

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Monday, June 14, 2010.

The meeting was called to order by the Warden at 7:00 p.m.

ROLL CALL

The Clerk reported that all councillors representing all districts of the Municipality were present:

- Warden George El-Jakl
- Deputy Warden Donna LeBlanc-Messenger
- Councillor Murray Atkinson
- Councillor Louise Halliday
- Councillor Shaun Hatfield
- Councillor Cecil O'Donnell
- Councillor Cathy Stoddard

- Brian Holland, Municipal Clerk
- Lesa Rossetti, Deputy Clerk

APPROVAL OF MINUTES

Moved by C. O'Donnell and seconded by M. Atkinson that the minutes of the last meeting held May 25, 2010 be approved as circulated.

Motion carried unanimously.

DECLARATIONS OF CONFLICT OF INTEREST

There were no declarations of conflict of interest.

PROCLAMATION - CONTINUING CARE MONTH

The Warden informed members that correspondence has been received from Health Association Nova Scotia requesting Council to declare the month of September as Continuing Care Month.

The Warden read the following proclamation:

WHEREAS continuing care services and programs help people living in our communities to maximize their independence, promote their health and well-being, and sustain or enhance their quality of life;

WHEREAS a variety of organizations, employees and volunteers are committed to providing quality care and support to people of all ages who require continuing care services and programs;

WHEREAS this is an opportunity for the Municipality of Barrington to recognize the many caring and dedicated people who work and volunteer in continuing care.

Having heard no objections to the proclamation, the Warden declared September 2010 as Continuing Care Month in the Municipality of Barrington.

MATTERS ARISING FROM THE MINUTES

Request for Washrooms and Change Rooms

By way of letter dated May 27, 2010, Mr. David Gordon of the Department of Natural Resources was asked if permission would be granted to the Municipality to locate washrooms and change rooms in the North East Point Beach area should materials be provided.

Mr. Gordon advised that our request was referred to the Parks Division and Mr. Art Lynds has advised that no partnership or agreement would be entertained until liability issues were addressed. The liability issues relate to the old ferry wharf in the area. The structure has rotted and there are large spikes sticking out of it in various places.

During discussion of this matter it was noted that this is one of the most widely accessible and used beaches in the Municipality of Barrington. It was also noted that the provincial government promotes beaches through their tourism initiatives throughout the province.

Resolution C100601

Moved by S. Hatfield and seconded by M. Atkinson that letters be forwarded to Mr. Art Lynds and Mr. David Gordon, both of the Department of Natural Resources, asking that they bring this matter to the attention of the appropriate government department to have this dangerous and unsightly condition of their property addressed.

Motion carried unanimously.

Update Re: Phillip Chetwynd Property

Council at their meeting held April 12, 2010 gave Mr. Phillip Chetwynd until May 31, 2010 to address the dangerous and unsightly condition of his property located at 856 East Baccaro.

Members were informed that some work had taken place at the sight. The house which was destroyed by fire had been demolished, but instead of having the debris trucked away the debris was dumped at the back of the property.

The By-Law Enforcement Officer visited the property today, and took pictures which were circulated to Council members.

The Clerk informed members that by way of email dated June 9, 2010 Mr. Robert Kaufmann advised that he has purchased the property at 856 East Baccaro and the closing date has been set for June 30th. He is requesting a few weeks for Mr. Chetwynd to move one of his sheds from the property. Mr. Kaufmann advised that he understood that the debris from the house must be removed from the property. He further advised that he will be removing the plywood from the basement and the basement area will be filled in and other buildings located on the property will be removed.

Resolution C100602

Moved by D. Messenger and seconded by L. Halliday that Mr. Robert Kaufmann be granted thirty (30) days from the closing date of June 30, 2010 to address the condition of the property.

Motion carried unanimously.

Manhole - Highway No. 3

The Clerk informed members that an estimate has been received from Aberdeen Paving to address the bump on Highway No. 3 near the RCMP Detachment in Barrington caused by the manhole.

The Clerk informed members that he had been in conversation with the Area Supervisor for the Department of Transportation and he has been advised that no permit will be required for this work.

Resolution C100603

Moved by L. Halliday and seconded by M. Atkinson that the quote received from Aberdeen Paving in the amount of \$500.00, plus HST, to repair the manhole located on Highway No. 3 in Barrington, be approved, and that the Municipality provide the manhole cover required.

Motion carried unanimously.

During discussion of this matter it was agreed that written permission be obtained from the Department of Transportation to carry out this work.

COLBY BRANNEN AND CARMEN NICKERSON
- DANGEROUS AND UNSIGHTLY PREMISE

In December of 2008 Colby Brannen and Carmen Nickerson's house located at 15 Cripple Creek Wharf Road was destroyed by fire. Since March 16, 2009 numerous attempts have been made by the Municipality to have the property secured. On June 22, 2009 the By-Law Enforcement Officer reported that the property had been secured. All access points had been boarded up and the cellar door was nailed shut. Since that time the property has been allowed to deteriorate further. Siding has been removed, some of the plywood has been removed from the windows and access points, and the basement door is open.

Several attempts have been made to have Colby Brannen and Carmen Nickerson address the dangerous and unsightly condition of their property. Registered letters were sent to both Colby Brannen and Carmen Nickerson advising that Council would be asked at their meeting tonight to consider issuing an Order to address the dangerous and unsightly condition of their property.

Resolution C100604

Moved by S. Hatfield and seconded by C. O'Donnell that Council issue an Order requiring Colby Brannen and Carmen Nickerson to address the dangerous and unsightly condition of their property located at 15 Cripple Creek Road, Clam Point, by demolishing the house, securing the barn and cleaning up the property.

Motion carried unanimously.

KALADAR - ENERGY AUDIT

Mr. Glen Fry and Mr. Bob Schmeisser of Kaladar Enersave Management Inc. appeared before the meeting and reported on the municipal energy audit which was recently carried out by their company. Twenty-six (26) facilities were assessed in total. The overview provided included energy savings opportunities, savings, implementation options, sources of funding, issues to be considered and third party assistance.

Recommendations identified resulted in capital cost of \$394,900.00 resulting in a total annual savings of \$70,130.00.

It was noted that all energy saving opportunities would not have to be carried out at the same time.

One problem area identified by the energy audit was the cost of street lights.

Resolution C100605

Moved by S. Hatfield and seconded by D. Messenger that a letter be written to the Union of Nova Scotia Municipalities asking them to approach Nova Scotia Power regarding the cost of non-metered street lights and suggesting that the cost of these lights be reduced, and that letters also be forwarded to other municipal units requesting them to also write the Union of Nova Scotia Municipalities supporting our request.

Motion carried unanimously.

Resolution C100606

Moved by D. Messenger and seconded by L. Halliday that the energy audit be referred to the Committee of the Whole for further discussion.

Motion carried unanimously.

CONTINUATION OF MATTERS ARISING FROM THE MINUTES

French Immersion Program - ERMES

The Clerk informed members that correspondence has been received from the Minister of Education which advised that it remains the decision of the Board itself to judge what it considers viable numbers to maintain its French Immersion Program in the long term.

C.S.I. School Closure

It was reported that the Coast Guard Newspaper this week reported that the Cape Sable Island Elementary School will be closed.

Resolution C100607

Moved by C. O'Donnell and seconded by S. Hatfield that a letter be written to the Minister of Education and our School Board representative, Andrea Huskison-Newell, asking how a decision could be arrived at to close the Cape Sable Island Elementary School before the school review process has been completed.

Motion carried unanimously.

Resolution C100608

Moved by S. Hatfield and seconded by C. Stoddard that in order to seek understanding our School Board representative, Andrea Huskison-Newell, be invited to meet with Council to explain the School Board's decision to close the C.S.I. School, and how that decision was arrived at.

Motion carried unanimously.

CORRESPONDENCE

Responsible Gaming Strategy for the Province

The Clerk informed members that correspondence has been received advising of the development of a Responsible Gaming Strategy for the Province. Submissions relating to the development of the Strategy are invited and the deadline is June 30, 2010.

BMHS Graduation

Correspondence has been received from the Principal of the Barrington Municipal High School advising that the BMHS Graduation ceremonies will be held on Monday, June 28, 2010, at 7:00 p.m., at the Barrington Municipal Arena. Mr. Buckland extended an invitation for the Warden or a designate to attend the ceremonies.

It was noted that the Annual Council Meeting is scheduled to be held that same evening. It was therefore agreed that the Annual Council Meeting be rescheduled for June 29, 2010.

It was agreed that Mr. Buckland be advised that Warden George El-Jakl will be attending the ceremonies on behalf of the Municipality.

TIANS

The Clerk informed members that correspondence has been received from the Tourism Industry Association of Nova Scotia. The 2009/2010 annual reports for TIANS and the Nova Scotia Tourism Human Resources Council were circulated for review by councillors. Also provided was the 2010/2011 membership renewal in the amount of \$184.00. Membership will be maintained in this association.

James Mood Request

The Clerk informed members that James Mood contacted him for free use of the Arena to hold a public meeting to generate interest in the fishery and to obtain a unified voice regarding the state of the economy.

It was noted that the Arena Policy requires payment for the use of the facility. It was agreed that the Curling Club would be a possible alternate location for his meeting and if he wished to pursue the use of the Arena, free of charge, then he be asked to put his request, in writing, to Council.

REPORT OF WARDEN

The Warden gave a brief report on his activities since the last meeting of Council.

REPORT OF COUNCILLORS

Councillor Louise Halliday

Councillor Halliday gave a brief report on her activities since the last meeting of Council.

Councillor Murray Atkinson

Councillor Atkinson gave a brief report on his activities since the last meeting of Council.

Councillor Shaun Hatfield

Councillor Hatfield gave a brief report on his activities since the last meeting of Council.

Councillor Cecil O'Donnell

Councillor O'Donnell gave a brief report on his activities since the last meeting of Council.

Councillor Cathy Stoddard

Councillor Stoddard gave a brief report on her activities since the last meeting of Council.

Deputy Warden Donna LeBlanc-Messenger

Deputy Warden Messenger gave a brief report on her activities since the last meeting of Council.

Recommendations to Council

RCMP Monthly Report

Resolution C100609

Moved by D. Messenger and seconded by C. Stoddard that the local RCMP Detachment be requested to indicate how they procured “tow truck services” from local service providers. It was indicated that in the past the practice had been for various service providers to provide this service to the local RCMP Detachment by taking turns, and at the present time this is not done. The present service is provided from one towing service only.

Motion carried unanimously.

Power Pole at McGray Avenue

Resolution C100610

Moved by D. Messenger and seconded by S. Hatfield that a letter be sent to Nova Scotia Power Inc. asking if the location of this pole is a safety hazard, and have they experienced any safety issues with its location.

Motion carried unanimously.

Mercury Lamp Recycling Services

Resolution C100611

Moved by D. Messenger and seconded by C. Stoddard that the Region 6 Waste Management Coordinator be asked to provide a brief to Council for proposed recycling of these light bulbs.

Motion carried unanimously.

2010/2011 Budget Financing

Resolution C100612

Moved by D. Messenger and seconded by C. O'Donnell that \$75,000.00 be included as a total grant allowance in the 2010/2011 budget.

AFFIRMATIVE

Murray Atkinson
Shaun Hatfield
Donna LeBlanc-Messenger
Cecil O'Donnell
Cathy Stoddard

NEGATIVE

George El-Jakl
Louise Halliday

Motion carried.

BMHS Safe Grad

Resolution C100613

Moved by D. Messenger and seconded by S. Hatfield that a grant of \$300.00 be provided to the Safe Grad Committee at BMHS for the current year.

Motion carried unanimously.

South West Shore Development Authority

Resolution C100614

Moved by D. Messenger and seconded by S. Hatfield that the Municipality request payment of the repayable grant in the amount of \$14,700.00 previously provided to the South West Shore Development Authority as soon as possible.

Motion carried unanimously.

Resolution C100615

Moved by D. Messenger and seconded by M. Atkinson that the Municipal Solicitor send a letter to the South West Shore Development Authority requesting the Authority to provide documented proof of any legal and financial obligations the Municipality has to the South West Shore Development Authority as soon as possible.

Motion carried unanimously.

Prosecution Services

Resolution C100616

Moved by D. Messenger and seconded by C. O'Donnell that a letter be sent to the Minister of Justice objecting to any closure of the Prosecution Office in Shelburne County and that this letter be copied to the other municipal units in Shelburne County and to our MLA.

Motion carried unanimously.

BALLE Nova Scotia

Resolution C100617

Moved by D. Messenger and seconded by C. Stoddard that the information provided be forwarded to Gary Thomas, President of the Barrington Area Chamber of Commerce, and that a letter of response be sent to Dayle Eshelby who has provided this information indicating that Mr. Thomas is the President of the local Chamber of Commerce and a contact number for him.

Motion carried unanimously.

Caucus Invitation

Resolution C100618

Moved by D. Messenger and seconded by C. O'Donnell that the Nova Scotia Government Caucus be invited to hold a meeting in the Barrington area for a few days, and tour the Barrington area while they are here, and that this be done at provincial government expense.

Motion carried unanimously.

Lighthouse Road

Resolution C100619

Moved by D. Messenger and seconded by C. O'Donnell that a letter be sent to Mr. Acker, the local Supervisor for the Department of Transportation, indicating that although it is a busy time now, Council would like to have a reply to their request for graveling of Lighthouse Road, and would like to know when graveling will be done.

Motion carried unanimously.

Department of Transportation

Resolution C100620

Moved by D. Messenger and seconded by C. Stoddard that a letter be sent to the local Department of Transportation Office asking for information regarding what plans there are to do repairs to the shoulder of the road in the South Side area, and generally to check the roads throughout the Municipality.

Motion carried unanimously.

Building Inspector's Agreement

Resolution C100621

Moved by D. Messenger and seconded by C. O'Donnell that the Municipality enter into an employment agreement with Mr. David Andrews for the next five years for the purpose of employing him as the Municipal Building Inspector, Fire Inspector, Development Officer and By-Law Enforcement Officer.

Motion carried unanimously.

Wood's Harbour Ballfield Repairs

Resolution C100622

Moved by D. Messenger and seconded by C. O'Donnell that the Municipality take over ownership of the Wood's Harbour Ballfield.

Motion carried unanimously.

South West Shore Development Authority

Moved by D. Messenger and seconded by S. Hatfield that the Municipality cease membership in the South West Shore Development Authority, effective immediately, and have the Municipal Solicitor send correspondence to the Authority indicating Council's decision.

Motion carried unanimously.

CONTINUATION OF MEETING

Resolution C100623

Moved by L. Halliday and seconded by M. Atkinson that having reached the hour of 10:00 p.m., Council extend their meeting until all agenda items have been dealt with.

Motion carried unanimously.

Clyde River

Resolution C100624

Moved by D. Messenger and seconded by C. O'Donnell that a letter be sent to the Department of Natural Resources, the Provincial Minister of Fisheries, and the Provincial Minister of Transportation, requesting that the debris that is collecting near the old dam and cement bridge at the end of Quinns Falls Road be cleared out and that a boom be placed across the river to prevent further accumulation of debris at this site.

Motion carried unanimously.

Wood's Harbour Ballfield

Resolution C100625

Moved by D. Messenger and seconded by C. O'Donnell that ownership of the Wood's Harbour Ballfield be transferred to the Municipality for \$1.00 providing there are no environmental concerns with the property.

Motion carried unanimously.

Resolution C100626

Moved by L. Halliday and seconded by S. Hatfield that the above motion regarding the Wood's Harbour Ballfield identified as Resolution No. C100622 be rescinded.

Motion carried unanimously.

Waste Collection

Moved by D. Messenger and seconded by C. O'Donnell that By-Law No. 8 be amended to strike the words " shall not include production waste" and insert the words "shall not include fish renderings but will include two green carts of lobster waste".

Moved by L. Halliday and seconded by D. Messenger that the above motion be tabled in light of the fact that members have a meeting with the waste collectors tomorrow evening.

Motion defeated.

Resolution C100627

Moved by S. Hatfield and seconded by C. Stoddard that the above motion be amended by removing “but will include two green carts of lobster waste”.

AFFIRMATIVE

Shaun Hatfield
Donna LeBlanc-Messenger
Cecil O’Donnell
Cathy Stoddard

NEGATIVE

Murray Atkinson
George El-Jakl
Louise Halliday

Motion carried.

The original motion as amended was then put to a vote and carried.

AFFIRMATIVE

Shaun Hatfield
Donna LeBlanc-Messenger
Cecil O’Donnell
Cathy Stoddard

NEGATIVE

Murray Atkinson
George El-Jakl
Louise Halliday

The amended motion now reads as follows:

Resolution C100628

“...that By-Law No. 8 be amended to strike the words “shall not include production waste” and insert the words “shall not include fish renderings”.

NEW BUSINESS

Repeal - Policy 37 “Recreation Loans Policy”

Notice was given at the last meeting of Council that consideration will be given tonight to repeal Policy No. 37 “Recreation Loans Policy”. During discussion of this matter it was noted that the Municipal Government Act does not permit municipalities to provide loans to recreational organizations, therefore the policy should be repealed.

Resolution C100629

Moved by D. Messenger and seconded by C. Stoddard that Policy No. 37 “Recreation Loans Policy” be repealed since loans to recreational organizations are no longer permitted.

Motion carried unanimously.

Notice of Consideration Re: Amendments to Policy No. 52

The Clerk informed members that notice is given tonight that Council will consider amendments to Policy No. 52 “Council Meetings and Proceedings” at their next meeting. Proposed amendments will add a new paragraph requiring information and correspondence related to agenda items to be attached to the web agenda or else forwarded to all Council members by email.

Request from Barrington Country Market

The Clerk informed members that Fawne Atkinson, Vice President, Barrington Country Market, has advised that the Country Market will open June 18th and 19th and it will continue until October. The market will be held at Wilson’s Lane parking lot in Barrington Passage. Mrs. Atkinson is requesting garbage receptacles to be used at their event.

Resolution C100630

Moved by S. Hatfield and seconded by D. Messenger that waste receptacles be provided to the Barrington Country Market.

Motion carried unanimously.

Tenders - Sorting Station Roof Construction

Tenders have been called for roof construction of the Public Sorting Station at the C & D Landfill Site. Two tenders have been received. The tenders were opened by the Warden and were as follows:

- Blakeney’s Odd Jobs - \$26,329.00, including HST
- Gardiner Allen Excavation Ltd. - \$24,408.00, including HST

Resolution C100631

Moved by L. Halliday and seconded M. Atkinson that the Clerk review the tenders received and award the tender to the lowest tenderer meeting all requirements of the tender call.

Motion carried unanimously.

Bursary Selection

Resolution C100632

Moved by C. O'Donnell and seconded by D. Messenger that Devon Garron receive the 2010 Municipal Bursary.

Motion carried unanimously.

MUNICIPAL WASTE COLLECTION

Resolution C100633

Moved by C. O'Donnell and seconded by S. Hatfield that the Municipal Solicitor, Donald Harding, be invited to meet with Council tomorrow at 6:00 p.m. to discuss municipal waste collection.

Motion carried unanimously.

ADJOURNMENT

Moved by L. Halliday that the meeting adjourn.

The meeting was adjourned at 11:15 p.m.

Warden

Clerk

Secretary for the Meeting

On website June 16, 2010.