

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, NS, on Monday, May 10, 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

CLOSED SESSION

In advance to the meeting, at 6:30 p.m., a Closed Session of Council was held to deal with personnel matters, former B.M.H.S. and SWSDA legal issues.

DECLARATIONS OF CONFLICT OF INTEREST

There were no declarations of conflict of interest.

APPROVAL OF MINUTES

Moved by C. O'Donnell and seconded by S. Hatfield that the minutes of the last meeting held April 26, 2010 be approved as circulated.

Motion carried unanimously.

MUNICIPAL WASTE COLLECTION

Roger and Veronica Smith of Brook Island Fisheries, Municipal Waste Collectors, appeared before the meeting. They expressed concern regarding the following:

- Spring Clean-up:
 - disposal of waste
 - separation of waste
 - items accepted
 - amount of waste put out for collection
 - collection of dead lobsters and fish bait from lobster processing facilities
 - residents not sorting waste properly

Resolution C100501

Moved by S. Hatfield and seconded by D. Messenger that the above matter be referred to the Committee of the Whole for further discussion and review of By-Law No. 8, "Collection, Storage and Disposal of Waste", and review of the list of recommendations received from the Municipal Waste Collector.

Motion carried unanimously.

Having reached the allotted time for the interview with the Municipal Waste Collectors, Council was asked how they wanted to proceed.

Resolution C100502

Moved by D. Messenger and seconded by C. Stoddard that Council continue with the interview with the Municipal Waste Collectors.

Motion carried unanimously.

Discussion then took place regarding the disposal of waste collected during previous spring and fall clean-ups.

Roger and Veronica Smith were thanked for appearing before the meeting and making their presentation.

TENDERS - FIRE SERVICES STUDY

The Clerk informed members that Request for Proposals were invited from consultants to complete a thorough review of municipal fire services. The review is to examine the current and future operations of fire services provided within the Municipality of Barrington. The deadline for submissions was Friday, May 7th, at 4:00 p.m. Three (3) proposals were received and were opened by the Warden and reported as follows:

- RiskTec, \$1,200.00 per day in Barrington, \$720.00 per day in Houston, rates include travel, lodging, rental car, meals and labour
- Morrison Hearshfield, \$29,500.00, plus H.S.T.
- Fitch Associates, \$47,310.00

Resolution C100503

Moved by L. Halliday and seconded by M. Atkinson that the above Requests for Proposals be referred to the Fire Chiefs Committee for review and recommendation back to Council.

Motion carried unanimously.

YEAR OF THE LOBSTER COMMITTEE

John Shaar of the Year of the Lobster Committee appeared before the meeting and advised that the application made to ACOA for funding for a radio advertising campaign was denied. The project criteria was reviewed and it appeared to Mr. Shaar that in most cases the advertising campaign met the criteria.

Resolution C100504

Moved by S. Hatfield and seconded by C. O'Donnell that a letter be sent to ACOA, with a copy of their criteria for the project, and demonstrate that our project fits the criteria outlined and request reconsideration of our application, and that a copy of this letter be forwarded to the Minister.

Motion carried unanimously.

MATTERS ARISING FROM THE MINUTES

UNSM Response Re: Council Remuneration

In advance to the meeting each member was provided with a copy of a letter received from the President of the Union of Nova Scotia Municipalities in response to our letter concerning Council remuneration. The letter advised that to their knowledge the Halifax Regional Municipality is the only municipality who uses an independent body to set compensation framework and annual adjustments for elected officials.

The letter further advised that in the fall of 2008 a province-wide survey was conducted to determine the compensation programs in place for elected officials. This survey is available on the UNSM website.

During discussion of this matter it was agreed that a copy of the Administrative Order No. 17 respecting remuneration for members of Council of the Halifax Regional Municipality be obtained and forwarded to members.

Building Inspector

The Clerk informed members that the position of Building Inspector/Development Officer/Fire Inspector and By-Law Enforcement Officer was offered to Chris Churchill who declined the offer.

Resolution C100505

Moved by S. Hatfield and seconded by C. Stoddard that this matter be referred to the Committee of the Whole for further discussion.

AFFIRMATIVE

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

NEGATIVE

Louise Halliday

Motion carried.

Satellite Kidney Dialysis Clinic

In advance to the meeting each member was provided with correspondence addressed to the Chair of the Roseway Hospital Charitable Foundation from the Minister of Health. The Minister acknowledges receipt of their letter requesting the establishment of a satellite dialysis unit for patients of Shelburne County. The Minister advised that the Nova Scotia Renal Program has been working with the District Health Authorities Dialysis Programs to understand the demand for dialysis, the travel burden placed on patients and families, and ways to provide care closer to home. The Renal Program has completed a plan that will inform the Department about the burden of illness and make recommendations for the most appropriate locations for establishing satellite units. The Plan is currently under review and when it is approved for implementation the plan will be communicated to all District Health Authorities.

VON WEEK

The Warden informed members that correspondence has been received regarding VON Week. The Warden declared May 17 - 23, 2010 as VON Week in the Municipality of Barrington.

CORRESPONDENCE

Provincial Model Volunteer Community Award

The Clerk informed members that correspondence has been received from the Premier congratulating the Municipality on being this year's recipient of the Provincial Model Volunteer Community Award. A letter of congratulations was also received from the Leader of the Opposition.

Lieutenant Governor's Medal Ceremony

It was reported that the Lieutenant Governor's Medal Ceremony will be held on Thursday, June 3, 2010 at the Yarmouth Consolidated Memorial High School.

Resolution C100506

Moved by L. Halliday and seconded by C. Stoddard that expenses be paid for any councillor wishing to attend and that they advise the office of their attendance in order that the School Board may be notified.

Motion carried unanimously.

Outstanding Fines

A copy of a letter addressed to the Minister of Service Nova Scotia and Municipal Relations from the Region of Queens was provided to members in advance to the meeting. The letter expressed concern that outstanding municipal fines that go unpaid are many times difficult and expensive to recoup based on existing legislation. The Region of Queens is requesting the Minister to consider the following:

1. That all municipal fines levied by Court become a first lien on any real property owned by the accused person.
2. That all fines levied by a Court that are not satisfied prior to the time period specified for payment by Court be allowed to be entered by each municipal unit as a judgement without further legal process.

It was noted that this letter was presented for information purposes only.

Request for Financial Assistance - BMHS Environment Group

In advance to the meeting each member was provided with a copy of correspondence received from the Barrington Municipal High School Environment Club. The letter advised that they have been granted a Toyota/Evergreen School Greening Ground Grant of \$2,000.00, possibly for three years. The grant will provide six (6) picnic tables and shade trees in front of the soccer field. A working grant has been provided to the BMHS 02 classes and this grant will provide for a sheltered pavilion for the soccer field.

The Club is requesting Council to assist with the cost of ground preparation for the trees and the installation of the concrete posts for the pavilion.

Resolution C100507

Moved by D. Messenger and seconded by C. Stoddard that the Municipality provide manpower and an excavator to dig the required holes for the trees and the concrete posts for the pavilion, and request information on the volunteer work done to date in connection with these two projects, and the Club be invited to make a presentation to Council in the future.

AFFIRMATIVE

Murray Atkinson
George El-Jakl
Donna LeBlanc-Messenger
Cathy Stoddard

NEGATIVE

Louise Halliday
Shaun Hatfield
Cecil O'Donnell

Motion carried.

4th Annual Mini Log Run

Mike Smith, Principal of FRA, has requested permission to hold their 4th Annual Mini Log Run at the former tourist bureau site next to the Kiack Brook.

Resolution C100508

Moved by L. Halliday and seconded by D. Messenger that Forest Ridge Academy be permitted to hold their 4th Annual Mini Log Run at the former tourist bureau site on June 5, 2010 (rain date June 6, 2010).

Motion carried unanimously.

Mi'Kmag Nation Invitation

Correspondence has been received inviting Council to attend the June 24th - 28th celebrations marking the 400th anniversary of the baptism of the Grand Chief Henri Membertou. A full list of the program events can be seen on their website, www.membertou400.com, and is requesting that a link be put on our website.

Resolution C100509

Moved by L. Halliday and seconded by S. Hatfield that a link be placed on the municipal website to the website of the Membertou 400th celebrations.

Motion carried unanimously.

REPORT OF WARDEN

Warden El-Jakl gave a brief report on his activities since the last meeting of Council.

REPORT OF COUNCILLORS

Deputy Warden Donna LeBlanc-Messenger

Deputy Warden Messenger gave a brief report on her 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.

Councillor Cecil O'Donnell

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

Councillor Shaun Hatfield

Joint Emergency Measures Organization Executive Meeting

EMO Budget 2010/2011

Resolution C100510

Moved by S. Hatfield and seconded by D. Messenger that the proposed 2010/2011 EMO Budget, as presented, in the amount of \$26,250.00 be approved.

Motion carried unanimously.

Moratorium on Offshore Drilling

Resolution C100511

Moved by S. Hatfield and seconded by L. Halliday that letters be written to the Provincial Minister of Fisheries and Minister of Environment, and the Federal Minister of Fisheries asking that the moratorium on drilling on Georges Bank continue to be maintained.

Motion carried unanimously.

Councillor Murray Atkinson

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

Request for Leave of Absence

Councillor Atkinson requested a leave of absence for a one month period effective May 17, 2010 due to illness.

Resolution C100512

Moved by D. Messenger and seconded by L. Halliday that Councillor Atkinson be granted a one (1) month leave of absence effective May 17, 2010.

Motion carried unanimously.

Region 6 Meeting, May 20th

The Clerk requested a councillor to attend the Region 6 meeting to be held in Bridgewater on May 20, 2010 in place of Councillor Atkinson.

Warden El-Jakl indicated that he would try to attend.

Councillor Louise Halliday

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

Committee of the Whole Council

Yarmouth SPCA Contract

Resolution C100513

Moved by L. Halliday and seconded by C. O'Donnell that the Municipality renew its contract with the Yarmouth SPCA for pound services at a cost of \$1,200.00 for the coming year.

Motion carried unanimously.

Public Consultation - Wood's Harbour Committee of the Whole Meeting

Resolution C100514

Moved by L. Halliday and seconded by M. Atkinson that a letter be sent to the Department of Transportation requesting that Highway No. 3 between Barrington and Wood's Harbour be assessed and repaired by the Department, and that this letter be sent to the Minister of Transportation and the MLA for Shelburne County.

Motion carried unanimously.

Resolution C100515

Moved by L. Halliday and seconded by S. Hatfield that the Municipality offer to pay the cost of a cement ring for the manhole near the RCMP Office so that the Department of Transportation can repair this bump, and that a letter offering the payment for this ring be forwarded to the Department of Transportation offices in Yarmouth and Shelburne and to the Minister.

Motion carried unanimously.

Agenda Attachments

Resolution C100516

Moved by L. Halliday and seconded by S. Hatfield and carried that:

WHEREAS Council's Code of Conduct encourages openness in dealing with public business;

AND WHEREAS transparency is maximized when agenda items are "clearer" for the benefit of council members, citizens and media;

AND WHEREAS it is good for members of Council to have easy and equal access to information prior to meetings;

BE IT RESOLVED THAT all information and/or correspondence related to agenda items for upcoming meetings of Council be attached to the web agenda or else forwarded to all council members by email (or paper) prior to meetings, except for agenda items related to Section 22(2) of the Municipal Government Act.

Resolution C100517

Moved by S. Hatfield and seconded by C. O'Donnell that amendments be drafted to amend Policy No. 52 requiring the above agenda attachments.

Motion carried unanimously.

Closed Sessions

Moved by L. Halliday and seconded by C. O'Donnell that all closed sessions of council and committee meetings be held at 6:30 p.m. prior to the regular time of meetings on a trial basis for a period of three months pending any policy amendments that may be necessary.

Motion carried unanimously.

Moved by S. Hatfield and seconded by M. Atkinson that the above motion be rescinded.

Motion carried unanimously.

Resolution C100518

Moved by S. Hatfield and seconded by D. Messenger that all closed sessions of council and committee meetings be held at 6:00 p.m. or 6:30 p.m. prior to the regular time of meetings on a trial basis for a period of three months pending any policy amendments that may be necessary.

Motion carried unanimously.

North East Point Beach Liability Issues

During a recent meeting with Art Lynds of the Department of Natural Resources, the following liability issues were identified:

- deteriorated old wharf,
- steel spikes sticking out of sand.

Resolution C100519

Moved by L. Halliday and seconded by S. Hatfield that a letter be sent to the Department of Natural Resources and to the Department of Transportation requesting that the liability issues be addressed, and invite Minister MacDonnell to view the old wharf piers at North East Point Beach for his information. It is believed that the Province has an obligation under Section 15 of the Municipal Government Act to address this dangerous condition on their property.

Motion carried unanimously.

Police Advisory Board

Resolution C100520

Moved by L. Halliday and seconded by C. O'Donnell that a letter be sent to the Town and the local RCMP Sergeant recommending that the Police Advisory Board be set up as soon as possible, and become active as soon as possible, as this matter has been delayed for a considerable amount of time.

Motion carried unanimously.

CLOSED SESSION

The following items were brought forward as a result of discussions which took place at the Closed Session of Council held prior to the Council meeting.

Yearly Increment - Rob Williams

Resolution C100521

Moved by L. Halliday and seconded by C. O'Donnell that Rob Williams receive his yearly increment, effective April 1, 2010.

Motion carried unanimously.

Tax Sale Property - Murray Quinlan

It was reported that Helena Whitman, occupant of the property formerly assessed to Murray Quinlan, Assessment Account #03856305, PID #80033541, has offered to purchase the land for fair market value.

Resolution C100522

Moved by L. Halliday and seconded by S. Hatfield that the offer of fair market value in the amount of \$4,300.00 received from Helena Whitman for the purchase of property formerly assessed to Murray Quinlan, Clam Point, Assessment Account #03856305, PID #80033541, be accepted.

Motion carried unanimously.

CLERK’S REPORT

The Municipal Clerk gave a report on his activities during the month of March.

CONTINUATION OF MEETING

Resolution C100523

Moved by C. Stoddard and seconded by L. Halliday that after having reached the hour of 10:00 Council continue their meeting until all items on the agenda have been dealt with.

Motion carried unanimously.

WEBSITE GREETING

The Warden informed members that it is his intention to add the Municipality’s Vision Statement as part of the Warden’s Greeting contained on the website. The Warden’s Greeting will also contain the following:

“I offer the words of our newly crafted Municipal Vision Statement as an introduction to our area. On behalf of our Council, I welcome you to review this website and to be frequent visitors of our beautiful municipality. Be sure to bring your camera.”

Members agreed to the website greeting as proposed by the Warden.

ADJOURNMENT

Moved by L. Halliday that the meeting adjourn.

The meeting was adjourned at 10:10 p.m.

Warden Clerk

Secretary for the Meeting

On website May 13, 2010.

