

## COMMITTEE OF THE WHOLE COUNCIL MEETING

January 30, 2012

The meeting was called to order by the Chair, at 5:00 p.m., in the Conference Room, in the Administrative Centre, in Barrington, N.S., with the following members present:

- George El-Jakl, Chair
- Cecil O'Donnell
- Louise Halliday
- Donna LeBlanc-Messenger
- Shaun Hatfield (7:56 p.m.)
  
- Kevin MacDonald
- Brian Holland, Municipal Clerk

Absent were members Cathy Stoddard on leave of absence, and Murray Atkinson due to a medical appointment.

### CLOSED SESSION

Members entered into Closed Session for the purpose of discussing litigation concerning the former B.M.H.S. property and for the purpose of considering a rental agreement with Dr. Kim Mailman.

Discussion ensued with the Municipal Solicitor, Mr. Kevin MacDonald, for approximately an hour and a half.

At approximately 6:30 p.m. Mr. MacDonald retired from the meeting.

At that time members were unable to discuss the rental agreement with Dr. Kim Mailman as Deputy Warden Messenger declared a conflict of interest. Since the Deputy Warden was no longer able to discuss this matter, there no longer existed a quorum. As a result this matter was not discussed at this time.

### OPEN SESSION

Members then entered into Open Session in order to conduct the remaining business of the meeting.

### REPORT ON CLOSED SESSION

The Warden reported that members had discussed the former BMHS property litigation with the Municipality's Solicitor, Mr. Kevin MacDonald, and would be further considering the matter in order to give instructions to the Solicitor.

The rental agreement with Dr. Mailman was not discussed as there was no quorum for this purpose.

ADDITIONS TO THE AGENDA

The following items were added to the agenda:

- Lobstering Industry.
- Hiring Committee Meeting.
- Liberal Party Meeting in Liverpool.

APPROVAL OF AGENDA

**Moved** by C. O'Donnell and seconded by L. Halliday that the agenda be approved as amended.

Motion carried unanimously.

APPROVAL OF MINUTES

**Moved** by D. Messenger and seconded by C. O'Donnell that minutes of the last previous meeting held January 16, 2012 be approved as circulated.

Motion carried unanimously.

RETURNING OFFICER

As a result of an advertisement that had been placed by the Municipality, there were three (3) applications received for Returning Officer. These applications were received from Catherine Clark, Sherry Sears and Cindy Nickerson.

Resolution COW120122

**Moved** by L. Halliday and seconded by D. Messenger that choice of a Returning Officer be considered at the next Council meeting.

Motion carried unanimously.

TOURISM COODRINATOR

A report had been circulated to members concerning the Shelburne County Tourism Coordinator and the funding of that position. The Municipality had contributed an extra \$6,507.77 towards programs to be conducted during the year. Unfortunately, only the Town of Clark's Harbour also contributed to these programs. Because the other three municipal units in the County have not contributed, the programs did not go ahead; therefore, it would be appropriate to ask that these funds be returned to the Municipality.

The report to councillors also suggests that the Tourism Coordinator function be reassessed in order that Council may determine that it is getting sufficient value for its money in this endeavor. It is suggested that the Tourism Coordinator be asked to come to a Committee of the Whole meeting to explain to councillors the tourism activities that are taking place within the Municipality, and the benefits that are being received as a result of the Tourism Coordinator's efforts.

Resolution COW120123

**Moved** by D. Messenger and seconded by L. Halliday that the Tourism Coordinator, Suzy Atwood, be invited to attend a future meeting of the committee in order to explain to members the tourism activities that are being conducted in the Municipality.

Motion carried unanimously.

COMMITTEE AND BOARD MEMBERSHIPS LIABILITY

Copies of insurance coverages were circulated to members for their information and review. Also this evening the insurance from Bay Side Home was provided. This will also be circulated to members for their review.

It was the consensus of members that the Municipal Solicitor should be consulted to determine whether these insurances are adequate. Once additional policies are received they will also be circulated to members.

REVIEW OF RECREATIONAL POLICIES AND RENTAL AGREEMENT

A memo from the Recreation Director had previously been circulated to members. This matter will be discussed at the next meeting of the Committee of the Whole.

PURCHASING POLICY AMENDMENTS

A draft of the proposed amendments to the Purchasing Policy was circulated to members. This draft was reviewed with the members indicating what amendments were proposed. These amendments were discussed by the managers of the various departments.

Resolution COW120124

**Moved** by L. Halliday and seconded by D. Messenger that Council be given notice of amendments to Policy No. 36 "Purchasing Policy".

Motion carried unanimously.

## COMMUNITY GRANT REQUEST

### White Lily Cemetery

A Community Grant request has been received from White Lily Cemetery. It was noted that this organization had already received a Community Grant during the current fiscal year.

### Resolution COW120125

**Moved** by D. Messenger and seconded by C. O'Donnell that White Lily Cemetery be advised to apply for a Community Grant request in the next fiscal year as they have already received a grant in the current fiscal year.

Motion carried unanimously.

### Camp Jordan Request

A grant request has been received from Camp Jordan. The representatives of Camp Jordan will be called to verify which fiscal year this request is being applied for as they have also already received a grant from the Municipality during the current fiscal year.

### Evergreen Cemetery Request

A Community Grant request has been received from Evergreen Cemetery. They are seeking funds to assist in the painting of their building and the installation of two new small windows. Their total estimated cost of the project is \$2,500.00. They indicate in their application that they have \$1,000.00 and are seeking \$1,500.00 from the Municipality. No financial statements are attached, however, they have made note on the request form that they have \$10,000.00 on hand, \$5,500.00 of which will be used for mowing, and the remainder is being saved to purchase fencing.

### Resolution COW120126

**Moved** by D. Messenger and seconded by C. O'Donnell that it be recommended to Council that a grant of \$1,365.00 be provided from the District 7 Community Grant Funds to the Evergreen Cemetery for the purpose of painting the building and installing two new small windows.

Motion carried unanimously.

## BANTAM C PROVINCIAL CHAMPIONSHIPS

Correspondence has been received indicating that the Shelburne County Bantam C Flames will be hosting the Provincial Championships at the Barrington Municipal Arena on March 30th and 31st, and April 1, 2012. This group is selling advertisements in a program to be distributed during the championships.

Resolution COW120127

**Moved** by L. Halliday and seconded by D. Messenger that it be recommended to Council that the Municipality pay for a half page advertisement in the Bantam C Provincial Championships program at a cost of \$100.00.

Motion carried unanimously.

TAX WRITE-OFF

Members were informed that a mobile home which has been taxed in the Municipality is now a derelict building and it is believed that the taxes are uncollectible on this mobile home. The mobile home is not usable and cannot be lived in. It was formerly owned by an individual who has gone through personal bankruptcy. The mobile home was formerly located on the property of Corbett Blades and now has been moved elsewhere.

Resolution COW120128

**Moved** by C. O'Donnell and seconded by D. Messenger that it be recommended to Council that a mobile home formerly assessed in the name of Corbett Blades which has now been removed from the Assessment Roll by Property Valuation Services Corporation be written off in the amount of \$677.07 principal, plus applicable interest of approximately \$340.00.

Motion carried unanimously.

SEAL ISLAND LIGHT

The Municipality owns the Seal Island light which is located on top of the Seal Island Lighthouse Museum. Previously, the Municipality had made application to the Atlantic Canada Opportunities Agency for funding for refurbishment of the metal portion of the dome on this light. ACOA has turned down this application for funding. As a result the Municipality must now apply elsewhere for funding. In conversation with the representative from the Nova Scotia Department of Economic Development, it was suggested the Municipality put in an application to them for funding of this project. The approximate cost of the project, in total, is \$85,000.00.

Resolution COW120129

**Moved** by C. O'Donnell and seconded by D. Messenger that it is recommended to Council that an application for 75% funding from the Province and 25% funding from the Municipality be made to the Nova Scotia Department of Economic Development and Tourism for refurbishment of the Seal Island Light.

Motion carried unanimously.

Resolution COW120130

**Moved** by D. Messenger and seconded by C. O'Donnell that it be recommended to Council that the Municipality transfer \$17,000.00 from this year's budget to next year's budget, and add \$4,250.00, for a total of \$21,250.00, as the Municipality's share of the cost of refurbishing the Seal Island light.

Motion carried unanimously.

DR. YEE FUNDING REQUEST

Correspondence has been received from Dr. Yee requesting the Municipality to pay half the rental cost for the offices of Dr. Germanus. Dr. Premachandra will be moving to the Community Health Centre and as a result Dr. Germanus will now have to pay the full rental cost of the offices. Dr. Yee indicated that he will also use the offices and have student doctors attend at these offices as well during the year.

**Moved** by C. O'Donnell and seconded by D. Messenger that it be recommended to Council that as an incentive the Municipality pay half the rental cost of Dr. Germanus's office.

**Moved** by L. Halliday and seconded by S. Hatfield that this motion be amended to add that this commitment be reviewed at the end of each year based on the current economic circumstances of the Municipality at that time.

Amendment carried unanimously.

The division was then taken on the main motion as amended.

The amended motion now reads:

Resolution COW120131

"...that it be recommended to Council that as an incentive the Municipality pay half the rental cost of Dr. Germanus' office and that this commitment be reviewed at the end of each year based on the current economic circumstances of the Municipality at that time."

Motion carried unanimously.

There was also some question at this time regarding the length of the lease and who the parties actually were to the lease. This information will be obtained and circulated to council members.

PERSONNEL POLICY REVIEW

The Municipality's Personnel Policy requires that it be reviewed every three years together with the employee salary and wage schedule. As a result information is being provided to members this evening and they are being asked to review it so that it can be discussed at a subsequent meeting.

It was agreed by consensus of members that it be discussed at a subsequent meeting on Thursday, February 16, 2012, at 8:30 a.m., in the Conference Room.

#### BAY SIDE HOME BOARD OF DIRECTORS

A Letter of Resignation was received from Murray Atkinson, resigning as a member of the Board of Directors of Bay Side Home Corporation. The resignation was dated January 24, 2012 to be effective January 21, 2012. A copy will be forwarded to the Administrator of Bay Side Home.

#### Resolution COW120132

**Moved** by L. Halliday and seconded by D. Messenger that it be recommended to Council that the Municipality advertise for a third member for the Board of Directors of Bay Side Home Corporation.

Motion carried unanimously.

#### Resolution COW120133

**Moved** by L. Halliday and seconded by C. O'Donnell that a letter of thanks be sent to Murray Atkinson for his service as a member of the Board of Directors of Bay Side Home Corporation.

Motion carried unanimously.

#### SCHEDULE OF FEES

The Schedule of Fees for the previous two weeks was circulated to members for their review.

#### LOBSTER INDUSTRY

Members wished to discuss municipal support for the local lobster industry, however, Deputy Warden Messenger and Councillor Hatfield determined that they should declare conflict of interest in this matter and therefore there was no quorum remaining for this discussion. Consequently, there was no discussion.

#### HIRING COMMITTEE

It will be necessary to convene another meeting of the Hiring Committee in order to deal with the Fire Services Coordinator position. This will be arranged with the members in the near future.

#### LIBERAL PARTY MEETING IN LIVERPOOL

The Warden indicated he had received an email inviting him to attend a meeting with the Leader of the Liberal Party on Wednesday, February 1, 2012, at 10:00 a.m., in Liverpool. Unfortunately, he is not able to attend.

Resolution COW120134

**Moved** by C. O'Donnell and seconded by D. Messenger that the Liberal Party be informed that no councillor from the Municipality will be able to attend their meeting on February 1, 2012 and that it be recommended to Council that the Leader of the Liberal Party be invited to meet with Municipal Council, in Barrington, to discuss municipal issues for this area.

Motion carried unanimously.

CLOSED SESSION RE: DR. MAILMAN RENTAL AGREEMENT

A Closed Session was held to deal with the proposed rental agreement with Dr. Mailman for office space in the CED Centre.

Conflict of Interest

Deputy Warden Messenger declared conflict of interest and vacated the meeting room because her husband is a contractor who deals with Dr. Mailman.

Members then proceeded to discuss the proposed rental agreement with Dr. Mailman.

OPEN SESSION

Members returned to Open Session at 9:40 p.m.

REPORT ON CLOSED SESSION

Resolution COW120135

**Moved** by L. Halliday and seconded by S. Hatfield that it be recommended to Council that the Municipality contribute up to \$15,000.00 toward the cost of renovations of the former South West Shore Development Authority offices to accommodate dental offices, and not charge rent for approximately three (3) months during the period of renovations, as an incentive to assist Dr. Mailman establishing a dental office in the Municipality, based on past practices for incentives for health care professionals.

Motion carried unanimously.

Deputy Warden Messenger then returned to the meeting.



ADJOURNMENT

The meeting was adjourned by mutual consent of members at 10:45 p.m.

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Chair

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Secretary for the Meeting

**On website February 1, 2012.**

