

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Monday, January 23, 2012.

The meeting was called to order by the Warden at 6:30 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 OF COUNCIL RE: PERSONNEL MATTERS & PROPOSED RENTAL AGREEMENT

At 6:30 p.m. a Closed Session of Council was held to deal with personnel matters and proposed rental agreement.

At 7:00 p.m. the Regular Session of Council was called to order.

### REPORT ON CLOSED SESSION

#### Yearly Increment - Stacey Chetwynd

#### Resolution C120116

**Moved** by D. Messenger and seconded by C. Stoddard that Stacey Chetwynd, Arena Services Technician, receive her annual increment, effective November 22, 2011.

Motion carried unanimously.

#### Yearly Increment - Shelly Blinkhorn

#### Resolution C120117

**Moved** by D. Messenger and seconded by M. Atkinson that Shelly Blinkhorn, Arena Manager, receive her annual increment, effective January 13, 2012.

Motion carried unanimously.

Emergency Refrigeration Services

Resolution C120118

**Moved** by D. Messenger and seconded by C. O'Donnell that the Municipality enter into agreement with Brian O'Connor to be on call for a six week period for the Arena and Curling Club to repair machinery as required in the absence of our regular employee.

Motion carried unanimously.

Request from Dr. Premachandra

Resolution C120119

**Moved** by S. Hatfield and seconded by M. Atkinson that Dr. Premachandra be permitted to rent office space at the Community Health Centre at a rental rate of \$800.00 per month.

Motion carried unanimously.

Request from Dr. Germanus

Resolution C120120

**Moved** by S. Hatfield and seconded by C. O'Donnell that a letter be sent to Dr. Germanus indicating that there will be no bonus offered by the Municipality at this time, however, a bonus would be considered should she finish this term and indicate that she wishes to stay for another term of service with the Municipality of Barrington.

Motion carried unanimously.

DECLARATIONS OF CONFLICT OF INTEREST

There were no declarations of conflict of interest.

APPROVAL OF MINUTES

**Moved** by C. O'Donnell and seconded by M. Atkinson that the minutes of the last meeting of Council held January 9, 2012 be approved as circulated.

Motion carried unanimously.

BARRINGTON PASSAGE SIDEWALK ENGINEERING

Members were advised that the Municipality advertised on the Nova Scotia Government Website for Request for Proposals for the service of a consultant to undertake the design and construction inspection of sidewalks, storm sewers and associated infrastructure for Barrington Passage. The deadline for proposals was 4:00 p.m., January 23, 2012. The Warden reported that nine (9) proposals were received and he proceeded to open each proposal and report the tender price.

-	CBCL Limited	\$95,478.00, plus HST
-	Stantec	\$71,951.00, plus HST
-	Genivar	\$83,975.00, plus HST
-	C.J. MacLellan	\$60,880.00, plus HST
-	EXP Services Ltd.	\$76,017.00, plus HST
-	AMEC	\$139,120.00, plus HST
-	ABL Environmental Serv.	\$60,050.00, plus HST
-	AECOM	\$93,445.00, plus HST
-	ABLE Engineering Serv.	\$92,300.00, plus HST

Resolution C120121

**Moved** by C. O'Donnell and seconded by S. Hatfield that the Municipal Clerk and Staff review tenders received and recommend the best proposal to Council.

Motion carried unanimously.

MATTERS ARISING FROM THE MINUTES

No Parking - Highway 330

As a result of the last Council meeting, correspondence was forwarded to the Supervisor of the Department of Transportation asking whether there were additional steps that could be taken to prevent parking by tractor trailers along the side of Highway 330 adjacent to the Superstore parking lot in Barrington Passage. The Supervisor has advised that there is nothing further that the Department of Transportation can do and suggested that the Municipal Council contact the RCMP.

As a result of the January 9, 2012 Council meeting, correspondence was also forwarded to the Barrington RCMP regarding the parking problem along Highway 330. Cpl Mario Ross has advised that members are aware of the problem and have had drivers move out of the referred area when on patrol. He advised that since the warnings did not appear to be helping, members have been advised to lay charges under the Motor Vehicle Act.

North East Point Look-Off

As a result of the January 9, 2012 Council meeting, correspondence was forwarded to the Department of Natural Resources, asking whether it would be possible for the Municipality to install a safe secondary egress from the look-off in order to maintain the safety of individuals who may be accessing this area. Correspondence has now been received from Trevor Franker, Department of Natural Resources, which advised that if the observation walkway access has the potential to be blocked, then reasonable measures should be put in place, and enforced accordingly, to address those concerns such as signage, etc. Mr. Franker is requesting that the Municipality provide specifics regarding "walkway blockage concerns" in order for the Department to address the request.

He advised that proposing an access from the observation deck does not address the core issue of blockage and strays from the intent of the original Municipal proposal and the Departments' support and approval through a LOA for this coastal viewpoint opportunity.

Resolution C120122

**Moved** by S. Hatfield and seconded by M. Atkinson that a letter be sent back to the Department of Natural Resources advising that there are significant events which are held in that area such as boat races and fireworks displays, and that it is pretty much impossible to prevent droves of people from using the look-off with signage, and also impossible to enforce, and we are therefore requesting an exit from the walkway either on the end or a quarter of the way back.

Motion carried unanimously.

CORRESPONDENCE

Marven & Deborah Stoddard Request Re: Heritage Property

Marven and Deborah Stoddard are requesting that their heritage home located in Bear Point, at Civic #4733, be deregistered as a Municipal Heritage Property. The property was designated as a Heritage Property on June 25, 1997 and at that time the owners were Joseph and Beryl Goreham. The reasons for their request are listed below:

1. High insurance rates.
2. The property is not on the main road. To view the home you would have to come up the driveway, which is approximately 200 feet, which would compromise their privacy.
3. Major renovations are planned to bring the house up to today's standards.
4. Standards set forth by the Heritage Properties Act will bring higher costs to renovations.
5. Having other people dictate what they have to do and not allowed to do is too restrictive and expensive.

The Clerk informed members that recent changes have taken place to the Heritage Property Act and therefore he suggested that the Municipal Solicitor be contacted to determine the proper process.

Resolution C120123

**Moved** by L. Halliday and seconded by D. Messenger that the Municipal Solicitor be asked to determine the process to be followed to deregister a Municipal Heritage Property.

Motion carried unanimously.

Resolution C120124

**Moved** by L. Halliday and seconded by D. Messenger that if the Municipal Solicitor advises that the next step in the process is to have a public hearing, then staff be authorized to advertise such public hearing prior to the matter being further dealt with by Council.

Motion carried unanimously.

Mr. Stoddard then requested an opportunity to address Council.

Resolution C120125

**Moved** by D. Messenger and seconded by M. Atkinson that Mr. Marvin Stoddard be permitted to speak.

Motion carried unanimously.

Mr. Marven Stoddard questioned the time line involved with having his property deregistered.

Mr. Stoddard was advised that it would take approximately 4-6 weeks to complete the process.

Municipal Climate Change Action Plan

Service Nova Scotia & Municipal Relations has provided a guide book to assist municipal units in preparing their Municipal Climate Change Action Plan. This plan is required in order to receive Gas Tax Funding. The Clerk suggested that the Municipality contract a consultant to prepare the Municipal Climate Change Action Plan for the Municipality which can be paid for through Gas Tax Funds.

Resolution C120126

**Moved** by L. Halliday and seconded by C. O'Donnell that the Municipal Council hire a consultant to prepare the Municipal Climate Change Action Plan and that the cost to do so be paid for through the Gas Tax Fund.

Motion carried unanimously.

Funding Request Sou'West Nova Transit Association

The Sou'West Nova Transit Association is requesting funding from the Municipality to assist with the final payment on the bus they are acquiring. The Province previously provided the Municipality with funding of \$6,806.00 to be applied towards transportation. The program of the Sou'West Nova Transit Association qualifies for this funding.

Resolution C120127

**Moved** by C. Stoddard and seconded by D. Messenger that Sou'West Nova Transit Association be provided with funding in the amount of \$6,806.00.

Motion carried unanimously.

Utility and Review Board Application Decision

In advance to the meeting each member was provided with a copy of the decision and Order of the Nova Scotia Utility and Review Board dated January 19, 2012. The UARB has approved the application from the Municipality, and the number of polling districts and the number of councillors for the Municipality have been confirmed at five (5). The Board also confirmed the district boundaries as submitted by Council.

Woodland Multi-Use Trail Association

Correspondence has been received from the Woodland Multi-Use Trail Association advising that ACOA will not be funding their project to construct 11.9 kms. of trail which will join the two municipal trails at Barrington and Wood's Harbour. The Association is therefore requesting the Municipality to fund the project in the amount of \$36,000.00.

Resolution C120128

**Moved** by S. Hatfield and seconded by M. Atkinson that since the Association is losing Federal funding for trails, that the Municipality make contact with Service Nova Scotia & Municipal Relations to determine whether Gas Tax Funds can be used for this project.

Motion carried unanimously.

Resolution C120129

**Moved** by M. Atkinson and seconded by L. Halliday that the request from the Woodland Multi-Use Trail Association to provide \$36,000.00 to assist with the cost of trail construction to join the two municipal trails at Barrington and Wood's Harbour be referred to the budget process.

Motion carried unanimously.

During discussion of this matter question was raised regarding the Barrington Bay Trail. This is a walking trail and trails developed by the Trails Association are multi-use trails. This matter will require further discussion by Council once funds are obtained by the Association to proceed with trail development connecting the Barrington and Wood's Harbour trails.

REPORT OF WARDEN

The Warden gave a brief update on his activities since the last meeting of Council. He also advised that he has received the following correspondence:

- Correspondence from Feed Nova Scotia and a copy of their 2011 Annual Report
  - Information and applications for the Order of Nova Scotia
  - Invitation from the Black Loyalist Heritage Society for a fundraising campaign.
- It was agreed that this information be circulated to members.

During his report he indicated that Mr. Steven MacIsaac of the Department of Transportation met with councilors on January 18, 2012 to view roads in the Municipality.

The Warden also advised that he has received letters of resignation from Deputy Warden Donna LeBlanc-Messenger and Councillor Cathy Stoddard resigning from their positions on the Board of Directors of Bay Side Home.

Resolution C120130

**Moved** by L. Halliday and seconded by C. O'Donnell that letters of thanks be forwarded to both Councillor Stoddard and Deputy Warden Messenger for serving on the Board of Directors of Bay Side Home.

Motion carried unanimously.

Resolution C120131

**Moved** by L. Halliday and seconded by C. O'Donnell that a letter be forwarded to the Department of Health, or other department, to determine whether the Municipality can withdraw from advertising and appointing members to the Board of Directors of Bay Side Home.

Motion carried unanimously.

Resolution C120132

**Moved** by S. Hatfield and seconded by D. Messenger that the Municipality place an advertisement in the Coast Guard Newspaper advertising the two current vacancies existing on the Board of Directors of Bay Side Home.

Motion carried unanimously.

Resolution C120133

**Moved** by S. Hatfield and seconded by C. Stoddard that the Municipal Solicitor be contacted to determine potential liability for the Municipality appointing members to serve on the Bay Side Home Board of Directors.

Motion carried unanimously.

REPORT OF COUNCILLORS

Councillor Shaun Hatfield

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

Councillor Hatfield reported on recommendations to Council.

Municipal Newsletter

Resolution C120134

**Moved** by C. O'Donnell and seconded by M. Atkinson that the Municipality circulate a Municipal Newsletter to all residences in the Municipality twice during the next year on a trial basis, and that the public be asked to comment on whether or not they wish to receive the newsletter.

Motion carried unanimously.

Economic Development Council

Resolution C120135

**Moved** by D. Messenger and seconded by C. O'Donnell that a letter be sent to the local Chamber of Commerce asking them to provide a name or names of business persons who may wish to serve on an Economic Development Council for the region.

Motion carried unanimously.

Tax Write-Off

Resolution C120136

**Moved** by C. O'Donnell and seconded by D. Messenger that the outstanding taxes and interest assessed on Property #8022205, in the amount of approximately \$7,245.00, be written off as uncollectible.

Motion carried unanimously.

Litter Clean-up

Resolution C120137

**Moved** by M. Atkinson and seconded by C. Stoddard that the Municipality include \$10,000.00 in its 2012/2013 budget for the Community Litter Clean-up Incentive Program, to local groups and individuals, to clean litter from the highways within the Municipality.

Motion carried unanimously.

Upper Clyde Road

Resolution C120138

**Moved** by C. O'Donnell and seconded by C. Stoddard that a letter be sent to the local Department of Transportation asking if they can paint a center line on the road that has been chip sealed in Upper Clyde.

Motion carried unanimously.

Municipal Planning Strategy and Land Use By-Law Proposed Amendments Re: Wind Turbine Generators

Resolution C120139

**Moved** by C. Stoddard and seconded by M. Atkinson that amendments to the Municipal Planning Strategy and Land Use By-Law for Wind Turbine Generators be considered by Council.

Motion carried unanimously.

Resolution C120140

**Moved** by S. Hatfield and seconded by C. O'Donnell that the Municipal Council hold a public hearing to deal with proposed amendments to the MPS and LUB for wind turbine generators.

Motion carried unanimously.

Councillor Cecil O'Donnell

Councillor O'Donnell gave a brief report on his 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 Cathy Stoddard

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

Councillor Stoddard requested a Leave of Absence, effective January 30, 2012, for a four (4) week period, due to medical reasons.

Resolution C120141

**Moved** by L. Halliday and seconded by D. Messenger that Councillor Stoddard be granted a Leave of Absence, for four (4) weeks, effective January 30, 2012, for medical reasons.

Motion carried unanimously.

Resolution C120142

**Moved** by C. Stoddard and seconded by C. O'Donnell that a letter of congratulations be sent to Brendan Nickerson for bringing home a bronze medal from the 2012 Winter Youth Olympic Games in Austria.

Motion carried unanimously.

Deputy Warden Donna LeBlanc-Messenger

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

Councillor Louise Halliday

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

REPORT OF CLERK-TREASURER

The Clerk-Treasurer gave a brief report on his activities during the month of December.

NEW BUSINESS

Job Description - Janitor

The Clerk informed members that the job description for Janitor has been reviewed and it is recommended that a few changes be made to include a few other duties such as washing down walls, vacuuming runners and mats, etc.

Resolution C120142

**Moved** by C. O'Donnell and seconded by D. Messenger that amendments to the job description for Janitor be approved as presented.

Motion carried unanimously.

Notice of Consideration of Draft Municipal Fire Inspections Policy

The Clerk informed members that notice is given this evening that Council will consider the adoption of the Municipal Fire Inspection Policy at their next meeting.

Notice of Consideration Re: Amendments to Arena Policy Re: Non-Ice Rental

The Clerk informed members that notice is given tonight that Council will consider amendments to the Arena Policy dealing with rental rates for non-ice time. It is proposed that this section of the policy be amended to include the following paragraph:

***"Any request for rental of the entire Arena for any significant event shall be considered by Council on an individual basis, at which time the rental rate will be established. (Excluding wrestling and ball hockey)."***

Consideration of this amendment will take place at the next meeting of Council.

Consideration of Amendments to the Personnel Policy

Notice of consideration of amendments to the Personnel Policy was given at the last meeting of Council. It is proposed that Article 8-A.01 be amended to make reference to the current Hiring Policy.

It is proposed that Article 8-B.01 be amended to include the following paragraph:

***"The Municipality may advertise both internally and externally at the same time if deemed necessary to expedite the hiring process."***

This sentence is being added to make the Personnel Policy consistent with Policy No. 39 "Hiring Policy"

It is proposed that Article 25.01 be amended to increase the amount that employees contribute to the Occasion Fund. At present employees contribute \$10.00 annually at the beginning of the calendar year. The amendment will require employees to contribute \$1.00 per pay. This proposed amendment has received the approval of staff.

Resolution C120143

**Moved** by S. Hatfield and seconded by L. Halliday that the above proposed amendments to Articles 8-A.01, 8-B.01 and 25.01 of the Personnel Policy be approved.

Motion carried unanimously.

Consideration of Amendment - Repeal of Recreation Policies

It is being proposed that the following Recreation Policies be repealed since they are no longer in use:

- Policy No. 8 Recreation Committee Orientation Policy
- Policy No. 9 Financial Reports Policy
- Policy No. 10 Policy Governing Use of Announcement Banner
- Policy No. 13 Fri-Y Program Guidelines

Resolution C120144

**Moved** by S. Hatfield and seconded by C. O'Donnell that Policy No. 8 Recreation Committee Orientation Policy, Policy No. 9 Financial Reports Policy, Policy No. 10 Policy Governing Use of Announcement Banner, and Policy No. 13 Fri-Y Program Guidelines, be repealed.

Motion carried unanimously.

ADJOURNMENT

**Moved** by C. Stoddard that the meeting adjourn.

The meeting was adjourned at 9:25 p.m.

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Warden

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Clerk

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Secretary for the Meeting

**On website January 25, 2012.**