

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Monday, November 25, 2013.

The meeting was called to order by the Warden at 7:06 p.m.

### ROLL CALL

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

- Warden Lindsay (Eddie) Nickerson
- Deputy Warden Donna LeBlanc-Messenger
- Councillor Jody Crook
- Councillor George El-Jakl
- Councillor Shaun Hatfield
  
- Brian Holland, Municipal Clerk
- Lesa Rossetti, Deputy Clerk
  
- David Andrews, Development Officer
- Blaise Morrison, Genivar
- Greg Zwicker, Genivar

### DECLARATIONS OF CONFLICT OF INTEREST

Deputy Warden Donna LeBlanc-Messenger informed members that she would be declaring conflict of interest when Council discusses the Physician Incentive Agreement due to negotiations between her husband, Jack Messenger, who is a contractor, and Dr. Noel Baker.

### APPROVAL OF MINUTES

**Moved** by S. Hatfield and seconded by J. Crook that minutes of the last meeting of Council held October 28, 2013 be approved as circulated.

Motion carried unanimously.

### REPORT ON CLOSED SESSION

At 6:40 p.m. a Closed Session of Council was held pursuant to Section 22(2)(a), (c) and (e) of the Municipal Government Act for the purpose of discussing performance evaluations, possible leasing of property and Physician Incentive Agreement.

### Conflict of Interest

Deputy Warden Donna LeBlanc-Messenger declared conflict of interest and left the meeting room. Deputy Warden Messenger's husband, Jack Messenger is in negotiations with Dr. Noel Baker.

Yearly Increments

**Moved** by J. Crook and seconded by G. El-Jakl that Stacey Dixon, Arena Services Technician, receive her annual increment as recommended by staff, effective November 22, 2013.

**Moved** by S. Hatfield and seconded by J. Crook that the above motion be tabled until Deputy Warden Donna LeBlanc-Messenger returns to the meeting.

Motion carried unanimously.

Physician Incentive Agreement

Resolution C131101

**Moved** by S. Hatfield and seconded by J. Crook that:

**WHEREAS** Bill 54 gives authority to the Municipality of Barrington to pay an incentive to a student who is enrolled in a health professional program at a public or private college or university, inside or outside Canada;

**AND WHEREAS** the Municipality is desirous of ensuring that continuous and competent medical services be and remain available to the residents of the Municipality;

**BE IT THEREFORE RESOLVED** that the Warden and Clerk of the Municipality of Barrington be authorized to enter into a Return of Service Incentive Payment Agreement with Dr. Noel Baker.

Motion carried unanimously.

Deputy Warden Donna LeBlanc-Messenger returned to the meeting.

Yearly Increments

The following motion was then brought forward:

Resolution C131102

**Moved** by J. Crook and seconded by G. El-Jakl that Stacey Dixon, Arena Services Technician, receive her annual increment as recommended by staff, effective November 22, 2013.

Motion carried unanimously.

Resolution C131103

**Moved** by J. Crook and seconded by D. Messenger that Melanie Penney, Canteen Attendant, receive her annual increment as recommended by staff effective December 4, 2013.

Motion carried unanimously.

NEW BUSINESS

Request to use Sledge at the Arena

In advance to the meeting each member was provided with a copy of a letter received from Jennifer Sears requesting permission for her daughter to use a sledge at the Barrington Municipal Arena due to a physical disability. She had discussed this matter with the Arena Manager and was advised that a sledge would be classified as an assisting device. In accordance with the Arena Policy such devices are not permitted during public skating. Mrs. Sears was advised to put her request, in writing, to Council for consideration.

Resolution C131104

**Moved** by S. Hatfield and seconded by D. Messenger that the Barrington Municipal Arena Policy, Section 13.09 be amended indicating that a sledge is not considered an assisting device when used by a physically disabled person.

Motion carried unanimously.

The above motion gives notice to Council that members will consider amendments to Policy 62, Barrington Municipal Arena Policy, Section 13.09 concerning the use of sledges during public skating.

Resolution C131105

**Moved** by S. Hatfield and seconded by J. Crook that the use of sledges during public skating be permitted by physically disabled individuals, effective immediately.

Motion carried unanimously.

PUBLIC HEARING – REVISED MUNICIPAL PLANNING STRATEGY AND LAND USE BY-LAW

Greg Zwicker and Blaise Morrison of Genivar, and David Andrews, Development Officer for the Municipality were present.

At 7:30 p.m. the Regular Council Meeting was adjourned and a Public Hearing was held to consider the adoption of a Revised Municipal Planning Strategy and Revised Land Use By-Law. The revised documents provide for the introduction of three new zones, being Recreational, Group Commercial and Residential Island. The Municipal Vision has been restated in the document on page 1. Revisions to the Land Use By-Law will put into effect changes made by the Municipal Planning Strategy.

Minutes of the Public Hearing are attached hereto and form part of the minutes.

The Regular Council Meeting was then called back to order.

Resolution C131106

**Moved** by J. Crook and seconded by D. Messenger that the Revised Municipal Planning Strategy and Revised Land Use By-Law be approved as presented including the noted changes made during the Public Hearing.

Motion carried unanimously.

Representatives from Genivar were thanked for their presentation.

MATTERS ARISING FROM THE MINUTES

There were no matters arising from the minutes.

CORRESPONDENCE

Request from Me to We – Tri County

In advance to the meeting each member was provided with a copy of a letter received from Me to We Tri County in which they advised that in March of 2014 a group of BMHS students and chaperons will be traveling to Ghana to build a school. They are currently in the process of fundraising to help pay for supplies needed to build a school, and are asking Council to consider donating a few hours of ice time at the Barrington Municipal Arena on December 28, 2013 in order for them to carry out a couple of hockey schools and fun skate times for students during the Christmas holidays.

Resolution C131107

**Moved** by G. El-Jakl and seconded by D. Messenger that the Municipality make a donation to Me to We Tri County in the amount of the cost of ice rental to assist with their fundraising efforts.

Motion carried unanimously.

Nova Scotia Herpetoculture Society

The Nova Scotia Herpetoculture Society forwarded correspondence offering their assistance and experience when Council considers new by-laws concerning reptiles and amphibian ownership.

Resolution C131108

**Moved** by S. Hatfield and seconded by G. El-Jakl that the letter received from the Nova Scotia Herpetoculture Society be referred to the Committee of the Whole Council for further discussion and review.

Motion carried unanimously.

It was agreed that the Municipal Clerk contact other municipal units in the area to determine what they are doing regarding reptiles and amphibian ownership.

REPORT OF WARDEN

The Warden 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 report on her activities since the last meeting of Council.

During her report she questioned progress being made on having a dialysis machine located in the area.

Resolution C131109

**Moved** by D. Messenger and seconded by G. El-Jakl that Cathy Blades of the District Health Authority be contacted and asked to provide an update on progress being made on having a dialysis machine located in the Barrington area, and that this letter be copied to the Minister of Health.

Motion carried unanimously.

Deputy Warden Messenger then reported on recommendations from committee.

Oil and Gas Exploration

Resolution C131110

**Moved** by G. El-Jakl and seconded by D. Messenger that the Municipality forward correspondence to the companies involved in the oil and gas exploration in the Shelburne Basin area inviting them to attend a Committee of the Whole meeting for the purpose of providing information on this initiative in our area, and their intention for future exploration and development.

Motion carried unanimously.

CUPW – Re: The Future of Canada Post

Resolution C131111

**Moved** by D. Messenger and seconded by S. Hatfield that correspondence be forwarded to Canada Post indicating that the Municipality has not received any answer regarding its letter to Canada Post concerning the reduction of hours at the Barrington Passage Post Office.

Motion carried unanimously.

Shelburne County Tourism Coordinator Funding

Deputy Warden Messenger read the following recommendation from the Committee of the Whole Council:

“...that it be recommended to Council that correspondence again be sent to the other municipal units in Shelburne County indicating to them the awareness of minutes of both the Town of Shelburne and the Municipality of Shelburne and requesting them to confirm whether or not funding will be forthcoming for the Shelburne County Tourism Coordinator.”

Decisions of the other municipal units have now been forwarded to councillors by way of memo, therefore no action was taken on the above recommendation.

Seal Island Lighthouse Cupola

**Moved** by J. Crook and seconded by D. Messenger that the Municipality give the parts to the old cupola to the Cape Sable Historical Society providing full ownership of it without any further cost to the Municipality, and that should funds be required to preserve it in future, the Society would be responsible for raising those funds from other sources other than the Municipality.

**Moved** by S. Hatfield and seconded by D. Messenger that the above motion be amended by deleting, “and that should funds be required to preserve it in future, the Society would be responsible for raising those funds from other sources other than the Municipality”.

Motion carried unanimously.

The amended motion now reads as follows:

Resolution C131112

“...that the Municipality give the parts to the old cupola to the Cape Sable Historical Society providing full ownership of it without any further cost to the Municipality.”

Motion carried unanimously.

Snow Removal Tenders

Resolution C131113

**Moved** by D. Messenger and seconded by G. El-Jakl that the Municipality reject all tenders received for snow removal on municipal sidewalks and have employees perform this function as in the past.

**AFFIRMATIVE**

Jody Crook  
George El-Jakl  
Shaun Hatfield  
Donna LeBlanc-Messenger

**NEGATIVE**

Eddie Nickerson

Motion carried.

Resolution C131114

**Moved** by J. Crook and seconded by G. El-Jakl that the Municipality purchase new equipment for snow removal and salting on the Barrington Passage and Woods Harbour sidewalks to a maximum of \$30,000.00, and that the funds be taken from the Capital Reserve Fund, or as an alternative the Municipality determine if renting this equipment would be more economically beneficial to the Municipality.

**AFFIRMATIVE**

Jody Crook  
George El-Jakl  
Shaun Hatfield  
Donna LeBlanc-Messenger

**NEGATIVE**

Eddie Nickerson

Motion carried.

The Municipal Clerk informed members that the Property Services Manager has made contact with a number of rental companies throughout Nova Scotia to find a suitable machine to rent to keep the sidewalks salted and plowed. Only three quotes were received and equipment quoted was not comparable to that recommended for purchase earlier in the year. Quotes received ranged from \$7,000.00 to \$25,000.00 for a four month period.

Department of Transportation Roads

Resolution C131115

**Moved** by S. Hatfield and seconded by G. El-Jakl that correspondence be sent to the Area Supervisor for the Department of Transportation and Infrastructure Renewal requesting that Stoney Island/Clam Point Road, the South Side Road and The Hawk Road be added to the list of priorities for paving by the Department.

Motion carried unanimously.

Integrated Municipal Financial Software System

Resolution C131116

**Moved** by D. Messenger and seconded by G. El-Jakl that the Municipality purchase an Integrated Municipal Financial Software System from Procom Data Services.

Motion carried unanimously.

It was noted that funding for this purchase has already been included in the Municipal Budget.

Activities Fund Request

Resolution C131117

**Moved** by J. Crook and seconded by D. Messenger that a grant of \$200.00 be provided to Baseball Nova Scotia on behalf of Riley Nickerson to attend the Goodwill Games in Cuba in February of 2014.

Motion carried unanimously.

Christmas Break

Resolution C131118

**Moved** by D. Messenger and seconded by S. Hatfield that the Municipal Offices close at Noon on December 24, 2013 and reopen at 8:30 a.m. on January 2, 2014.

Motion carried unanimously.

(This motion also includes Building Inspection and Fire Services Offices and employees off during this period of time are required to use vacation or overtime hours with the exception of December 24th.)

Fire Services

Correspondence has been received from the Fire Services Coordinator requesting emergency funding for the replacement of turnout gear which has been damaged as a result of a recent fire.

Resolution C131119

**Moved** by D. Messenger and seconded by J. Crook that the Island and Barrington Passage Volunteer Fire Department order the necessary replacement sets of turnout gear.

Motion carried unanimously.

Councillor Crook informed members that it now looks like only two sets of turnout gear and boots will require replacement. The loss is still being processed through the insurance company.

Training Standard Policy for Firefighters

Resolution C131120

**Moved** by J. Crook and seconded by G. El-Jakl that the Municipality adopt the training standard policy for firefighters with the amendments suggested by the Municipal Solicitor for clarity.

Motion carried unanimously.



Resolution C131121

**Moved** by J. Crook and seconded by S. Hatfield that the Municipality support the unification structure as presented by the Fire Services Advisory Committee and the organization chart presented, that includes a single organization structure, one fire chief, two deputy fire chiefs for the fire service, station chiefs for each fire station, all insurance combined as it is now, a single purchasing point, buying furnace oil together through the School Board or wherever we can get it the cheapest, group committee from all departments for planning out fire trucks, PPE and SCBA inspected on a regular basis, the number of area rates in the Municipality to be 3, and the number of trucks to drop from the current 25 down to 15.

**AFFIRMATIVE**

Jody Crook  
Shaun Hatfield  
Donna LeBlanc-Messenger  
Eddie Nickerson

**NEGATIVE**

George El-Jakl

Motion carried.

Councillor George El-Jakl excused himself from the meeting and left the room.

Fire Services Advisory Committee Voting Members

Councillor George El-Jakl returned to the meeting.

**Moved** by J. Crook and seconded by S. Hatfield that the Municipal Councillors on the Fire Services Advisory Committee be non-voting members in future.

**Moved** by S. Hatfield and seconded by J. Crook that the above motion be amended to require the Fire Services Advisory Committee to be notified.

Motion carried unanimously.

The amended motion now reads as follows:

Resolution C131122

“...that the Municipal Councillors on the Fire Services Advisory Committee be non-voting members in future and that the Fire Services Advisory Committee be notified.”

Motion carried unanimously.

Traffic Light

Resolution C131123

**Moved** by G. El-Jakl and seconded by S. Hatfield that the local Department of Transportation be requested to change the traffic light at the C.S.I. Causeway intersection of Route 330 and Highway #3 to a flashing light only from the hours of 12:00 midnight until 5:00 a.m., and that the red light be flashing in the direction of Route 330 and the yellow caution light be flashing in the direction of Highway #3.

Motion carried unanimously.

Shelburne County Tourism Coordinator Funding

The Clerk informed members that further discussion is required regarding the Shelburne County Tourism Coordinator funding.

It was noted that Suzy Atwood, Shelburne County Tourism Coordinator, was hired for a five year term commencing 2009, and therefore her current term will expire March 31, 2014.

At 9:15 p.m. Councillor George El-Jakl excused himself from the meeting and left the room.

Resolution C131124

**Moved** by D. Messenger and seconded by S. Hatfield that the Shelburne County Tourism Coordinator funding be referred to the next Committee of the Whole Council for further discussion.

Motion carried unanimously.

Councillor Jody Crook

Councillor Crook gave a brief summary of his activities since the last meeting of Council.

Councillor Shaun Hatfield

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

At 9:20 p.m. Councillor El-Jakl returned to the meeting and informed the Warden that an urgent matter had come up and excused himself from the remainder of the meeting.

CONTINUATION OF NEW BUSINESS

Consideration of Amendments – Policy 3 – Tax Collection and Tax Sale Policy

Notice was given at the last meeting of Council that members would consider amendments to Policy 3, “Tax Collection and Tax Sale Policy”, at tonight’s meeting. It is proposed that the 5<sup>th</sup> paragraph on page 5 of the policy be amended to address insurance requirements.

Resolution C131125

**Moved** by D. Messenger and seconded by J. Crook that the 5<sup>th</sup> paragraph on page 5 of Policy #3, “Tax Collection and Tax Sale Policy” be amended stating: “that the purchaser shall insure any buildings on the land, if the buildings are insurable and is deemed to have an insurable interest in the land”.

Motion carried unanimously.

Consideration of Amendments – Policy 46, “Tax Reduction Policy”

Notice was given at the last meeting of Council that members would consider amendments to Policy 46, “Tax Reduction Policy”, at tonight’s meeting. Proposed amendments were reported on.

Resolution C131126

**Moved** by J. Crook and seconded by D. Messenger that Policy 46, “Tax Reduction Policy”, be amended by adding a new #6 which will read: “A Tax Reduction can be provided for no more than two years in arrears, in the case of a catastrophic event, or the date on which an application for reduction has been made, whichever period is shorter” and the remaining sections in the policy are to be renumbered.

Motion carried unanimously.

Consideration of Amendments – Policy 61 – Activities Funds Policy

Notice was given at the last meeting of Council that members would consider amendments to Policy 61, “Activities Fund Policy”, at tonight’s meeting. Proposed amendments to Section 3 were reported on.

Resolution C131127

**Moved** by S. Hatfield and seconded by J. Crook that Section 3 of Policy 61, “Activities Funds Policy”, be amended by replacing the existing wording with the following: “Grant maximum means yearly budgeted amount to be distributed, 50% during the months of April – September, and 50% during the months of October – March, with no more than \$200.00 going to any one recipient per year.

Motion carried unanimously.

Consideration of New Draft Policy – Public Participation Program Policy

Notice was given at the last meeting of Council that members would consider amendments the new draft policy, “Public Participation Program Policy”, at tonight’s meeting. It is proposed that a new policy be adopted to cover the Public Participation Program of the Municipality of Barrington. In the past this program has been carried out by way of resolution. The Municipal Government Act requires the Public Participation Program to be established by way of policy.

Resolution C131128

**Moved** by S. Hatfield and seconded by J. Crook that the New Draft Policy regarding the Public Participation Program be approved as presented.

Motion carried unanimously.

Leave of Absence

Members were advised that Rosanne Brown, Janitor, has requested a leave of absence as a result of illness.

Resolution C131129

**Moved** by D. Messenger and seconded by S. Hatfield that a leave of absence be granted, regrettably, to Rosanne Brown for an indefinite period of time.

Motion carried unanimously.

Sale of Surplus Properties

Resolution C131130

**Moved** by D. Messenger and seconded by J. Crook that the tender received from Corbett Blades for the purchase of land at Oak Park, Assessment Account #00147354, in the amount of \$400.00, be accepted subject to Mr. Blades being responsible for the cost of all legal fees associated with the conveyance of the property, including all migration fees.

Motion carried unanimously.

Resolution C131131

**Moved** by D. Messenger and seconded by J. Crook that the offer received through Coldwell Banker Tri-Key Realty for the purchase of land located at Forbes Point, Assessment Account #01020277, be rejected.

Motion carried unanimously.

Resolution C131132

**Moved** by D. Messenger and seconded by J. Crook that the offer received through Coldwell Banker Tri-Key Realty for the purchase of land located at Charlesville, Assessment Account #01020226, be rejected.

**AFFIRMATIVE**

Jody Crook  
George El-Jakl  
Donna LeBlanc-Messenger  
Eddie Nickerson

**NEGATIVE**

Shaun Hatfield

Motion carried.

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Free the Children

The Warden informed members that correspondence has been received from Free the Children. The correspondence advised that in September they launched their “year of education” and hope to build 200 schools and school rooms around the world.

Resolution C131133

**Moved** by S. Hatfield and seconded by J. Crook that information received from Free the Children be referred to the Committee of the Whole Council for further consideration.

Motion carried unanimously.

Purple Ribbon Campaign

Correspondence has been received from Juniper House advising that the Purple Ribbon Campaign runs from November 25 – December 10, 2013. They are requesting that purple ribbons be worn for the length of the campaign to show support.

Correspondence has also been received from the South Shore Labour Council advising of a Candle Light Service being held to recognize violence against women on December 6, 2013.

Resolution C131134

**Moved** by S. Hatfield and seconded by D. Messenger that any councillor wanting to attend the Candle Light Service to be held in Bridgewater in support of stopping violence against women have their expenses paid by the Municipality.

Motion carried unanimously.

Medal of Bravery Ceremony

Resolution C131135

**Moved** by D. Messenger and seconded by J. Crook that the expenses of the Warden to attend the Medal of Bravery Ceremony in Halifax on November 20, 2013 be paid by the Municipality.

Motion carried unanimously.

ADJOURNMENT

The meeting was adjourned at 9:45 P.M.

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Warden

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Clerk

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Secretary for the Meeting

**On website November 28, 2013.**