

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, N.S., on Monday, September 28, 2015. The meeting was called to order by the Warden at 7:05 p.m.

ROLL CALL

The Deputy 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

- Lesa Rossetti, Deputy Clerk

DECLARATIONS OF CONFLICT OF INTEREST

There were no declarations of conflict of interest.

APPROVAL OF MINUTES

Moved by J. Crook and seconded by D. Messenger that minutes of the Regular Council Meeting held August 24, 2015 and Special Council Meetings held September 2nd and September 8th, 2015 be approved as circulated.

Motion carried unanimously.

CLOSED SESSION OF COUNCIL RE: PERSONNEL MATTERS

Due to the absence of the Clerk-Treasurer this matter was deferred to the next meeting of Council.

MATTERS ARISING FROM THE MINUTES

Indoor Swimming Pool

By way of letter dated August 28, 2015, municipal units in Shelburne County were asked whether or not they would be willing to provide financing towards the cost of a Feasibility Study for an indoor swimming pool for Shelburne County. Replies have now been received from the Municipality of Shelburne, the Town of Clark's Harbour and the Town of Lockeport. No interest was expressed in participating in a Feasibility Study.

It was agreed by members that this matter be referred back to the Committee of the Whole Council for further discussion.

Correspondence Re: MV Farley Mowatt

In advance to the meeting each member was provided with a copy of the letter received from the Premier addressed to the Mayor of the Town of Shelburne. The Premier advised that he will request the appropriate Provincial Government staff to follow-up with Transport Canada to determine their plans for the removal of the MV Farley Mowatt from Shelburne Harbour. The Premier also advised that they have had discussions and correspondence with appropriate federal officials regarding the MV Miner, and have requested an examination of the Canada Shipping Act to avoid similar incidents. Provincial officials dealing with the salvage of the MV Miner have requested a “lessons learned” discussion with Transport Canada relating to what steps could be taken to avoid incidents.

Resolution C150905

Moved by S. Hatfield and seconded by D. Messenger that a letter be forwarded to the Federation of Canadian Municipalities asking if they have had any success in their negotiations with Transport Canada regarding their shipping regulations as it relates to derelict vessels.

Motion carried unanimously.

CORRESPONDENCE

Thank You Letters

Correspondence has been received from the Yarmouth Hospital Foundation and the Keepers of the Baccaro Light Association thanking Council for their grant for 2015/2016.

A letter was also received from Dr. W. Hunter Blair thanking Council for the many kindnesses he had received during his tenure in the Community Health Centre.

REPORT OF WARDEN

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

REPORT OF COUNCILLORS

Councillor Shaun Hatfield

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

Councillor Hatfield then reported on recommendations from committees.

Request to Rename Barrington Municipal Arena

Resolution C150906

Moved by S. Hatfield and seconded by D. Messenger that the Municipality change the name of the Barrington Municipal Arena to the *Sandy Wickens Memorial Arena*. The sign on the Arena will be changed accordingly with an appropriate event recognizing the name change, and an appropriate plaque placed in the Arena recognizing the contributions of Mr. Wickens to the community.

Motion carried unanimously.

During discussion of this matter it was noted that it will also be necessary to change highway signage to reflect the new name.

Municipal Tartan

Resolution C150907

Moved by D. Messenger and seconded by G. El-Jakl that the Municipality of Barrington adopt the tartan proposed by the Cape Sable Historical Society and that the Historical Society be requested to register the tartan in the Edinburgh Scotland Tartan Registry as they have indicated they would be willing to do.

Motion carried unanimously.

Barrington Court Facilities

It was reported that correspondence has been received from the Director of Court Services advising that the decision to close certain satellite courts was based not only on financial consideration but also on a number of other factors such as safety and security, docket wait and relatively low usage. The Director also advised that it is unfortunate that the Province needed to make some difficult decisions about closing certain satellite courts, and further stated that it must be reiterated that there is no expectation that this decision will be reversed.

Resolution C150908

Moved by S. Hatfield and seconded by J. Crook that a letter be sent to the Minister of Justice, and copied to our local MLA, including the court information that was received under the Freedom of Information Act from the Department of Justice indicating that the department had originally considered closing the Shelburne Court and subsequently changed its consideration to the closing of the Barrington Court, without explanation.

Motion carried unanimously.

Doctor's Cove Cemetery

Moved by D. Messenger and seconded by G. El-Jakl that a grant of \$500.00 be provided to the Doctor's Cove Old Cemetery Association for the purpose of maintaining and upgrading their cemetery.

During discussion of this motion it was noted that this Association has already received a grant in the amount of \$500.00 for the current fiscal year.

It was noted under Policy 42, "Municipal Grants Policy", the yearly maximum grant allocated for cemeteries located within the Municipality of Barrington is \$500.00.

The motion was then put to a vote.

Motion defeated unanimously.

Barrington Municipal Exhibition Committee Request

Resolution C150909

Moved by S. Hatfield and seconded by D. Messenger that Councillor Crook be appointed to serve as Council's representative on the Barrington Municipal Exhibition Committee.

Motion carried unanimously.

It was noted that during the presentation made to the Committee of the Whole Council by the Barrington Municipal Exhibition Committee they had requested an increase in their annual grant in the coming year.

It was agreed that this matter be discussed during budget deliberations for 2016/2017.

It was noted that the Barrington Municipal Exhibition Committee is in need of volunteers. It was agreed that the volunteer drive for the Barrington Municipal Exhibition Committee be placed on the Municipal website and facebook.

Barrington/Port LaTour Volunteer Fire Department

Resolution C150910

Moved by J. Crook and seconded by D. Messenger that the Municipality guarantee a loan for the Barrington/Port LaTour Volunteer Fire Department for interim financing for the construction of a new fire hall for the Barrington/Port LaTour Volunteer Fire Department in the amount of \$775,000.00.

Motion carried unanimously.

Resolution C150911

Moved by J. Crook and seconded by D. Messenger that:

WHEREAS the Barrington/Port LaTour Volunteer Fire Department is registered with the Municipality of the District of Barrington;

AND WHEREAS the Barrington/Port LaTour Volunteer Fire Department has determined to borrow the aggregate and principal amount of Seven Hundred Seventy-Five Thousand Dollars (\$775,000) for the purpose of equipping and maintaining fire departments or emergency services providers;

AND WHEREAS the Barrington/Port LaTour Volunteer Fire Department has requested the Municipality to guarantee the said borrowing;

AND WHEREAS Section 294(6) of the Municipal Government Act provides that a municipality may grant or lend money to, or guarantee a loan for, a registered fire department for operating or capital purposes;

AND WHEREAS Section 88(3) of the Municipal Government Act provides that no guarantee of a borrowing by a municipality shall have effect unless the Minister of Municipal Affairs has approved of the proposed borrowing or debenture and of the proposed guarantee;

BE IT THEREFORE RESOLVED

THAT the Municipality of the District of Barrington does hereby approve the borrowing by the Barrington/Port LaTour Volunteer Fire Department of Seven Hundred Seventy-Five Thousand Dollars (\$775,000) for the purpose set out above;

THAT subject to the approval of the Minister of Municipal Affairs of the guarantee, the Municipality unconditionally guarantee repayment of the principal and interest of the borrowing so made;

THAT upon the issue of the debentures, the Warden and Clerk of the Municipality do sign the guarantee attached to each of the debentures and affix thereto the corporate seal of the Municipality.

Motion carried unanimously.

Resolution C150912

Moved by S. Hatfield and seconded by J. Crook that the Municipality guarantee a debenture for financing of the new fire hall at an estimated amount of \$680,000 to be repaid by an area rate over a ten (10) year term providing funding is available through the Nova Scotia Municipal Finance Corporation.

Motion carried unanimously.

Woods Harbour Shag Harbour Volunteer Fire Department Request

Moved by G. El-Jakl and seconded by D. Messenger that a guarantee for interim financing up to \$450,000 be provided by the Municipality to the Woods Harbour Shag Harbour Volunteer Fire Department for the purpose of purchasing a new truck.

During discussion of this motion Councillor El-Jakl informed members that the President of the Woods Harbour Shag Harbour Volunteer Fire Department, Troy Stoddard, has advised that an additional \$25,000 will be required for the purchase of the new truck.

Moved by D. Messenger and seconded by G. El-Jakl that the above motion be amended to replace the amount of “\$450,000” with “\$475,000”.

Motion carried unanimously.

The amended motion now reads as follows:

Resolution C150913

“...that a guarantee for interim financing up to \$475,000 be provided by the Municipality to the Woods Harbour Shag Harbour Volunteer Fire Department for the purpose of purchasing a new truck.”

Motion carried unanimously.

Resolution C150914

Moved by G. El-Jakl and seconded by D. Messenger that:

WHEREAS the Woods Harbour Shag Harbour Volunteer Fire Department is registered with the Municipality of the District of Barrington;

AND WHEREAS the Woods Harbour Shag Harbour Volunteer Fire Department has determined to borrow the aggregate principal amount of Four Hundred Seventy-Five Thousand Dollars (\$475,000) for the purpose of equipping and maintaining fire departments or emergency services providers;

AND WHEREAS the Woods Harbour Shag Harbour Volunteer Fire Department has requested a municipality to guarantee the said borrowing;

AND WHEREAS Section 294(6) of the Municipal Government Act provides that a municipality may grant or lend money to, or guarantee a loan for, a registered fire department for operating or capital purposes;

AND WHEREAS Section 88(3) of the Municipal Government Act provides that no guarantee of a borrowing by a municipality shall have effect unless the Minister of Municipal Affairs has approved of the proposed borrowing or debenture and of the proposed guarantee;

BE IT THEREFORE RESOLVED

THAT the Municipality of the District of Barrington does hereby approve the borrowing by the Woods Harbour Shag Harbour Volunteer Fire Department of Four Hundred Seventy-Five Thousand Dollars (\$475,000) for the purpose set out above;

THAT subject to the approval of the Minister of Municipal Affairs of the guarantee, the Municipality unconditionally guarantee repayment of the principal and interest of the borrowing so made;

THAT upon the issue of the debentures, the Warden and Clerk of the Municipality do sign the guarantee attached to each of the debentures and affix thereto the corporate seal of the Municipality.

Motion carried unanimously.

Moved by G. El-Jakl and seconded by J. Crook that a guarantee be provided to the Woods Harbour/Shag Harbour Volunteer Fire Department for the purpose of obtaining a debenture from the Nova Scotia Municipal Finance Corporation, if possible, over a period not to exceed fifteen (15) years, for an amount not to exceed Four Hundred Fifty Thousand Dollars (\$450,000) for the purpose of purchasing a new fire truck.

Moved by J. Crook and seconded by S. Hatfield that the above motion be amended to change the amount of "\$450,000" to \$475,000".

Motion carried unanimously.

Moved by G. El-Jakl and seconded by S. Hatfield that the above motion also be amended to indicate the loan will be repaid by an area rate from District 1.

Motion carried unanimously.

The amended motion now reads as follows:

Resolution C150915

“...that a guarantee be provided to the Woods Harbour Shag Harbour Volunteer Fire Department for the purpose of obtaining a debenture from the Nova Scotia Municipal Finance Corporation, if possible, over a period not to exceed fifteen (15) years, for an amount not to exceed Four Hundred Seventy-Five Thousand Dollars (\$475,000) for the purpose of purchasing a new fire truck, and the loan will be repaid by an area rate from District 1.”

Motion carried unanimously.

Barrington/Port LaTour Volunteer Fire Department

Resolution C150916

Moved by S. Hatfield and seconded by J. Crook that the Municipality advance the required contractor deposit of approximately \$78,000 out of the Barrington/Port LaTour Volunteer Fire Department’s Operating Budget in order that the construction of the new fire department can begin as soon as possible.

Motion carried unanimously.

Training of Officers

Resolution C150917

Moved by G. El-Jakl and seconded by J. Crook that the report of the Fire Services Coordinator be accepted and that the Fire Services Coordinator address the matter of required training of officers and firefighters with Fire Department Chiefs as per Policy 54, “Fire Response and Emergency Services Policy”.

Motion carried unanimously.

Councillor George El-Jakl

Councillor El-Jakl gave a brief report on his 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.

Councillor Jody Crook

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

NEW BUSINESS

Capital Investment Plan

Resolution C150918

Moved by G. El-Jakl and seconded by D. Messenger that the Capital Investment Plan for the fiscal years 2015-2016 to 2019-2020 be approved as presented.

Motion carried unanimously.

Court Facilities Lease

The Warden informed members that correspondence has been received from the Department of Justice regarding the lease for court facilities in the Administrative Centre. The letter advised that vacant possession of the premises will be given as of September 30, 2015.

Vehicle Tender

As a result of an advertisement placed in the Coast Guard Newspaper inviting tenders for the supply of a new 2015, 4 X 4, half ton truck, only one (1) tender was received. The tender was received from Smith & Watt Ltd. of Barrington Passage, in the amount of \$27,000, plus HST. The tender has been reviewed by the Property Services Manager and it is his recommendation that the purchase be made.

Resolution C150919

Moved by G. El-Jakl and seconded by J. Crook that the tender received from Smith & Watt Ltd. for the supply of a new truck in the amount of \$27,000, plus HST, be accepted as recommended by the Property Services Manager.

Motion carried unanimously.

Land Tender

It was reported that an advertisement was placed in the Coast Guard Newspaper inviting tenders for the sale of surplus municipal property located at 6349, Highway #3, Lower Woods Harbour. Two tenders were received and are listed below:

1. Tammy VanBuskirk, \$8,000.00
2. Martin Crowell, \$15,000.00

Resolution C150920

Moved by S. Hatfield and seconded by D. Messenger that the highest tender received from Martin Crowell in the amount of \$15,000.00 for the purchase of surplus municipal property located at 6349, Highway #3, Lower Woods Harbour, be accepted.

Motion carried unanimously.

Corporate Visa Facility

The Canadian Imperial Bank of Commerce has advised that it is necessary for the Municipality to include the limit of the Visa account in the yearly borrowing resolutions.

Resolution C150921

Moved by D. Messenger and seconded by G. El-Jakl that:

WHEREAS the Municipality of the District of Barrington may borrow to cover the annual current expenditure of the Municipality that has been authorized by Council;

AND WHEREAS Council deems it expedient to authorize a \$20,000.00 corporate Visa Facility for the purpose of paying current operating expenditures;

THEREFORE BE IT RESOLVED THAT the Council of the Municipality of the District of Barrington approve a Corporate Visa Facility with the CIBC, limited to a maximum of \$20,000.00 for the purpose of the purchase of goods and services for municipal purposes.

Motion carried unanimously.

Nova Scotia Municipal Finance Corporation's Annual Report

It was reported that a copy of the Nova Scotia Municipal Finance Corporation's 35th Annual Report has been received. This report includes the financial statements for the year ended March 31, 2015. A copy of the report will be kept at the Municipal Office for easy access by councillors, or councillors may view the report on the website at www.nsmfc.ca.

ADJOURNMENT

The meeting was adjourned at 8:22 p.m.

Warden

Secretary for the Meeting