

Minutes of the Regular Meeting of Barrington Municipal Council held in the Council Chambers in the Administrative Centre, in Barrington, N.S., on Monday, February 23, 2015. The meeting was called to order by the Warden at 7:10 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

DECLARATIONS OF CONFLICT OF INTEREST

There were no declarations of conflict of interest.

APPROVAL OF MINUTES

Moved by J. Crook and seconded by S. Hatfield that minutes of the Regular Council Meeting held January 26, 2015 and Special Council Meeting held February 9, 2015 be approved as circulated.

Motion carried unanimously.

PRESENTATION RE: SATELLITE DIALYSIS CLINIC

Mrs. Lee Goreham-Smith of Upper Woods Harbour appeared before the meeting and expressed the urgent need for a satellite dialysis clinic to be established within the Municipality of Barrington. Mrs. Goreham-Smith acknowledged the overwhelming support of the community with there being approximately 91 members of the public present for her presentation. She reported that there are many dialysis patients who reside within the Municipality of Barrington and drive the long distance to the Yarmouth Regional Hospital three (3) times per week for kidney dialysis. The physical, emotional and financial demands placed on patients and families are overwhelming.

Mrs. Goreham-Smith is requesting the Barrington Municipal Council to aggressively lobby the Nova Scotia Department of Health and Wellness to include a satellite dialysis clinic in their Nova Scotia Capital Budget for the years of 2015/2016.

Mrs. Goreham-Smith also informed Council and members of the public that she has also organized a letter writing campaign and anyone interested in supporting her effort can see her after the meeting.

Resolution C150202

Moved by S. Hatfield and seconded by D. Messenger that the Barrington Municipal Council take steps to arrange a meeting with the Minister of Health and Wellness to impress upon him the need for a satellite dialysis clinic to be established within the Municipality of Barrington.

Motion carried unanimously.

During discussion of this matter it was noted that a small community group has already been set up to deal with this matter.

Resolution C150203

Moved by S. Hatfield and seconded by G. El-Jakl that an ad hoc committee be formed, “Barrington & Area Satellite Dialysis Committee”, comprising of two members of the Barrington Municipal Council, one member of the Town of Clark’s Harbour Council, and 4 to 5 members of the public.

Motion carried unanimously.

During discussion of this matter it was suggested that the ad hoc committee be called “Barrington/Clark’s Harbour Satellite Dialysis Committee”.

Lee Goreham-Smith was then thanked for appearing before Council and making her presentation.

At this time the Warden invited comments from the public.

Sally Rennehan, John Brophy, Jr., David Cleaver and MLA Sterling Belliveau addressed Council regarding the need for the establishment of a satellite dialysis clinic. Mr. Cleaver read a letter from MLA Chris d’Entremont expressing his support for such a clinic.

The Warden thanked individuals for addressing Council tonight and all who came to show their support for the establishment of a kidney dialysis clinic within the Municipality of Barrington.

SCROLL OF RECOGNITION

The Warden at this time presented Deputy Warden Donna LeBlanc-Messenger with the UNSM Scroll of Recognition recognizing her ten (10) years of service with the Municipality of Barrington.

BREAK

A break was held at 8:05 p.m.

The Council meeting was reconvened at 8:25 p.m.

ADDITIONS TO THE AGENDA

The Clerk requested that the following items be added to the agenda:

- Former BMHS property – matter to be discussed during Closed Session.
- Volunteer of the Year – matter to be discussed under New Business.
- Development Officer – matter to be discussed under New Business.

The Warden informed members that he will be declaring conflict of interest when Council discusses the former BMHS property in Closed Session.

MATTERS ARISING FROM THE MINUTES

There were no matters arising from the minutes.

CORRESPONDENCE

No correspondence to be dealt with.

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 George El-Jakl

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

Councillor El-Jakl informed members that a meeting of the Woods Harbour Shag Harbour Volunteer Fire Department was held last evening. Councillor El-Jakl presented the Warden with a letter from the Fire Department. The Warden read the letter which advised that the Woods Harbour Shag Harbour Volunteer Fire Department would like to request that their department go back to being run as it was prior to the development of the Fire Service Advisory Committee. They are also requesting that they be alleviated of the Fire Service Coordinator's share of wages since they are no longer going to be using his service.

Resolution C150204

Moved by J. Crook and seconded by D. Messenger that the letter received from the Woods Harbour Shag Harbour Volunteer Fire Department be referred to the Committee of the Whole Council meeting for further discussion.

Motion carried unanimously.

The Clerk informed members that the next Committee of the Whole Council meeting will be held on Tuesday, March 10, 2015, as some members will be attending a meeting of the Port Clyde Volunteer Fire Department on Monday, March 9, 2015.

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.

He informed members that the Port Clyde Volunteer Fire Department has withdrawn their membership from the Barrington Municipal Fire and Emergency Service and the Fire Service Advisory Committee effective February 18, 2015.

Councillor Crook then reported on recommendations from committees.

Funding Request – Shelburne County Lobster Festival

Resolution C150205

Moved by J. Crook and seconded by D. Messenger that a grant of \$500.00 be provided to the Shelburne County Lobster Festival for its 20th Annual event which will be held from June 4th – 7th, 2015.

Motion carried unanimously.

Funding Request – Kids Fair Play FUNd

Resolution C150206

Moved by J. Crook and seconded by S. Hatfield that the Municipality provide a grant of \$500.00 to the Kids Fair Play FUNd.

Motion carried unanimously.

Town of Clark's Harbour – July 1st Celebrations

Resolution C150207

Moved by J. Crook and seconded by D. Messenger that a grant of \$500.00 be provided to the Town of Clark's Harbour to assist in their July 1st Celebrations.

Motion carried unanimously.

Recorded Meetings

Moved by D. Messenger and seconded by S. Hatfield that:

WHEREAS members of the public addressing Committees of Council and Council itself are frequently intimidated by the recording devices used at these meetings;

AND WHEREAS Council wishes to receive uninhibited and candid input from members of the public for their address to Committee and Council meetings;

AND WHEREAS Council wishes to have a genuine and open discussion with members of the public at its Committee and Council meetings;

THEREFORE BE IT RESOLVED that the Municipality remove the requirement of audio recordings of Council and Committee meetings.

Moved by S. Hatfield and seconded by D. Messenger that the above motion be amended by replacing the first three paragraphs with the following, and the words "Council and" being removed from the last line of the resolution:

"WHEREAS members wish to facilitate an environment where members of the public and members of other levels of government can have candid conversation in Committee of the Whole Council meetings;

AND WHEREAS Council does not wish to put the Municipality at risk of liability by having recorded committee meetings;"

AFFIRMATIVE

Shaun Hatfield
Donna LeBlanc-Messenger
Eddie Nickerson

NEGATIVE

Jody Crook
George El-Jakl

Motion carried.

The amended motion will now read as follows:

Resolution C150208

“WHEREAS members wish to facilitate an environment where members of the public and members of other levels of government can have candid conversation in Committee of the Whole Council meetings;

AND WHEREAS Council does not wish to put the Municipality at risk of liability by having recorded committee meetings;

THEREFORE BE IT RESOLVED that the Municipality remove the requirement of audio recordings of Committee meetings.”

AFFIRMATIVE

Shaun Hatfield
Donna LeBlanc-Messenger
Eddie Nickerson

NEGATIVE

Jody Crook
George El-Jakl

Motion carried.

C.S.I. Elementary School

Resolution C150209

Moved by J. Crook and seconded by S. Hatfield that a Request for Proposal be issued for development proposals for the former Cape Sable Island Elementary School, and that the RFP be advertised on the Provincial Government website and in local newspapers.

Motion carried unanimously.

Harvest House Request

Resolution C150210

Moved by S. Hatfield and seconded by J. Crook that a letter be sent to Harvest House Atlantic advising them that an RFP is to be issued so that the Municipality can obtain the best possible use for the former C.S.I. Elementary School, and that their proposal will be considered along with any other proposals received.

Motion carried unanimously.

Right of Way Request

It was reported that correspondence has been received from property owners adjacent to the former C.S.I. Elementary School indicating that in the past they had had a private agreement with the local School Board to cross over the school property in order to access their property at the rear of the school property. The adjacent property owners are requesting that a right of way be provided to them over the former school grounds so that they will have legal access to their land behind.

Resolution C150211

Moved by S. Hatfield and seconded by D. Messenger that the Municipality establish an easement or right of way as requested by the adjacent property owners subject to legal advice of the Municipal Solicitor.

Motion carried unanimously.

Island & Barrington Passage Volunteer Fire Department

It was reported that the Island & Barrington Passage Volunteer Fire Department will be receiving a new fire truck in the very near future. The purchase of this truck was previously approved by Council. It is now necessary to put in place a Temporary Borrowing Resolution for this purchase.

Resolution C150212

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

WHEREAS Section 66 of the Municipal Government Act provides that the Municipality of the District of Barrington, subject to the approval of the Minister of Municipal Affairs, may borrow to expend funds for a capital purpose authorized by statute;

AND WHEREAS clause 65(g) of the Municipal Government Act authorizes the Municipality of the District of Barrington to borrow funds for the purpose of equipping and maintaining fire departments or emergency services volunteers;

BE IT THEREFORE RESOLVED

THAT under the authority of Section 66 of the Municipal Government Act, the Municipality borrow a sum or sums not exceeding Four Hundred Sixty-Nine Thousand Eight Hundred Fifty Dollars (\$469,850) in total for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

THAT the sum be borrowed by the issue and sale of debentures of the Municipality to such an amount as the Council deems necessary;

THAT the issue of debentures be postponed pursuant to Section 92 of the Municipal Government Act and that the Municipality borrow from time to time a sum or sums not exceeding Four Hundred Sixty-Nine Thousand Eight Hundred Fifty Dollars (\$469,850) in total from any chartered bank or trust company doing business in Nova Scotia;

THAT the sum borrowed for a period not exceeding Twelve (12) Months from the date of the approval of the Minister of Municipal Affairs of this resolution;

THAT the interest payable on the borrowing be paid at a rate to be agreed upon; and

THAT the amount borrowed be repaid from the proceeds of the debentures when sold.

Barrington/Port LaTour Volunteer Fire Department

It was reported that the Barrington/Port LaTour Volunteer Fire Department wish to sell trucks No. 43, 50 and 52, and sell 10-12 SCBA cylinders that have been replaced and are no longer in use. The funds from the sale of vehicles and equipment will be used for the purchase of a vehicle to be used for municipal first responder calls.

Resolution C150213

Moved by J. Crook and seconded by D. Messenger that the sale of vehicles and equipment by the Barrington/Port LaTour Volunteer Fire Department be approved, and that the funds received from the sale be used for the purchase of a vehicle for municipal first responders as requested.

Motion carried unanimously.

Request for Highway Signage

Resolution C150214

Moved by S. Hatfield and seconded by J. Crook that the Department of Transportation and Infrastructure Renewal be requested that “trucks entering and turning” signs be placed in either direction from the access driveway to the Silver Roe Seafood’s property in Newellton.

Motion carried unanimously.

MPAL Continued Employment

Resolution C150215

Moved by D. Messenger and seconded by G. El-Jakl that the Municipal Physical Activity Leaders’ employment be continued to March 31, 2016.

Motion carried unanimously.

VIC Relocation

Resolution C150216

Moved by G. El-Jakl and seconded by D. Messenger that the Municipality contact the local Supervisor for the Department of Transportation and Infrastructure Renewal requesting information on the availability of access on the connector road on the right hand side of Highway 103 travelling from Yarmouth toward Barrington.

Motion carried unanimously.

Healthy Eating Pilot Project

Resolution C150217

Moved by G. El-Jakl and seconded by S. Hatfield that the Municipality defer the implementation of a healthy eating pilot project at the Barrington Municipal Arena until the next season.

AFFIRMATIVE

George El-Jakl
Shaun Hatfield
Donna LeBlanc-Messenger

NEGATIVE

Jody Crook
Eddie Nickerson

Motion carried.

Cape Sable Historical Society

The Cape Sable Historical Society is requesting Council to share in the cost of hiring an engineer to evaluate the Old Court House building. The evaluation is necessary in order to determine what will need to be done and how to approach the restoration of the building. The Society has advised that a grant may be obtained from Heritage Nova Scotia for 50% of the cost of an engineer's evaluation, up to a maximum of \$3,000.00.

Resolution C150218

Moved by D. Messenger and seconded by J. Crook that the Municipality fund 50% of the cost up to a maximum of \$3,000.00 for an engineering assessment of the Old Court House building.

Motion carried unanimously.

Wind Turbine Generator Permit

Resolution C150219

Moved by G. El-Jakl and seconded by D. Messenger that an independent outside Building Inspector be engaged by the Municipality in order to issue a Development Permit for the wind turbine generator being constructed on property adjacent to the Municipality's Landfill Site.

Motion carried unanimously.

Resolution C150220

Moved by D. Messenger and seconded by J. Crook that a permanent agreement be put in place with the Municipality of Shelburne for the exchange of services of a Building Inspector/Development Officer and Fire Inspector.

Motion carried unanimously.

Endoscopy Services

It was reported that the District of Shelburne is requesting all municipal units served by Roseway Hospital to request South West Health to reinstate endoscopy services at Roseway Hospital so that residents of Shelburne are given the same quality patient care, security and support afforded to residents in Yarmouth and Queens counties.

Resolution C150221

Moved by J. Crook and seconded by S. Hatfield that a letter of support for the District of Shelburne's request to reinstate endoscopy services at Roseway Hospital be sent to the Vice President of Clinical Services at South West Health, and be copied to the Premier, the Minister of Health, Provincial Opposition Party Leaders and our MLA.

Motion carried unanimously.

NEW BUSINESS

Notice of Consideration – Amendments to Policy 54 – Fire Services

It is proposed that Policy 54, "Fire Response and Emergency Services Policy" be amended to include information on surpluses and deficits of each fire department, update officers and dispatch information. Notice is given tonight that Council will consider proposed amendments at their next meeting.

Some questions were raised regarding proposed amendments and therefore it was agreed that the matter be referred back to the Committee of the Whole Council for further discussion prior to consideration by Council.

Notice of Consideration – Re: Policy 38, "C & D Landfill Policy"

It is proposed that Policy No. 38 "Construction and Demolition Debris Landfill Policy" be amended to permit "agents of residents" to deposit waste at the C & D Landfill Site at the same fee charged to residents.

Consideration of proposed amendments to Policy 38 will take place at the next meeting of Council.

Notice of Consideration – Personnel Policy – Article 12

It is proposed that Article 12 of the Personnel Policy be amended to include Nova Scotia Heritage Day.

Consideration of the proposed amendment to the Personnel Policy will take place at the next meeting of Council.

VOLUNTEER OF THE YEAR

In advance to the meeting each member was provided with a summary sheet of volunteer nominations together with information on each of the volunteers who have been nominated.

Resolution C150222

Moved by D. Messenger and seconded by G. El-Jakl that Lillian Scott-Perry be recognized as the Volunteer of the Year for the Municipality of Barrington for 2015.

Motion carried unanimously.

CLOSED SESSION

At 9:46 p.m., a Closed Session of Council was held to deal with personnel matters and to receive an update on the former BMHS property matter.

Conflict of Interest

Warden Eddie Nickerson declared conflict of interest and did not take part in the Closed Session of Council regarding the former BMHS property matter.

REPORT ON CLOSED SESSION

Deputy Warden Donna LeBlanc-Messenger called the meeting back to order and reported that an update was provided in Closed Session on the ongoing legal action regarding the former BMHS property.

The Warden then resumed the Chair.

The Warden advised that employee evaluations will be dealt with at the March Council meeting.

ADJOURNMENT

The meeting was adjourned at 10:06 p.m.

Warden

Clerk

Secretary for the Meeting

On website February 26, 2015.

