

Minutes of the Regular Meeting of the Barrington Municipal Council held in the Council Chambers, in the Administrative Centre, in Barrington, NS, on Monday August 26, 2019. The meeting was called to order by the Warden at 7:00 p.m., with the following members present:

- Warden Lindsay (Eddie) Nickerson
- Deputy Warden Jody Crook
- Councillor Murray Atkinson
- Councillor George El-Jakl
- Councillor Shaun Hatfield
  
- Chris Frotten, CAO
- Lesa Rossetti, Municipal Clerk

#### ADDITIONS TO THE AGENDA

No items were added to the Agenda.

#### APPROVAL OF THE AGENDA

Being duly moved and seconded that the Agenda be approved as circulated.

Motion carried unanimously.

#### DECLARATIONS OF CONFLICT OF INTEREST

Deputy Warden Crook informed members that he would be declaring Conflict of Interest when Council deals with the grant request received from the Barrington Cemetery Association.

Councillor Hatfield informed members that he would be declaring Conflict of Interest when Council deals with the vacancy on the Board of Directors of Bay Side Home.

#### APPROVAL OF MINUTES

Being duly moved and seconded that minutes of the last meeting held July 22, 2019 be approved as circulated.

Motion carried unanimously.

#### REPORT OF WARDEN

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

#### REPORT OF COUNCILLORS

The Deputy Warden and each Councillor gave a brief report on their activities since the last meeting of Council.

REPORT FROM COMMITTEE OF THE WHOLE COUNCIL

Councillor Atkinson reported on recommendations from the Committee of the Whole Council.

Tender – SUV for Building Inspection Department

Resolution C190801

Being duly moved and seconded that the lowest tender submitted by Murray GM in the amount of \$24,114.00 plus hst, for the purchase of a 2019 Chevy Trax AWD, be accepted.

Motion carried unanimously.

Tender – North East Point Boardwalk

Being duly moved and seconded that the tender received from Garian Construction in the amount of \$57,270.00 plus hst for the replacement of the wood portion of the 825 foot McGray Avenue Boardwalk, having met all tender specifications, be accepted.

It was reported that a letter has been received from Gardiner Allen Excavation Limited requesting that the tender be awarded to them as recommended by staff, as there is only a 2% difference between their tender amount and the tender of Garian Construction.

Much discussion took place regarding local preference and practice used to obtain estimates for budgetary purposes.

The above topic was put on hold to deal with the Variance Appeal scheduled for 7:30 p.m.

Public Hearing - K & N Fisheries Limited Variance Appeal

It was reported that K & N Fisheries Limited has appealed the decision of the Development Officer not to grant a variance for their property located in Port LaTour identified as Assessment Account Number 02291177. K & N Fisheries would like to build a 65 ft. by 60 ft. addition to their existing tank house bringing the building within 6 feet of the rear property line, instead of the required 25 foot setback. The property to the rear is owned by the Federal Government and in the Development Officer's opinion is undevelopable.

All property owners located within 30 meters of the property in question have been given notice of the public hearing being held this evening. No written or oral presentation were received.

Resolution C190802

Being duly moved and seconded that the appeal filed by K & N Fisheries Limited to construct an addition to their tank house of 65 feet by 60 feet bringing the building within 6 feet of the rear property boundary line be approved as requested.

Motion carried unanimously.

Continuation of Tender – North East Point Boardwalk

At 7:50 p.m., discussion continued on the North East Point Boardwalk tenders.

The motion made previously was brought forward.

Resolution C190803

Being duly moved and seconded that the tender received from Garian Construction in the amount of \$57,270.00 plus hst for the replacement of the wood portion of the 825 foot McGray Avenue Boardwalk, having met all tender specifications, be accepted.

AFFIRMATION

Warden Nickerson  
Deputy Warden Crook  
Councillor Atkinson  
Councillor El-Jakl

NEGATIVE

Councillor Hatfield

Motion carried.

Resolution C190804

Being duly moved and seconded that the Municipal Procurement Policy be referred to the Committee of the Whole Council for discussion and legal advice be sought to provide clarity on our tendering process.

Motion carried unanimously.

Bay Side Home Board of Directors Vacancy

Conflict of Interest

Councillor Hatfield declared Conflict of Interest, vacated his seat and left the meeting room.

Councillor Hatfield has a family member in management at Bay Side Home.

Resolution C190805

Being duly moved and seconded that the Municipality advertise the vacancy currently existing on Bay Side Home Board of Directors as a result of the resignation of Carla Nickerson.

Motion carried unanimously.

Resolution C190806

Being duly moved and seconded that a letter of thanks be sent to Carla Nickerson for her contribution and service to the Board of Directors of Bay Side Home.

Motion carried unanimously.

Councillor Hatfield returned to his seat.

Request from Bay Side Home for Support of Proposed Expansion

Resolution C190807

Being duly moved and seconded that the Municipality provide support, in principle, for the expansion of Bay Side Home, as requested by the Board of Directors of Bay Side Home.

Motion carried unanimously.

Barrington Cemetery Association – Grant Request

Conflict of Interest

Deputy Warden Crook declared Conflict of Interest, vacated his seat and left the room.

Deputy Warden Crook's wife is a member of the Barrington Cemetery Association.

Resolution C190808

Being duly moved and seconded that a grant in the amount of \$500.00 be provided to the Barrington Cemetery Association, to assist with the cost of their new sign.

Motion carried unanimously.

Deputy Warden Crook returned to his seat.

TIR Cost Shared Agreement for Roads

Correspondence has been received from the Department of Transportation and Infrastructural Renewal requesting road submissions for paving under their 50/50 Cost Shared Program.

Being duly moved and seconded that the remaining roads on the list that was submitted last year, be resubmitted in the same order of priority, which includes Lighthouse Road, Petticoat Lane and Bateman Road.

Being duly moved and seconded that the above motion be amended to change the order of priority to Petticoat Lane, Lighthouse Road and Bateman Road.

Motion carried unanimously.

Being duly moved and seconded that the above main motion be amended by adding "Symonds Road" as the 4 road on the list to be submitted to the Department of Transportation and Infrastructure Renewal.

**AFFIRMATION**

Warden Nickerson  
Councillor Atkinson  
Councillor Hatfield

**NEGATIVE**

Deputy Warden Crook  
Councillor El-Jakl

Motion carried.

The amended motion now reads as follows:

**Resolution C190809**

Being duly moved and seconded that the remaining roads on the list that was submitted last year, be resubmitted in the following order of priority: Petticoat Lane, Lighthouse Road and Bateman Road and Symonds Road, in Centreville be added as the 4<sup>th</sup> road on the list.

Motion carried unanimously.

**Barrington Area Soccer Association Grant Request**

**Resolution C190810**

Being duly moved and seconded that the Barrington Area Soccer Association be provided with a grant in the amount of \$1,000.00 to assist with the cost of nets for children under 12.

Motion carried unanimously.

**STAFF REPORT**

The Chief Administrative Officer provided his report for the period July 23rd to August 26, 2019.

Topics highlighted were as follows:

- New Recreation Centre
- Improved Access to Internet
- Amenities at Beaches
- Continued Work Towards Additional Medical Services
- Marathon
- Fall/Winter Season Preparations
- Property Services
- Planning
- Building Permits & By-law Enforcement
- New VoIP Phone System
- Tourism Initiatives
- Trash Talk
- Fire Services
- Water Shortage

**NEW OR OTHER BUSINESS**

**Second Reading Re: Proposed Amendments to Dog By-law**

It was reported that Notice of Second Reading of the adoption of amendments to By-law No. 12

“Dog By-law” was advertised in The Vanguard Newspaper on August 7, 2019 and posted on social media, giving public notice that amendments would be considered tonight. Proposed amendments will strengthen the by-law as it relates to dog attacks.

No oral or written presentations were received.

Resolution C190811

Being duly moved and seconded that proposed amendments to By-law No. 12 “Dog By-law” as it relates to dog attacks be approved in Second Reading.

Motion carried unanimously.

Consideration of Amendments to Personnel Policy Performance Evaluation

Notice of consideration of amendments to the “Personnel Policy - Performance Evaluation” was given at the August 12, 2019, Committee of the Whole Council Meeting. Proposed amendments simplify the Performance Evaluation Form for use for the position of CAO, etc.

Resolution C190812

Being duly moved and seconded that proposed amendments to the Personnel Policy - Performance Evaluation be approved as presented.

Motion carried unanimously.

CORRESPONDENCE

Letter of Congratulations

It was reported that a letter has been received from the Department of Communities, Culture and Heritage congratulating the Municipality for achieving Atlantic Region Finalist status for ParticipACTION’s first annual Community Better Challenge.

REPORT FROM PLANNING ADVISORY COMMITTEE

It was reported that a Public Participation Meeting was held on August 22, 2019 regarding proposed amendments to the Municipal Planning Strategy and Land Use By-law Re: Cannabis Production and Processing Uses.

Proposed amendments to the MPS and LUB will allow cannabis production and processing uses in the Business Park and Rural Development zones only and must be done by Development Agreement. Proposed amendments also require a 200 foot setback.

Seven members of the public were present for this portion of the Planning Advisory Committee Meeting and two emails were received from concerned citizens. Most concerns expressed related to location and potential odour.

The CAO requested direction from Council as to how they want to proceed.

Resolution C190813

Being duly moved and seconded that staff proceed with the process to amend the MPS and LUB to address cannabis production and processing uses.

Motion carried unanimously.

AGENDA ITEMS FOR FUTURE MEETINGS

There were no agenda items brought forward.

ADJOURNMENT

The meeting was adjourned at 8:35 p.m.

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Warden

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Chief Administrative Officer

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Secretary for the Meeting