

TOWN OF ST. STEPHEN
REGULAR COUNCIL
73 MILLTOWN BLVD., SUITE 112
MAY 19, 2009 @ 7:00 P.M.

I. PRAYER

II. CHANGE OF ORDER OF BUSINESS

ORDER OF COUNCIL BUSINESS

Moved by Councillor Williams

Seconded by Deputy Mayor Maxwell

119/09 **THAT** the order of business be varied, as permitted by Section 13.01 of By-Law No. A-2, "A By-Law Respecting Procedures of the Town Council and Town Administration". **CARRIED**

III. RECORDING OF ATTENDANCE

PRESENT: Mayor G. L. (Jed) Purcell; Deputy Mayor Jim Maxwell; Councillors Ralph Williams, Robert Tinker, Gavin Toumishey, Barb Donovan and Jeremy Copeland; CAO/Clerk Hendrik Slegtenhorst; and, Assistant Clerk Joan Flewelling.

IV. APPROVAL OF AGENDA

AGENDA

Moved by Councillor Williams

Seconded by Councillor Tinker

120/09 **THAT** the Agenda be approved with three additions: under XIII. **NEW BUSINESS 5. PUBLIC SAFETY & ENVIRONMENT COMMITTEE** (iv) Lift Station – River Street; and, (v) Asphalt – 37 Princess Street; and 6. **COMMUNITY SERVICES COMMITTEE** (ii) Katie Curran – Seasonal Position. **CARRIED**

V. CONFLICT OF INTEREST

No conflicts declared.

VI. READING OF PETITIONS/PRESENTATIONS/PROCLAMATIONS

1. June – Recreation & Parks Month

Mayor Purcell proclaimed the month of June as Recreation & Parks Month:

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WHEREAS, in New Brunswick, we are fortunate to have a variety of recreation and parks systems providing countless recreational opportunities for residents and visitors from around the world; and

WHEREAS, recreation enhances quality of life, balanced living and lifelong learning; helps people live happier and longer; develops skills and positive self image in children and youth; develops creativity; and builds healthy bodies and positive lifestyles; and

WHEREAS, recreation participation builds family unity and social capital; strengthens volunteer and community development; enhances social interaction; creates community pride and vitality; and promotes sensitivity and understanding to cultural diversity; and

WHEREAS, recreation, therapeutic recreation and leisure education are essential to the rehabilitation of individuals who have become ill or disabled, or disadvantaged, or who have demonstrated antisocial behavior; and

WHEREAS, the benefits provided by recreation and parks programs and service reduce healthcare and social service costs; serve to boost the economy, economic renewal and sustainability; enhance property values; attract new business; increase tourism; and curb employee absenteeism; and

WHEREAS, our parks, open space and trails ensure ecological beauty; provide space to enjoy nature; help maintain clean air and water; and preserve plant and animal wildlife; and

WHEREAS, all levels of government, the voluntary sector and private enterprise throughout the province participate in the planning, development and operation of parks and recreation programs, services and facilities;

NOW THEREFORE, BE IT RESOLVED that Recreation New Brunswick does hereby proclaim that June, has been designated as Recreation & Parks Month which will annually recognize and celebrate the benefits derived year round from quality public and private recreation and parks resources at the local, regional, provincial and national levels.

THEREFORE, I, G. L. (Jed) Purcell, Mayor of the Town of St. Stephen, do hereby proclaim the month of June as Recreation & Parks Month.

2. Disability Awareness Week

Mayor Purcell proclaimed the week of May 31 – June 6, 2009 as Disability Awareness Week:

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WHEREAS, the municipality of St. Stephen, New Brunswick, is committed to assisting citizens with disabilities to participate fully in the resources of our community; and

WHEREAS, many persons living with disabilities face barriers in the areas of employment, access to information, transportation, housing, education, recreation, and other disability-related supports; and

WHEREAS, we believe that more citizens with disabilities should have the chance to access appropriate disability related supports to improve their opportunities in New Brunswick; and

WHEREAS, we support the theme

“Disability Awareness – Disability Supports Create Self-Sufficiency”;

NOW THEREFORE BE IT KNOWN THAT I, G. L. (Jed) Purcell, Mayor of the Town of St. Stephen, do hereby request the citizens of St. Stephen to join with our Council in recognizing persons with disabilities and their potential role in our community by the observance of Disability Awareness Week, May 31st to June 6th, 2009.

VII. NOTICES OF MOTIONS

No notices of motions.

VIII. APPROVAL OR AMENDING OF MINUTES

REGULAR COUNCIL MEETING

Moved by Councillor Tinker

Seconded by Deputy Mayor Maxwell

121/09 **THAT** the Minutes of the Regular Council meeting held on April 20, 2009 be approved as circulated. **CARRIED**

SPECIAL COUNCIL MEETING

Moved by Councillor Tinker

Seconded by Deputy Mayor Maxwell

122/09 **THAT** the Minutes of the Special Council meeting held on May 4, 2009 be approved as circulated. **CARRIED**

IX. COMMUNICATIONS

COMMUNICATION FOR INFORMATION FILE

Moved by Councillor Williams

Seconded by Councillor Donovan

123/09 **THAT** Communication for Information, note and file, be adopted.
CARRIED

COMMUNICATION FOR ACTION

No communication for action.

X. APPROVAL OF COMMITTEE MINUTES

COMMITTEES MEETING

Moved by Councillor Williams

Seconded by Councillor Tinker

124/09 **THAT** the Minutes of the Committees meeting – Public Safety & Environment; Finance & Administration; Community Services; and Planning & Priorities held on May 6, 2009 be approved. **CARRIED**

XI. CONSIDERATION OF BY-LAWS

BY-LAW NO. S-7.2 - A BY-LAW TO AMEND A BY-LAW TO REGULATE THE COLLECTION AND DISPOSAL OF GARBAGE AND OTHER MATERIAL – SECOND READING – READING IN ITS ENTIRETY

Moved by Councillor Tinker

Seconded by Councillor Donovan

THAT By-Law No. S-7.2 – “A By-Law to Amend a By-Law to Regulate the Collection and Disposal of Garbage and other Material” – be given Second Reading – Reading in its Entirety.

AMENDED

BY-LAW NO. S-7.2 - A BY-LAW TO AMEND A BY-LAW TO REGULATE THE COLLECTION AND DISPOSAL OF GARBAGE AND OTHER MATERIAL

Moved by Councillor Tinker

Seconded by Councillor Donovan

125/09 **THAT** By-Law No. S-7.2 – “A By-Law to Amend a By-Law to Regulate the Collection and Disposal of Garbage and other Material” be referred to next month’s meeting of the Public Safety & Environment Committee. **CARRIED**

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BY-LAW NO. A-2.2 - A BY-LAW TO AMEND BY-LAW NO. A-2, "A BY-LAW RESPECTING PROCEDURES OF THE TOWN COUNCIL AND TOWN ADMINISTRATION" – FIRST READING – SHORT TITLE ONLY

Moved by Councillor Tinker

Seconded by Councillor Williams

- 126/09** **THAT** By-Law No. A-2.2 – A By-Law to Amend By-Law No. A-2, "A By-Law Respecting Procedures of the Town Council and Town Administration" - be given First Reading – Short Title Only. **CARRIED**

XII. CONTINUING BUSINESS

ECONOMIC DEVELOPMENT PLAN – AD HOC COMMITTEE

Moved by Councillor Williams

Seconded by Councillor Toumishey

- 127/09** **THAT** the Council of the Town of St. Stephen strike an *ad hoc* committee for the development of an actionable economic development plan, and that the committee have the following attributes:

- Have a mandate to develop the plan in keeping with the intent of Council's strategic plan vision "[t]o regain its community health, and to restore its pride and leadership" and with inclusion of attention to strategic plan initiative for economic development number 4, being the development of a plan for downtown revitalization;
- Be convened and chaired by the General Manager, Development St. Stephen, Ian Stewart;
- Be comprised of individuals chosen by the Chair, but to include for purposes of liaison the Mayor and Chief Administrative Officer;
- To report progress to the Mayor weekly, to the Council through the Office of the Clerk bi-weekly, and DSS regularly but not less frequently than monthly;
- To actively involve the community, the Chamber of Commerce, the BIA, local business, and other essential stakeholders;
- To begin its work immediately and to conclude no later than 30 September 2009; and,
- To provide a schedule of milestones and activities for the May meetings of Council and Development St. Stephen. **CARRIED**

XIII. NEW BUSINESS

1. CAO Report

REPORT OF CHIEF ADMINISTRATIVE OFFICER

Moved by Deputy Mayor Maxwell

Seconded by Councillor Tinker

128/09 **THAT** the report of the Chief Administrative Officer dated 6 May 2009 be received. **CARRIED**

2. CAO

STRATEGIC PLAN: STATUS OF SPECIFIC INITIATIVES – Memo from CAO dated 6 May 2009 received for information.

STATEMENTS OF REVENUE AND EXPENDITURE

Moved by Councillor Williams

Seconded by Councillor Toumishey

129/09 **THAT** the Statements of Revenue and Expenditure for both the General Operating Fund and Water and Sewerage Operating Fund to March 31, 2009 be received. **CARRIED**

CHEQUE REGISTER:

PAID BILLS

Moved by Councillor Williams

Seconded by Councillor Tinker

130/09 **THAT** paid bills in the amount of \$619,715.36 (six hundred and nineteen thousand, seven hundred and fifteen dollars and thirty-six cents) be ratified. **CARRIED**

3. PLANNING & PRIORITIES COMMITTEE

No items.

4. FINANCE & ADMINISTRATION COMMITTEE

No items.

5. PUBLIC SAFETY & ENVIRONMENT COMMITTEE

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CHANGE OF PROJECT – MINISTERIAL APPROVAL NUMBER 09-0026

Moved by Councillor Williams

Seconded by Councillor Toumishey

131/09 **THAT** the Council of the Town of St. Stephen authorizes a “Change of Project” under Ministerial Approval Number 09-0026, within Transportation Services

	<u>Amount</u>	<u>Term</u>
From Project:		
Sidewalks	<u>\$350,000</u>	10 years
To Project:		
Sidewalks and Street Improvements	<u>\$350,000</u>	10 years

CARRIED

MUTUAL AID AGREEMENT – TOWN OF ST. STEPHEN AND CITY OF CALAIS

Moved by Deputy Mayor Maxwell

Seconded by Councillor Tinker

132/09 **THAT** the Council of the Town of St. Stephen approves the Mutual Aid Agreement between the Town of St. Stephen and the City of Calais as recommended by Fire Chief Jeff Richardson. **CARRIED**

MUTUAL AID AGREEMENT – TOWN OF ST. STEPHEN AND TOWN OF ST. ANDREWS, TOWN OF ST. GEORGE, BLACKS HARBOUR AND LOCAL SERVICE DISTRICT FIRE DEPARTMENTS

Moved by Councillor Tinker

Seconded by Councillor Williams

133/09 **THAT** the Council of the Town of St. Stephen approves the Mutual Aid Agreement between the Town of St. Stephen and Town of St. Andrews, Town of St. George, Blacks Harbour and Local Service District Fire Departments as recommended by Fire Chief Jeff Richardson. **CARRIED**

LIFT STATION – RIVER STREET

Moved by Councillor Tinker

Seconded by Councillor Williams

134/09 **THAT** the Council of the Town of St. Stephen approves the assumption of ownership of a lift station previously owned and installed by Disher Enterprises Ltd., and associated water and sewer systems required to develop four (4) lots on the east side of River Street, pending the following:

- Town takes over portion of street south of the walking trail;
- lift station to meet all requirements of the Town of St. Stephen;
- back up pump to be included;

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- lift station must be connected to the Town of St. Stephen S.C.A.D.A. System at the expense of Disher Enterprises Ltd.; and,
- easement from Disher Enterprises Ltd. across its south lot for access to the lift station. **CARRIED**

ASPHALT – 37 PRINCESS STREET

Moved by Councillor Tinker

Seconded by Councillor Donovan

- 135/09** **THAT** the Council of the Town of St. Stephen approves the unbudgeted expenditure, not to exceed \$1,000.00 (one thousand dollars), including HST, for asphalt repair at 37 Princess Street. **CARRIED**

6. **COMMUNITY SERVICES COMMITTEE**

RE-APPOINTMENTS – ST. CROIX PUBLIC LIBRARY

Moved by Councillor Williams

Seconded by Deputy Mayor Maxwell

- 136/09** **THAT** Mary Hill be re-appointed to the Board of Trustees of the St. Croix Public Library for a two (2) year term retroactive to May 1, 2009 and expiring April 30, 2011; Dorothy Hyslop be re-appointed to the Board of Trustees of the St. Croix Public Library for a two (2) year term effective June 1, 2009 and expiring on May 31, 2011; and that Irene Neate be re-appointed to the Board of Trustees of the St. Croix Public Library for a three (3) year term effective July 1, 2009 and expiring on June 30, 2012. **CARRIED**

KATIE CURRAN – SEASONAL POSITION

Moved by Councillor Williams

Seconded by Councillor Tinker

- 137/09** **THAT** Katie Curran be offered by the Council of the Town of St. Stephen a full-time seasonal position in any department at the student rate, and should Ms. Curran refuse such a position, she will have the choice to retain her current position. **CARRIED**

Deputy Mayor Maxwell voting in favour of the motion.

Councillor Williams voting in favour of the motion.

Councillor Tinker voting in favour of the motion.

Councillor Donovan voting in favour of the motion.

Councillor Toumishey voting against the motion.

Councillor Copeland abstained from voting.

7. **PLANNING ADVISORY COMMITTEE**

No items.

8. LETTER FROM HAD TAPLEY DATED AND RECEIVED MAY 13, 2009

Mr. Had Tapley, a citizen concerned with the proposed building site on Budd Avenue for the Civic Centre, discussed his letter with Council.

The CAO and members of Council advised Mr. Tapley that the site environmental assessment was not finalized, and that a future meeting will be scheduled to update the public upon its completion.

XIV. REPORTS OF MAYOR AND COUNCILLORS

Mayor Purcell

- Attended St. Stephen's University convocation.
- Attended the annual meeting of the NB Wildlife Association.
- Attended the UMNZ Zone 4 meeting.
- Attended announcement at Town Square on Federal and Provincial funding for the Civic Centre.
- Attended a public meeting hosted by John Howard Society with respect to a proposed home of safety for females.

Councillor Copeland

- Stated he has received many comments/questions on the proposed Civic Centre, as well as the proposed amendment to the Garbage By-Law.
- Stated that Council is a learning curve and as a result, spends a considerable amount of time with Councillor Williams.

Councillor Tinker

- Attended the UMNZ Zone 4 meeting and found the session on the forest industry to be very informative.
- Reviewed the Town's position with respect to building permits and the National Building Code of Canada.

The CAO advised that the Town is legislated to follow the National Building Code of Canada.

Councillor Toumishey

- Attended several meetings.
- Responded to many questions from the public.
- Pleased to be asked by the Mayor to act as Chair of the Community Services Committee.

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- Congratulated Lynn Matheson on her 25 years with Transition House, and stated that she is an incredible resource for the Social Development Department, and further stated that he had to decline an invitation to attend a celebration in her honour due to a schedule conflict.

Councillor Williams

- Spent many hours on the Charlotte County Civic Centre project.
- Advised that former discussions with respect to bike trails/routes will now be handled by Councillor Toumishey, as the new Chair of Community Services.
- Attended a very confrontational John Howard Society public meeting with respect to a proposed home of safety for females, but pleased that some degree of commonality was reached.
- Attended announcement at Town Square on Federal and Provincial funding for the Civic Centre.
- Pleased with the funding received for the Combined Sewers Overflow project, and commended the CAO, Director of Operations, Public Works Superintendent and Treasurer for their many dedicated hours to the project.
- Attended the UMN B Zone 4 meeting.

Councillor Donovan

- Attended the UMN B Zone 4 meeting and found it to be very informative.
- Attended a very confrontational John Howard Society public meeting with respect to a proposed home of safety for females, but pleased that people left with some resolution.
- Attended announcement at Town Square on Federal and Provincial funding for the Civic Centre.

Deputy Mayor Maxwell

- Attended several Town meetings.
- Attended a public meeting on the King Street project and very pleased the project is underway.
- Attended announcement at Town Square on Federal and Provincial funding for the Civic Centre.
- Participated in the Town Pride Campaign by cleaning up the Rural Cemetery.
- Raised money to assist a young girl with her bone marrow transplant.

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XV. QUESTION PERIOD

Tony Reader, a concerned citizen, spoke of Tony Huntjens', MLA, letter in the *Saint Croix Courier* which stated that many people are against the proposed Civic Centre, and questioned why a public vote has never been addressed. He further stated that the Town is struggling to maintain its existing facilities.


Mayor Purcell thanked Mr. Reader for his comments.

XVI. ADJOURNMENT

ADJOURNMENT

Moved by Deputy Mayor Maxwell
Seconded by Councillor Copeland

138/09 THAT the meeting adjourn at 8:35 p.m. **CARRIED**



Mayor



CAO/Clerk