

**TOWN OF SAINT ANDREWS  
W. C. O'NEILL ARENA COMPLEX DINING ROOM  
Regular Council Meeting  
MINUTES  
September 11, 2017 at 7:00PM**

A Regular Meeting of the Town of Saint Andrews Council was held at the W. C. O'Neill Arena Complex Dining Room beginning at 7:03PM with the following members present: Mayor Doug Naish, Deputy Mayor Brad Henderson, Councillors Edie Bishop, Dan Boyd, Guy Groulx, Kurt Gumushel and Andrew Harrison. Also present were: Angela McLean, Clerk, Chris Spear, Treasurer, Nikki Mott, Receptionist, and Hap Stelling, Manager of Planning.

**APPROVAL OF AGENDA**

**Motion 56 - 9/17**

It was moved by Councillor Bishop, seconded by Councillor Boyd and carried that the Agenda be approved as amended.

Amendments as follows: Remove – FA170701-Financial Planning Policy; FA170702-Water Rate Increase; and RCS170703-Repeal By-law 01-5, A By-law to Regulate the Use of Skateboards, Scooters, and In-Line Skates By-law; Applicant Withdrawn – PED170602-130 Prince of Wales Street-Reinstatement of Zoning.

**DISCLOSURE OF CONFLICT OF INTEREST -**

Deputy Mayor Henderson declared a conflict of interest on item PED170602.

**MINUTES**

**Motion 57 - 9/17**

It was moved by Councillor Bishop, seconded by Councillor Boyd and carried that the Minutes of the August 14, 2017 Regular Meeting of Council be adopted as presented.

**Motion 58 - 9/17**

It was moved by Councillor Harrison, seconded by Councillor Gumushel and carried that the Minutes of the August 28, 2017 Special Meeting of Council be adopted as presented.

**PRESENTATIONS**

**Pump Track**

Pat Scouten presented images of the proposed Pump Track that the Skate Park Committee has been planning since 2013. During his presentation there were approximately 13 youth present in support of the development. Mr. Scouten stated that the track will be dirt and is volunteer built with the youth being a huge influence in the design. The International Mountain Bike Association has assessed the property and says the footprint is feasible for the design that Mr. Scouten is currently presenting to Council. The Skate Park Committee has enough funds to pay for the construction on their own and are asking the Town to grant them permission to build it behind the Youth Centre.

Deputy Mayor Henderson inquired on the liability insurance which Mr. Scouten stated that the biggest thing is signage, similar to the Skate Park. As long there is adequate signage (ie: Use at Own Risk) then that will cover the liability. Mr. Chris Spear, Treasurer, inquired on when they would be able to start the construction. Mr. Scouten replied that they have everything ready and can start as soon as the Town grants them permission.

**Age Friendly Community**

Caroline Davies presented on behalf of the Age Friendly Community Committee who are volunteering their time to have the Town of Saint Andrews recognized as an "Age Friendly Community". Other municipalities in New Brunswick are currently working toward their designation. The first to receive it was the city of Moncton, while another 21 NB communities are also working towards theirs.

With the average age of citizens in Atlantic Canada being mostly seniors, initiatives have been put in place to help communities support the aging population. To be designated an Age Friendly Community that community strives to recognize seniors, understand their age-related needs, respects the decisions and lifestyle choices, and so much more. One of the main ways to compile this information will be to conduct surveys to residents and Public Open Houses. Several survey options have been offered to the Committee from other communities at no charge.

The Committee hopes the Town will assist them when needed and may even help offset some of the costs, if there should be any. They look forward to working with the citizens and the Town in successfully acquiring this designation.

## **COMMUNICATIONS**

None

## **STAFF REPORTS**

The CAO, Angela McLean reported on behalf of Town Staff

### **Motion 59 - 9/17**

It was moved by Councillor Boyd, seconded by Councillor Bishop and carried that Council accept the Staff Reports as presented.

**FINANCIAL REPORT** – At the Mayor’s request for comment on the Town’s financials, Chris Spear, Treasurer provided Council with an update.

## **INTRODUCTION, CONSIDERATION AND PASSING OF BY-LAWS AND MOTIONS**

### **Finance & Administration Portfolio- Councillor Bishop**

#### **Motion 60 - 9/17**

It was moved by Councillor Bishop, seconded by Councillor Boyd and carried that Council remove the item from the agenda as it was addressed at a previous meeting.

#### **Motion 61 - 9/17**

It was moved by Councillor Bishop, seconded by Councillor Gumushel and carried that Council remove the item from the agenda as it was addressed at a previous meeting.

#### **Motion 62 - 9/17**

It was moved by Councillor Bishop, seconded by Deputy Mayor Henderson and carried that the Town, through the CAO, submit a written letter to the New Brunswick Energy and Utilities Board, in support of the application by the Coach Atlantic Group, to operate scheduled public bus service between Saint John, NB, and St. Stephen, NB, with a stop in Saint Andrews.

#### **Motion 63 - 9/17**

It was moved by Councillor Bishop, seconded by Councillor Groulx and carried that Council Proclaim the Month of September 2017 as Prostate Cancer Awareness Month in the Town of Saint Andrews.

Councillor Boyd noted he will be challenging Council for the “Movember Challenge” during the month of November which also raises awareness for Prostate Cancer.

#### **Motion 64 - 9/17**

It was moved by Councillor Bishop, seconded by Councillor Groulx and carried to approve the debenture of for the New Fire Truck as follows:

*Be it resolved* that the Clerk or Treasurer and Mayor or Deputy Mayor be authorized to issue and sell to the New Brunswick Municipal Finance Corporation a Municipality of the Town of Saint Andrews debenture in the principal sum of \$535,000 on such terms and conditions as are recommended by the New Brunswick Municipal Finance Corporation,

- And

*Be it resolved* that the Municipality of the Town of Saint Andrews agrees to issue postdated cheques payable to the New Brunswick Municipal Finance Corporation as and when requested in payment of principal and interest charges on the debenture.

Ministerial Order No.	Date of MB	Date of Council's resolution authorizing application to the MCBB	Purpose by Function	Amount	Term
<b>General Fund</b> 16-0025	Mar 14/16	Mar 7/16	Protective Services	\$535,000	15 yrs

### Motion 65 - 9/17

It was moved by Councillor Bishop, seconded by Councillor Groulx and carried to introduce the first reading, Amendment 1 to By-law 16-03, A Procedural By-law for the Organization and Operation of the Council of the Town of Saint Andrews to read as follows:

#### Article 17: Changes to the Agenda

Change the current wording which states: *"Any changes to the agenda approved by Council at the Committee meeting for a regular or special meeting may only be made with the unanimous consent of the Councillors present at the meeting."*

**17.1** Any changes to the agenda approved by Council at the Committee meeting for a special meeting may only be made with the unanimous consent of the Councillors present at the meeting.

**17.2** Any changes to the agenda approved by Council at the Committee meeting for a regular meeting may only be made with the affirmative vote of **two-thirds** of the Councillors present at the meeting.

#### Section 34: Council Committee

Delete the restriction to have the purpose of Council Committee be to set the agenda and the wording of any by-laws or motions to be discussed at the Regular or Special Meeting of Council. New wording as follows:

**34.2** While it may be the **primary** purpose of the Council Committee to set the agenda and wording of by-laws and motions to be discussed at a regular or special meeting of Council, other matters on Council registers may be discussed. However, no decision of Council Committee is binding until approved at a regular or special Meeting of Council.

After deliberations, Councillor Groulx requested that the last sentence be stricken from Sect. 34.2 so that it does not imply that a decision will be made. A vote was called and none were opposed to the amendment for the final copy to read:

**AMENDMENT NO. 1  
TO BY-LAW NO. 16-03  
A PROCEDURAL BY-LAW FOR THE ORGANIZATION AND  
OPERATION OF THE COUNCIL OF THE TOWN OF SAINT ANDREWS  
THE COUNCIL OF THE TOWN OF SAINT ANDREWS UNDER THE AUTHORITY VESTED IN  
IT BY SECTION 10.3(1) OF THE MUNICIPALITIES ACT RSNB 1973, CH. M-22, HEREBY  
AMENDS BYLAW NO. 16-03 AS FOLLOWS:**

**Article 17: Changes to the Agenda**

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**17.1** Any changes to the agenda approved by Council at the Committee meeting for a special meeting may only be made with the unanimous consent of the Councillors present at the meeting.

**17.2** Any changes to the agenda approved by Council at the Committee meeting for a regular meeting may only be made with the affirmative vote of **two-thirds** of the Councillors present at the meeting.

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**34.2** While it may be the **primary** purpose of the Council Committee to set the agenda and wording of by-laws and motions to be discussed at a regular or special meeting of Council, other matters on Council registers may be discussed.

Read a first time this 11<sup>th</sup> day of September, 2017  
Read a second time this     day of             , 2017  
Read a third time this     day of             , 2017.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
TOWN CLERK

## **Public Works- Councillor Boyd**

### **Motion 66 - 9/17**

It was moved by Councillor Boyd, seconded by Councillor Harrison and carried that the Town assumes ownership of the Courthouse, Gaol Buildings, and associated lands from the Province of New Brunswick, upon completion of previously identified structural work, and with agreement for the Province to provide \$150,000 toward maintenance or capital improvements.

### **Motion 67 - 9/17**

It was moved by Councillor Boyd, seconded by Councillor Bishop and carried to declare the following as surplus equipment so Staff may prepare each for disposal by Tender:

- 1) Public Works 2005 Ford ½ ton;
- 2) 1993 Fire Rescue Truck and
- 3) 1986 Fire Tanker Truck

## **Public Safety**

None

## **Business, Tourism, Heritage and Culture Portfolio – Deputy Mayor Henderson**

None

## **Recreation and Community Services**

### **Motion 68 - 9/17**

It was moved by Councillor Gumushel, seconded by Councillor Harrison to remove the item from the agenda as the Town and Council are working to amend the by-law as opposed to repealing it.

## **Planning and Economic Development Portfolio- Councillor Harrison**

### **Motion 69 - 9/17**

Deputy Mayor Henderson left the room due to conflict of interest on this time. *It was moved by Councillor Harrison, seconded by Councillor Boyd and carried to remove the item from the agenda as the applicant has withdrawn their request.* After the motion Deputy Mayor Henderson returned to the meeting.

## **NEW BUSINESS - NONE**

## **QUESTION PERIOD**

**Vern Lister** – inquired to Council for an update on the roof repairs for the Curling Club. Mr. Lister, who is an active member and the ice maker for the Heather Curling Club, expressed concern as the roof over the Curling Club has been leaking heavily for the last couple of years. The Curling Club will be hosting a National Curling event in April 2018 and a leaky roof causes multiple issues with the ice.

Mayor Naish assured Mr. Lister that there is a plan in place and that the Town has applied for funding assistance through both the Federal and Provincial governments and is just waiting back on a response. A backup plan is also in place if the funding is not approved. He hopes a response will be soon and assured Mr. Lister that there will be no leaks over the event if we can help it.

**Darren Turner** – is a Town resident and also a member of the Planning Advisory Committee. Prior to Mr. Turner's question, Deputy Mayor Henderson declared a conflict of interest and stepped out of the meeting at 8:29 PM. Mr. Turner stated that as a PAC member that there is a growing concern of residents requesting for forgiveness after the development processes are ignored. He stated the largest is the current construction of the amphitheater at 130 Prince of Wales.

Councillor Gumushel interjected and stated that the question period is for items on the Agenda. The Council members had previously moved to remove the item Mr. Turner was inquiring about and stated that since the item was not discussed then they cannot make comment on information

they are not briefed on. Mayor Naish concurred with Councillor Gumushel and advised Mr. Turner that if it was regarding PAC policy, in general, it would be acceptable, but to discuss a specific case would not be. Mr. Turner was directed to express his concerns to the CAO during the staff working hours.

**Lindy Townsend** – is a Town resident and also a member of the Planning Advisory Committee. She expressed concerns regarding the effect of development at 130 Prince of Wales on the water quality at Katy's Cove, as she is a resident of the Cove. Councillor Gumushel, stated that the item was not on the agenda and this discussion would be best left to the Town Staff to address. Ms. Townsend stated as a town citizen would they (referring to Mr. Turner and Ms. Townsend) have to ask for a presentation to be able to address Council regarding their concerns. Mayor Naish stated that council is not the appropriate venue and that this complaint should be directed to the Town CAO. Deputy Mayor Henderson returned to the meeting at 8:37 PM.

#### **COUNCILLOR'S AND DEPUTY MAYOR'S COMMENTS**

None

#### **MAYOR'S COMMENTS**

The Mayor addressed the presenters and stated that he is excited and hopeful to see these projects evolve.

#### **ADJOURNMENT**

#### **Motion 70 - 9/17**

At 8:38PM, it was moved by Councillor Gumushel, seconded by Councillor Boyd and carried that the meeting be adjourned.

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**Doug Naish, Mayor**

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**Angela McLean, Clerk**