

May 3, 2010

The regular meeting of Town Council was held in the Council Chambers beginning at 7:00 p.m. with the following members present: Mayor John Craig, Deputy Mayor Roger McNabb Councillors Kate Akagi, Michael Craig and Edie Bishop. Also present were staff members Tim Henderson, Town Manager, Chris Spear, Treasurer, and Gail McLaughlin, Administrative Assistant.

DISCLOSURE OF CONFLICT OF INTEREST IF ANY— Councillor Mike Craig declared a conflict of interest with regard to the Macklem House sale.

PRESENTATIONS -- Nil

MINUTES

It was moved by Councillor Bishop, seconded by Councillor Craig and carried that Council adopt the minutes of the April 6, 2010 regular meeting as presented.

STAFF REPORTS

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

Town Manager's Report

It was moved by Deputy Mayor McNabb, seconded by Councillor Bishop and carried to approve the 2009 Audited Financial Statements for the Town of Saint Andrews, which reflects Revenues of \$3,287,320, Expenditures of \$3,282,420 with a Surplus of \$4,900 in the General Operating Fund and Revenues of \$715,846 Expenditures of \$716,244, with a Deficit of \$398 in the Utility Operating Fund.

It was moved by Councillor Bishop, seconded by Deputy Mayor McNabb and carried Award Town of Saint Andrews Project #10-3275 Street Resurfacing 2010 to Classic Construction for \$119,400 HST Included.

It was moved by Deputy Mayor McNabb, seconded by Councillor Bishop and carried that the Town of Saint Andrews award the repair of the sidewalk on Water Street between Edward & Elizabeth Streets to Classic Construction for \$65,000.00 HST included.

It was moved by Deputy Mayor McNabb, seconded by Councillor Bishop and carried to permit the Lobster Bay Eatery, located at 158-160 Water Street to encroach on the front yard setback to the left of the front steps of the Water Street property to construct a handicap ramp approximately 30 feet by 5 feet and to use the front inner bricked area of the sidewalk to the right of the front steps for guest seating.

It was moved by Deputy Mayor McNabb, seconded by Councillor Bishop and carried that a request from Lobster Bay Eatery build a deck for guest seating on the 8 foot by 24 foot strip of land along the William Street side of the property be moved to Committee to analyze the effects on the proximity of the Stop Sign on the Corner of William and Water Streets.

As Councillor Craig declared a conflict of interest regarding the purchase of Macklem House at 46 Reed Avenue, he left the Council Chambers for this discussion and motion. It was moved by Deputy Mayor McNabb, seconded by Councillor Bishop and carried that the bid of \$101,000.00 from Alison Percival Bailey and Judy James for the purchase of Macklem House be accepted provided a Development Agreement that includes the conditions outlined in the their Proposal forms part of the purchase/sale agreement .

Council was requested to deal with a personnel issue and in accordance to the *Municipality Act* must move to the Committee of the Whole. It was moved by Deputy Mayor McNabb, seconded by Councillor Bishop and carried to go into the Committee of the Whole at 7:20 p.m.

Deputy Mayor McNabb moved to return from the Committee of the Whole at 7:25 p.m.

COMMUNICATIONS

It was moved by Councillor Bishop, seconded by Deputy Mayor McNabb and carried to Proclaim the week of May 30th to June 5th, 2010 Disability Awareness Week.

Proclamation Disability Awareness Week

Whereas, the Municipality of the Town of Saint Andrews is committed to assisting citizens with disabilities to participate 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 – "Yes we can!";

Now Therefore Be It Known That I, John Craig, Mayor of the Town of Saint Andrews, do hereby request the citizens of the Town of Saint Andrews to join with our Council in recognizing persons with disabilities and their role in our Community by the observance of Disability Awareness Week, May 30th to June 5th, 2010. Signed and Sealed by John Craig, Mayor of the Town of Saint Andrews.

COMMITTEE REPORTS & RESOLUTIONS

Finance and Administration Committee

It was moved by Deputy Mayor McNabb, seconded by Councillor Craig and carried that an Assistance Grant in the amount of \$3600.00 be awarded to the New Brunswick Wood Carvers Organization (NBWCCS) Organizing Committee, to cover the rental cost for the 3 days of the W.C O'Neill Arena Curling Club during their 2010 Competition and Show, with the condition that any revenue surplus after expenses be donated to the Arena Operational Budget.

It was moved by Deputy Mayor McNabb, seconded by Councillor Bishop and carried that the current Tree Committee be dissolved with a new committee to be appointed at a subsequent Council meeting. For clarity and best results, the Committee will be given a clear mandate and goals.

INTRODUCTION, CONSIDERATION AND PASSING OF BY-LAWS

It was moved by Councillor Bishop, seconded by Deputy Mayor McNabb and carried that By-Law No.10-01, a By-Law to Amend the Municipal Plan By-Law No. 07-02, Vincent Massey Elementary School (VMES) Parking Lot be read by title a second time.

It was moved by Councillor Bishop, seconded by Councillor Akagi and carried that By-Law No.10-01, a By-Law to Amend the Municipal Plan By-Law No. 07-02, Vincent Massey Elementary School (VMES) Parking Lot be read in its entirety a third and final time.

TOWN OF SAINT ANDREWS

AMENDMENT NO. 10-01 TO MUNICIPAL PLAN BY-LAW NO. 07-02

BE IT ENACTED by the Council of the Town of Saint Andrews that Municipal Plan By-Law is hereby amended as follows:

- a. By redesignating a parcel of land on the Town of Saint Andrews Land Use Classification Map attached to By-law 07-02 from "Residential" to "Institutional" as outlined in red on Schedules "1" and "2" of this By-law Amendment and which form part hereof.

Read first time: March 29, 2010
Read second time: May 3, 2010
Read third time: May 3, 2010

Mayor

Clerk

It was moved by Deputy Mayor McNabb, seconded by Councillor Craig and carried that By-Law No. 10-02, a By-Law to Amend the Zoning By-Law No. 98-5, Vincent Massey Elementary School(VMES) Parking Lot be read by title a second time.

It was moved by Deputy Mayor McNabb, seconded by Councillor Craig and carried that By-Law No. 10-02, a By-Law to Amend the Zoning By-Law No. 98-5, Vincent Massey Elementary School(VMES) Parking Lot be read in its entirety a third and final time.

TOWN OF SAINT ANDREWS

**AMENDMENT NO. 10-02
TO ZONING BY-LAW NO. 98-5**

BE IT ENACTED by the Council of the Town of Saint Andrews that the Zoning By-Law is hereby amended as follows:

- a. By redesignating a parcel of land on the Town of Saint Andrews Land Use Classification Map attached to By-law 98-5 from "Residential" to "Institutional" as outlined in red on Schedule "1" forming part of this Bylaw Amendment and attached hereto.
- b. The Terms and Conditions as stated on Schedule "2" forming part of this Bylaw Amendment and attached hereto.

Read first time: March 29, 2010
Read second time: May 3, 2010
Read third time: May 3, 2010

Mayor

Clerk

NEW BUSINESS- NIL

QUESTION

ADJOURNMENT

It was moved by Councillor Akagi, that the meeting adjourn. The meeting adjourned at 7:56 p.m.

Mayor

Clerk