



TOWN OF SAINT ANDREWS REGULAR COUNCIL MEETING

Electronic Meeting

Tuesday, August 4, 2020, at 7:00 PM

MINUTES

RECORD OF ATTENDANCE

A Regular Meeting of the Town of Saint Andrews Council was held on Tuesday, August 4, 2020, at 7:00 p.m. with the following members present Mayor Doug Naish, Deputy Mayor Brad Henderson, Councillors Kate Akagi, Guy Groulx, Edie Bishop, Andrew Harrison, and Kurt Gumushel. Also, present: Chris Spear, CAO/Treasurer, Paul Nopper Clerk – Senior Administrator, Alexander Gopen, Planner, Southwest New Brunswick Service Commission.

Facebook – 31

Zoom - 5

APPROVAL OF AGENDA

Motion: 270 - 08/20

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

Carried 6 - 0

DISCLOSURE OF CONFLICT OF INTEREST

NONE

PRESENTATIONS

1. *Councillor Groulx – Apology to Honeybeans Café and request for Mask By-Law in the Town of Saint Andrews.*
2. *Carl Fiander – Presentation on the Wharf and the Proposed Lift Gate.*
3. *Paul Nopper, Clerk – Senior Administrator – BTHC200703 Downtown Water Street Pilot Parking Project Business Survey Summary.*

APPROVAL OF THE MINUTES OF THE PREVIOUS MEETING

Motion: 271 - 08/20

Minutes of the 200706 Regular Council Meeting July 6, 2020

It was moved by Councillor Bishop, seconded by Councillor Gumushel that the minutes of the 200706 Regular Council Meeting of July 6, 2020, at 7:00 p.m. be adopted.

Carried 6 - 0

Motion: 272 - 08/20

Minutes of the 200708 Special Meeting of Council July 8, 2020

It was moved by Deputy Mayor Henderson, seconded by Councillor Akagi that the minutes of the 200708 Special Meeting of Council on July 8, 2020, at 6:00 p.m. be adopted.

Carried 6 - 0

Motion: 273 - 08/20

Minutes of the 200713 Public Information Session on the Secondary Municipal Plan MP 20-02 July 13, 2020

It was moved by Councillor Bishop, seconded by Councillor Groulx that the minutes of the 200713 Public

Information Session on the Secondary Municipal Plan MP 20-02 on July 13, 2020, at 6:00 p.m. be adopted.

Carried 6 - 0

Motion: 274 - 08/20

Minutes of the 200720 Public Information Session on the Draft Zoning By-Law July 20, 2020

It was moved by Councillor Akagi, seconded by Councillor Gumushel that the minutes of the 200720 Public Information Session on the Draft Zoning By-Law on July 20, 2020, at 6:00 p.m. be adopted.

Carried 6 - 0

Motion: 275 - 08/20

Minutes of the 200720 Public Information Session on the Proposed Coastal Link Trail Route July 20, 2020

It was moved by Councillor Bishop, seconded by Councillor Gumushel that the minutes of the 200720 Public Information Session on the Proposed Coastal Link Trail Route on July 20, 2020, at 7:00 p.m. be adopted.

Carried 6 - 0

Motion: 276 - 08/20

Minutes of the 200727 Public Hearing of Objections on the Municipal Plan MP 20-01 July 20, 2020

It was moved by Councillor Groulx, seconded by Councillor Akagi that the minutes of the 200727 Public Hearing of Objections on the Municipal Plan MP 20-01 on July 27, 2020, at 6:00 p.m. be adopted.

Carried 6 - 0

Motion: 277 - 08/20

Minutes of the 200727 Committee of Council Meeting

It was moved by Councillor Akagi, seconded by Councillor Gumushel that the minutes of the 200727 Committee of Council Meeting on July 27, 2020, at 7:00 p.m. be adopted.

Carried 6 - 0

COMMUNICATION

NONE

STAFF REPORTS

FINANCIAL REPORTS

CAO Spear provided a briefing to Council on the COVID-19 budget approved May 11th, 2020. It was identified that current expenses are down for the budget, but this is not anticipated to last. Upcoming projects in the fall will consume current expenses. Policing costs are down for the first 6 months as we did not have the full accompaniment of staff. Council will be provided an update of the current budget status in September and October during budget deliberation.

Motion: 278 - 08/20

It was moved by Councillor Bishop, seconded by Councillor Groulx that Council accepts all the Staff Reports as presented.

Carried 6 - 0

INTRODUCTION, CONSIDERATION, AND PASSING OF BY-LAW AND MOTIONS

Finance and Administration – Councillor Bishop

FA200409

Amendment A-9 to By-Law No. 19-07, A By-Law Relating to Water Systems, Water Rates, Wastewater Systems, and Wastewater Rates Second Reading.

Motion: 279 - 08/20

It was moved by Councillor Bishop, seconded by Councillor Harrison that Council moves to grant leave for

Second Reading of Amendment A-9 to By-Law 19-07, A By-Law Relating to Water Systems, Water Rates, Wastewater Systems, and Wastewater Rates.

CAO Spear – an addition to the third reading of the motion will be the inclusion of having the water supply capped.

Carried 6 - 0

Read by Title for the Second Time

FA200701

Amendment A-10 to By-Law No. 16-03, A Procedural By-Law for the Organization and Operation of the Town of Saint Andrews First Reading.

Motion: 280 - 08/20

That Council moves to grant leave for First Reading of Amendment A-10 to By-Law 16-03, A Procedural By-Law for the Organization and Operation of the Council of the Town of Saint Andrews.

Council has directed staff to review options for the Procedural By-Law of the Town of Saint Andrews Council regarding meeting dates, times, and length of meetings.

Tabled - Amendment A-10 to By-Law No. 16-03, A Procedural By-Law for the Organization and Operation of the Town of Saint Andrews First Reading.

Motion: 281 - 08/20

It was moved by Deputy Mayor Henderson, seconded by Councillor Groulx that Council tables the moves to grant leave for First Reading of Amendment A-10 to By-Law 16-03, A Procedural By-Law for the Organization and Operation of the Council of the Town of Saint Andrews.

Carried 6 - 0

Public Works -Councillor Akagi

NONE

Public Safety – Councillor Groulx

PS200304a

Motion: 282 - 08/20

Provincial Emergency Communications Agreement

That Council moves to sign into an agreement with the Saint John Board of Police Commissioners for the new Trunk Mobile Radio system for emergency services.

CAO Spear provided Council with concerns regarding the contract including increased costs and liability. Council directed staff to further investigate the contract and report back.

PS200304a

Motion: 283 - 08/20

Tabled - Provincial Emergency Communications Agreement

It was moved by Deputy Mayor Henderson, seconded by Councillor Groulx that Council moves to table the signing into an agreement with the Saint John Board of Police Commissioners for the new Trunk Mobile Radio system for emergency services.

Carried 6 - 0

PS200304b

Motion: 284 - 08/20

That Council moves to formally provide 90 days notice, in writing, to the Town of St. Stephen, of the Town of Saint

Andrews withdrawal from the current Emergency Communications Agreement.

PS200304b
Motion: 285 - 08/20

It was moved by Deputy Mayor Henderson, seconded by Councillor Groulx that Council moves to table to formally provide 90 days notice, in writing, to the Town of St. Stephen, of the Town of Saint Andrews withdrawal from the current Emergency Communications Agreement.

Carried 6 - 0

PS200702
Motion: 286 - 08/20

Nuisance Deer Hunt

It was moved by Councillor Groulx, seconded by Councillor Gumushel that Council moves to formally request permission from the provincial Minister of Energy and Resource Development for approval for a 2020 Nuisance Deer Hunt within the Town of Saint Andrews limits.

Carried 6 - 0

Business, Tourism, Heritage and Culture – Deputy Mayor Henderson

NONE

Recreation and Community Services – Councillor Gumushel

RCS200602
Motion: 287 - 08/20

Proposed Coastal Link Trail Route

It was moved by Councillor Gumushel, seconded by Councillor Bishop that Council moves to accept the proposed Coastal Link Trail Route for the Town of Saint Andrew under the conditions that agreements can be made with the Algonquin Hotel, Kingsbrae Garden, Cemetery Board, and additional private landowners as necessary.

Staff provided background on the status of Brandy Cove Road, process to reach agreements with private landowners, potential grant funding available, and confirmed no expropriation of land for this trail.

Carried 6 - 0

Planning & Economic Development – Councillor Harrison

PED200102c
Motion: 288 - 08/20

Secondary Municipal Plan MP 20-02 Second Reading

It was moved by Councillor Harrison, seconded by Deputy Mayor Henderson that Council moves to grant leave for Second Reading to the Secondary Municipal Plan By-Law MP 20 – 02.

Carried 6 - 0

PED200102d
Motion: 289 - 08/20

Obtain Views of PRAC

It was moved by Councillor Harrison, seconded by Councillor Bishop that Council request written view of the Planning Review and Adjustment Committee on the proposed Secondary Municipal Plan By-Law MP 20-02 in accordance with Section 110 of the Community Planning Act.

Carried 6 - 0

PED200102e

Public Hearing of Objection for Secondary Municipal Plan MP 20-02

Motion: 290 - 08/20

It was moved by Councillor Harrison, seconded by Deputy Mayor Henderson that Council sets 6:00 p.m. on August 26th, 2020 at the W.C. O'Neill Arena and electronic meeting for the Public Hearing of Objections for the Secondary Municipal Plan By-Law MP 20-02 in accordance with Section 111 of the Community Planning Act.

Council brought concerns forward regarding holding in person meetings. Staff are going to review the process for safe entry of the public to in person meetings. Staff confirmed the continuance of Zoom and Facebook Live for meetings.

Carried 6 - 0

NEW BUSINESS**QUESTION PERIOD**

1. *I wanted to let you know I am a summertime booster and think the COVID-19 protections are great. Limiting access on the wharf, barricades, etc. Anything you can do to limit the spread of COVID-19 must be a good thing. We need to be able to support workers in town. This goes above and beyond. Pandemics only occur every 100 to 200 years. I live in Florida and I do not go anywhere. We have the same situation here and people travel here and get shoulder to shoulder with no spacing. The Town of Saint Andrews is doing it right. Anything you can do to keep the virus spread down is the right thing to do. Appreciate your hard work.*
2. *I would like to echo to the previous statement and sentiment. I am really impressed by the boarder and isolation measures to protect my family and the community. Saint Andrews is doing a fantastic job. I like to echo sentiments, Mr. Nopper your minutes are excellent. 200602 Coastal Link Trail Route, the agreements with the Algonquin and other private landowners, is there going to be expropriation, and has this changed.*
 - A. *There will be no expropriation of land from private landowners. Our goal is to establish agreements or memorandums of understanding with private landowners for maintenance and protection measures.*
3. *Ms. Breeze did not get a chance to respond at the last Public Hearing of Objections for the Municipal Plan MP 20-01. Some property owners, like Jessie Davies, have given permission to residents and the public to access her environmental/recreation area on her property. She voluntarily gave that. I think Ms. Breeze would be happy to have the environmentally sensitive land identified on her property removed from the zoning map. Can this be considered and amend it?*
 - A. *The Municipal Plan is not specific as the Zoning Map. That piece of property, Pottery Creek, is environmentally sensitive and designated by the Province of New Brunswick. The Province regulates those, and you can get a permit for select activities. That is why the area is designated environmentally significant. Greenspace is classified as both environmental and recreational areas. The plan goals are similar.*
4. *It is like this, I have an environmentally sensitive area, and having to protect all the environment. Working with the Nature Trust, we could have an agreement. This is sort of off putting about Ms. Breeze protecting her own property. Can she protect the property environmentally? She constantly has visitors on the property. This is the last vestige, if this can be changed and look like it is not recreational, can it just be environmentally sensitive? Is it hard to have privacy?*
5. *I agree with Councillor Harrison on the Zoom meetings and participation. I agree with Mr. Spear on the ability to write into meetings and Council. This has been a great process. Compliments for taking on our concerns and Town Council increased professionalism, and the better reporting.*

6. *Water and sewage, I heard this, can someone clarify this for me please? Members of our residents are on septic and well, with 20 plus properties like this in town. Were their rates and fees considered in the water and sewage discussion?*
7. *The Transportation Master Plan, will it include the Coastal Link Trail? There are tourists coming up to us and we have to interact with these people. We are trying to keep safe. If Ms. Breeze's land has been designated recreation, is it Pottery Creek and that is why it is designated?*
8. *Can we know what some of the recommendations were regarding short-term rental recommendations?*
9. *How many businesses are on Water Street?*
10. *Would the Town consider redoing the ditch along the bottom of Augustus Hall, corner of Queen Street and Augustus? The bottom of that lot is constantly under water when it rains.*
11. *Mandate that people wear masks walking down the wharf if they cannot social distance.*
12. *During COVID-19, many businesses and Sunbury Shores are relying on online vending or program delivery are severely impacted by the lack of FibreOp on the Water side of Water Street. There is no existing capacity in the underground conduits. Can Council or staff please consider installing a second conduit that the businesses playing field is equitable?*

COUNCILLORS' AND DEPUTY MAYOR'S COMMENTS

Deputy Mayor Henderson – for consideration, an election might be coming up in May 2021, would the Union of Municipalities be willing to look at a 3-year term instead of 4? It used to be a 3-year term years ago and would align back up with the processes. I do not want to see Councils going the way of Campobello and losing their Councils due to a longer term.

Councillor Harrison – I have two points of discussion. The first is internet on the north side of water street, we cannot get the FibreOp there and Council should look into this for the Town. The second point is on the discussion on the Wharf. I think we should have a gate. I was down on the weekend and even though it was not as busy as a normal year, there were still a lot of people walking. I do not think it is sufficient for walkers and cars alone. We should think long and hard on the gate. Look at a permanent gate with the ability to open and close. I know it is jarring to people, it is a change and compromises can be found. Those with mobility issues, there are other ways to get to the end of the Wharf without a vehicle and we can all be happy with our dignity. I do not think we should throw the idea out. It is really a small area and vehicular traffic is difficult.

Councillor Gumushel – I would like to echo Councillor Harrison's opinion on the gate for the Wharf. It is a big change and unpopular with a few, but I see this as a great idea. Happy to see people out night fishing and remind Council night fishing was an issue, but do not let a few bad apples ruin it for everyone. We can apply the same methodology and process to skate boarders, in-line skates, etc. I applaud staff and the planners on the Municipal Plan MP 20-01 on short-term rentals.

MAYOR'S COMMENTS

CLOSED SESSION

Motion: 291 – 08/20

At 9:14 PM it was moved by Councillor Groulx, seconded by Councillor Gumushel and carried that Council move into Closed Session per the Local Governance Act, Section 68(c) information that could cause financial loss or gain to a person or local government or could jeopardize negotiations leading to an agreement or contract

6-0 Carried

Motion: 292 – 08/20

At 9:35 PM it was moved by Councillor Groulx, seconded by Councillor Gumushel, and carried that Council return to Open Session.

6-0 Carried

ADJOURNMENT

Motion: 293 - 08/20

At 9:36 p.m., it was move by Councillor Akagi, seconded Councillor Harrison that the meeting be adjourned.

6-0 Carried



Doug Naish, Mayor



Paul Nopper, Clerk – Senior
Administrator

