



**TOWN OF SAINT ANDREWS  
REGULAR COUNCIL MEETING  
MINUTES**

**September 6, 2022, 6:30 p.m.  
W.C. O'Neill Arena**

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**A. RECORDING OF ATTENDANCE**

*A Regular Meeting of the Town of Saint Andrews Council was held on Tuesday, September 6, 2022, at 6:30 p.m. with the following members present:*

*Mayor Brad Henderson, Deputy Mayor Kate Akagi, Councillor Marc Blanchard, Kurt Gumushel, Lee Heenan, Jamie Hirtle, Steve Neil.*

*Chris Spear, CAO/Treasurer, Paul Nopper, Clerk-Senior Administrator, Alexander Gopen, Senior Planner, Southwest New Brunswick Service Commission.*

**B. LAND RECOGNITION OF THE PESKOTOMUHKATI NATION**

**C. APPROVAL OF AGENDA**

**Motion: 346 - 09/22**

**Moved by** Deputy Mayor Akagi

**Seconded by** Councillor Gumushel

*That the Agenda be approved as presented.*

**Amended**

**Motion: 347 - 09/22**

**Moved by** Councillor Heenan

**Seconded by** Councillor Gumushel

*Addition of Reports on Prince of Wales Street and Indian Point Park to Recreation and Community Services.*

**6 – 0**

**Carried**

**Motion: 348 - 09/22**

**Moved by** Deputy Mayor Akagi

**Seconded by** Councillor Gumushel

*That the Amended Agenda be approved as presented.*

**6 – 0**

**Carried**

**D. DISCLOSURE OF CONFLICT OF INTEREST**

**E. PRESENTATIONS**

**1. John Rocca, Bridle Path International Inc. Presentation on Updated Design of 256 and 260 Water Street Proposed Development**

*Mr. John Rocca, of Bridle Path International Inc., presented to Council an alternative rendering of the proposed development at 256 and 260 Water Street. Mr. Rocca noted that they had taken all the feedback received from*

*the public and the Planning Advisory Committee and have modified the renderings. The goal was to further incorporate the design into the natural streetscape. Mr. Rocca also outlined their intent for continued public engagement and their goals of meeting all requirements and concerns noted from the Public Hearing of Objections including engineering, traffic and mass and scale. Mr. Rocca mentioned their development will include accessible units that have been requested from the public to help support those with accessibility barriers to living in the community. Mr. Rocca also noted that most people are in favour of development but have to address the concerns of development first. They are willing to do what is necessary for the community but noted that the height of the building is a determining factor in moving forward in addressing the concerns of the public.*

*Mayor Henderson thanked Mr. Rocca for his presentation and updates to the design of the building. Council had no further questions for Mr. Rocca at the time. Mayor Henderson opened a Question Period for the public to ask questions to the developer.*

*Mr. Mike Anstey of 41 Princess Royal Street asked Mr. Rocca how they were going to address the dormitory look of the side of the building along Princess Royal Street, and the traffic and flow patterns of pedestrians.*

*Mr. Rocca noted that he is willing to sit down with any adjacent neighbour to explain the processes that they intend to use. Their goal is to ensure the facade has a fit and feel within Saint Andrews but also wish to have balconies. Mr. Rocca noted design can still change but balconies would be included in the design of the structure. He also noted that the height of the building and the engineering options for the underground parking would be key elements to the project moving forward.*

*Mr. Douglas Greenway representing concerned neighbours of Princess Royal Street asked how the height, totality of the massing and scale, traffic flows and parking will address the concerns of neighbours. No one wants to prevent development in this area but wants it to fit within the Town.*

*Mr. Rocca noted that they plan to address these concerns if Council provided approval of the height allowance.*

#### **F. APPROVAL OF THE MINUTES OF PREVIOUS MEETING**

- 1. Minutes of the 220802 Regular Council Meeting on Tuesday, August 2, 2022, 6:30 p.m.**

**Motion: 349 - 09/22**

**Moved by Councillor Heenan**

**Seconded by Councillor Hirtle**

*That the Minutes of the 220802 Regular Council Meeting on Tuesday, August 2, 2022, at 6:30 p.m. be adopted.*

**6 – 0**

**Carried**

- 2. Minutes of the 220815 Public Hearing of Objections on Amendment MP20-02-01 Secondary Municipal Plan MP20-02 on Monday, August 15, 2022, 6:30 p.m.**

**Motion: 350 - 09/22**

**Moved by Councillor Neil**

**Seconded by Councillor Blanchard**

*That the Minutes of the 220815 Public Hearing of Objections on Amendment MP20-02-01 Secondary Municipal Plan MP20-02 on Monday, August 15, 2022, at 6:30 pm. be adopted.*

**6 – 0**

**Carried**

- 3. Minutes of the 220815 Regular Council Meeting on Monday, August 15, 2022, 7:00 p.m.**

**Motion: 351 - 09/22**

**Moved by Deputy Mayor Akagi**

**Seconded by Councillor Hirtle**

*That the Minutes of the 220815 Regular Council Meeting on Tuesday, August 15, 2022, at 7:00 p.m. be adopted.*

**6 – 0**

**Carried**

**G. COMMUNICATIONS**

- 1. Angela McLean, Executive Director, Sunbury Shores Arts and Nature Centre Inc. Briefing Note on Two Meadows Property Proposal**

*Mayor Henderson spoke to the letter submitted by Sunbury Shores regarding their upcoming release of a Request for Proposal for two parcels of land along Joe's Point Road. The development is asking for housing and available workshop space for hosting events and programs. CAO Spear noted that this is an expression of interest and that this is for information to Council. As the properties are listed as greenspace, there will need to be a process for rezoning and would come back to Council. Deputy Mayor Akagi was asking if the University of New Brunswick land was part of the consideration. CAO Spear noted that the UNB land is not part of the Sunbury Shore process.*

- H. STAFF REPORT/FINANCIAL REPORT, FA220913, RCS220906, PS220905, PS220906, PW220908, PED220903, PS220907, FA220914, RCS220907, PW220910, PW220909**

*CAO Spear provided a report on the Town of Saint Andrews for the month of August. CAO Spear also mentioned from the Financial Report that Council had been notified of previous salt budgets would be over budget but will be covered through the savings of capital expenses for the year and will have a balance at the end of the year.*

**Motion: 352 - 09/22**

**Moved by Councillor Neil**

**Seconded by Councillor Heenan**

*That Council accepts all the Staff Reports and Financial Reports as presented.*

**6 – 0**

**Carried**

**I. INTRODUCTION, CONSIDERATION AND PASSING OF BY-LAWS AND MOTIONS**

- 1. Finance & Administration - Deputy Mayor Akagi**

- 1. Proclamation for Fetal Alcohol Spectrum Disorder September 2022, FA220909**

*Mayor Henderson read the Proclamation in full.*

**Motion: 353 - 09/22**

**Moved by Deputy Mayor Akagi**

**Seconded by Councillor Blanchard**

*That the Town of Saint Andrews proclaims September 2022 as Fetal Alcohol Spectrum Disorder Awareness Month to support the FASDNL multi-year Atlantic Canada awareness campaign.*

**6 – 0**

**Carried**

**2. New Brunswick Municipal Finance Corporation Projects, FA220910**

**Motion: 354 - 09/22**

**Moved by Deputy Mayor Akagi**

**Seconded by Councillor Blanchard**

*Be it resolved that the Treasurer or Assistant 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 \$365,000 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 Ministerial Order | Date of Council's Resolution Authorizing Application to the MCBB | Purpose by Function           | Amount in Dollars | Term     |
|-----------------------|---------------------------|--|-------------------------------|-------------------|----------|
| UTILITY               |                           |  |                               |                   |          |
| 21-0019               | Mar 8/21                  | Feb 1/21   | Environmental Health Services | \$65,000          | 10 Years |
| 22-0008               | Jan 10/22                 | Dec 8/21   | Environmental Health Services | \$300,000         | 25 Years |

**6 – 0**

**Carried**

**2. Public Works - Councillor Blanchard**

**3. Public Safety - Councillor Neil**

**4. Business, Tourism, Heritage and Culture - Councillor Hirtle**

**5. Recreation and Community Services - Councillor Gumushel**

**1. Discussion on Process of Selection of Outdoor Exercise Park Location, RCS220904**

*Council reviewed the staff report with timelines outlining the decision-making process for the selection of Indian Point Park for the Outdoor Exercise Park. Council noted that there were multiple locations through town that were considered but Indian Point Park was the preferred location by the Saint Andrews Outdoor Recreation and*

*Trails Inc. It was noted there was opposition to several sites, one specifically being Langmaid Park. Mayor Henderson noted to Council that a majority vote of the Council would need to reconsider the location of the park. Council consensus was to not revisit the location selected. As such, Indian Point Park remains the location for the Outdoor Exercise Park.*

**2. Moving of Driving Trail at Indian Point Park**

*CAO Spear provided a report to Council for consideration of modifying the driving trail in Indian Point Park. The options present would be to move the existing exit near the paved parking lot by the Van Horne Trail and reroute the trail into a new exit off of Water Street near the Dragon Fly Centre. Staff would fill in the closed section of the driving trail and create more greenspace. Additionally, the trail would be designed to slow traffic coming through the park. No trees would be removed as part of the process. Council was encouraged to know that the trail removed would be grassed and converted back to greenspace. Staff noted that if approved, this project could be completed this year, which would allow the ground to settle and be ready for the spring of 2023. Council asked if the current gate at the parking lot would be moved or remain in its location. Staff said it would be moved to ensure we maintain closures through the winter. Council asked staff to review options of a one-way driving trail, keeping it two-way, or creating a loop. In addition, Council asked staff to ensure sight lines will not be interfered with at the exits. Council also asked to ensure that the Passamaquoddy First Nations are consulted on the changes to the park. Council provided full consensus to staff to move forward with the project.*

**3. Prince of Wales Street Paved Shoulder Concept**

*CAO Spear provided an overview of a concept to install a paved shoulder with a delineated road line to create an active transportation path along Prince of Wales Street. This would ensure there is a safe walking lane without the loss of trees along the roadway. Mayor Henderson noted that staff had previously submitted for funding to install a sidewalk and stormwater for this road but would have to deal with tree removal in the processes. CAO Spear said that the funding for the paved shoulder versus the sidewalk would be significantly cheaper and less intrusive to the streetscape. The road resurfacing for Prince of Wales and widening would cost approximately \$650,000.00 and staff is seeking Council consensus as part of the budgeting processes and the project can be done with a phased approach. It was noted that Prince of Wales Street is one of the most walked streets in the community and adding a safety walking zone with a wider roadway would help for further protection for pedestrians. It was also identified in the Transportation Master Plan as an area that needs to have a sidewalk or active transportation lane as a priority. As staff does not plow the trails, the additional shoulder space will provide a walkabout trail in the winter leading to Indian Point. Council asked staff to see if they could leverage some of the funds from the trail funding to complete this work for 2023. Staff noted they will consult with the funding partners to see if this would be an option. Council consensus was provided to put the Prince of Wales Street shoulder widening into the budget process*

*and to reach out to the funding partners about the use of grant funding.*

**6. Planning & Economic Development - Councillor Heenan**

**1. By-Law No. 22-04 Being the Building By-Law for the Town of Saint Andrews Third and Final Reading, PED220713**

*Read by Mayor Henderson by Title for Third and Final Reading.*

**Motion: 355 - 09/22**

**Moved by Councillor Heenan**

**Seconded by Councillor Blanchard**

*That Council grants leave for Third and Final Reading to By-Law No. 22-04, Being the Building By-Law for the Town of Saint Andrews.*

**Amended**

**Motion: 356 - 09/22**

**Moved by Councillor Hirtle**

**Seconded by Deputy Mayor Akagi**

*That Section 8.2 of the Building By-Law be amended to change from 2 days to 2 business days.*

**6 – 0**

**Carried**

**Motion: 357 - 09/22**

**Moved by Councillor Heenan**

**Seconded by Councillor Blanchard**

*That Council grants Third and Final Reading to the amended By-Law No. 22 - 04, Being the Building By-Law for the Town of Saint Andrews.*

**6 – 0**

**Carried**

**2. Planning Advisory Committee Rules of Operation and Procedures Update, PED220902**

*Clerk Nopper provided an overview of the changes to the Planning Advisory Committee's Rules of Operation. Section 37 Neighbourhood Polling was modified to meet the guidelines of the Community Planning Act and now reads Section 37 Notices. PAC can modify their Rules of Operation without the need for Council approval but wanted to provide Council with an update of the changes.*

**3. Discussion on Amendment MP20-02-01 to the Town of Saint Andrews Secondary Municipal Plan MP20-02 for PIDs 01320035 and 15054893 256 and 260 Water Street for Bridle Path International Inc., PED220710**

*Planner Gopen provided a presentation on Development Scheme By-Laws. This By-Law, under the authority of the Community Planning Act, would allow Council to set terms and conditions, extend public consultation processes, can allow for multiple main uses of both Residential and Commercial, and can control requirements of commercial use, specifically along Princess Royal Street. An example of a Development Scheme By-Law was brought forward in 1988 with Langmaid Park and the Wabanaki Housing*

*Development. Council thanked Mr. Gopen for the presentation and the Development Scheme By-Law option for consideration. Council noted that they like the flexibility the By-Law brought in for Council to address the concerns of the community. It was noted that terms and conditions could be the need for traffic studies, engineering studies, look and feel of the facade, massing and scaling, landscaping, etc. Council asked for clarity on the height of buildings on the block where the development is being considered. Mr. Gopen noted that most buildings are 7 - 8 meters and the third storey of the development would be at 9.8 m with the podium setback at 12.2 m, which is still below the threshold for height under the Secondary Municipal Plan. Council asked if a Development Agreement can be brought in under a Development Scheme By-Law. Mr. Gopen stated that can be a term added to the By-Law. Mr. Gopen further elaborated that the Development Scheme By-Law would need a Public Presentation, a Public Hearing of Objection, Obtain Views of the Planning Advisory Committee, and Three Readings of the Council. It was advised that this process start and align with the readings of Amendment MP20-02-01 and that they should be passed at the same time. Council asked if a Heritage By-Law were to be in place, would it overrule the Development Scheme By-Law. Mr. Gopen noted that a Heritage By-Law is governed under the Heritage Conservation Act and would not be able to supersede a building code or Community Planning Act. Council asked what the height of the previous development for this property was. Mr. Gopen said it was given a variance for 14.4 m, the same height as the Kennedy Inn. The new proposed development would be 2.2 m below that height. Council provided consensus that the height of 12.2 m was allowable, and that staff should work towards a Development Scheme By-Law for this property.*

**J. NEW BUSINESS**

**K. QUESTION PERIOD**

*Karl Deering - Thank staff and Council for the summary of the outdoor exercise park and the stages to this today. Obviously, we have not been waiting 1.5 years to make our objections heard and to have our presentation. We have a question for Mayor Henderson, can you please explain how Langmaid Park was considered, and can you please explain to us the move from this park to Indian Point Park? Our polling of the neighbours that were submitted speaks for themselves. The vast majority are strongly opposed to the development of this greenspace. A neighbour was asked why he was not allowed to sign a petition. Do we need a certain number of names for a petition?*

*Mayor Henderson thanked Mr. Deering for his questions and noted that one person can come forward with a valid concern and they would be heard by Council. Regarding Langmaid Park, this was a greater decision of Council to not put the Outdoor Exercise Park in this area as it already has memorial trees, benches and other gardens. In addition, Indian Point Park was the preferred location by the Saint Andrews Outdoor Recreation and Trails Inc. Mr. Deering thanked Council and noted that there had been a lot of work into this project but wanted to ensure his voice was heard in opposition to the site.*

*A question from the audience asked what side of the road the new paved shoulder would be on Prince of Wales Street. Mayor Henderson noted that this would be on the south side of the street closest to the elementary school for safety purposes and that this would lead to a safe crosswalk located at Indian Point Park. A further*

question was asked if trees would be removed for this shoulder. Staff noted no trees would be removed.

#### **L. COUNCILLORS' AND DEPUTY MAYOR'S COMMENTS**

*Deputy Mayor Akagi - Wanted to thank the staff for supporting the Dragon Boat Festival and to thank all the volunteers who participated. It was an honour to give the opening speech and the new trophy designed was well done. Thank you to all the participants that attended.*

*Deputy Mayor Akagi - September 30th is Orange T-Shirt Day for the honouring and remembrance of Residential School attendees and survivors. We do not want to forget this part of our history and there are plans in the works with Town Staff for the day and we hope to have as many people out as possible. We encourage everyone to wear an orange shirt that day and during the month of September. Everyone should think about what the orange shirt represents and question why it is important to remember and honour those who attended and were lost.*

*Deputy Mayor Akagi - November 4th is Sisters in Spirit which represents the missing and murdered Indigenous women across Canada. On this day we wear purple and red dresses are shown throughout Canada to represent those missing and murdered. We encourage everyone to participate and remember those lost by wearing purple and reflecting on them.*

*Deputy Mayor Akagi - Thank you to the Council for supporting the Fetal Alcohol Spectrum Disorder month. As an educator, I had experiences with youth that had this disorder and the lifelong issues it causes. I am glad we are celebrating this in September.*

*Councillor Heenan - Thank you to the staff of the Town for the Indian Point redesign. Forethought is wonderful and good to see we keep this in mind. A round of applause for staff.*

#### **M. MAYOR'S COMMENTS**

#### **N. CLOSED SESSION**

##### **Motion: 358 - 09/22**

**Moved by** Councillor Heenan

**Seconded by** Councillor Gumushel

*At 8:28 p.m. Council move into Closed Session per the Local Governance Act, Section 68(1)(c) information that could cause financial loss or gain to a person or the local government or could jeopardize negotiations leading to an agreement or contract and Section 68(1)(j) labour and employment matters, including the negotiation of collective agreements.*

**6 – 0**

**Carried**

##### **Motion: 359 - 09/22**

**Moved by** Councillor Hirtle

**Seconded by** Councillor Gumushel

*At 8:45 p.m. that Council returns to Open Session.*

**6 – 0**

**Carried**



**O. ADJOURNMENT**

**Motion: 360 - 09/22**

**Moved by Deputy Mayor Akagi**

**Seconded by Councillor Gumushel**

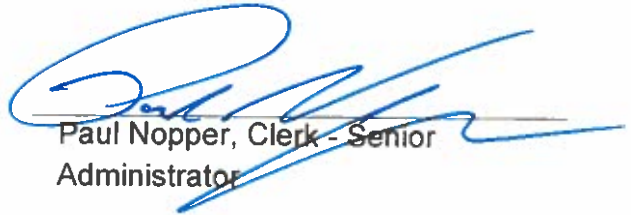
*At 8:46 p.m. that the meeting be adjourned.*

**6 – 0**

**Carried**



Brad Henderson, Mayor



Paul Nopper, Clerk - Senior  
Administrator





**TOWN OF SAINT ANDREWS  
PROCLAMATION FETAL ALCOHOL SPECTRUM DISORDER AWARENESS  
MONTH OF SEPTEMBER 2022**

**WHEREAS**

*Fetal Alcohol Spectrum Disorder (FASD) is a diagnostic term used to describe impacts on the brain and body of individuals prenatally exposed to alcohol. FASD is a lifelong disability. Individuals with FASD will experience some degree of challenges in their daily living and need support with motor skills, physical health, learning, memory, attention, communication, emotional regulation, and social skills to reach their full potential. Each individual with FASD is unique and has areas of both strengths and challenges; and*

**WHEREAS**

*FASDNL is a pan-provincial organization that educates, provides support and resources, and raises awareness about Fetal Alcohol Spectrum Disorder (FASD) in Newfoundland and Labrador and Atlantic Canada; and*

**WHEREAS**

*FASDNL is leading a three-year FASD prevention, awareness, training, and collaborative action project in the four Atlantic Provinces; and*

**WHEREAS**

*FASD Awareness Month is devoted to raising awareness of Fetal Alcohol Spectrum Disorder (FASD) to improve the prevention of FASD, diagnosis, and support for individuals with FASD and broad public awareness helps to put FASD on the "map"; and*

**NOW THEREFORE BE IT  
RESOLVED THAT**

*The Town of Saint Andrews hereby proclaims September 2022 as FASD Awareness Month; and*

**NOW THEREFORE**

*I Brad Henderson, Mayor of the Town of Saint Andrews, support the proclamation of FASD Awareness Month for the Town of Saint Andrews signed on September 6, 2022; and*

**IN WITNESS WHEREOF**

*I have set my hand and caused the seal of the Mayoralty of the Town of Saint Andrews to be affixed hereto.*

Brad Henderson, Mayor

Paul Nopper, Clerk – Senior Administrator

