



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

**September 20, 2022, 6:30 p.m.
W.C. O'Neill Arena**

A. RECORDING OF ATTENDANCE

A Regular Meeting of the Town of Saint Andrews Council was held on Tuesday, September 20, 2022, at 6:30 p.m. with the following members present:

Mayor Brad Henderson, Deputy Mayor Kate Akagi, Councillor Kurt Gumushel, Lee Heenan, Jamie Hirte, Steve Neil

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

Absent: Councillor Marc Blanchard

B. LAND RECOGNITION OF THE PESKOTOMUHKATI NATION

C. APPROVAL OF AGENDA

Motion: 361 - 09/22

Moved by Councillor Heenan

Seconded by Deputy Mayor Akagi

That the Agenda be approved as presented.

Amended

Motion: 362 - 09/22

Moved by Councillor Heenan

Seconded by Deputy Mayor Akagi

Amend Agenda to include motion report to appoint Manager of Recreation for the Town of Saint Andrews under Recreation and Community Service.

5 – 0

Carried

Motion: 363 - 09/22

Moved by Councillor Neil

Seconded by Councillor Gumushel

That the Amended Agenda be approved as presented.

5 – 0

Carried

D. DISCLOSURE OF CONFLICT OF INTEREST

- 1. Mayor Henderson - Request for Peddler's Permit Saint Andrews Brewing Company Octoberfest 2022, BTHC220902**

2. **Mayor Henderson - Amendments MP20-06 to Municipal Plan MP20-02 and Z22-02 to Zoning By-Law Z22-01 Compass Housing Inc. Call for Public Hearing of Objection, PED220812**

E. PRESENTATIONS

1. **Teed, Saunders, and Doyle Accounting and Taxation Services Presentation Review of 2021 Municipal Financial Audit**

Mr. Peter Logan, of Teed, Saunders, Doyle Accounting and Taxation Services provided a presentation to Council on the 2021 Municipal Financial Audit. Provided overview of external auditing and compliance with Canadian Public Sector Accounting Standards. Auditor Report provided to Council. An overview of the Town Audit was provided to Council. It was found that the Town was in good standing, had no issues, and provided a clean audit.

Mayor Henderson thanked Mr. Logan and his team for the presentation on the 2021 Town of Saint Andrews Financial Audit.

2. **Tressa Bevington, Compass Housing Inc. Site Plan Presentation for 302 Mowat Drive**

Mrs. Tressa Bevington of Compass Housing Inc. provided Council with a review of the site plan for 302 Mowat Drive. Mrs. Bevington highlighted the placement of the 42-unit apartment complex, 60 parking spaces, a single driveway access point, snow storage, garbage storage, and placement of a trail linking to Anchors Landing. Council thanked Mrs. Bevington for the site plan. Council asked if a concept design would be brought forward for review. Mrs. Bevington noted her team is working on the design and would be ready in late November or December of 2022. Council discussed the site plan and discussed crosswalk access to Thomas Avenue for the safety of pedestrians, fire department access points, and if an additional driveway access point was needed. Council thanked Mrs. Bevington for the site plan presentation and noted further debate and discussion would occur later in the meeting.

F. APPROVAL OF THE MINUTES OF PREVIOUS MEETING

G. COMMUNICATIONS

H. STAFF REPORT/FINANCIAL REPORT

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

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

1. **2021 Town of Saint Andrews Audited Financial Statements
Teed, Saunders, Doyle, Accountants and Advisors, FA220911**

Motion: 364 - 09/22

Moved by Deputy Mayor Akagi

Seconded by Councillor Hirtle

That Council approves the 2021 Audited Financial Statements as presented by our Auditors, Teed, Saunders, Doyle, Accountants and Advisors.

5 – 0

Carried

2. 2021 Town of Saint Andrews Annual Municipal Governance Report, FA220915

Motion: 365 - 09/22

Moved by Deputy Mayor Akagi

Seconded by Councillor Heenan

That Council accepts the 2021 Town of Saint Andrews Annual Municipal Governance Report as per the Local Governance Act Section 105 and Regulation 2018-54.

5 – 0

Carried

3. Medical Equipment Purchase for Saint Andrews Wellness Centre, FA220917

Motion: 366 - 09/22

Moved by Deputy Mayor Akagi

Seconded by Councillor Gumushel

That Council approves the purchase of one Portable Blood Pressure Machine, two Ophthalmoscopes, two Gynecological Spec Lights, and a photocopier/fax machine at a cost of \$5,700.00 HST included for the Saint Andrews Wellness Centre.

5 – 0

Carried

2. Public Works - Councillor Blanchard

1. Council Support for the Application to the Natural Infrastructure Fund, FA220916

Motion: 367 - 09/22

Moved by Councillor Neil

Seconded by Deputy Mayor Akagi

That Council supports the application to the Natural Infrastructure Fund through Infrastructure Canada for a Coastal Shoreline Protection Project for Climate Change Adaptation and Sea Level Rise Using Natural and Hybrid Infrastructure in the Town of Saint Andrews.

5 – 0

Carried

2. Surplus Public Works Equipment 2022, PW220911

Motion: 368 - 09/22

Moved by Councillor Neil

Seconded by Councillor Gumushel

That Council declares the following equipment items to be surplus for the purposes of sale:

1. *Toyota Forklift – operational*
2. *Evinrude 25 Outboard Motor*
3. *Mercury 25 Outboard Motor*
4. *1987 Olympia Ice Resurfacers*
5. *16-foot Wooden Sea Boat*
6. *2012 Chevrolet Colorado 4-Wheel Drive Truck*

5 – 0

Carried

3. **Public Safety - Councillor Neil**
4. **Business, Tourism, Heritage and Culture - Councillor Hirtle**
 1. **Request for Peddler's Permit Saint Andrews Brewing Company Octoberfest 2022, BTHC220902**

Mayor Henderson declared a conflict on this item.

Mayor Henderson left at 7:18 p.m.

Mayor Henderson returned at 7:30 p.m.

Council asked staff for clarification on the restaurants polled and if they were in support of the food truck for the event. Staff noted that they polled restaurants in the block radius of the proposed event and were in support of the food truck as it did not compete with similar food items being sold. Council was advised that previous Councils have had a moratorium on food trucks as they are competing with tax-paying businesses. For special events, Council permits limited food trucks in the community. Most special food operators are in the Farmers' Market each week. Council discussed the request for the time of operation and had concerns about the operation on Sunday, October 2 until 12:00 a.m. Council was more comfortable with limiting the time to 11:00 p.m. on Sunday night.

Motion: 369 - 09/22

Moved by Councillor Hirtle

Seconded by Councillor Gumushel

That Council approves a permit to be issued under By-Law 75 A By-Law to Regulating and Licencing Peddlers and Transient Traders to the Saint Andrews Brewing Company for October 1st and 2nd, 2022.

Amended

Motion: 370 - 09/22

Moved by Councillor Neil

Seconded by Councillor Gumushel

That Council sets the time of operation for the food truck to be Saturday, October 1, 2022, from 12:00 p.m. - 12:00 a.m. and Sunday, October 2, 2022, from 12:00 p.m. - 11:00 p.m.

4 – 0

Carried

Motion: 371 - 09/22

Moved by Councillor Neil

Seconded by Councillor Gumushel

That Council approves a permit to be issued under By-Law 75 A By-Law to Regulating and Licencing Peddlers and Transient Traders to the Saint Andrews Brewing Company for Saturday, October 1, 2022, from 12:00 p.m. - 12:00 a.m. and Sunday, October 2, 2022, from 12:00 p.m. - 11:00 p.m.

4 – 0

Carried

5. **Recreation and Community Services - Councillor Gumushel**
6. **Planning & Economic Development - Councillor Heenan**

1. Amendments MP20-06 to Municipal Plan MP20-02 and Z22-02 to Zoning By-Law Z22-01 Compass Housing Inc. Call for Public Hearing of Objection, PED220812

Mayor Henderson declared a conflict on this item.

Mayor Henderson left at 7:30 p.m.

Mayor Henderson returned at 7:39 p.m.

Council debated calling the Public Hearing of Objections for the site plan. Council asked if a presentation could be made before the third reading on the conceptual drawings for the site. CAO Spear noted that this can happen and should so the public and Council understand the building design and look before passing the rezoning on the property. It was noted to Council that the designs would not be ready until December of 2022. Mr. Gopen spoke about the Community Planning Act and what is needed to pass a rezoning as per conceptual drawings, which can be a sketched design with some details such as colour and materials. Council can add terms and conditions under a Development Agreement for the look and feel of the building. Council is aware of the timelines of the developer and supported continuing the process of another Public Hearing of Objection.

Motion: 372 - 09/22

Moved by Councillor Heenan

Seconded by Councillor Gumushel

That Council sets the date of Monday, October 17, 2022, at 6:30 p.m. at the W.C. O'Neill Arena Council Chambers for a Public Hearing of Objection, as per Section 111 of the Community Planning Act, on Zoning By-Law Amendment Z22-02 to the Town of Saint Andrews Zoning By-Law Z22-01, for Compass Housing Inc, at PID 01325521, 302 Mowat Drive, to move from Tourist Commercial Zone to Multiple Residential 2 Zone.

5 – 0

Carried

2. New Champlain Housing Request for Proposal Discussion, PED220904

Council was supportive of a 60-day window for the Request for Proposal to be available for submission.

Motion: 373 - 09/22

Moved by Councillor Heenan

Seconded by Deputy Mayor Akagi

That Council approves the new Champlain Avenue Request for Proposal for release to the public in October 2022 with a focus on affordability, accessibility, and energy efficiency.

5 – 0

Carried

3. 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. Second Reading, PED220710

Read By Mayor Henderson in Full for Second Reading.

Motion: 374 - 09/22

Moved by Councillor Heenan

Seconded by Councillor Neil

That Council grants leave for Second Reading to the Amended Amendment MP20-02-01 to the Town of Saint Andrews Secondary Municipal Plan MP20-02 for exemption under HBD Section 2.1.2.6(a), (b), and (c) for Bridle Path International Inc. PIDs 01320035 and 15054893 at 256 and 260 Water Street.

5 – 0

Carried

Motion: 375 - 09/22

Moved by Councillor Heenan

Seconded by Councillor Neil

That Council requests the views of the Planning Advisory Committee for the Town of Saint Andrews, as per Section 110 of the Community Planning Act, to Amended Amendment MP20-02-01 to the Town of Saint Andrews Secondary Municipal Plan MP20-02 for exemption under HBD Section 2.1.2.6(a), (b), and (c) for Bridle Path International Inc. PIDs 01320035 and 15054893 at 256 and 260 Water Street.

5 – 0

Carried

Motion: 376 - 09/22

Moved by Councillor Heenan

Seconded by Deputy Mayor Akagi

That Council sets the date of Monday, October 17, 2022, at 6:45 p.m. or immediately following the previous Public Hearing of Objections at the W.C. O'Neill Arena Council Chambers for a Public Hearing of Objection, as per Section 111 of the Community Planning Act, to Amended Amendment MP20-02-01 to the Town of Saint Andrews Secondary Municipal Plan MP20-02 for exemption under HBD Section 2.1.2.6(a), (b), and (c) for Bridle Path International Inc. PIDs 01320035 and 15054893 at 256 and 260 Water Street.

5 – 0

Carried

J. NEW BUSINESS

1. Appointment of Manager of Recreation for the Town of Saint Andrews, RCS220908

Motion: 377 - 09/22

Moved by Councillor Gumushel

Seconded by Councillor Neil

That Council appoints Mr. William Kernohan as the Manager of Recreation for the Town of Saint Andrews.

5 – 0

Carried

K. QUESTION PERIOD

Douglas Greenaway - Speaking on behalf of 25 households. Our first question is, to date, the Clerk acknowledged the letter received, one in August and one in September. We are wondering when we will anticipate a response to those letters.

Mayor Henderson - Many of the questions cannot be answered at this time as they will be part of the Development Scheme By-Law processes and many of the questions were directed more for the developer to answer.

CAO Spear - Staff will review the questions that were submitted and provide answers to the questions we can at this point in time. Currently, the developer is seeking assurances on the height of the building and then moving the Amendment to Second Reading.

Douglas Greenway - We appreciate the openness and transparency of this process. We would like Council to review question 16 from our September 6, 2022 letter regarding Stormwater Management. We have submitted a photo to the Council of the three drains on Princess Royal Street that are already struggling with the flow of water. We are also curious about how the Council views the Municipal Plan and Secondary Municipal Plan when growing and shaping the community.

Mayor Henderson - Generally speaking the Municipal Plan and Secondary Municipal Plan are guiding documents that are meant to support the direction of the Town of Saint Andrews. There has to be a balance between the priorities of the community and these plans. We have to weigh the concerns of the neighbours but also know the restrictiveness of development in Saint Andrews. We have had a reputation of being a difficult place to develop and need to ensure we are supporting developers while maintaining good community practices. We are seeking a struggle for people to live in our community and support our local workforce. Not all developments will be in the designated affordable range but this should not be the main influence on development. Council understands and is aware of the height request and what this translates to in the Secondary Municipal Plan and the Historic Downtown.

Planner Gopen - As part of the development team for the Municipal Plan and Secondary Municipal Plan, Council takes these documents seriously. The Community Planning Act outlines how Council can amend these plans and there are strict guidelines for this. Variances are out of Council's prerogative and provided to the Planning Advisory Committee.

Mayor Henderson - To note, that if the development was on the block with the Kennedy Inn, we would not be having a discussion on height. Since the block in question does not have a height close to the requested, we have to go through the process for the Secondary Municipal Plan Amendment. It is all about balancing the needs of the community while ensuring we are protecting it.

Douglas Greenway - We appreciate the response for Council and staff. We would ask that Council think about what the Secondary Municipal Plan means to them and what they think it means to the community. We do not want to see development halted but development must fit within the Town of Saint Andrews and be the right kind of development.

Liz Kennen - How many restaurants were polled on the food truck?

Clerk Nopper - 6 restaurants were polled within the one-block vicinity. The restaurants had no issues with the food truck for the event as they are not competing with the same menu.

Liz Kennen - The development on Mowat Drive, although not in the Town Plat should be considered for design. Tim Horton's is not in the Town Plat and they had to conform to design guidelines and standards. I would also like to note that the parking for the development on Water Street should be reviewed as we can see cars not wanting to park in the underground parking and this can lead to more vehicles parked on Water Street and Princess Royal Street. There have been accidents in the past on this block and this needs to be considered.

Peter Petrisich - Recently moved from Hamilton at beginning of June. The height restrictions concern me. Developers threatening to try to get restrictions changed. It does not stop there. This can continue until you have high rises here and we did not move here for that. You have also set presidents with the food truck. What about the next one? Are you going to poll restaurants each time a food truck wants to come in? The Red Herring closes 3 hours before for clean-up. You have not thought it through. We love this town and hope what we are getting is what we saw online and why we moved here. It is about making the right decision for the community and hope Council makes the right decision for them.

Mayor Henderson- To reiterate, Council understands that there are some people who want to limit the development, but many others want development in the community. Every Councillor that was voted in here ran on the priority of housing. Thank you for your points of concern.

L. COUNCILLORS' AND DEPUTY MAYOR'S COMMENTS

Deputy Mayor Akagi - Thank you to Archdeacon Matheson, the Anglican Church and members of the Royal Canadian Legion for the memorial service for Queen Elizabeth II on Monday, September 19th. I would also like to thank Town Staff for helping to get the event set up and for Mayor Henderson's warm welcome.

Deputy Mayor Akagi - Would like to remind everyone about the National Day for Truth and Reconciliation event taking place at Indian Point Park on Friday, September 30th, 2022, at 6:00 p.m. This is an opportunity to remember and honour those who attended Residential Schools and for those that did not return. We encourage all to participate and to wear orange as part of the remembrance.

Deputy Mayor Akagi - Would like to remind everyone of November 4th as Sisters in Spirit. This day is a day to remember those Indigenous women who are missing or murdered. Please wear purple as a sign of respect on this day.

Councillor Hirtle - Thank you to the Welcome Centre staff and volunteers for another successful season. After two years of COVID, they were a key contributor to helping our visitors find great places to eat, sleep, and play while in Saint Andrews. We cannot thank you enough for your support.

M. MAYOR'S COMMENTS

Mayor Henderson - The Union of Municipalities of New Brunswick is hosting their annual conference from October 7 - 9 in Fredericton. Every year they provide two Memorial Awards to deserving recipients of New Brunswick that have dedicated volunteer time and services to their communities. This year, Chris Flemming, Chair of the Planning Advisory Committee was nominated and awarded the Raymond Murphy Memorial Award. Mr. Flemming was a long-time teacher at Sir James Dunn Academy, was a key main supporter of CHCO TV and continues to do so today, was a member of Council, Mayor of the Town of Saint Andrews, and has volunteered with many organizations in the community. We could not think of anyone more deserving of this award. The Town of Saint Andrews and Council congratulates Mr. Flemming on his award and it is well deserved.

N. CLOSED SESSION

Motion: 378 - 09/22

Moved by Councillor Gumushel

Seconded by Councillor Hirtle

At 8:16 p.m. Council move into Closed Session per the Local Governance Act, Section 68 (1)(j) labour and employment matters, including the negotiation of collective agreements.

5 – 0

Carried

Motion: 379 - 09/22

Moved by Councillor Neil

Seconded by Councillor Gumushel

At 8:33 p.m. that Council returns to Open Session.

5 – 0

Carried

O. ADJOURNMENT

Motion: 380 - 09/22

Moved by Deputy Mayor Akagi

Seconded by Councillor Hirtle

At 8:34 p.m. that the meeting be adjourned.

5 – 0

Carried



Brad Henderson, Mayor



Paul Nopper, Clerk - Senior
Administrator

