



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

**June 3, 2024, 6:45 p.m.
Readjourned June 10, 2024, 6:30 p.m.**

W.C. O'Neill Arena Complex Council Chambers

A. RECORDING OF ATTENDANCE

A Regular Meeting of the Town of Saint Andrews Council was held on Monday, June 3, 2024, at 6:45 p.m. with the following members present:

Mayor Brad Henderson, Deputy Mayor Kate Akagi, Councillors Mark Bennett, Marc Blanchard, Kurt Gumushel, Annette Harland, Jamie Hirtle, Steve Neil, and Darrell Weare.

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

A Reopening of the Regular Meeting of the Town of Saint Andrews Council of June 3, 2024, was held on Monday, June 10, 2024, at 6:30 p.m. with the following members present:

Mayor Brad Henderson, Deputy Mayor Kate Akagi, Councillors Mark Bennett, Marc Blanchard, Kurt Gumushel, Annette Harland, Jamie Hirtle, Steve Neil, and Darrell Weare.

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

B. LAND RECOGNITION OF THE PESKOTOMUHKATI NATION

C. APPROVAL OF AGENDA

Motion: 165 - 06/24

Moved by Councillor Heenan

Seconded by Councillor Hirtle

That the Agenda for the 240603 Regular Council Meeting on Monday, June 3, 2024, 6:45 p.m. be approved as presented.

9 – 0

Carried

D. DISCLOSURE OF CONFLICT OF INTEREST

1. Mayor Henderson - By-Law No. 24-02, A By-Law Respecting the Collection and Disposal of Solid Waste, FA240422

2. Councillor Neil - DFO Agreements for Wharf Access Viola Davidson, Jib Crane, and Small Vessels, PWPS240609

E. PRESENTATIONS

1. Rika Nason, Community Food Forest Project Initiative

Rika Nason, head representative of the Food Forest Initiative presented to Council on the proposed development of a Food Forest on a 1.6-acre piece of land designated greenspace by the Town of Saint Andrews at the corner of Acadia Road and Champlain Avenue. The goal is to create a sustainable method of growing food and increasing the productivity of growing space, increase habitats beneficial for insects, and give the community a new greenspace that they can enjoy while having access to a local food network. The program will address immediate and ongoing challenges with food security and sovereignty. We also want to create educational programs to demystify food production processes from seed to harvest. This helps to improve overall mental and physical well-being for residents through community connection and time spent outdoors in a greenspace. This will be designed through a collaboration of multiple stakeholders, landscape architects, and permaculturalists. A site plan and photos of the land were provided to Council for review.

Council thanked Ms. Nason for the presentation on the Food Forest Initiative. Council noted excitement and support for this project. Council asked if there had been thought for a business side of the Food Forest, i.e. selling herbs. Ms. Nason said the intention is that this would be free for the public but encouraged seed sharing, supporting with knowledge sharing, or lending a helping hand as payment. The goal is the community learns and grows together. Council indicated that the Food Forest would help to create sustainability to the food network in the community and would make a great addition for an improved greenspace that is underutilized. Council asked staff to bring forward a motion of support for this project at the next Regular Council Meeting.

2. Karl Savoie, King Street Pizza, Encroachment for Accessible Ramp

Mr. Karl Savoie presented to Council on King Street Pizza's request for encroachment onto Town land to install an accessible ramp for the business. King Street Pizza was successful in attaining an accessibility grant of \$20,000. This would include a new ramp, door openers, and other accessible enhancements to the building. Due to the limited space on their property, to build the ramp to accessible standards, it would need to encroach on Town land.

Council thanked Mr. Savoie for the great news for King Street Pizza and their accessibility grant. Council supported the encroachment for an accessible ramp and noted the number one complaint in the downtown is accessibility. Council was very happy to see King Street Pizza making strides to create accessibility and that the Town would help businesses by supporting more accessible opportunities.

3. Peter Logan, Auditor, Teed, Saunders, and Doyle on 2023 Municipal Audit

Mr. Peter Logan of Teed, Saunders, and Doyle, presented to Council the 2023 Audited Financial Statements. Through the review Mr. Logan noted that the Town was provided a clean statement under the Public Service Accounting Standards. Mr. Logan noted no concerns with the audited statements and that the records of the Town are in good standing.

Council thanked Mr. Logan for the presentation. Council noted that they had received an in-depth presentation on the Audit and were pleased with the clean statement. Council also noted the Asset Management Plan process and the current debt service ratio of capital and utility expenses.

4. Christian Herbert, USVA Presentation on the Proposed Algonquin Hotel Spa and O'Brien House.

Christian Herbert from Design Plus Architecture provided Council with a presentation on the USVA By the Sea Spa and the O'Brien House for the Algonquin Hotel and Resort. An overview of the design of the Spa and site plans with visual renderings were provided to Council. The goal is to create a year-round tourist destination to support the shoulder and winter seasons. Mr. Herbert made a presentation to the Planning Advisory Committee and comments have been provided to Council. The Spa will be fully accessible with parking options at the main entrance.

Council thanked Mr. Herbert for the presentation. Council discussed the design of the buildings proposed and discussed some possible terms and conditions for the design. Council had concerns about the yellow look of the wood board and batten. Mr. Herbert noted that they are closer to a cedar shingle colour versus yellow in the designs. The facility would also be wood-sided with pale colours. Mr. Herbert noted the design is similar to the design of the Moncton USVA Spa. Council acknowledged the design features of other buildings in the community that were being incorporated but had concerns that it was not more design similar to the Algonquin Hotel as it will be connected with a walking bridge. Council asked Mr. Herbert to elaborate on the design and why it was not more like the style of the Algonquin. Mr. Herbert educated Council on faux heritage and the importance of using character-defining elements while developing a new look structure. There are different philosophies on the design of heritage-looking structures. Staff noted to Council that the plans should go to the public for obtaining feedback and then Council can have a further discussion on the design elements and address any terms and conditions that they would consider for this development.

F. APPROVAL OF THE MINUTES OF PREVIOUS MEETING

1. Minutes of the 240506 Public Hearing of Objections to MP20-08 and Z22-06 Lynn and David Mayo, Monday, May 6, 2024, 6:30 p.m.

Motion: 166 - 06/24

Moved by Councillor Harland

Seconded by Councillor Heenan

That the Minutes of the 240506 Public Hearing of Objections to MP20-08 and Z22-06 for Lynn and David Mayo Meeting on Monday, May 6, 2024, at 6:30 p.m. be adopted.

9 – 0

Carried

2. Minutes of the 240506 Public Hearing of Objections to Amendment Z22-07 Text Amendment, Monday, May 6, 2024, 6:45 p.m.

Motion: 167 - 06/24

Moved by Councillor Hirtle

Seconded by Councillor Blanchard

That the Minutes of the 240506 Public Hearing of Objections to Amendment Z22-07 Text Amendments on Monday, May 6, 2024, at 6:45 p.m. be adopted.

9 – 0

Carried

3. Minutes of the 240506 Regular Council Meeting Monday, May 6, 2024, 7:00 p.m.

Motion: 168 - 06/24

Moved by Deputy Mayor Akagi

Seconded by Councillor Heenan

That the Minutes of the 240506 Regular Council Meeting on Monday, May 6, 2024, at 7:00 p.m. be adopted.

9 – 0

Carried

G. COMMUNICATIONS

H. STAFF REPORT/FINANCIAL REPORT, PWPS240604, PWPS240603, FA240620, RE240602, PWPS240601, RE240603, RE240601, PWPS240602, PWPS240605, RE240605, PAC240605, RE240604, FA240623, FA240626

Council asked how spaces on the Wharf are determined for priority and use, either on the dock or the moorings. CAO Spear noted the Fishery overwinters on the Wharf when there is space and protection but have to be on the moorings in the summer. The Viola Davidson is the only permanent DFO vessel on the Wharf. The Wharfinger manages the spaces and directs traffic. Council noted the great work the Wharfingers are doing to manage all spaces and that additional moorings should be considered at budget.

Motion: 169 - 06/24

Moved by Councillor Bennett

Seconded by Councillor Hirtle

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

9 – 0

Carried

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

1. Planning & Community Development Committee - Councillor Harland and Heenan

1. Amendment MP20-09 to the Municipal Plan MP20-01 and Z22-08 to the Zoning By-Law Z22-01, Charlie Bartlett, First Reading PID 15156425, PCD240402

Mayor Henderson read MP20-09 by title for the First Reading.

Mayor Henderson read Z22-08 by title for the First Reading.

Council discussed concerns regarding traffic entry at the business location and the active transportation access by the public. Council asked if no parking signs can be placed along the roadway to ensure parking is on the property and access to areas like Tim Hortons and the traffic triangle are not blocked or hindered. Staff noted they would review with the Department of Transportation on options for no parking as this area is part of the designated highways. Council asked about access to public washrooms as food is being served.

Planner Gopen noted that a public washroom would need to be made available if food is served and it is part of the Building Code. Council asked about future change of use on Zoning and what the process would be. Planner Gopen noted that a change of use would need a Development Permit and might need Terms and Conditions depending on use in a Commercial Zone. Other changes of use would trigger the file coming before Council. Council asked about odour proofing bins as they will be dealing with fish and want to prevent issues with surrounding neighbours and wildlife. CAO Spear noted that a dumpster is planned for this area and that staff would discuss with the developer how to reduce odour. Council inquired about an active transportation lane or sidewalks for this location. CAO Spear noted the cost of sidewalks and that this could be cost-prohibitive, but Council can review during budget. It was thought that most people would be driving to this location and that there is the Algonquin golf course cart path that people walk on.

Motion: 170 - 06/24

Moved by Councillor Harland

Seconded by Councillor Gumushel

That the Council of the Town of Saint Andrews grants leave for First Reading to Amendment MP20-09 to the Municipal Plan MP20-01 for PID 15156425, Charlie Bartlett, at 232 Bayview Drive.

9 – 0

Carried

Motion: 171 - 06/24

Moved by Councillor Harland

Seconded by Councillor Heenan

That the Council of the Town of Saint Andrews grants leave for First Reading to Amendment Z22-08 to the Zoning By-Law Z22-01 for PID 15156425, Charlie Bartlett, at 232 Bayview Drive.

9 – 0

Carried

- 2. Amendments MP20-02-03 to the Secondary Municipal Plan MP20-02 and Z22-09 to the Zoning By-Law Z22-01 for PIDs 15164718 and 01324284, for 742039 N.B. Ltd., PCD240501**

CAO Spear noted to Council if there are Terms and Conditions to bring forward for this file it is recommended to do so early and not wait until Third Reading so they can be discussed with the proponent. Council noted they would like to hear back from the public on the designs and then discuss the feedback before moving to the First Reading. Planner Henderson reiterated that Council can set Terms and Conditions on the design if they choose after hearing feedback. It was noted that the architects have already modified their plans based on information obtained from the Planning Advisory Committee.

Motion: 172 - 06/24

Moved by Councillor Heenan

Seconded by Councillor Bennett

That the Council of the Town of Saint Andrews sets the date of Tuesday, July 2, 2024, at 6:30 p.m. for a Public Hearing of Objections to Amendment MP20-02-03 to the Secondary Municipal Plan and for

Amendment Z22-09 to the Zoning By-Law Z22-01 for PIDs 15164718 and 01324284 for 742039 N.B. Ltd. as per the Community Planning Act Section 111.

9 – 0

Carried

3. Amendment MP20-08 to the Municipal Plan MP20-01 and Z22-06 to the Zoning By-Law, Lynn and David Mayo, Second and Third Reading PCD240302

Mayor Henderson read by title for Second Reading MP20-08.

Mayor Henderson read by title for Third and Final Reading MP20-08.

Mayor Henderson read by title for Second Reading Z22-06.

Mayor Henderson read by title for Third and Final Reading Z22-06.

Council discussed Terms and Conditions for the proposed future businesses that could be located in this space. Council indicated they would like to limit the type of business at this location as it is close to schools, non-profit organizations, and tourism-based businesses. Planner Gopen noted that during the Zoning By-Law review options can be looked at for Zoning as it relates to areas of the community and limiting further business development options.

Motion: 173 - 06/24

Moved by Councillor Neil

Seconded by Councillor Gumushel

That the Council of the Town of Saint Andrews motions to Table Amendment MP20-08 and Z22-06 for further review of Terms and Conditions for Lynn and David Mayo.

9 – 0

Carried

Motion: 174 - 06/24

Moved by Councillor Neil

Seconded by Councillor Gumushel

That the Council of the Town of Saint Andrews withdraw the motion to Table Amendment MP20-08 and Z22-06 for further review of Terms and Conditions for Lynn and David Mayo.

9 – 0

Carried

Motion: 175 - 06/24

Moved by Councillor Harland

Seconded by Deputy Mayor Akagi

That the Council of the Town of Saint Andrews grants leave for Second Reading to Amendment MP20-08 to the Town of Saint Andrews Municipal Plan MP20-01 for PIDs 01323294 and 15097066 for 222 Prince of Wales Street for Lynn and David Mayo.

9 – 0

Carried

Motion: 176 - 06/24

Moved by Councillor Harland

Seconded by Councillor Bennett

That the Council of the Town of Saint Andrews grants leave for Third and Final Reading to Amendment MP20-08 to the Town of Saint Andrews Municipal Plan MP20-01 for PIDs 01323294 and 15097066 for 222 Prince of Wales Street for Lynn and David Mayo.

9 – 0

Carried

Motion: 177 - 05/24

Moved by Councillor Harland

Seconded by Councillor Heenan

That the Council of the Town of Saint Andrews grants leave for Second Reading to Amendment Z22-06 to the Zoning By-Law Z22-01 for PIDs 01323294 and 15097066 for 222 Prince of Wales Street for Lynn and David Mayo.

9 – 0

Carried

Motion: 178 - 06/24

Moved by Councillor Harland

Seconded by Deputy Mayor Akagi

That the Council of the Town of Saint Andrews sets the following resolution to PIDs 01323294 and 15097066 for 222 Prince of Wales Street for Lynn and David Mayo:

Only main commercial use is an art and craft studio with related retail or revert to residential use.

9 – 0

Carried

Motion: 179 - 06/24

Moved by Councillor Harland

Seconded by Councillor Neil

That the Council of the Town of Saint Andrews grants leave for Third and Final Reading to Amendment Z22-06 to the Zoning By-Law Z22-01 for PIDs 01323294 and 15097066 for 222 Prince of Wales Street for Lynn and David Mayo.

9 – 0

Carried

4. Text Amendment No. Z22-07 to the Town of Saint Andrews Zoning By-Law Z22-01 Second and Third Reading, PCD240401

Mayor Henderson read by Title Z22-07 for the Second Reading.

Mayor Henderson read by Title Z22-07 for the Third and Final Reading.

Council noted the communication received with concern about Special Occasion Permits and short-term rentals and parties. Planner Gopen noted that properties can only apply for four Special Occasion Permits a year. The Zoning By-Law looks more at permanent liquor licences. Concerns about permits should be brought forward to the Department of Public Safety. Noise complaints can be addressed with the Town's By-Law Enforcement and the RCMP. Councillor Heenan noted that he would not support this Amendment as it contains the LED sign for the Arena. Noted that he

has been provided concerns from residents and merchants on the sign.

Motion: 180 - 06/24

Moved by Councillor Heenan

Seconded by Councillor Blanchard

That the Council of the Town of Saint Andrews grants leave for Second Reading to the Text Amendment Z22-07 to the Zoning By-Law Z22-01.

9 – 0

Carried

Motion: 181 - 06/24

Moved by Councillor Heenan

Seconded by Councillor Blanchard

That the Council of the Town of Saint Andrews grants leave for Third and Final Reading to the Text Amendment Z22-07 to the Zoning By-Law Z22-01.

8 – 1 Nay Councillor Heenan

Carried

2. Finance & Administration Committee - Deputy Mayor Akagi

1. By-Law No. 24-02, A By-Law Respecting the Collection and Disposal of Solid Waste, FA240422

Mayor Henderson left the meeting at 8:52 p.m.

Deputy Mayor Akagi read By-Law No. 24-02 by Title for Second Reading.

Council noted concerns from business owners and the impacts on housing for their staff and the cost of garbage collection of properties with five or more units. CAO Spear noted that garbage collection of five or more units is common in New Brunswick that it has to be handled by the owners of the apartments. We do not collect business waste on Water Street, however there are several residents in the Central Commercial Zone that place out for collection. There is no easy solution to collection. Apartments are a for-profit industry and that the common rule in Municipalities is for the landlords to pay for collection separate from general residential collection. Council spoke about apartment properties that are being charged taxation for residential collection and how these properties could be exempt from property tax of collection if they are paying for a separate collection. It was noted that this is a difficult situation on separation of property taxes for select properties and the levels of taxation that would need to be developed. Council indicated tenants do not pay the property tax but would be included in rental costs. Landlords pay the taxes on the property. Council indicated that collection could be up to 5 units and that neighbours should not be paying the cost burden for larger apartments, especially for for-profit businesses. Council noted that businesses can write off the dumpster or collection on their taxes as a business write-off. Staff suggested a map of properties affected could be brought forward for Council so they could see the number of properties affected. Council also discussed supporting collection of affordable units and that agreements could be made for affordable rental complexes and garbage collection as an incentive. Council

also discussed garbage collection in Bayside and Chamcook with private roads and garbage boxes on residents' properties and how they should be included in the By-Law.

Motion: 182 - 06/24

Moved by Councillor Harland

Seconded by Councillor Neil

That the Council of the Town of Saint Andrews grants leave for Second Reading to By-Law No. 24-02, A By-Law Respecting the Collection and Disposal of Solid Waste in the Town of Saint Andrews.

7 – 1 Nay Councillor Bennett

Carried

Motion: 183 - 06/24

Moved by Councillor Heenan

Seconded by Councillor Weare

That the Council of the Town of Saint Andrews grants leave for Third and Final Reading to By-Law No. 24-02, A By-Law Respecting the Collection and Disposal of Solid Waste in the Town of Saint Andrews.

Amended

Motion: 184 - 06/24

Moved by Councillor Heenan

Seconded by Councillor Weare

That the Council of the Town of Saint Andrews Tables granting leave for Third and Final Reading to By-Law No. 24-02, A By-Law Respecting the Collection and Disposal of Solid Waste in the Town of Saint Andrews.

8 – 0

Carried

2. Encroachment Agreement for 160 Water Street, William on Water Restaurant and Bar, FA240621

Mayor Henderson returned to the meeting at 9:18 p.m.

Council asked staff to ensure no issues with site lines for traffic and to review the Encroachment Agreement annually.

Motion: 185 - 06/24

Moved by Councillor Heenan

Seconded by Councillor Harland

That the Council of the Town of Saint Andrews extends the Regular Council Meeting of June 3, 2024, for an additional one hour as per the Procedural By-Law.

4 – 5 Nay Councillors Gumushel, Bennett, Neil, Hirtle, and

Blanchard

Defeated

Motion: 189 - 06/24

Moved by Councillor Heenan

Seconded by Councillor Bennett

That the Council of the Town of Saint Andrews Reopens the Regular Council Meeting of Monday, June 3, 2024. The Regular Council Meeting was continued on Monday, June 10, 2024, at 6:30 pm.

9 – 0

Carried

Motion: 190 - 06/24

Moved by Deputy Mayor Akagi

Seconded by Councillor Gumushel

That the Council of the Town of Saint Andrews instructs the Chief Administrative Officer to enter into an Encroachment Agreement with William Thornton, William on Water Restaurant and Bar at 160 Water Street for continued use of deck space on Town land.

Amended

Motion: 191 - 06/24

Moved by Councillor Gumushel

Seconded by Deputy Mayor Akagi

That the Council of the Town of Saint Andrews instructs the Chief Administrative Officer to enter into an Encroachment Agreement with William Thornton, William on Water Restaurant and Bar at 160 Water Street for continued use of deck space on Town land and to review annually.

9 – 0

Carried

3. Encroachment Agreement for 24 King Street, King Street Pizza, FA240622

Council was supportive of the development of an accessible ramp and improvements to the business to make the facility fully accessible. Council supported waiving the annual fee for the Encroachment Agreement as the improvements are for accessibility. Council asked for a policy to come forward to waive fees for encroachment for businesses if they are for accessibility purposes.

Motion: 192 - 06/24

Moved by Deputy Mayor Akagi

Seconded by Councillor Hirtle

That the Council of the Town of Saint Andrews approves an Encroachment Agreement with Jeka Holdings Ltd. on PID 1319789, 24 King Street, for the construction of an accessible ramp under Terms and Conditions by the Chief Administrative Officer including:

- *In the event of needed access to the water line, the property owner is responsible for the cost to restore the ramp.*
- *That the bike racks fronting the property be situated in the parking space in front of 24 King Street to allow better pedestrian access.*
- *An annual encroachment fee of \$100.00 plus HST per year be levied.*

Amended

Motion: 193 - 06/24

Moved by Councillor Harland

Seconded by Councillor Heenan

That the Council of the Town of Saint Andrews approves an Encroachment Agreement with Jeka Holdings Ltd. on PID 1319789,

24 King Street, for the construction of an accessible ramp under Terms and Conditions by the Chief Administrative Officer including:

- In the event of needed access to the water line, the property owner is responsible for the cost to restore the ramp.
- That the bike racks fronting the property be situated in the parking space in front of 24 King Street to allow better pedestrian access.

9 – 0

Carried

4. Town of Saint Andrews 2023 Consolidated Financial Statements, FA240624

Councillor Weare noted concern in the report as the document was missing the Teed, Saunders, and Doyle business header on the letter, noted that the document should say Public Service Accounting Standards, not Statements, and that the document is still in draft form. CAO Spear said the document is in draft form until it is approved by Council. The document will then move from draft to official. Mayor Henderson noted he will ensure before signing the document that the updates have been made to the final version.

Motion: 194 - 06/24

Moved by Deputy Mayor Akagi

Seconded by Councillor Blanchard

That the Council of the Town of Saint Andrews approves the 2023 Consolidated Financial Statements for the Town of Saint Andrew as prepared by Teed, Saunders, Doyle, Accountants and Advisors.

9 – 0

Carried

3. Public Works & Public Safety Committee - Councillors Bennett and Neil

1. Award Tender TSA 2024-04 – Saint Andrews Asphalt Resurfacing 2024, PWPS240606

Motion: 195 - 06/24

Moved by Councillor Bennett

Seconded by Councillor Harland

That the Council of the Town of Saint Andrews awards Tender TSA 2024-04 – Saint Andrews Asphalt Resurfacing 2024 to Fundy Paving Inc. in the amount of \$152,660.43 HST Included.

8 – 1 Nay Councillor Weare

Carried

2. Discussion on Market Wharf and Market Square Design, PWPS240608

CAO Spear noted that CBCL Ltd. is looking for feedback on 70% design drawings. Staff noted a new handrail to be installed along the right side of the Wharf, expanding the entire length. The current construction is metal. Staff are seeking feedback if Council wants this to be wood. Council debated and came to a consensus on wood. Staff noted that there will be wood pilings installed on the side of the Wharf to ensure the look and feel of the traditional Wharf is maintained. Council asked about the type of surface that will be

installed in Market Square and how this will relate to the visioning exercise. CAO Spear indicated that he would provide costing back to Council on some options after discussion with CBCL Ltd. The current option for the Market Square surface is asphalt.

3. Amendments to By-Law No. 18-01, Vehicular By-Law Four Way Stop and No Parking Anytime, PWPS240607

Motion: 196 - 06/24

Moved by Councillor Neil

Seconded by Councillor Heenan

That the Council of the Town of Saint Andrews approves the following Amendments to By-Law No. 18-01, A By-Law to Regulate Vehicular Traffic in the Town of Saint Andrews:

- 1. Removal of the East and West four-way stop at Augustus Street and Water Street under Schedule "I" stop Signs and Yield Signs.*
- 2. Addition under Schedule "B" No Parking Anytime along Princess Royal Street south of Water Street on the East and West Side to the boat launch.*
- 3. Addition under Schedule "B" No Parking Anytime along the south side of Pagan Street.*

9 – 0

Carried

4. DFO Agreements for Wharf Access Viola Davidson, Jib Crane, and Small Vessels, PWPS240609

Councillor Neil left the meeting at 7:05 p.m.

Councillor Neil returned to the meeting at 7:33 p.m.

Council discussed the berthage for vessels and the installation of a Jib Crane for the end of the Wharf. Council noted that the Jib Crane would be of use to the fishermen and that there should be some options for them to use the Crane. Staff noted that they would need to receive the training from the Department of Fisheries and Oceans. Staff also indicated that Wharfingers will not be trained on the Crane as we do not have enough staff to manage the Wharf and use the Crane. Additionally, when the Crane is in use, staff will have to block off areas of the Wharf from public access. DFO indicated that the system would be locked up to prevent accidental use. Staff noted the installation would occur in the fall for the Crane but power would not be run to the Crane until that infrastructure could be combined with the Wharf project. Council asked how much space the Crane would utilize. Staff noted one parking space at the end of the Wharf by the Viola Davidson. The Crane would be able to lower equipment to the main dock space and then transferred to the vessels. Staff said that DFO is paying for the use of the additional parking spot and would benefit DFO, the Coast Guard, and potentially fishermen.

Motion: 197 - 06/24

Moved by Councillor Bennett

Seconded by Councillor Heenan

That the Council of the Town of Saint Andrews approves the Department of Fisheries and Oceans Agreements for Market Wharf

access for the Viola Davidson, additional small vessels, and the installation of the Jib Crane.

**5 – 2 Nay Councillor Bennett and Blanchard
Carried**

4. Economic Development, Business, & Culture Committee - Councillors Hirtle and Weare

1. Saint Andrews Brewing Co. Request for Support Oktoberfest 2024, EBC240602

Mayor Henderson left the meeting at 7:34 p.m.

Mayor Hendeson returned to the meeting at 7:38 p.m.

Council asked if this was the same request as last year for Oktoberfest. Clerk Nopper noted yes.

Motion: 198 - 06/24

Moved by Councillor Weare

Seconded by Councillor Gumushel

That the Council of the Town of Saint Andrews approves the use of Market Square and associated requests from the Saint Andrews Brewing Company for the third annual Oktoberfest Celebrations from Friday, September 20, 2024 – Monday, September 23, 2024.

8 – 0

Carried

2. Staff Job Descriptions for Tour Guides and Museum Supervisor, EBC240601

Motion: 199 - 06/24

Moved by Councillor Hirtle

Seconded by Councillor Heenan

That the Council of the Town of Saint Andrews approves the Human Resource Manual job descriptions for Tour Guides and the Museum Supervisor.

9 – 0

Carried

3. AMANB Conference Saint Andrews September 10-13, 2024, Request for Support, EBC240604

Motion: 200 - 06/24

Moved by Councillor Hirtle

Seconded by Deputy Mayor Akagi

That the Council of the Town of Saint Andrews supports the Association of Municipal Administrators New Brunswick Conference in Saint Andrew September 10 – 13, 2024, with a sponsorship of \$1,000.00 from the Civic Promotion budget.

9 – 0

Carried

4. Communications Plan for Heritage By-Law, EBC240603

CAO Spear brought forward the communication plan from the Heritage Board on the next phase of public consultation. Council had an opportunity to review the Heritage By-Law draft and the Board is set for further consultation. They will use several modes of communication including one-on-one interviews, television, social

media, surveys, and public meetings. Council asked the length of the consultation period. Staff noted 90 days followed with a further review of the By-Law and present to Council the draft. Council, if satisfied, can move forward with the By-Law process at that point. Council noted consensus to move forward with the consultation by the Heritage Board.

5. Kari Ride Share Proposal for Saint Andrews, EBC240605

Council discussed the option of supporting Kari Ride Share with an investment for a pilot project for six months. Council noted that ride-sharing should be a Regional Service Commission issue as it deals with a wider range of transportation and that they have funding to support rural transit. Council noted the challenges of rural transit and that providing and supporting an option for residents is worth investigating. Council had concerns related to the financials and wanted further detail on a budget breakdown on how Municipal funds would be spent to ensure the protection of the investment. Staff noted the \$18,000 would be one-third the cost of the pilot for six months with a goal to create sustainability. Costs in the pilot project include wages, insurance, etc. Council noted the high cost of insurance for these types of ride-share programs. It was also said there is an ECW car rideshare rental program and Charlotte County Dial-A-Ride as other options in the community. It was also brought forward that seniors may have difficulty with an app-based ride-share program. Council also acknowledged the program is an opportunity to provide more residents with rural transit opportunities and a solution that may be viable for the community. Council wanted more financial information from Kari Ride Share before deciding on support of funding.

Motion: 201 - 06/24

Moved by Councillor Weare

Seconded by Councillor Blanchard

That the Council of the Town of Saint Andrews agrees to an 18 week pilot project with Kari Ride Share which includes a financial contribution of \$18,000.00 to come out of the Economic Development Budget.

Amended

Motion: 202 - 06/24

Moved by Councillor Hirtle

Seconded by Councillor Neil

That the Council of the Town of Saint Andrews Tables the 18 week pilot project with Kari Ride Share which includes a financial contribution of \$18,000.00 to come out of the Economic Development Budget until further financial information can be provided for consideration.

9 – 0

Tabled

6. Ad-Hoc Tourism Promotion Committee Rescind and Approval of Explore St. Andrews, EBC240606

Council noted to table the decision as a copy of the Explore St. Andrews Operations By-Law had not been provided. Council asked if the Town was still handling the finances for the Committee. CAO Spear noted that the Town was still handling all finances associated with Explore St. Andrews.

Motion: 203 - 06/24

Moved by Councillor Weare

Seconded by Councillor Heenan

That the Council of the Town of Saint Andrews rescinds the Ad-Hoc Tourism Promotion Committee.

Amended

Motion: 204 - 06/24

Moved by Councillor Heenan

Seconded by Councillor Bennett

That the Council of the Town of Saint Andrews Tables the rescinding of the Ad-Hoc Tourism Promotion Committee until the Explore St. Andrews Operations By-Law has been presented.

9 – 0

Tabled

5. Recreation & Environment Committee - Councillor Gumushel and Blanchard

1. Transfer of Funds for Landscaping at Indian Point Washrooms, RE240606

Council asked why staff were looking at interlocking brick for accessibility to the washroom, as the brick can cause a tripping hazard. CAO Spear noted that the interlocking brick along Water Street was not the right brick for landscaping. The same brick that is installed at the Outdoor Exercise Park is what is proposed to be installed and it moves better than concrete or asphalt. Additionally, it can be lifted and relayed in small patches to fix any tripping hazards versus concrete or asphalt.

Motion: 205 - 06/24

Moved by Councillor Gumushel

Seconded by Councillor Harland

That the Council of the Town of Saint Andrews approves the transfer of \$20,000.00 from the Tourism Accommodation Levy Development Fund for the completion of the washrooms at Indian Point Park.

9 – 0

Carried

2. Request for Waiver of Fees for Wharf Access Passamaquoddy Recognition Group, RE240607

Council asked if the vessels would be parked on the Wharf or at a mooring. CAO Spear said during the day on moorings but can load up in the morning and unload in the afternoons under the instructions of the Wharfinger. Council had concerns about the Town funding the power hook-up for the electric vessel and directed staff to ensure they install their own power meter to the Wharf. CAO Spear indicated

there is a meter space for them to speak with NB Power to have it installed. Staff noted that there are challenges on the Wharf with the number of vessels and that everyone should be respecting the Wharfinger's requests as they are managing all the vessels coming in and out of the Wharf. Council noted that more moorings should be looked at during budget time to increase opportunities for vessels to stay in Saint Andrews. CAO Spear read a letter submitted regarding use of the Wharf and fees for other vessels. CAO Spear noted that one of the vessels is being gifted as a Coast Guard rescue vessel and there will be access for emergency use.

Motion: 206 - 06/24

Moved by Councillor Blanchard

Seconded by Councillor Hirtle

That the Council of the Town of Saint Andrews waives berthage fees for two vessels of the Passamaquoddy Recognition Group under terms and conditions set by the Chief Administrative Officer.

7 – 2 Nay Councillor Harland and Neil

Carried

J. NEW BUSINESS

K. QUESTION PERIOD

L. COUNCILLORS' AND DEPUTY MAYOR'S COMMENTS

Councillor Weare - There is a concern we can only berth one vessel on the Wharf currently. It is an expensive asset, and it may be having efficiency issues. Standard practice is to double or triple the number of vessels tied to one another. At what it is costing the Town to operate, we may have to look at this option and plan with Staff. Something to consider.

Mayor Henderson - This is something we can follow up on and it is nice to see the Wharf being used to its full capacity right now.

Councillor Heenan - With respect to the Wharf, Council is not well-schooled on this and believes we should leave this process to the Wharfinger to manage. I cannot comment on the processes as I am not educated on them.

Councillor Gumushel - A concern I would like to bring forward is the state of the 127 Highways coming into Saint Andrews through both Bocabec and Chamcook. MLA Andrea Mason of Saint George recently posted a list of roadwork to be completed in her riding so I reached out to our MLA Bockus to ask about roadwork to be completed in our area. She got back to me and said there would be some work happening in our area, the 127 specifically and she also said that someone would be looking into the safety issues at the Clam Digger separately. I want to thank MLA Bockus for working hard for the people of Saint Andrews, Bocabec, and Chamcook to improve the shoulders of the 127 to make the roads safer for motorists and pedestrians as well as looking into what can be done to prevent an accident at the Clam Digger. Another concern that needs to be addressed is the state of the Ghost Road and the safety concerns at the blinking light. As a community and as community leaders we have the capacity to demand that we have safe roads in our community. Hopefully, the state of the 127 will be a key election issue in our riding and we can get some definite timelines on when we can expect these safety issues to be addressed. Again, thanks to MLA Bockus for responding to my inquiries and for understanding that the current state of the 127 Highway cannot continue. We need action on the 127 to make it safer for all users. A little bit of tar in the potholes is not going to cut it for another 4 years.

Councillor Gumushel - A concern I intended to bring forward this evening is encroachment onto Town property. I do not mind adding that I prepared these notes prior to seeing the agenda for tonight. All over Town, people are encroaching on Town land. Whether it is parking spots or decorative cannons, I think we need to have an inventory of adjacent property owners who are encroaching on Town land and letters need to be sent to encroachers reminding them of where their property ends. This will lead to fewer misunderstandings as we work to add more sidewalks to the Town Plat.

Deputy Mayor Akagi - Thank you to all the people for dropping off bags for the food bank. They are much appreciated and please keep them coming.

Deputy Mayor Akagi - There is free rhubarb in Langmaid Park. Please remember to harvest what you need and space out your takings between the plants.

Deputy Mayor Akagi - We are getting a lot of complaints about cyclists going the wrong way on a one-way street. This is dangerous so please follow the rules of the road. You can ride on the sidewalks but please respect those on the sidewalks as well. Follow the flow of traffic.

Councillor Hirtle - The Recreation Report from Merven Hanselbacher notes the great success of the Swift Kicks program. I hope to see more of this in the future and get more kids active.

M. MAYOR'S COMMENTS

N. CLOSED SESSION

Motion: 186 - 06/24

Moved by Deputy Mayor Akagi

Seconded by Councillor Heenan

At 9:24 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.

9 – 0

Carried

Motion: 187 - 06/24

Moved by Councillor Heenan

Seconded by Councillor Bennett

At 9:54 p.m. that Council returns to Open Session.

9 – 0

Carried

Motion: 207 - 06/24

Moved by Deputy Mayor Akagi

Seconded by Councillor Bennett

At 8:45 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.

9 – 0

Carried

Motion: 208 - 06/24

Moved by Councillor Bennett

Seconded by Councillor Neil

At 9:30 p.m. that Council returns to Open Session.

9 – 0

Carried

O. ADJOURNMENT

Motion: 188 - 06/24

Moved by Deputy Mayor Akagi

Seconded by Councillor Harland

At 9:55 p.m. that the meeting be adjourned.

9 – 0

Carried

Motion: 209 - 06/24

Moved by Deputy Mayor Akagi

Seconded by Councillor Heenan

At 9:31 p.m. that the meeting be adjourned.

9 – 0

Carried



Brad Henderson, Mayor

Paul Nopper, Clerk - Senior
Administrator