

TOWN OF ST. STEPHEN
REGULAR COUNCIL
73 MILLTOWN BLVD., SUITE 112
DECEMBER 14, 2009 @ 7:00 P.M.

I. PRAYER

II. CHANGE OF ORDER OF BUSINESS

ORDER OF COUNCIL BUSINESS

Moved by Councillor Tinker

Seconded by Deputy Mayor Maxwell

308/09 **THAT** the order of business be varied, as permitted by Section 13.01 of By-Law No. A-2, "A By-Law Respecting Procedures of the Town Council and Town Administration". **CARRIED**

III. RECORDING OF ATTENDANCE

PRESENT: Mayor G. L. (Jed) Purcell; Deputy Mayor Jim Maxwell; Councillors Ralph Williams, Robert Tinker, Barb Donovan, Jeremy Copeland and Gavin Toumishey; CAO/Clerk John Ferguson; and, Assistant Clerk Joan Flewelling.

IV. APPROVAL OF AGENDA

AGENDA

Moved by Councillor Williams

Seconded by Councillor Tinker

309/09 **THAT** the Agenda be approved as amended: replacement of 3(i) Compensation for Additional Work Hours under XIII. **NEW BUSINESS.**
CARRIED

V. CONFLICT OF INTEREST

Councillor Tinker declared a conflict of interest and left Council Chambers at 7:10 p.m. and returned at 7:11 p.m.

VI. READING OF PETITIONS/PRESENTATIONS/PROCLAMATIONS

No petitions/presentations/proclamations.

VII. NOTICES OF MOTIONS

No notices of motions.

VIII. APPROVAL OR AMENDING OF MINUTES

REGULAR COUNCIL MEETING

Moved by Councillor Tinker

Seconded by Councillor Toumishey

- 310/09** **THAT** the Minutes of the Regular Council meeting held on November 16, 2009 be approved as circulated. **CARRIED**

IX. COMMUNICATIONS

COMMUNICATION FOR INFORMATION FILE

Moved by Deputy Mayor Maxwell

Seconded by Councillor Donovan

- 311/09** **THAT** Communication for Information, note and file, be adopted. **CARRIED**

COMMUNICATION FOR ACTION

No communication for action.

X. APPROVAL OF COMMITTEE MINUTES

IMPLEMENTATION COMMITTEE

Moved by Deputy Mayor Maxwell

Seconded by Councillor Williams

- 312/09** **THAT** the Minutes of the Implementation Committee meeting held on November 20, 2009 be approved. **CARRIED**

COMMITTEES MEETING

Moved by Councillor Donovan

Seconded by Councillor Williams

- 313/09** **THAT** the Minutes of the Committees meeting – Public Safety & Environment; Finance & Administration; Community Services; and Planning & Priorities held on December 2, 2009 be approved as amended. **CARRIED**

XI. CONSIDERATION OF BY-LAWS

BY-LAW NO. A-7.4 – “A BY-LAW TO AMEND BY-LAW NO. A-7 - A BY-LAW TO IMPOSE A SPECIAL BUSINESS IMPROVEMENT LEVY” – THIRD AND FINAL READING – SHORT TITLE ONLY

Moved by Councillor Williams

Seconded by Councillor Donovan

- 314/09** **THAT** By-Law No. A-7.4 – “A By-Law to Amend By-Law No. A-7 - A By-Law to Impose a Special Business Improvement Levy” be given Third and Final Reading – Short Title Only. **CARRIED**

XII. CONTINUING BUSINESS

No items.

XIII. NEW BUSINESS

1. CAO

STAFF REPORTS

Moved by Councillor Williams

Seconded by Councillor Donovan

- 315/09** **THAT** the following staff reports for the month of November 2009 be adopted: Treasurer; Director of Operations; Director, Parks & Recreation; Fire Chief; By-Law Enforcement Officer; and Development Officer. **CARRIED**

CHEQUE REGISTER:

PAID BILLS

Moved by Deputy Mayor Maxwell

Seconded by Councillor Williams

- 316/09** **THAT** paid bills in the amount of \$1,240,196.38 (one million, two hundred and forty thousand, one hundred and ninety-six dollars and thirty-eight cents) be ratified. **CARRIED**

PAID BILL: CONFLICT – THE TIDE

Moved by Councillor Williams

Seconded by Deputy Mayor Maxwell

- 317/09** **THAT** the paid bill (cheque #5254) in the amount of \$84.75 (eighty-four dollars and seventy-five cents) for The Tide be ratified. **CARRIED**

2. PLANNING & PRIORITIES COMMITTEE

No items.

3. FINANCE & ADMINISTRATION COMMITTEE

COMPENSATION FOR ADDITIONAL WORK HOURS

Moved by Deputy Mayor Maxwell

Seconded by Councillor Williams

- 318/09** **THAT** the Council of the Town of St. Stephen authorizes, for the fiscal year 2009 only, compensation be paid at straight time or lieu hours off for approved work hours beyond the regular weekly hours of work for management and non-union staff, reconciled quarterly, and retroactive to October 2, 2009, for

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all qualifying positions, based on budgeted salary over 52 (fifty-two) weeks at regular hours of work per week.

AND FURTHER THAT accumulated lieu hours to October 1, 2009 are to be banked and taken off as straight time outside this quarterly reconciliation.

AND FURTHER THAT the Chief Administrative Officer be directed to meet with the Planning & Priorities Committee to establish a policy forthwith. **CARRIED**

4. **PUBLIC SAFETY & ENVIRONMENT COMMITTEE**

AWARDING OF TENDER: ONE (1) NEW 2010 ¾ TON 4x4 HEAVY DUTY LONG WHEEL BASE TRUCK WITH PLOW

Moved by Councillor Williams

Seconded by Councillor Toumishey

- 319/09** **THAT** of the three (3) tenders received, the low tender of \$42,957.77 (forty-two thousand, nine hundred and fifty-seven dollars and seventy-seven cents), including HST, from Charlotte County Chevrolet Pontiac Buick GMC Ltd. of St. Stephen, NB for one (1) new 2010 ¾ ton 4x4 heavy duty long wheel base truck with plow be accepted. **CARRIED**

TRANSFER FROM THE WATER AND SEWERAGE CAPITAL RESERVE FUND

Moved by Deputy Mayor Maxwell

Seconded by Councillor Copeland

- 320/09** **THAT** the amount of \$19,232.60 (nineteen thousand, two hundred and thirty-two dollars and sixty cents) be transferred from the Water and Sewerage Capital Reserve Fund to the Water and Sewerage Capital Fund for a Utility truck. **CARRIED**

TRANSFER TO GENERAL CAPITAL RESERVE FUND

Moved by Councillor Tinker

Seconded by Councillor Toumishey

- 321/09** **THAT** the amount of \$6,722.86 (six thousand, seven hundred and twenty-two dollars and eighty-six cents) be transferred from the General Operating Fund to the General Capital Reserve Fund to be used towards the purchase of a used vehicle for the By-Law Enforcement Officer in 2010. **CARRIED**

REVISION – TERMS OF REFERENCE: PROVISIONS GOVERNING THE PROCEDURE AND OPERATION OF THE ST. STEPHEN SUBSTANDARD PROPERTIES APPEAL COMMITTEE

Moved by Councillor Williams

Seconded by Deputy Mayor Maxwell

- 322/09** **THAT** further to Resolution #106/09 as stated in the Minutes of April 20, 2009 which approved the terms of reference as outlined in the “Provisions Governing the Procedure and Operation of the St. Stephen Substandard

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Properties Appeal Committee” dated February 23, 2009, the Council of the Town of St. Stephen approves the following revision to Section B. 2(1):

B. Composition of the St. Stephen Substandard Properties Appeal Committee and Appointments

2(1) There shall be an Appeal Committee composed of the following persons:

(a) the Appeal Committee shall consist of five (5) members of Council; and

(b) Council shall appoint all members who serve on the Appeal Committee.

CARRIED

5. COMMUNITY SERVICES COMMITTEE

No items.

XIV. REPORTS OF MAYOR AND COUNCILLORS

Councillor Copeland

- Attended a Civic Center meeting.
- Attended various Town meetings.
- Disappointed that only one citizen attended the scheduled December 3, 2009 public meeting to discuss the Kiwanis Pool.
- Attended and enjoyed the Town Christmas party.

Councillor Tinker

- Stated his concern over the slow progress of the Economic Development Plan.

The CAO advised that the General Manager of Development St. Stephen has been assisting the Town as a “formal intervenor” in the NB Energy and Utilities Board hearings with respect to Enbridge Gas’s proposed rate increases which, if approved, could be detrimental to Flakeboard and Ganong.

Councillor Toumishey

- Attended various meetings.
- Attended and enjoyed the Town Christmas party.

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- Disappointed that only one citizen attended the scheduled December 3, 2009 public meeting to discuss the Kiwanis Pool.
- Attended Federation of Canadian Municipalities (FCM) board meetings (November 18 – 21, 2009) in Ottawa.
- Appreciated very much the time that he received from Honourable Greg Thompson, P.C., M.P. while attending the FCM board meetings in Ottawa.

Councillor Williams

- Stated that since only one citizen attended the public meeting to discuss the Kiwanis Pool, then perhaps the public has accepted the poor condition of the pool, and realizes it would not be a wise budget move to open it in 2010.
- Attended various Town meetings and, in particular as Chair of the Finance & Administration Committee, attended many budget meetings.
- Concerned with Enbridge Gas's proposed rate increases and if approved the impact it could have on Flakeboard and Ganong.

Councillor Donovan

- Disappointed that only one citizen attended the scheduled December 3, 2009 public meeting to discuss the Kiwanis Pool, as well as the absence of any media.
- Attended the Town Christmas tree lighting.
- Attended and very much enjoyed the Town Christmas party.
- Wished the Council, CAO, Assistant Clerk, the public and media a Merry Christmas and Happy New Year.

Deputy Mayor Maxwell

- Attended various meetings.
- Attended in Saint John the Red Cross Humanitarian Awards Ceremony which recognized Diane Ganong as a recipient.
- Assisted with the Town Christmas tree lighting.
- Attended a meeting in St. Andrews with respect to Atlanticade 2010 to be held June 30 – July 4, 2010.
- Attended Matt Stairs' autograph session in Fredericton and congratulated him on his many years with the Major League.
- Attended the International Wreath Ceremony on the Ferry Point Bridge which recognized families of both Canada and United States veterans.
- Attended the 15th Anniversary of Subway.
- Organized and sold tickets for a Chocolate Museum fundraiser with the proceeds to the Museum and Volunteer Centre of Charlotte County (Food Bank).

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- Congratulated David Humphreys on his excellent job as Santa at the Town Christmas party.
- Wished everyone a Merry Christmas and Happy New Year.

Mayor Purcell

- Attended the US official opening of the new bridge and stated that the speakers were very complimentary to Canada.
- Attended the International Wreath Ceremony on the Ferry Point Bridge which recognized families of both Canada and United States veterans.
- Attended the initial NB Energy and Utilities Board hearing with respect to Enbridge Gas's proposed rate increases which, if approved, could be detrimental to Flakeboard and Ganong.
- Attended the launch by Honourable Mary Schryer, Minister responsible for the Advisory Council on the Status of Women, of "Equality at the Workplace" held at the Ganong Chocolatier.
- Spoke with Honourable Rick Doucet and was advised that a meeting will be arranged with the Minister of Health, which will include the four Mayors of Charlotte County, to discuss the status of the dialysis unit for the Charlotte County Hospital.
- Wished everyone a Merry Christmas and Happy New Year.

XV. QUESTION PERIOD

There were no questions.


XVI. ADJOURNMENT

ADJOURNMENT

Moved by Councillor Copeland

Seconded by Councillor Tinker

323/09 **THAT** the meeting adjourn at 7:40 p.m. CARRIED



Mayor



CAO/Clerk