

**TOWN OF ST. STEPHEN**  
**REGULAR COUNCIL**  
**73 MILLTOWN BLVD., SUITE 112**  
**MARCH 16, 2009 @ 7:00 P.M.**

I. PRAYER

II. CHANGE OF ORDER OF BUSINESS

**ORDER OF COUNCIL BUSINESS**

Moved by Deputy Mayor Maxwell  
Seconded by Councillor Toumishey

**59/09 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, and Gavin Toumishey; CAO/Clerk Hendrik Slegtenhorst; and, Assistant Clerk Joan Flewelling.

IV. APPROVAL OF AGENDA

**AGENDA**

Moved by Councillor Tinker  
Seconded by Councillor Toumishey

**60/09 THAT** the Agenda be approved with four amendments: added under XIII. **NEW BUSINESS** 3. CAO (vi) Vacancy of Councillor – Town of St. Stephen; (vii) Application to the Municipal Capital Borrowing Board; (viii) Building Canada Fund (BCF) Application; and item 3. By-Law No. S-7.2 – "A By-Law to Amend a By-Law to Regulate the Collection and Disposal of Garbage and Other Material" – First Reading – Short Title Only under XI. **CONSIDERATION OF BY-LAWS** be deleted. **CARRIED**

V. CONFLICT OF INTEREST

Councillor Tinker declared a conflict of interest and left Council Chambers at 8:00 p.m. and returned at 8:02 p.m.

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VI. READING OF PETITIONS/PRESENTATIONS/PROCLAMATIONS

1. Jamer Materials Ltd. - For the information of Council, Mark Clark, P. Eng., General Manager of Jamer Materials Ltd., presented its proposal of extending its operation on Route 127 in Charlotte County to include the construction of a new permanent, enclosed aggregate manufacturing plant within the boundaries of the Champlain Industrial Park, as well as construction of a primary processing facility and phased extension of production activity east of Route 127.

VII. NOTICES OF MOTIONS

Councillor Williams moved that the following motion to amend "Improvement of Council and Committee Business", Resolution #145/08 passed at a Regular Session of Council on July 28, 2008 be considered at the next Regular Session of Council on Monday, April 20, 2009:

**THAT** all standing policy committees of the Council of the Town of St. Stephen meet sequentially in committee of the whole on the same date, regularly for two hours on the second Wednesday prior to regular Council, and on any other date as necessary;

**AND THAT** the practice be maintained of appointing, either permanently or temporarily, from the community and beyond non-elected members with desired expertise in various areas as deemed advantageous by the committee chair;

**AND THAT** the agendas be set by the committee chair in consultation with the CAO/Clerk and with the approval of the Mayor, the order of business to be established by priority with items not reached for consideration carried over to the next meeting;

**AND THAT** the recommendations of each committee be forwarded to (a) a future committee meeting; (b) to the CAO/Clerk for the action of staff; or, (c) to Council for determination.

VIII. APPROVAL OR AMENDING OF MINUTES

**REGULAR COUNCIL MEETING**

Moved by Councillor Tinker

Seconded by Councillor Williams

**61/09 THAT** the Minutes of the Regular Council meeting held on February 23, 2009 be approved as circulated. **CARRIED**

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IX. COMMUNICATIONS

**COMMUNICATION FOR INFORMATION FILE**

Moved by Councillor Tinker

Seconded by Councillor Toumishey

**62/09 THAT** Communication for Information, note and file, be adopted. **CARRIED**

**COMMUNICATION FOR ACTION**

No communication for action.

X. APPROVAL OF COMMITTEE MINUTES

No items this month.

XI. CONSIDERATION OF BY-LAWS

**BY-LAW NO. L-8 - A BY-LAW TO REGULATE THE USE OF SWIMMING POOLS – SECOND READING – READING IN ITS ENTIRETY**

Moved by Deputy Mayor Maxwell

Seconded by Councillor Williams

**63/09 THAT** By-Law No. L-8 – “A By-Law to Regulate the Use of Swimming Pools” – be given Second Reading – Reading in its Entirety. **CARRIED**

**BY-LAW NO. S – 8.1 - A BY-LAW RESPECTING THE HOUSING OF FARM ANIMALS – SECOND READING – READING IN ITS ENTIRETY**

Moved by Councillor Williams

Seconded by Councillor Tinker

**64/09 THAT** By-Law No. S – 8.1: “A By-Law Respecting the Housing of Farm Animals” – be given Second Reading – Reading in its Entirety.

The CAO advised Council that he recently met with Ted Moore, former Town Treasurer, at the request of Mr. Moore, who has concerns with the above-noted by-law. The CAO suggested an ad hoc committee be formed, prior to Second Reading, in order to review the economic self-sufficiency of the Town, with a goal of recognizing it to be a model of an environmentally friendly community.

It was agreed by Council that Mr. Moore should act as Chair of such committee, with the CAO being a member, along with other members recommended by the Chair and approved by Council.

XII. CONTINUING BUSINESS

No continuing business.

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XIII. NEW BUSINESS

1. CAO REPORT – The Chief Administrative Officer reviewed with Council his report dated 16 March 2009.
2. RCMP REPORT – received for information.
3. CAO

**STRATEGIC PLAN: STATUS OF SPECIFIC INITIATIVES** – Memo from CAO dated 9 March 2009 received for information.

**CHEQUE REGISTER:**

**PAID BILLS**

Moved by Councillor Williams  
Seconded by Councillor Tinker

**65/09 THAT** paid bills in the amount of \$1,228,183.68 (one million, two hundred and twenty-eight thousand, one hundred and eighty-three dollars and sixty-eight cents) be ratified. **CARRIED**

**PAID BILL: CONFLICT – THE TIDE**

Moved by Councillor Williams  
Seconded by Deputy Mayor Maxwell

**66/09 THAT** the paid bill (cheque #3844) in the amount of \$224.76 (two hundred and twenty-four dollars and seventy-six cents) for The Tide be ratified. **CARRIED**

**RE-APPOINTMENTS – ST. CROIX PUBLIC LIBRARY**

Moved by Deputy Mayor Maxwell  
Seconded by Councillor Toumishey

**67/09 THAT** Kenneth Jenkins and Frances Megilley be re-appointed to the Board of Trustees of the St. Croix Public Library for a three (3) year term retroactive to February 1, 2009 and expiring January 31, 2012; and that Roderick Roy be re-appointed to the Board of Trustees of the St. Croix Public Library for a one (1) year term retroactive to February 1, 2009 and expiring on January 31, 2010.

**CARRIED**

**RE-APPOINTMENT - CHARLOTTE COUNTY HOSPITAL FOUNDATION, INC.**

Moved by Councillor Williams  
Seconded by Deputy Mayor Maxwell

**68/09 THAT** Richard Purcell be re-appointed to the Board of Trustees of the Charlotte County Hospital Foundation, Inc. for a three year term commencing May 1, 2009 and expiring April 30, 2012. **CARRIED**

**VACANCY OF COUNCILLOR – TOWN OF ST. STEPHEN**

Moved by Councillor Tinker  
Seconded by Councillor Williams

- 69/09 THAT** the Council of the Town of St. Stephen declares a vacancy for the position of Councillor as governed by Sections 33(7), 34(1)(b) and 35(1) of the *Municipalities Act*, such vacancy having resulted from the resignation of Councillor John Quartermain of the Town of St. Stephen effective March 9, 2009. **CARRIED**

**VACANCY OF COUNCILLOR – TOWN OF ST. STEPHEN**

Moved by Councillor Williams  
Seconded by Councillor Tinker

- 70/09 THAT** the Council of the Town of St. Stephen declares a vacancy for the position of Councillor as governed by Sections 33(7), 34(1)(b) and 35(1) of the *Municipalities Act*, such vacancy having resulted from the resignation of Councillor Ken Parker of the Town of St. Stephen effective March 16, 2009. **CARRIED**

**APPLICATION TO THE MUNICIPAL CAPITAL BORROWING BOARD**

Moved by Councillor Tinker  
Seconded by Councillor Toumishey

- 71/09 THAT** the Council of the Town of St. Stephen approves submission of an application to the Municipal Capital Borrowing Board in the amount of \$1,200,000 (one million, two hundred dollars), plus non-recoverable HST, appropriate interim financing charges if any, and appropriate short term financing for the portion to be paid by the Building Canada Fund – Combined Sewer Overflows project. **CARRIED**

**BUILDING CANADA FUND (BCF) APPLICATION**

Moved by Councillor Williams  
Seconded by Deputy Mayor Maxwell

- 72/09 THAT** the Council of the Town of St. Stephen approves the submission of an application to the Building Canada Fund for the construction of a Civic Centre for the Town of St. Stephen and Charlotte County. **CARRIED**

4. **PLANNING & PRIORITIES COMMITTEE**

No items this month.

5. **FINANCE & ADMINISTRATION COMMITTEE**

No items this month.

6. **PUBLIC SAFETY & ENVIRONMENT COMMITTEE**

No items this month.

7. COMMUNITY SERVICES COMMITTEE

**RESCINDING OF MOTION (JOHN HOWARD SOCIETY OF CHARLOTTE COUNTY, INC. – LAND AGREEMENT)**

Moved by Councillor Williams

Seconded by Councillor Tinker

**73/09 THAT** Resolution #57/09 as stated in the Minutes of February 23, 2009, which reads:

**THAT** the Council of the Town of St. Stephen authorizes the Mayor and Town Clerk to enter into an agreement with the John Howard Society of Charlotte County, Inc., granting a portion of Town-owned land, known as PID # 15162688, to be used for the purposes of a home of safety for females between the ages of 16 and 24 in the hopes of reducing the level of homelessness in the Charlotte County area, conditional upon commencement of the project within three (3) years or apply for an extension, and upon a change of purpose, the land reverts to the Town.

**AND FURTHER THAT** the Town solicitor will draft all the necessary legal documentation, and all legal costs involved will be the responsibility of the John Howard Society of Charlotte County, Inc. **CARRIED**

be rescinded effective immediately. **CARRIED**

8. PLANNING ADVISORY COMMITTEE

No items this month.

XIV. REPORTS OF MAYOR AND COUNCILLORS

Mayor Purcell

- Thanked the CAO and his staff for their work involved in receiving Federal and Provincial funding for various infrastructure projects.

Deputy Mayor Maxwell

- Attended an Arena Board meeting.
- Attended Civil Centre meetings.
- Attended several birthday parties.
- Attended several funerals.

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- Stated that the two Councillors who resigned will be missed with Ken's many years of Council experience, and suggested John would have made a good Councillor.

Councillor Williams

- Attended a number of meetings.
- Reiterated his comments from last month how pleased he is that the third bridge is reality.
- Stated he will miss John but suggested that he made the right decision for himself.
- Suggested that members of Council and the community should encourage people to run in the upcoming by-elections who they feel would do a good job for their community.

Councillor Toumishey

- Very pleased with Federal and Provincial funding for various infrastructure projects, and in particular, noted how prepared people were to make the Civic Centre a shovel ready project, which indicates people can respond when the opportunity arises.
- Thanked the CAO for his indispensable efforts in making the Civic Centre a shovel ready project.
- Stated that John Quartermain and Ken Parker will be missed.
- Considers it an honour to be on Council and encourages people in the community to run in the upcoming by-elections.

Councillor Tinker

- Enjoyed working with John Quartermain and Ken Parker; respects their decisions and wished them well.
- Congratulated Councillor Toumishey, Chair of Planning & Priorities, for his Committee's draft action plan for economic development of the community.
- Glad a future Economic Development Plan will be produced which could be beneficial to families who are struggling with job lay-offs.
- Stated that the chosen location for the Civic Centre should be great for downtown development.
- Pleased with the Federal and Provincial funding for various infrastructure projects.

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XV. QUESTION PERIOD

There were no questions.

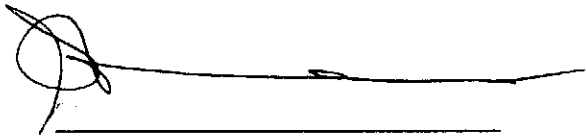
XVI. ADJOURNMENT

**ADJOURNMENT**

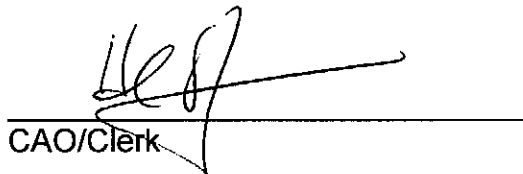
Moved by Councillor Tinker

Seconded by Councillor Williams

**74/09 THAT the meeting adjourn at 8:25 p.m. CARRIED**



Mayor



CAO/Clerk