

TOWN OF ST. STEPHEN
REGULAR COUNCIL
73 MILLTOWN BLVD., SUITE 112
APRIL 19, 2010 @ 7:00 P.M.

1. PRAYER
2. RECORDING OF ATTENDANCE

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

ABSENT: Councillor Robert Tinker

3. APPROVAL OF AGENDA

AGENDA

Moved by Deputy Mayor Maxwell

Seconded by Councillor Williams

65/10

THAT the Agenda be approved as circulated. **CARRIED**

4. CONFLICT OF INTEREST

No conflicts of interest declared.

5. READING OF PETITIONS/PRESENTATIONS/PROCLAMATIONS

- (a) Teed Saunders Doyle & Co. – Peter Logan, Auditor, presented the 2009 financial statements.

Peter Logan commended the Treasurer and staff for their preparation and Mayor Purcell extended sincere gratitude to the Treasurer for a clean audit.

- (b) May – Community Pride Month - Proclamation

Mayor Purcell proclaimed the month of May as Community Pride Month:

WHEREAS St. Stephen was settled by hardy people and developed by enterprising business men and women, and

WHEREAS, from the earliest days the St. Croix River defined St. Stephen as a border community with Calais, Maine and is now the busiest border crossing in Atlantic Canada, and

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WHEREAS the Town, incorporated in 1871, is an historic community with spacious homes and tree lined streets, museums and fine shops, flower adorned parks and spectacular views of the St. Croix River, and

WHEREAS the residents and businesses of the Town of St. Stephen are known for their hospitality and friendliness, and are proud of the Town's rich heritage, and

WHEREAS the Town Pride Campaign will do much to enhance the appearance of our Town by incorporating our local Townspeople, businesses and groups to volunteer their time to participate in various projects such as litter pickup, painting, repair and general cleanup of all the community including Town parks, and

WHEREAS the dedication and commitment of our Townspeople in keeping St. Stephen a vital, picturesque, progressive community exemplifies the true spirit of our Town,

THEREFORE, I, G. L. (Jed) Purcell, Mayor of the Town of St. Stephen, do hereby proclaim the month of May 2010 to be Community Pride Month.

6. NOTICES OF MOTIONS

No notices of motions.

7. APPROVAL OF COUNCIL MINUTES

REGULAR COUNCIL MEETING

Moved by Councillor Donovan

Seconded by Councillor Copeland

66/10 **THAT** the Minutes of the Regular Council meeting held on March 15, 2010 be approved as circulated. **CARRIED**

SPECIAL COUNCIL MEETING

Moved by Deputy Mayor Maxwell

Seconded by Councillor Copeland

67/10 **THAT** the Minutes of the Special Council meeting held on April 7, 2010 be approved as circulated. **CARRIED**

8. ACCOUNTS

PAID BILLS

Moved by Councillor Williams

Seconded by Councillor Toumishey

68/10 **THAT** the paid bills in the amount of \$745,095.10 (seven hundred and forty-five thousand, ninety-five dollars and ten cents) be ratified. **CARRIED**

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**PAID BILLS: CONFLICT – CHARLOTTE COUNTY CHEVROLET PONTIAC
BUICK GMC LTD.**

Moved by Councillor Williams
Seconded by Deputy Mayor Maxwell

- 69/10 **THAT** the paid bills (Cheque #6102 for \$42,957.77; Cheque #6112 for \$296.01; and Cheque #1816 for \$1,584.39) in the amount of \$44,838.17 (forty-four thousand, eight hundred and thirty-eight dollars and seventeen cents) for Charlotte County Chevrolet Pontiac Buick GMC Ltd. be ratified. **CARRIED**

9. **COMMUNICATIONS**

COMMUNICATION FOR INFORMATION FILE

Moved by Councillor Donovan
Seconded by Councillor Williams

- 70/10 **THAT** Communication for Information, note and file, be adopted. **CARRIED**

COMMUNICATION FOR ACTION

No communication for action.

10. **APPROVAL OF COMMITTEE MINUTES**

COMMITTEE OF COUNCIL

Moved by Deputy Mayor Maxwell
Seconded by Councillor Copeland

- 71/10 **THAT** the Minutes of the Committee of Council meeting held on March 15, 2010 be approved as circulated. **CARRIED**

COMMITTEE OF COUNCIL

Moved by Councillor Williams
Seconded by Councillor Donovan

- 72/10 **THAT** the Minutes of the Committee of Council meeting held on March 25, 2010 be approved as circulated. **CARRIED**

COMMITTEES MEETING

Moved by Deputy Mayor Maxwell
Seconded by Councillor Williams

- 73/10 **THAT** the Minutes of the Committees meeting – Planning & Priorities; Public Safety & Environment; Finance & Administration; and Community Services held on April 7, 2010 be approved as circulated. **CARRIED**

COMMITTEE OF COUNCIL

Moved by Councillor Williams
Seconded by Councillor Donovan

- 74/10 **THAT** the Minutes of the Committee of Council meeting held on April 14, 2010 be approved as circulated. **CARRIED**

11. STAFF REPORTS

STAFF REPORTS

Moved by Deputy Mayor Maxwell
Seconded by Councillor Copeland

- 75/10 **THAT** the following staff reports for the month of March 2010 be adopted: Treasurer; Director of Operations; Director, Parks & Recreation; Fire Chief; By-Law Enforcement Officer; and Development Officer. **CARRIED**

12. UNFINISHED BUSINESS

No unfinished business.

13. CONSIDERATION OF BY-LAWS

BY-LAW NO. L-1.1 - "A BY-LAW TO REGULATE THE USE OF PUBLIC PARKS" – SECOND READING – READING IN ITS ENTIRETY

Moved by Councillor Toumishey
Seconded by Councillor Williams

- 76/10 **THAT** By-Law No. L-1.1: "A By-Law to Regulate the Use of Public Parks" – be given Second Reading – Reading in its Entirety. **CARRIED**

BY-LAW NO. S - 5.1 - "A BY-LAW TO AMEND A BY-LAW RESPECTING FIRE PREVENTION" – FIRST READING – SHORT TITLE ONLY

Moved by Councillor Donovan
Seconded by Councillor Williams

- 77/10 **THAT** By-Law No. S -5.1: "A By-Law to Amend a By-Law Respecting Fire Prevention" – be given First Reading – Short Title Only. **CARRIED**

14. NEW BUSINESS

2009 AUDIT

Moved by Councillor Williams
Seconded by Deputy Mayor Maxwell

- 78/10 **THAT** the 2009 Audit as presented by the Town of St. Stephen's Auditors, Teed Saunders Doyle & Co. be approved. **CARRIED**

SIGNAGE – MADD CHARLOTTE COUNTY, NB

Moved by Councillor Donovan
Seconded by Councillor Williams

- 79/10 **THAT** the Council of the Town of St. Stephen accepts the donation of four (4) signs from MADD Charlotte County with respect to its "Call 911" campaign, and such signs to be erected within the Town limits by the Public Works Department. **CARRIED**

SUPPORT - HEALTH AND WELLNESS

Moved by Councillor Williams

Seconded by Deputy Mayor Maxwell

80/10 **THAT** the Council of the Town of St. Stephen unanimously directs the CAO/Clerk to prepare a letter requesting the Province of New Brunswick approve the allocation of a nurse practitioner – permanent position – in the community of St. Stephen.

FURTHER THAT the CAO/Clerk is directed to advise the Province that the Town of St. Stephen is prepared to assist with relocation expenses and temporary accommodations to support a successful transit of a doctor and nurse practitioner to our community.

AND FURTHER THAT the CAO/Clerk is also directed to review and recommend office space opportunities that can facilitate and operate a Health and Wellness Centre. **CARRIED**

MONITORING PLAN – MAXWELL CROSSING

Moved by Councillor Williams

Seconded by Councillor Copeland

81/10 **THAT** the Council of the Town of St. Stephen approves proceeding with the monitoring plan at Maxwell Crossing as outlined in the Director of Operations' memo dated March 22, 2010 with an estimated total cost of \$37,110.00 (thirty-seven thousand, one hundred and ten dollars) over 2010 and 2011, in order to assist with the design of an expected future water treatment plant, and funding for the plan will be from the Water and Sewerage Capital Reserve Fund.

CARRIED

SELF-CONTAINED BREATHING APPARATUS UNITS

Moved by Councillor Williams

Seconded by Deputy Mayor Maxwell

82/10 **THAT** the Council of the Town of St. Stephen authorizes the unbudgeted expenditure of \$18,712.80 (eighteen thousand, seven hundred and twelve dollars and eighty cents), plus freight, for the purchase of four (4) self-contained breathing apparatus units for the St. Stephen Fire Department. **CARRIED**

FIRE DEPARTMENT - COMMERCIAL CREDIT APPLICATION

Moved by Councillor Williams

Seconded by Councillor Toumishey

83/10 **THAT** the Council of the Town of St. Stephen authorizes the Mayor and Clerk to sign a commercial credit application between the Town and Acklands-Grainger Inc. in order to process any future purchases of the Fire Department from the said company. **CARRIED**

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TRANSFER FROM THE GENERAL CAPITAL RESERVE FUND

Moved by Councillor Williams
Seconded by Deputy Mayor Maxwell

- 84/10** **THAT** the amount of \$39,335.96 (thirty-nine thousand, three hundred and thirty-five dollars and ninety-six cents) be transferred from the General Capital Reserve Fund to the General Capital Fund for a new 2010 ¾ ton 4x4 heavy duty long wheel base truck with plow. **CARRIED**

ST. STEPHEN WRESTLING CLUB

Moved by Councillor Williams
Seconded by Deputy Mayor Maxwell

- 85/10** **THAT** the Council of the Town of St. Stephen authorizes an expenditure of \$1,000.00 (one thousand dollars) to the St. Stephen Wrestling Club in sponsorship of the Saturday athletes meal during the Canada East Youth Wrestling Championship to be held in St. Stephen from May 7 – 9, 2010. **CARRIED**

APPOINTMENT – ST. CROIX PUBLIC LIBRARY

Moved by Deputy Mayor Maxwell
Seconded by Councillor Toumishey

- 86/10** **THAT** Yvette Sawyer be appointed to the Board of Trustees of the St. Croix Public Library for a three year term retroactive to February 1, 2010 and expiring January 31, 2013. **CARRIED**

OFFER TO PURCHASE – GRANVILLE PARK

Moved by Councillor Williams
Seconded by Deputy Mayor Maxwell

- 87/10** **THAT** the Council of the Town of St. Stephen authorizes the Mayor and Town Clerk to enter into an Offer to Purchase with Disher Enterprises Inc. and Hill's Point Holdings Ltd. to purchase Town-owned land known as Property Identifier No. 15051394 (Granville Park) for the purpose of the construction of apartment style housing for seniors.
AND FURTHER THAT the Council of the Town of St. Stephen makes no commitment whatsoever, nor holds any opinion, respecting the outcome of the re-zoning process. The acceptance of this offer does not relieve the purchaser of compliance with all applicable laws, including Town By-Laws, and the execution of a development agreement if the Town deems it necessary. **CARRIED**

**ADDITIONAL WORK ON TENDER: STORM WATER SEPARATION
(QUEENSWAY AND PLEASANT STREET) – PROJECT NO. 046-180**

Moved by Councillor Toumishey
Seconded by Deputy Mayor Maxwell

- 88/10** **THAT** the cost of additional work of \$130,548.85 (one hundred and thirty thousand, five hundred and forty-eight dollars and eighty-five cents), including HST, in the tender previously awarded (Resolution #164/09) to Hazen Thomas &

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Sons Contracting Ltd. of Fredericton, NB, for Storm Water Separation (Queensway and Pleasant Street) be accepted. **CARRIED**

AWARDING OF TENDER: STORM WATER SEPARATION (RIVERSIDE DRIVE) – PROJECT NO. 09-2732

Moved by Councillor Toumishey
Seconded by Councillor Copeland

- 89/10** **THAT** of the five (5) tenders received, the low tender of \$1,488,336.49 (one million, four hundred and eighty-eight thousand, three hundred and thirty-six dollars and forty-nine cents), including HST, from Hazen Thomas & Sons Contracting Ltd. of Fredericton, NB for Storm Water Separation (Riverside Drive) be accepted. **CARRIED**

RE-APPOINTMENTS - CHARLOTTE COUNTY HOSPITAL FOUNDATION, INC.

Moved by Councillor Williams
Seconded by Councillor Donovan

- 90/10** **THAT** Steven Backman, John Stewart, Richard MacMillan and Dorothy Hyslop be re-appointed to the Board of Trustees of the Charlotte County Hospital Foundation, Inc. for a three year term commencing May 1, 2010 and expiring April 30, 2013. **CARRIED**

APPOINTMENT - CHARLOTTE COUNTY HOSPITAL FOUNDATION, INC.

Moved by Deputy Mayor Maxwell
Seconded by Councillor Williams

- 91/10** **THAT** Samantha Kinney be appointed to the Board of Trustees of the Charlotte County Hospital Foundation, Inc., for a three year term commencing May 1, 2010 and expiring April 30, 2013, filling the vacancy left by the retirement of Linda Lowe. **CARRIED**

15. **REPORTS OF MAYOR AND COUNCILLORS**

Councillor Copeland

- Attended numerous Town meetings.
- Attended and enjoyed his first strategic planning session and is pleased with the potential opportunities for the Town.

Councillor Toumishey

- Thanked the CAO for facilitating the strategic planning session and very much looks forward to public involvement in order to assist with the future economic development of the Town.
- As Chair of the Community Services Committee reiterated that two items on the recent Committee agenda: (i) no smoking: public parks; and (ii)

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bicycle racks were suggestions from citizens and encourages the public to get more involved.

Councillor Williams

- Further to Councillor Toumishey's comment, stated that bicycle racks are very practical.
- Stated that the strategic planning session was well run and echoed Councillor Toumishey's comments that he welcomes public involvement.
- Stated that the Charlotte County Museum will be closed this season, and advised that he has been approached by two individuals who would be interested in becoming board members, and was very pleased with the public interest.
- Very disappointed with the *Courier's* new Editor's comments against the Mayor with respect to the upcoming Atlanticade event, and suggested that he check his facts in the future for accuracy.

Councillor Donovan

- Attended the Portage Atlantic's community breakfast held at the Fairmount Algonquin, an organization dedicated to the rehabilitation of substance abusers; and stated how sad it is that such an organization is needed, but certainly pleased that it exists.
- Referred to the upcoming Atlanticade event and suggested the public use the word "motorcyclist", rather than "biker", which has a negative connotation.

Deputy Mayor Maxwell

- Attended numerous Town meetings.
- Enjoyed the strategic planning session that the CAO facilitated.
- Attended the Acadian Coach Lines hearing at the Milltown Legion.
- Attended a Planning Advisory Committee meeting.
- Attended a joint meeting with Calais/St. Stephen Mayors, two members of each Council, the City Manager and Chief Administrative Officer.
- Attended the Premier's update in St. George with respect to the twinning of the highway.
- Attended the Portage Atlantic's community breakfast held at the Fairmount Algonquin, and stated that if just one girl or boy can be rehabilitated, then the program is worthwhile.

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Mayor Purcell

- Attended the Acadian Coach Lines hearing at the Milltown Legion, and the CAO and General Manager of Development St. Stephen attended the hearing the next day in Fredericton.
- Attended a Team Charlotte meeting comprising of all Mayors in the County.
- Attended the Premier's update in St. George with respect to the twinning of the highway.
- Attended the official launch of Cross-Border Higher Education Partnership (CHEP), a partnership of New Brunswick Community College – St. Andrews, St. Stephen's University and Washington County Community College.
- Enjoyed the strategic planning session that the CAO facilitated.

The CAO, at the request of Mayor Purcell, advised that the strategic planning session was based on the SWOT analysis (Strengths, Weaknesses, Opportunities and Threats) which helps to focus on planning and categorizing priorities for the operational plan, and each department head will be responsible for his/her own operational plan as it relates to the existing strategic plan.

16. QUESTION PERIOD

Gerald Disher, Disher Enterprises Inc., one of the developers who approached the Town to possibly purchase Granville Park clarified with Council that he had been misquoted in a recent article in the *Courier*, and stated that he had spoken with some of the neighbours near Granville Park, but not all of the neighbours which the newspaper article had implied.

17. ADJOURNMENT

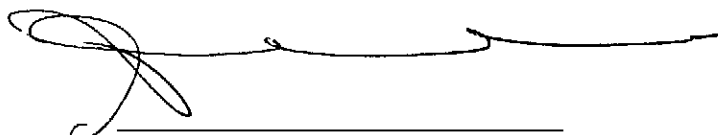
ADJOURNMENT

Moved by Deputy Mayor Maxwell


Seconded by Councillor Williams

92/10

THAT the meeting adjourn at 8:25 p.m. CARRIED



Mayor



CAO/Clerk