

TOWN OF ST. STEPHEN
REGULAR COUNCIL
73 MILLTOWN BLVD., SUITE 112
MAY 16, 2011 @ 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, Robert Tinker, Jeremy Copeland and Gavin Toumishey; CAO John Ferguson; and, Town Clerk Joan Flewelling.

3. APPROVAL OF AGENDA

AGENDA

Moved by Deputy Mayor Maxwell

Seconded by Councillor Copeland

105/11

THAT the Agenda be approved with one addition: (i) Fundraising Road Toll – Charlotte County Animal Shelter be added under 14. NEW BUSINESS.

CARRIED

4. CONFLICT OF INTEREST

Councillor Donovan declared a conflict of interest and left Council Chambers at 7:05 p.m. and returned at 7:06 p.m.

5. READING OF PETITIONS/PRESENTATIONS/PROCLAMATIONS

(a) Disability Awareness Week - Proclamation

Mayor Purcell proclaimed the week of May 29 – June 4, 2011 as Census Week:

WHEREAS, the municipality of St. Stephen, New Brunswick, is committed to assisting citizens with disabilities to participate fully in the resources of our community; and

WHEREAS, many persons living with disabilities face barriers in the areas of employment, access to information, transportation, housing, education, recreation, and other disability-related supports; and

WHEREAS, we believe that more citizens with disabilities should have the chance to access appropriate disability related supports to improve their opportunities in New Brunswick; and

WHEREAS, we support the theme

“Yes We Can!”;

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NOW THEREFORE BE IT KNOWN THAT I, G. L. (Jed) Purcell, Mayor of the Town of St. Stephen, do hereby request the citizens of St. Stephen to join with our Council in recognizing persons with disabilities and their role in our community by the observance of Disability Awareness Week, May 29th to June 4th, 2011.

6. NOTICES OF MOTIONS

No notices of motions.

7. APPROVAL OF COUNCIL MINUTES

PUBLIC HEARING OF OBJECTIONS – PROPOSED MUNICIPAL PLAN BY-LAW AND ZONING BY-LAW

Moved by Councillor Tinker

Seconded by Councillor Donovan

106/11 **THAT** the Minutes of the Public Hearing of Objections with respect to By-Law No. M-1, being the proposed Municipal Plan By-Law and By-Law No. Z-1, being the proposed Zoning By-Law held on April 18, 2011 be approved as circulated.

CARRIED

REGULAR COUNCIL MEETING

Moved by Councillor Williams

Seconded by Councillor Tinker

107/11 **THAT** the Minutes of the Regular Council meeting held on April 26, 2011 be approved as circulated. **CARRIED**

8. ACCOUNTS

STATEMENTS OF REVENUE AND EXPENDITURE

Moved by Deputy Mayor Maxwell

Seconded by Councillor Williams

108/11 **THAT** the Statements of Revenue and Expenditure for both the General Operating Fund and Water and Sewerage Operating Fund to March 31, 2011 be received. **CARRIED**

PAID BILLS

Moved by Councillor Tinker

Seconded by Councillor Donovan

109/11 **THAT** the paid bills in the amount of \$662,409.63 (six hundred and sixty-two thousand, four hundred and nine dollars and sixty-three cents) be ratified.

CARRIED

PAID BILL: CONFLICT – SELDON SMITH & SONS LIMITED

Moved by Deputy Mayor Maxwell
Seconded by Councillor Tinker

- 110/11 **THAT** the paid bill (Cheque #8161) in the amount of \$62.15 (sixty-two dollars and fifteen cents) for Seldon Smith & Sons Limited be ratified. **CARRIED**

9. **COMMUNICATIONS**

COMMUNICATION FOR INFORMATION FILE

Moved by Councillor Tinker
Seconded by Councillor Williams

- 111/11 **THAT** Communication for Information, note and file, be adopted. **CARRIED**

COMMUNICATION FOR ACTION

No communication for action.

10. **APPROVAL OF COMMITTEE MINUTES**

COMMITTEES MEETING

Moved by Councillor Tinker
Seconded by Councillor Williams

- 112/11 **THAT** the Minutes of the Committees meeting – Public Safety & Environment; Planning & Priorities; Community Services; and Finance & Administration held on May 4, 2011 be approved as circulated. **CARRIED**

11. **STAFF REPORTS**

STAFF REPORTS

Moved by Deputy Mayor Maxwell
Seconded by Councillor Williams

- 113/11 **THAT** the following staff reports for the month of April 2011 be adopted: Treasury Department; Public Works Department; Department of Parks, Recreation and Property Management; Fire Department; Department of By-Laws and Building Inspection; and Development Office. **CARRIED**

12. UNFINISHED BUSINESS

**RESCINDING OF RESOLUTION (BY-LAW NO. Z-1 – ZONING BY-LAW –
SECOND READING – SECTION NUMBERS ONLY)**

Moved by Councillor Tinker

Seconded by Councillor Williams

114/11 **THAT** Resolution #84/11 as stated in the Minutes of April 26, 2011, which reads

THAT the following motion be deferred until such time as a joint meeting of Council and the Planning Advisory Committee has been held.

THAT By-Law No. Z-1 – being the “Town of St. Stephen Zoning By-Law” which will repeal the existing By-Law No. Z-1, being the “Town of St. Stephen Zoning By-Law” – be given Second Reading – Section Numbers Only. **CARRIED**

be rescinded effective immediately. **CARRIED**

13. CONSIDERATION OF BY-LAWS

**BY-LAW NO. M-1 – MUNICIPAL PLAN BY-LAW – THIRD AND FINAL
READING – SHORT TITLE ONLY**

Moved by Councillor Tinker

Seconded by Councillor Donovan

115/11 **THAT** By-Law No. M-1, being the “Town of St. Stephen Municipal Plan By-Law” which will repeal the existing By-Law No. M-1, being the “Town of St. Stephen Municipal Plan By-Law” – be given Third and Final Reading – Short Title Only.

Councillor Williams voting in favour of the motion.

Councillor Copeland voting in favour of the motion.

Councillor Donovan voting in favour of the motion.

Councillor Toumishey voting in favour of the motion.

Councillor Tinker voting in favour of the motion.

Deputy Mayor Maxwell was removed from voting due to his absence from the Public Hearing of Objections.

CARRIED

BY-LAW NO. Z-1 – ZONING BY-LAW – SECOND READING – SECTION NUMBERS ONLY

Moved by Councillor Tinker

Seconded by Councillor Williams

11611 **THAT** By-Law No. Z-1 – being the “Town of St. Stephen Zoning By-Law” which will repeal the existing By-Law No. Z-1, being the “Town of St. Stephen Zoning By-Law” – be given Second Reading – Section Numbers Only.

Councillor Williams voting in favour of the motion.

Councillor Copeland voting in favour of the motion.

Councillor Donovan voting in favour of the motion.

Councillor Toumishey voting in favour of the motion.

Councillor Tinker voting in favour of the motion.

Deputy Mayor Maxwell was removed from voting due to his absence from the Public Hearing of Objections.

CARRIED

BY-LAW NO. Z-1 – ZONING BY-LAW – THIRD AND FINAL READING – SHORT TITLE ONLY

Moved by Councillor Tinker

Seconded by Councillor Copeland

117/11 **THAT** By-Law No. Z-1 – being the “Town of St. Stephen Zoning By-Law” which will repeal the existing By-Law No. Z-1, being the “Town of St. Stephen Zoning By-Law” – be given Third and Final Reading – Short Title Only.

BY-LAW NO. Z-1 – ZONING BY-LAW – THIRD AND FINAL READING – SHORT TITLE ONLY

Moved by Councillor Williams

Seconded by Councillor Tinker

118/11 **THAT** the above-noted motion considering Third and Final Reading, Short Title Only, of By-Law No. Z-1 be deferred until the next Council meeting.

Councillor Williams voting in favour of the motion.

Councillor Tinker voting in favour of the motion.

Councillor Donovan voting against the motion.

Councillor Toumishey voting against the motion.

Councillor Copeland voting against the motion.

Deputy Mayor Maxwell was removed from voting due to his absence from the Public Hearing of Objections.

MOTION DEFEATED

**BY-LAW NO. Z-1 – ZONING BY-LAW – THIRD AND FINAL READING –
SHORT TITLE ONLY**

Moved by Councillor Tinker

Seconded by Councillor Copeland

- 119/11 **THAT** By-Law No. Z-1 – being the “Town of St. Stephen Zoning By-Law” which will repeal the existing By-Law No. Z-1, being the “Town of St. Stephen Zoning By-Law” – be given Third and Final Reading – Short Title Only. **CARRIED**

14. **NEW BUSINESS**

APPROVAL OF DEVELOPMENT ST. STEPHEN EVENT

Moved by Councillor Tinker

Seconded by Councillor Williams

- 120/11 **THAT** the Council of the Town of St. Stephen grants permission to Development St. Stephen to hold the St. Stephen Community Market from 9:00 a.m. to 2:00 p.m. every Friday between May 6th and November 4th, 2011, with additional “special event” market days from 9:00 a.m. to 2:00 p.m. on Monday, May 23rd; Sunday, July 31st; Saturday, August 6th; Sunday, August 7th; and Monday, September 5th, all of which may feature community musicians. **CARRIED**

APPROVAL OF BUSINESS IMPROVEMENT AREA (BIA) EVENTS

Moved by Councillor Donovan

Seconded by Councillor Williams

- 121/11 **THAT** the Council of the Town of St. Stephen grants permission to the Business Improvement Area (BIA) to hold the following four (4) events:
- Community Clean-Up for Pride Month: Thursday, May 12, 2011 from 8:30 a.m. – 1:00 p.m. - “Home Base” at the St. Croix Courier parking lot.
 - Summer Concert Series: Thursday evenings (June 23 – August 18, 2011) from 6:30 p.m. – 8:30 p.m. at the Town Square, with the grand finale on August 25, 2011 from 6:30 p.m. – 9:00 p.m.
 - Canada Day Celebrations: Friday, July 1, 2011 from 11:00 a.m. – 3:00 p.m. at the Town Square.
 - NB Day Celebration: Monday, August 1, 2011 from 6:30 p.m. – 8:30 p.m. at the Town Square. **CARRIED**

RE-APPOINTMENT - SOUTH WEST SOLID WASTE COMMISSION BOARD

Moved by Councillor Williams

Seconded by Councillor Tinker

- 122/11 **THAT** Frank Godsoe be re-appointed as the Town of St. Stephen’s representative to serve on the Board of the South West Solid Waste Commission, for a three (3) year term, from September 1, 2011 and expiring on August 31, 2014. **CARRIED**

RE-APPOINTMENTS – ST. CROIX PUBLIC LIBRARY BOARD

Moved by Councillor Tinker
Seconded by Councillor Williams

- 123/11 **THAT** Mary Hill be re-appointed to the Board of Trustees of the St. Croix Public Library for a two (2) year term effective June 1, 2011 and expiring May 31, 2013; and that Diana Boyd be re-appointed to the Board of Trustees of the St. Croix Public Library for a three (3) year term effective June 1, 2011 and expiring May 31, 2014. **CARRIED**

PARK BENCHES – BUSINESS IMPROVEMENT AREA (BIA)

Moved by Councillor Williams
Seconded by Councillor Donovan

- 124/11 **THAT** the Council of the Town of St. Stephen agrees with the Business Improvement Area's request for assistance to repair park benches up to an unbudgeted cost of \$4,000.00 (four thousand dollars). **CARRIED**

OLD TOWN HALL BUILDING – DEHUMIDIFIERS

Moved by Councillor Donovan
Seconded by Councillor Copeland

- 125/11 **THAT** the Council of the Town of St. Stephen approves the expenditure to a maximum of \$7,000.00 (seven thousand dollars) for the purchase and placement of two (2) industrial dehumidifiers in the old Town Hall building, 34 Milltown Boulevard. Funding of the dehumidifiers will be from amounts previously budgeted to be transferred in 2011 to the General Capital Reserve for Town Hall renovations. **CARRIED**

DEMOLITION OF BUILDING – FORMER TREATMENT PLANT – MILLTOWN HEIGHTS

Moved by Councillor Copeland
Seconded by Councillor Donovan

- 126/11 **THAT** the Council of the Town of St. Stephen authorizes the demolition of the Town-owned building located at the former Treatment Plant, Milltown Heights, and known as PID # 01311950. **CARRIED**

JOB DESCRIPTION – HORTICULTURIST

Moved by Councillor Williams
Seconded by Councillor Tinker

- 127/11 **THAT** the Council of the Town of St. Stephen accepts the following Horticulturist Job Description and the position will be posted to the Canadian Union of Public Employees (CUPE) Local Union No. 770:

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SUMMARY

This is professional work in the field of ornamental horticulture. Methods of performing tasks are usually left to the judgment of the employee. Work is performed under general direction and is reviewed upon completion.

DUTIES AND RESPONSIBILITIES

Responsible for the selection, ordering, planting, and maintenance of trees, shrubs, ground covers, and turf grasses.

Plans and designs annual and perennial flower beds.

Trains and supervises personnel in the proper methods and techniques of planting ornamental plants.

Trains and supervises personnel in the techniques of pruning, wound dressing, cavity repair, and the cabling and bracing of trees and shrubs.

Prepares orders for and maintains records of various types of plants and seeds.

Inventories, maps, and labels trees and shrubs for instructional and maintenance purposes.

Assists in the preparation of maintenance programs for the control of plant diseases and insects.

Prepares fertilizer programs for various types of plants.

Performs related duties as required.

EDUCATION AND EXPERIENCE

Graduation from an accredited college or university in a Horticulture curriculum and a minimum of two years experience related to this class of work; or any equivalent combination of training and experience.

KNOWLEDGE, SKILLS AND ABILITIES

Thorough knowledge of ornamental horticulture in all phases.

Thorough knowledge of plant propagation and culture.

Knowledge of the principles of supervision.

Knowledge of the elementary principles of landscaping.

Ability to supervise the work of others.

RATE OF PAY

This is a regular part-time Union 770 position based on approximately 39 weeks per year between April and November with a rate of pay of \$22.95 per hour.

CARRIED

FUNDRAISING ROAD TOLL – CHARLOTTE COUNTY ANIMAL SHELTER

Moved by Councillor Tinker

Seconded by Councillor Williams

128/11

THAT the Council of the Town of St. Stephen approves the request from the Charlotte County Animal Shelter to hold a fundraising road toll at the corner of Marks and Union Streets on Saturday, June 18, 2011 between the hours of 9:00 a.m. and 7:00 p.m., with a rain date of Saturday, June 25, 2011 between the hours of 9:00 a.m. and 7:00 p.m. **CARRIED**

15. **REPORTS OF MAYOR AND COUNCILLORS**

Councillor Copeland

- Attended the Public Hearing of Objections on the proposed Municipal Plan By-Law and Zoning By-Law.

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- Attended a Civic Center meeting.
- Attended Wood & Wardrobe re-openings.
- Noted the area above the Wood & Wardrobe which was home to the first basketball game is great and hopefully could be restored.
- Attended a public consultation on local governance at the Bayside Community Centre hosted by the Minister of Local Government.
- Attended the grand opening of Apple Auto Glass.
- Attended Sobeys' grand re-opening.

Councillor Tinker

- Attended the Public Hearing of Objections on the proposed Municipal Plan By-Law and Zoning By-Law.
- Attended various Town meetings.
- Attended a meeting with the Mayor and CAO with respect to the new Zoning By-Law, as well as economic development plan.
- Attended the Wood & Wardrobe grand re-opening.

Councillor Williams

- Attended a recent UMN B meeting in Fredericton on behalf of Councillor Tinker.
- Pleased to provide a TV interview with Global on the old basketball court above the Wood & Woodrobe Thrift Shop and the historical value it has to the Town.

Deputy Mayor Maxwell

- Attended various Town meetings.
- Attended Sobeys' grand re-opening.
- Participated in the Charlotte County Animal Shelter fundraiser at Dooly's.
- Attended the recent breakfast with the Provincial Minister of Finance as guest speaker.
- Attended the grand opening of Apple Auto Glass.
- Attended the grand re-opening of the Wood & Wardrobe and hopes the former basketball court above the store can be refurbished at some future point.
- Organized and participated in three cemetery clean ups which involved 240 volunteer hours.

Councillor Donovan

- Attended various Town meetings.
- Attended a Chamber of Commerce luncheon.

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Councillor Toumishey

- Attended various Town meetings.
- Attended openings and grand re-openings of a number of businesses.
- Stated that possible government funding could be provided to assist with the refurbishment of the former basketball court above the Wood & Woodrobe Thrift Shop.
- Deeply moved by the Slave Lake, Alberta fire tragedy and suggested Council look for opportunities of assistance.

Mayor Purcell

- Attended and cut the ribbons at Sobeys' and Wood & Wardrobe's grand re-openings.
- Attended the grand opening of Apple Auto Glass.
- Attended with the CAO a meeting with the Mayor and City Manager of Calais and they are very interested in cross-border involvement.

16. QUESTION PERIOD

There were no questions.


17. ADJOURNMENT

ADJOURNMENT

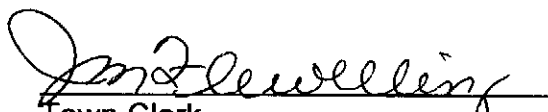
Moved by Councillor Copeland

Seconded by Councillor Tinker

129/11 THAT the meeting adjourn at 7:45 p.m. CARRIED



Mayor



Town Clerk