

TOWN OF ST. STEPHEN
REGULAR COUNCIL
73 MILLTOWN BLVD., SUITE 112
OCTOBER 18, 2010 @ 7:00 P.M.

1. PRAYER
2. 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.

3. APPROVAL OF AGENDA

AGENDA

Moved by Councillor Williams
Seconded by Deputy Mayor Maxwell

205/10

THAT the Agenda be approved with one addition as Item 17 to consider a motion to move into closed session to discuss a financial matter as per Section 10.2(4)(c) of the New Brunswick *Municipalities Act*, and the former Item 17.

ADJOURNMENT becomes 18. **CARRIED**

4. CONFLICT OF INTEREST

No conflicts were declared.

5. READING OF PETITIONS/PRESENTATIONS/PROCLAMATIONS

- (a) Restorative Justice Week
Mayor Purcell proclaimed the week of November 14 – 21, 2010 as Restorative Justice Week:

WHEREAS, in the face of crime or conflict, restorative justice offers a philosophy and approach that views these matters principally as harm done to people and relationships; and

WHEREAS, restorative justice approaches strive to provide support and opportunities for the voluntary participation and communication between those affected by crime and conflict (victims, offenders, community) to encourage accountability, reparation and a movement towards understanding, feelings of satisfaction, healing and a sense of closure; and

WHEREAS, this year's theme for Restorative Justice Week is “**Reflexions Past, Present and Future**”, it is an opportunity to learn about restorative justice,

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educate and celebrate along with other communities across the country during the week.

THEREFORE, I, G. L. (Jed) Purcell, Mayor of the Town of St. Stephen, do hereby proclaim **November 14 - November 21, 2010 as Restorative Justice Week** in the Town of St. Stephen, NB.

- (b) Diabetes Awareness Month and World Diabetes Day
Mayor Purcell proclaimed the month of November 2010 as Diabetes Awareness Month and November 14, 2010 as World Diabetes Day:

WHEREAS Diabetes is a serious condition affecting more than 250 million people worldwide; and,

WHEREAS diabetes is a leading cause of death by disease; and,

WHEREAS more than 9 million Canadians live with diabetes or prediabetes; and,

WHEREAS nearly one in four Canadians either has diabetes or prediabetes; and,

WHEREAS more than 20 people are diagnosed with the disease every hour of every day; and,

WHEREAS there is a great need to raise funds for research into better methods of treatment, and ultimately a cure; and,

WHEREAS the cost of diabetes in Canada is approximately \$12.2 billion and is expected to rise by another \$4.7 billion by 2020; and,

WHEREAS the Canadian Diabetes Association is leading the fight against diabetes by helping people with diabetes live healthy lives while working to find a cure; and,

WHEREAS the Canadian Diabetes Association invites governmental and non-governmental organizations to observe Diabetes Awareness Month and recognize World Diabetes Day in order to raise public awareness of diabetes and its related complications; and,

THEREFORE I, G. L. (Jed) Purcell, Mayor of the Town of St. Stephen, New Brunswick, do hereby proclaim the month of November 2010 as Diabetes Awareness Month and November 14th, 2010 as

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World Diabetes Day in the Town of St. Stephen. I call upon all citizens to combat this disease and its life-threatening complications by familiarizing themselves with the diabetes warning signs, making healthy lifestyle choices and by accessing the best quality of care that St. Stephen provides to its citizens with diabetes.

Dated at St. Stephen, NB, this 18th day of October, 2010.

6. NOTICES OF MOTIONS

No notices of motions.

7. APPROVAL OF COUNCIL MINUTES

REGULAR COUNCIL MEETING

Moved by Councillor Williams

Seconded by Councillor Donovan

206/10 **THAT** the Minutes of the Regular Council meeting held on September 20, 2010 be approved as circulated. **CARRIED**

8. ACCOUNTS

STATEMENTS OF REVENUE AND EXPENDITURE

Moved by Councillor Williams

Seconded by Councillor Donovan

207/10 **THAT** the Statements of Revenue and Expenditure for both the General Operating Fund and Water and Sewerage Operating Fund to August 31, 2010 be received. **CARRIED**

PAID BILLS

Moved by Deputy Mayor Maxwell

Seconded by Councillor Williams

208/10 **THAT** the paid bills in the amount of \$980,263.51 (nine hundred and eighty thousand, two hundred and sixty-three dollars and fifty-one cents) be ratified. **CARRIED**

9. COMMUNICATIONS

COMMUNICATION FOR INFORMATION FILE

Moved by Councillor Donovan

Seconded by Councillor Copeland

209/10 **THAT** Communication for Information, note and file, be adopted. **CARRIED**

COMMUNICATION FOR ACTION

No communication for action.

10. APPROVAL OF COMMITTEE MINUTES

COMMITTEE MEETING

210/10

Moved by Deputy Mayor Maxwell

Seconded by Councillor Tinker

THAT the Minutes of the Committee meeting held on October 6, 2010 be approved as circulated. **CARRIED**

PLANNING ADVISORY COMMITTEE MEETING

Moved by Councillor Copeland

Seconded by Councillor Tinker

211/10

THAT the Minutes of the Planning Advisory Committee meeting held on July 26, 2010 be accepted. **CARRIED**

11. STAFF REPORTS

STAFF REPORTS

Moved by Councillor Williams

Seconded by Councillor Copeland

212/10

THAT the following staff reports for the month of September 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. A-7.5 – A BY-LAW TO AMEND BY-LAW NO. A-7 – “A BY-LAW TO IMPOSE A SPECIAL BUSINESS IMPROVEMENT LEVY” – FIRST READING – SHORT TITLE ONLY

Moved by Councillor Tinker

Seconded by Councillor Williams

213/10

THAT By-Law No. A-7.5 – A By-Law to Amend By-Law No. A-7 – “A By-Law to Impose a Special Business Improvement Levy” be given First Reading – Short Title Only. **CARRIED**

14. NEW BUSINESS

RENAMING OF CHOCOLATE PARK

Moved by Councillor Williams

Seconded by Deputy Mayor Maxwell

214/10 **THAT** the Council of the Town of St. Stephen agrees to rename Chocolate Park to "David Alison Ganong Chocolate Park" retroactive to October 4, 2010.

CARRIED

TRANSFER FROM THE WATER AND SEWERAGE CAPITAL RESERVE FUND

Moved by Councillor Williams

Seconded by Councillor Toumishey

215/10 **THAT** the amount of \$20,000.00 (twenty thousand dollars) be transferred from the Water and Sewerage Capital Reserve Fund to the Water and Sewerage Capital Fund for the construction of a drying bed at the Waste Water Treatment Plant site. **CARRIED**

APPROVAL OF BUSINESS IMPROVEMENT AREA (BIA) EVENTS

Moved by Deputy Mayor Maxwell

Seconded by Councillor Copeland

216/10 **THAT** the Council of the Town of St. Stephen grants permission to the Business Improvement Area (BIA) to hold the following two (2) events:

- Christmas Tree Lighting – Town Square
Friday, November 19, 2010 at 6:00 p.m. – 9:00 p.m.
- Santa Claus Parade – King Street and Milltown Blvd., ending at Main Street)
Saturday, December 4, 2010 at 1:00 p.m.

CARRIED

APPOINTMENT – ST. STEPHEN DEVELOPMENT BOARD

Moved by Deputy Mayor Maxwell

Seconded by Councillor Toumishey

217/10 **THAT** the Council of the Town of St. Stephen recommends to the St. Stephen Chamber of Commerce that Andrew Moffitt be appointed to the St. Stephen Development Board for a three (3) year term retroactive to October 12, 2010.

CARRIED

TIM HORTONS' REQUEST – ENTRANCE FROM QUEEN STREET EAST

Moved by Councillor Williams

Seconded by Councillor Tinker

218/10 **THAT** the Council of the Town of St. Stephen rejects the request from Tim Hortons to extend its exit on to Queen Street East an additional six feet (6') in an easterly direction in order to allow for an entrance from Queen Street East to help alleviate traffic congestion on King Street.

After discussion, it was Moved by Councillor Williams and Seconded by Councillor Tinker that the motion be withdrawn and referred to the next Committee meeting.

**AWARDING OF PROPOSAL – ENVIRONMENTAL ASSESSMENT
(PROPOSED GARCELON CIVIC CENTER SITE)**

Moved by Councillor Williams

Seconded by Councillor Copeland

219/10

THAT of the four (4) proposals received, the proposal of \$24,650.00 (twenty-four thousand, six hundred and fifty dollars and zero cents), plus HST, from Fundy Engineering & Consulting, of Saint John, NB, to carry out an Environmental Assessment under the *Canadian Environmental Assessment Act* of the lands on the proposed Garcelon Civic Center site as contained within PID Numbers 01304237, 01305978, 15055569, 15049141, and 15155716 be approved as an unbudgeted expenditure. **CARRIED**

FUNDRAISING ROAD TOLLS – CHARLOTTE COUNTY ANIMAL SHELTER

Moved by Councillor Tinker

Seconded by Deputy Mayor Maxwell

220/10

THAT the Council of the Town of St. Stephen approves the request from the Charlotte County Animal Shelter to hold two fundraising road tolls simultaneously on Union Street (near the exit from the Kirk McColl church parking lot), and on Queen Street East (near the corner of Princess Street), either on Saturday, October 30, 2010 between the hours of 10:00 a.m. and 4:00 p.m. or Saturday, November 6, 2010 between the hours of 10:00 a.m. and 4:00 p.m. **CARRIED**

15. **REPORTS OF MAYOR AND COUNCILLORS**

Councillor Copeland

- Attended various meetings.

Councillor Tinker

- Commented on two meetings of the Union of Municipalities of New Brunswick (UMNB) Board of Directors and highlighted a few agenda items.
- Congratulated Curtis Malloch, newly elected MLA for Charlotte-Campobello.
- Stated he would like to see the former sewerage lagoon on Budd Avenue cleaned up and turned into a park.

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Councillor Williams

- Reiterated Councillor Tinker's comments with respect to the former sewerage lagoon on Budd Avenue.

With respect to Councillor Tinker's and Councillor Williams' comments on the former sewerage lagoon, the CAO stated that it is used for snow dumping as there is no other location at the present, but an exit strategy will be developed.

- Pleased that meetings have been held and will continue to be held on the draft Municipal Plan.

Deputy Mayor Maxwell

- Attended various Town meetings.
- Attended the annual UMNB conference.
- Attended a Chocolate Museum Operational Committee meeting, and once again, the Committee is raising money for The Volunteer Centre of Charlotte County Inc.

Councillor Donovan

- Attended an Arena Board meeting.
- Attended the Annual Conference of UMNB and found it to be very informative; in particular, the discussion with respect to LED lights and suggested a plan be developed to convert to LED lights.
- Stated that the Community Market, for the first time, will operate inside during the fall and winter months on Saturday from 9:00 a.m. – 12 noon at the Milltown seniors' building.
- In favour of the old sewerage lagoon on Budd Avenue being cleaned up for green space.
- Welcomed the Chief Administrative Officer's family to the Town.

Councillor Toumishey

- Supports green space at the old sewerage lagoon and stated that a definite plan should not be made until Development St. Stephen's overall land development plan is completed.
- Pleased to hear Councillor Donovan's comments with respect to LED lights and suggested that Council should consider motions to promote a sustainable community which would improve the quality of life.

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- Met with Minister Keith Ashfield in Fredericton on the Civic Center project.
- Stated that staff continues to be busy with the confusion caused by Fero, the new garbage contractor, who attempted to change from the negotiated Tuesday pick up only.

16. QUESTION PERIOD

There were no questions.

17. CLOSED SESSION

CLOSED SESSION

Moved by Councillor Tinker

Seconded by Councillor Williams

221/10 **THAT** the Council of the Town of St. Stephen agree to move into closed session to discuss a financial matter as per Section 10.2(4)(c) of the New Brunswick *Municipalities Act*. **CARRIED**

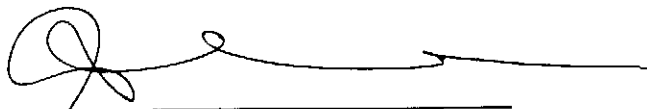
18. ADJOURNMENT

ADJOURNMENT

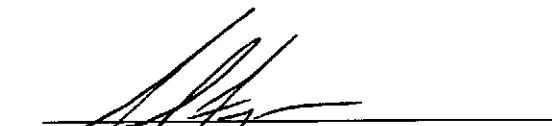
Moved by Councillor Copeland

Seconded by Councillor Tinker

222/10 **THAT** the meeting adjourn at 9:10 p.m. **CARRIED**



Mayor



CAO/Clerk