

TOWN OF ST. STEPHEN
REGULAR COUNCIL
73 MILLTOWN BLVD., SUITE 112
SEPTEMBER 20, 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 Copeland

Seconded by Councillor Tinker

179/10 **THAT** the Agenda be approved with one addition: (i) Proposal - E. A. Farren, Limited be added under 14. **NEW BUSINESS.** **CARRIED**

4. CONFLICT OF INTEREST

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

Councillor Williams declared a conflict of interest and left Council Chambers at 7:06 p.m. and returned at 7:07 p.m.

Councillor Donovan declared a conflict of interest and left Council Chambers at 7:07 p.m. and returned at 7:08 p.m.

5. READING OF PETITIONS/PRESENTATIONS/PROCLAMATIONS

No petitions/presentations/proclamations.

6. NOTICES OF MOTIONS

No notices of motions.

7. APPROVAL OF COUNCIL MINUTES

REGULAR COUNCIL MEETING

Moved by Councillor Tinker

Seconded by Deputy Mayor Maxwell

180/10 **THAT** the Minutes of the Regular Council meeting held on July 19, 2010 be approved as circulated. **CARRIED**

SPECIAL COUNCIL MEETING

Moved by Councillor Donovan
Seconded by Councillor Tinker

- 181/10 **THAT** the Minutes of the Special Council meeting held on August 5, 2010 be approved as circulated. **CARRIED**

REGULAR COUNCIL MEETING

Moved by Councillor Williams
Seconded by Deputy Mayor Maxwell

- 182/10 **THAT** the Minutes of the Regular Council meeting held on August 10, 2010 be approved as circulated. **CARRIED**

8. **ACCOUNTS**

STATEMENTS OF REVENUE AND EXPENDITURE

Moved by Councillor Williams
Seconded by Councillor Tinker

- 183/10 **THAT** the Statements of Revenue and Expenditure for both the General Operating Fund and Water and Sewerage Operating Fund to July 31, 2010 be received. **CARRIED**

PAID BILLS

Moved by Councillor Williams
Seconded by Councillor Tinker

- 184/10 **THAT** the paid bills in the amount of \$2,668,688.03 (two million, six hundred and sixty-eight thousand, six hundred and eighty-eight dollars and three cents) be ratified. **CARRIED**

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

Moved by Councillor Williams
Seconded by Councillor Toumishey

- 185/10 **THAT** the paid bills (Cheque # 6634 for \$144.37 and Cheque # 6897 for \$139.53) in the amount of \$283.90 (two hundred and eighty-three dollars and ninety cents) for Charlotte County Chevrolet Pontiac Buick GMC Ltd. be ratified. **CARRIED**

PAID BILL: CONFLICT – STEPHEN MCLAY

Moved by Deputy Mayor Maxwell
Seconded by Councillor Donovan

- 186/10 **THAT** the paid bill (Cheque # 6712) in the amount of \$225.00 (two hundred and twenty-five dollars and zero cents) for Stephen McLay be ratified. **CARRIED**

PAID BILLS: CONFLICT – SELDON SMITH & SONS LIMITED

Moved by Deputy Mayor Maxwell

Seconded by Councillor Tinker

- 187/10 **THAT** the paid bills (Cheque # 2024 for \$509.63 and Cheque # 6929 for \$18.04) in the amount of \$527.67 (five hundred and twenty-seven dollars and sixty-seven cents) for Seldon Smith & Sons Limited be ratified. **CARRIED**

9. **COMMUNICATIONS**

COMMUNICATION FOR INFORMATION FILE

Moved by Councillor Tinker

Seconded by Councillor Williams

- 188/10 **THAT** Communication for Information, note and file, be adopted. **CARRIED**

COMMUNICATION FOR ACTION

No communication for action.

10. **APPROVAL OF COMMITTEE MINUTES**

COMMITTEE MEETING

- 189/10 Moved by Councillor Copeland

Seconded by Councillor Tinker

THAT the Minutes of the Committee meeting held on July 19, 2010 be approved as circulated. **CARRIED**

COMMITTEE MEETING

- 190/10 Moved by Councillor Williams

Seconded by Councillor Tinker

THAT the Minutes of the Committee meeting held on August 5, 2010 be approved as circulated. **CARRIED**

COMMITTEES MEETING

Moved by Deputy Mayor Maxwell

Seconded by Councillor Williams

- 191/10 **THAT** the Minutes of the Committees meeting – Public Safety & Environment; Finance & Administration; Planning & Priorities; and Community Services held on September 8, 2010 be approved as circulated. **CARRIED**

PLANNING ADVISORY COMMITTEE MEETING

Moved by Councillor Tinker

Seconded by Councillor Donovan

- 192/10 **THAT** the Minutes of the Planning Advisory Committee meeting held on June 28, 2010 be accepted. **CARRIED**

MINUTES
REGULAR COUNCIL
SEPTEMBER 20, 2010

4

11. STAFF REPORTS

STAFF REPORTS

Moved by Councillor Copeland

Seconded by Deputy Mayor Maxwell

193/10 **THAT** the following staff reports for the months of July and August 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

No by-laws considered.

14. NEW BUSINESS

AMENDING OF RESOLUTION (AWARDING OF BID: GARBAGE COLLECTION & DISPOSAL – RESIDENTIAL HOMES – ZONE I, II & III)

Moved by Councillor Williams

Seconded by Councillor Tinker

194/10 **THAT** the effective date of August 16, 2010 as noted in the following Resolution # 177/10 and passed at a Regular Session of Council on August 10, 2010 which reads:

AWARDING OF BID: GARBAGE COLLECTION & DISPOSAL – RESIDENTIAL HOMES – ZONE I, II & III

THAT the Council of the Town of St. Stephen hereby awards the low bid of \$4.80 (four dollars and eighty cents) per household, per month, including HST, being the low bid of the three (3) bids received to Fero Waste & Recycling Inc. of Moncton, NB, for the garbage collection and disposal – residential homes – Zones I, II and III, for one (1) year, effective August 16, 2010 subject to the execution of a solid waste collection agreement substantially in the form of existing agreements and compliance with the Town's By-Law No. S-7, "A By-Law To Regulate The Collection And Disposal Of Garbage And Other Material", and any applicable amendments or other applicable laws.

AND FURTHER THAT the Chief Administrative Officer be directed to review the merits of a town operated garbage collection and disposal system. **CARRIED**

be amended to read September 7, 2010. **CARRIED**

**TOWN OF ST. STEPHEN – PROPOSED FIVE YEAR PLAN 2011 – 2015 –
DESIGNATED HIGHWAY PROGRAM**

Moved by Councillor Tinker
Seconded by Councillor Copeland

- 195/10 **THAT** the Council of the Town of St. Stephen approve the attached Proposed Five Year Plan 2011 – 2015 Designated Highway Program and submit same to the Department of Transportation to assist the Department in considering request in preparation for the budget process. **CARRIED**

APPLICATION FOR FINANCING – GENERAL FUND

Moved by Councillor Tinker
Seconded by Councillor Williams

- 196/10 **BE IT RESOLVED THAT** the Clerk and/or Treasurer and/or Mayor be authorized to issue and sell to the New Brunswick Municipal Finance Corporation a Municipality of St. Stephen debenture in the principal amount of \$152,000 (one hundred and fifty two thousand dollars) on such terms and conditions as are recommended by the New Brunswick Municipal Finance Corporation, and be it resolved that the Municipality of St. Stephen agree to issue post dated cheques payable to the New Brunswick Municipal Finance Corporation as and when they are requested in payment of principal and interest charges on the above debenture:

<u>Purpose</u>	<u>Amount</u>	<u>Term</u>
<u>Transportation Services</u>		
Street Improvements	\$152,000	10 Years

CARRIED

**CHAIR AND VICE-CHAIR RE-APPOINTMENTS – PLANNING ADVISORY
COMMITTEE**

Moved by Deputy Mayor Maxwell
Seconded by Councillor Tinker

- 197/10 **THAT** Ted Moore be re-appointed as Chair to the Planning Advisory Committee for a one (1) year term retroactive to June 1, 2010 and expiring May 31, 2011; and further that André Levesque be re-appointed as Vice-Chair for a one (1) year term retroactive to June 1, 2010 and expiring May 31, 2011. **CARRIED**

LICENCE AGREEMENT – DIGITAL AVIATION WEATHER CAMERAS

Moved by Councillor Williams
Seconded by Councillor Tinker

- 198/10 **THAT** the Council of the Town of St. Stephen authorizes the Mayor and Clerk to enter into a five (5) year Licence Agreement effective January 1, 2011 and expiring December 31, 2015 with NAV CANADA for the installation of two Digital Aviation Weather Cameras at the Giddens Memorial Airport in consideration of ten dollars (\$10.00). **CARRIED**

**TOWN OF ST. STEPHEN FOUR-YEAR CAPITAL INVESTMENT PLAN
RESPECTING THE "GTF AGREEMENT"**

Moved by Councillor Tinker
Seconded by Councillor Williams

- 199/10 **THAT** the document entitled "Town of St. Stephen Four Year Capital Investment Plan (2010 – 2013) respecting the Gas Tax Fund (GTF) Agreement" (copy attached) be adopted. **CARRIED**

**APPLICATION TO THE MUNICIPAL CAPITAL BORROWING BOARD –
WATER AND SEWERAGE FUND**

Moved by Councillor Tinker
Seconded by Deputy Mayor Maxwell

- 200/10 **THAT** the Municipality of the Town of St. Stephen submits to the Municipal Capital Borrowing Board an application for authorization to borrow for a capital expense for the following terms and amounts:

<u>Purpose</u>	<u>Amount</u>	<u>Term</u>
<u>Environmental Health Services</u>		
Interim Financing-Combined Sewer Separation and Relocation (Prince William St. to Budd Ave.)	\$ 260,000	3 Years
Interim Financing-Renovations to the Valley Road Reservoir	\$ 850,000	3 Years
Interim Financing-Chlorination/SCADA Building-Valley Road Reservoir	\$185,000	3 Years
Interim Financing-Environmental Risk Assessment (CCME Strategy)	<u>\$ 78,000</u>	3 Years
	<u>\$1,373,000</u>	

CARRIED

INVOICE NO. 1037 – E. A. FARREN, LIMITED

Moved by Councillor Williams
Seconded by Councillor Donovan

- 201/10 **THAT** the Council of the Town of St. Stephen authorizes the expenditure of \$6,986.85 (six thousand, nine hundred and eighty-six dollars and eighty-five cents), including HST to E. A. Farren, Limited of Saint John, NB for additional work stemming from further technical information requested from the Federal Government and community input in respect to the Garcelon Civic Center project, to be reimbursed, either fully or partially, by the Regional Development Corporation. **CARRIED**

**MINUTES
REGULAR COUNCIL
SEPTEMBER 20, 2010**

7

PROPOSAL – E. A. FARREN, LIMITED

Moved by Councillor Williams

Seconded by Councillor Toumishey

202/10

THAT the Council of the Town of St. Stephen approves the proposal of E. A. Farren, Limited in respect to matters from Infrastructure Canada including details leading to a Call for Expression of Interest and the selection of an Environmental Consultant under the *Canadian Environmental Assessment Act* in respect to Infrastructure Canada and the Garcelon Civic Center Project for \$16,500.00 (sixteen thousand, five hundred dollars), plus HST, to be reimbursed, either fully or partially, by the Regional Development Corporation. **CARRIED**

15. **REPORTS OF MAYOR AND COUNCILLORS**

Councillor Copeland

- Enjoyed two weeks vacation.
- Attended the Fall Fair.
- Attended Arena Board meetings.

Councillor Tinker

- Attended Municipal Plan meetings.
- Commented on the recent quarterly meeting of the Union of Municipalities of New Brunswick (UMNB) Board of Directors and highlighted a number of agenda items, some of which will be discussed at the upcoming annual conference in Fredericton.

Councillor Williams

- Attended various meetings.
- Attended a meeting to discuss the Municipal Plan.

Deputy Mayor Maxwell

- Attended various meetings.
- Brought greetings from the Town at the Horseshoe Championship.
- Very pleased that the Rod Wilson Ball Field has been refurbished and thanked the many volunteers who assisted with the refurbishment.
- Attended the rededication ceremony of the Rod Wilson Ball Field.
- Stated that he has been asked on the whereabouts of the signage at the Rod Wilson Ball Field.

Councillor Donovan

- Attended Arena Board meetings.

**MINUTES
REGULAR COUNCIL
SEPTEMBER 20, 2010**

8

- Stated that she has received many complaints with respect to the poor condition of Prince William Street.
- Stated that she continues to work on a future dog park and when the research is completed will bring it to a committee meeting.
- Suggested that the fencing costs for a future dog park should be discussed during the 2011 budget process.
- Suggested advertisements, along with the placement of dispensers with bags be provided to the public as a reminder to clean up after their animals.

Councillor Toumishey

- Attended various Town meetings.
- Stated that he will follow up on Deputy Mayor Maxwell's inquiry with respect to the whereabouts of the Rod Wilson Ball Field sign.
- Stated, in response to Councillor Donovan's comments with respect to a future dog park, that the CAO had been directed to review the use of all Town parks.
- Stated that all land is being reviewed by Development St. Stephen during the Municipal Plan process.

Mayor Purcell

- Appreciated the two framed pictures of the two naval warships, St. Stephen and Milltown presented by the Navy as part of its 100th anniversary.
- Pleased to have St. Patrick's Hall refurbished and stated that Lieutenant Governor Graydon Nicholas and Honourable Greg Thompson, P.C., M.P. attended the reopening dinner.
- Attended with the CAO and E. A. Farren for a meeting in Ottawa with the federal government to clarify questions relating to the Garcelon Civic Center.

16. QUESTION PERIOD

There were no questions.

17. CLOSED SESSION

CLOSED SESSION

Moved by Councillor Tinker

Seconded by Councillor Copeland

203/10

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**

MINUTES
REGULAR COUNCIL
SEPTEMBER 20, 2010


9

18. ADJOURNMENT

ADJOURNMENT

Moved by Councillor Tinker
Seconded by Councillor Copeland

204/10 THAT the meeting adjourn at 9:20 p.m. CARRIED



Mayor

CAO/Clerk