

Town of Sussex

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Minutes of Meeting of Council held this
27th day of April, 2009

A.D.,

The Town Council of the Town of Sussex met in regular session, by appointment of the Mayor of the said Town, in the Council Chambers of the said Town on Monday the 27th day of April, 2009, at 7:00 o'clock in the evening.

The following members of the Council were present: His Worship Mayor Carr, Deputy Mayor Thorne, Councillors Campbell, Stuart, Fulton, Bradley, Wilson and Wright. There were no absentees. Also present at this meeting was the Chief Administrative Officer, Michael Cummings and the Town Clerk/Treasurer, Paul Maguire.

It was moved by Councillor Stuart, seconded by Councillor Wilson, that the agenda for this regular Town Council meeting be approved as amended. Motion carried. The agenda was amended by bringing E) and F) under Item # 11 – Unfinished Business forward as A) and B) and by adding under Item # 13 – New Business: (C) 1st Reading by Title, Nuisance By-Law, By-Law # 750-09; (D) 2nd Reading by Title, Nuisance By-Law, By-Law # 750-09; (E) 1st Reading by Title, Curfew By-Law, By-Law # 205-09; and (F) 2nd Reading by Title, Curfew By-Law, By-Law # 205-09.

No members present declared a conflict of interest on any items on the agenda at this time.

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It was moved by Councillor Wilson, seconded by Councillor Stuart, that the minutes of the regular meeting of the Town Council of the Town of Sussex held on March 16, 2009, be approved as circulated. Motion carried.

A letter was received from the Co-Chairperson of the Disability Awareness Week notifying the Town that May 31 to June 6, 2009, is Disability Awareness Week.

It was moved by Councillor Wilson, seconded by Councillor Fulton, that the letter from the Co-Chairperson of the Disability Awareness Week be filed. Motion carried.

A letter was received from the New Brunswick Provincial Coordinator of the Parkinson Society Maritime Region informing the Town that the April, 2009, is Parkinson Awareness Month.

It was moved by Councillor Stuart, seconded by Councillor Wilson, that the letter from the New Brunswick Provincial Coordinator of the Parkinson Society Maritime Region be filed. Motion carried.

A letter was received from the Honourable Michael B. Murphy, Minister of Health, expressing his concerns that the Sussex Health Centre Emergency had recently been closed because of physician staffing difficulties at the Saint John Regional Hospital.

It was moved by Councillor Wright, seconded by Councillor Wilson, that the letter from the Minister of Health be filed. Motion carried.

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It was moved by Councillor Wilson, seconded by Councillor Campbell, that the Fire Report for the month of March, 2009, be received as circulated. Motion carried. During the month the Fire Department responded to a total of 14 calls with 11 calls originating within the Town of Sussex and three out of Town calls.

It was moved by Councillor Wilson, seconded by Councillor Bradley, that the Building Inspector's report for the month of March, 2009, be received as circulated. Motion carried. The report indicated that during the month the Building Inspector issued nine permits for renovations, repairs, alterations and additions for a value of \$189,600.00.

It was moved by Councillor Wilson, seconded by Councillor Fulton, that the Development Officer's report for the month of March, 2009, be received as circulated. Motion carried. The report indicated that during the month there were numerous enquiries relating to zoning and subdivision regulations although no plans were submitted for approval.

It was moved by Councillor Bradley, seconded by Deputy Mayor Thorne, that the minutes of the Planning Advisory Committee meeting dated April 8, 2009, be received as circulated. Motion carried.

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It was moved by Councillor Wilson, seconded by Councillor Campbell, that Council set May 19, 2009, at 6:00pm in the Council Chambers in the Town Hall of the Town of Sussex as the date, time and place to hold a public presentation for the Municipal Plan By-Law Amendment, By-Law # 704-04-09. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Fulton, that Council set May 19, 2009, at 6:00pm in the Council Chambers in the Town Hall of the Town of Sussex as the date, time and place to hold a public presentation for the Municipal Plan By-Law Amendment, By-Law # 704-04-10. Motion carried.

It was moved by Deputy Mayor Thorne, seconded by Councillor Fulton, that Council add the following in Section 7 (a) of the proposed Taxicab Owners and Taxicab Operators By-Law, By-Law # 1050-09: "and that no shorts, sweat pants, tank tops, dresses or skirts be worn by the taxicab operator". Motion carried.

It was moved by Councillor Stuart, seconded by Councillor Wright, that Council have a reading in its entirety of Taxicab Owners and Taxicab Operators By-Law, By-Law # 1050-09. Motion carried. The by-law was then read in its entirety.

It was moved by Councillor Wilson, seconded by Councillor Wright, that Council have third reading by title of Taxicab Owners and Taxicab Operators By-Law, By-Law # 1050-09. Motion carried. The Town Clerk then read the by-law for the third time by title and His Worship Mayor Carr declared the by-law duly enacted.

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It was moved by Councillor Bradley, seconded by Councillor Campbell, that the report of the Human Services Committee Meeting dated April 21, 2009, be received as circulated. Motion carried.

It was moved by Councillor Bradley, seconded by Councillor Wright, that Council accept the bid from Atlantic Chemicals and Aquatics Inc. for T-08-09, Pool Chemicals. Motion carried.

It was moved by Councillor Bradley, seconded by Councillor Campbell, that Council accept the bid from Atlantic Gym & Sports Ltd. for Quotation Request T-09-09, Ball Field Equipment. Motion carried.

It was moved by Councillor Bradley, seconded by Deputy Mayor Thorne, that Council accept the bid from Creative Services for Quotation Request T-10-09, Illuminated Signs, for a bid price of \$6,325.18. Motion carried.

It was moved by Councillor Bradley, seconded by Councillor Stuart, that Council approve that a portion of the Tennis Court facility be divided to be used as a Skateboard Park and that the appropriate fencing be installed to separate the Skateboard and Tennis component at this facility. Motion carried.

It was moved by Councillor Bradley, seconded by Councillor Stuart, that Council approve an expenditure up to Forty Thousand dollars (\$40,000.00) for Skateboard Park equipment subject to the quotation process. Motion carried.

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It was moved by Councillor Bradley, seconded by Councillor Campbell, that Council approve the Quotation Request RFP-01-09, Playground Equipment and installation from Fundy Fencing for an amount of \$57,578.18. Motion carried.

It was moved by Councillor Bradley, seconded by Councillor Wright, that Council authorize that the Mayor and Town Clerk to sign the Community Use of Schools Agreement on behalf of the Town for the Town to use the School for the "Summer Fun" Day Camp Program. Motion carried.

It was moved by Councillor Bradley, seconded by Councillor Stuart, that Council approve that Jordan Wilson attend the Tennis N.B. Instructor Certification Course being held in Dieppe on May 8-10, 2009, and May 22-24, 2009. Motion carried.

It was moved by Councillor Bradley, seconded by Councillor Stuart, that Council approve an expenditure of \$3,220.50 for the three movies for the Summer Recreation Program. Motion carried.

It was moved by Councillor Bradley, seconded by Councillor Stuart, that Council approve a grant of \$250.00 be drawn from the J. D. O'Connell Trust Fund for the children's activities for the Canada Day Program. Motion carried.

It was moved by Councillor Bradley, seconded by Councillor Wright, that Council approve that Bridgette Dunfield be engaged as a Community Services Officer subject to a term contract for a term ending December 31, 2011. Motion carried.

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It was moved by Councillor Fulton, seconded by Councillor Wilson, that the report of the Economic Development and Long Range Planning Committee Meeting dated April 20, 2009, be received as circulated. Motion carried.

It was moved by Councillor Fulton, seconded by Councillor Stuart, that Council provide a Five Thousand dollar (\$5,000.00) grant towards the 2009 operating cost of the Covered Bridge Visitor Information Centre. Motion carried.

It was moved by Councillor Fulton, seconded by Councillor Stuart, that Council approve the 2009 Municipality Membership Invoice for the Covered Bridge Visitor Information Centre for an amount of One Thousand Five Hundred dollars (\$1,500.00). Motion carried.

It was moved by Councillor Campbell, seconded by Councillor Stuart, that the report of the Works Committee Meeting dated April 20, 2009, be received as circulated. Motion carried.

It was moved by Councillor Campbell, seconded by Councillor Bradley, that Council approve that the Superintendent of Works attend the CPWA Spring Conference in Summerside, P.E.I., from May 13-15, 2009. Motion carried.

It was moved by Councillor Campbell, seconded by Councillor Stuart, that Council accept the bid from Osburn's Bloomin' Baskets for 86 flower baskets in the amount of \$8,746.20. Motion carried.

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It was moved by Councillor Campbell, seconded by Councillor Bradley, that Council accept the bid from Industrial Commercial Sanitation Supplies for various cleaning products in Quotation T-07-09. Motion carried.

It was moved by Councillor Campbell, seconded by Councillor Stuart, that Council approve that the Building Inspector attend the N.B.B.O.A Annual Conference in Bathurst, N.B., from April 21 to 24, 2009. Motion carried.

It was moved by Councillor Campbell, seconded by Councillor Fulton, that Council award Contract # 50-001-09, Malone Homestead Subdivision Municipal Services, to E. J. Cunningham Ltd. for an amount of \$505,116.78 and that the Council authorize the Mayor and Town Clerk/Treasurer to sign the contract documents subject to the developer providing financial guarantees to the Town for this contract. Motion carried.

It was moved by Deputy Mayor Thorne, seconded by Councillor Stuart, that the report of the Protective Services Committee Meeting dated April 22, 2009, be received as circulated. Motion carried.

It was moved by Deputy Mayor Thorne, seconded by Councillor Stuart, that Council approve the following Baccalaureate Parade route, subject to the direction of Policing Services, to take place on Sunday, June 14, 2009, commencing at 6:00pm:

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- ◆ commencing in the parking lot at the Sussex Regional High School on Leonard Drive;
- ◆ thence along Leonard Drive from the Sussex Regional High School parking entrance to Main Street;
- ◆ thence along Main Street from Leonard Drive to Morrison Avenue;
and
- ◆ thence ending on Morrison Avenue at St. Paul's Church.

Motion carried.

It was moved by Deputy Mayor Thorne, seconded by Councillor Stuart, that Council approve the following Prom Parade route, subject to the direction of policing services, to take place on Tuesday, June 16, 2009, commencing at 6:30pm:

- ◆ commencing in the parking lot of the 8th Hussars Sports Centre;
and
- ◆ thence along Leonard Drive from the entrance of the 8th Hussars Sports Centre parking lot to the Sussex Regional High School on Leonard Drive.

Motion carried.

It was moved by Deputy Mayor Thorne, seconded by Councillor Stuart, that Council approve the following Antique Tractor Parade route scheduled to take place on May 16, 2009, at 10:00am:

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- ◆ commencing in the parking lot of the 8th Hussars Sports Centre;
- ◆ thence from the parking lot of the 8th Hussars Sports Centre to Leonard Drive;
- ◆ thence along Leonard Drive from the entrance of the 8th Hussars Sports Centre to Main Street;
- ◆ thence along Main Street from Leonard Drive to Queen Street;
- ◆ thence along Queen Street from Main Street to Broad Street;
- ◆ thence along Broad Street from Queen Street to Main Street;
- ◆ thence along Main Street from Broad Street to Leonard Drive;
- ◆ thence along Leonard Drive to the 8th Hussars Sports Centre entrance; and
- ◆ thence along the driveway from the entrance of the 8th Sports Centre to the Sports Centre parking lot.

Motion carried.

It was moved by Deputy Mayor Thorne, seconded by Councillor Fulton, that Council approve that the Fire Chief may attend the N.B. Fire Chief Convention in Moncton, N.B., on May 22, 23 & 24, 2009.

Motion carried.

It was moved by Deputy Mayor Thorne, seconded by Councillor Fulto, that Council approve that four (4) members may attend a Fire Department Conference in Wolfville, N.S., on June 5, 6, & 7, 2009.

Motion carried.

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It was moved by Councillor Wilson, seconded by Councillor Stuart, that the report of the Administration Committee Meeting, dated April 22, 2009, be received as circulated. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Wright, that Council approve the Non-Union Personnel Fringe Benefit Policy, Policy # P-1. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Stuart, that Council approve the Petty Cash Float Policy, Policy # C-3. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Fulton, that Council appoint the firm of Turnbull and Kindred Professional Corporation as the Town's 2009 External Auditor. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Stuart, that Council approve that Five Hundred dollars (\$500.00) be withdrawn from the Rangers Trust Fund for a scholarship for a 2009 Sussex Regional High School graduate entering a regular Community College Program. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Fulton, that Council accept \$2,705.38 from Mr. Eisan for Parcel E that is being annexed to the Eisan property. Motion carried.

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It was moved by Councillor Wilson, seconded by Councillor Stuart, that Council approve that the Administration advertise for a Fire Truck Driver/Operator for a term contract ending December 31, 2011. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Fulton, that Council release the initial deposit of \$35,500.00 to the developers of the Briars Subdivision from the Utility and General Funds. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Fulton, that Council approve, for payment, accounts for the month of March, 2009, totaling \$472,146.87. Motion carried.

It was moved by Councillor Stuart, seconded by Councillor Fulton, that Council have first reading by title of A By-Law To Repeal Mobile Home Park By-Law, By-Law # 702-99, By-Law # 702-09. Motion carried. The Town Clerk then read the by-law for the first time by title.

It was moved by Councillor Fulton, seconded by Councillor Stuart, that Council have second reading by title of A By-Law To Repeal Mobile Home Park By-Law, By-Law # 702-99, By-Law # 702-09. Motion carried. The Town Clerk then read the by-law for the second time by title.

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It was moved by Councillor Wilson, seconded by Councillor Fulton, that Council have first reading by title of the Nuisance By-Law, By-Law # 750-09. Motion carried. The Town Clerk then read the by-law for the first time by title.

It was moved by Councillor Wilson, seconded by Councillor Stuart, that Council have second reading by title of the Nuisance By-Law, By-Law # 750-09. Motion carried. The Town Clerk then read the by-law for the second time by title.

It was moved by Councillor Wilson, seconded by Councillor Stuart, that Council have first reading by title of the Curfew By-Law, By-Law # 205-09. Motion carried. The Town Clerk then read the by-law for the first time by title.

It was moved by Councillor Wilson, seconded by Councillor Stuart, that Council have second reading by title of the Curfew By-Law, By-Law # 205-09. Motion carried. The Town Clerk then read the by-law for the second time by title.

His Worship Mayor Carr noted that there will be a special Council meeting to be held in the Council Chambers of the Town of Sussex on Wednesday, April 29, 2009, at 12:30pm and on the agenda for this special Council meeting will be the reading in its entirety and third reading by title of the By-Law to Repeal Mobile Home Park By-Law # 702-99, By-Law # 702-09, and the Nuisance By-Law, By-Law # 750-09, and the Curfew By-Law, By-Law # 205-09.

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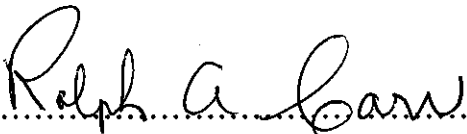
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His Worship Mayor Carr noted that the next regularly scheduled meeting of Council will be Tuesday, May 19, 2009.

It was moved by Councillor Stuart, seconded by Councillor Wilson, that this regular meeting of the Town Council of the Town of Sussex adjourn. Motion carried.


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MAYOR


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TOWN CLERK