

Town of Sussex

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Minutes of Meeting of Council held this

22nd day of October, 2012

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 22nd day of October, 2012, at 7:00 o'clock in the evening.

The following members of the Council were present: His Worship Mayor Thorne, Deputy Mayor Carr, Councillors Wright, Hutchings, Ryan, Armitage and Wilson. Councillor Boyle was absent. Also present at this meeting were the Chief Administrative Officer, Scott Hatcher and the Town Clerk/Treasurer, Paul Maguire.

It was moved by Councillor Wright, seconded by Councillor Armitage, that the agenda for this regular Town Council meeting be approved. Motion carried.

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

It was moved by Councillor Wilson, seconded by Councillor Ryan, that the minutes of the regular meeting of the Town Council of the Town of Sussex held on September 17, 2012, be approved. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Armitage, that the minutes of the special meeting of the Town Council of the Town of Sussex held on September 10, 2012, be approved. Motion carried.

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It was moved by Councillor Wright, seconded by Councillor Armitage, that the minutes of the special meeting of the Town Council of the Town of Sussex held on September 17, 2012, be approved.

Motion carried.

It was moved by Councillor Ryan, seconded by Councillor Hutchings, that the minutes of the special meeting of the Town Council of the Town of Sussex held on October 4, 2012, be approved. Motion carried.

It was moved by Deputy Mayor Carr, seconded by Councillor Wilson, that Council hold a hearing of objections to the proposed B.I.A. Budget for 2013, which would require a levy of \$0.18/\$100.00 of assessment, at the regular November 26, 2012, Council meeting at 7:00pm. Motion carried.

Present at the Council meeting were Joan Routledge and Faye Logan of the Sussex Communities in Bloom Committee. Mrs. Routledge addressed Council on the 2012 evaluation by the National Judges and informed Council that Sussex had received the Five Bloom Designation for 2012. The Committee thanked the citizens, businesses and the Council for their support in 2012. Mrs. Routledge noted that the Communities in Bloom Committee brings together many groups in the community who are working hard to improve the community, she also appreciates that the Council has a representative on the Committee, with Councillor Armitage sitting on the Committee and also Jason Thorne, the Community Services Director who is a staff person that helps the Committee. Mrs. Routledge pointed out the positive

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comments in the evaluation noting that the judges felt that the community was tidy and clean. The Environmental Action category received high marks and the Committee was impressed with the Heritage category, particularly Heritage Documentation and the murals. She noted that one area the Committee will have to work on next year is the Urban Forestry category. The Mayor and Council thanked Mrs. Routledge and her Committee for their tremendous effort towards this project and looks forward to working with the Committee in the future.

Mark Bader, Water Planning Officer and Sherry McCoy, Well Field Protection Officer, with Environment and Local Government's Saint John office made a presentation to Council on the Well Field Protection Program. He noted that 39 well fields out of 57 in the Province are designated and that he would like to revisit the possibility of Sussex designating its well field. The presentation noted that there are five stages of drinking water protection, reviewed the regulations of the Clean Water Act and different zones under a well field protection and how they place controls on the storage of chemicals and chemical activities, in particular petroleum fuels and solvents. It was noted that the Council was given a presentation in 2002 about the Sussex well field protection and noted that the Department is now on an expedited process to have all well fields protected and designated in the Province. Council had an opportunity to ask questions on the presentation and the representatives of the Department of Environment agreed that they will provide Council with updated information from the 2002 study

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and that the Department will provide the Town with an updated land use survey of the residents and businesses in Zones A, B and C.

The Town received correspondence from the Mayor of Amherst, Nova Scotia. In his correspondence Mayor Small noted that the people of the Town of Amherst send out heartfelt condolences to the Town of Sussex after the recent loss of property due to the devastating fire on Broad Street earlier in the month. His Worship Mayor Thorne informed Council that he will be corresponding with Mayor Small.

It was moved by Councillor Wright, seconded by Councillor Wilson, that the correspondence from the Mayor of the Town of Amherst be filed. Motion carried.

Council received a letter from the Minister of Post-Secondary Education, Training and Labour, informing the Town that public libraries and bookmobiles across the Province will be hosting Canadian Library Month activities during the month of October and also informing the Town that the white paper on property tax reform was released that includes the goal of exempting libraries from provincial and municipal property tax.

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

It was moved by Councillor Wilson, seconded by Councillor Wright, that the Fire Report for the month of September, 2012, be received as circulated. Motion carried. During the month the Fire Department responded to a total of 21 calls with 13 calls originating within the Town of Sussex and eight out of Town calls.

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It was moved by Councillor Wilson, seconded by Councillor Ryan, that the Building Inspector's Report for the month of September, 2012, be received as circulated. Motion carried. The report indicated that during the month the Building Inspector issued one permit for new construction for a value of \$122,000.00 and 27 permits for renovations, repairs, alterations and additions for a value of \$184,500.00.

It was moved by Deputy Mayor Carr, seconded by Councillor Wilson, that the Development Officer's Report for the month of September, 2012, be received as circulated. Motion carried. The report indicated that during the month the Development Officer approved four Building Location Surveys and one Tentative Subdivision Plan.

It was moved by Councillor Wright, seconded by Councillor Wilson, that the minutes of the Planning Advisory Committee meeting, dated October 10, 2012, be received as circulated. Motion carried.

It was moved by Councillor Wilson, seconded by Deputy Mayor Carr, that the minutes of the special Planning Advisory Committee meeting, dated September 26, 2012, be received as circulated. Motion carried.

His Worship Mayor Thorne noted that Councillor Ryan will not be voting on the next item on the agenda, the Municipal Plan By-Law Amendment, By-Law # 704-10-07, and Zoning By-Law Amendment, By-Law # 1350-10-08, since Councillor Ryan did not attend the public

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presentation or hearing of objections on the two proposed by-law amendments.

It was moved by Councillor Wilson, seconded by Deputy Mayor Carr, that Council have first reading by title of the Municipal Plan By-Law Amendment, By-Law # 704-10-07. Motion defeated with Deputy Mayor Carr, Councillors Armitage, Hutchings and Wright voting nay.

It was moved by Councillor Wright, seconded by Councillor Armitage, that Council cease the rezoning process for a portion of the property bearing P.I.D. # 30159107. Motion carried with Councillor Wilson voting nay.

It was moved by Councillor Wright, seconded by Councillor Wilson, that the report of the Community Services Committee Meeting dated October 15, 2012, be received as circulated. Motion carried.

It was moved by Councillor Wright, seconded by Deputy Mayor Carr, that Council approve the revision to the Recreation User Fees Policy RD-17, Schedule A-2 Facilities, which includes rates for hourly rentals by youth and adult users of the Sports Centre during non-ice rentals for sporting activities and a physical activity promotion reduction of 40% for youth, and 30% for adults which has been applied to the base rate to establish the user fees for this item. Motion carried.

It was moved by Councillor Wright, seconded by Councillor Wilson, that Council approve the proposal from Village Vending Ltd. for RFP-02-12 for Snack and Beverage Vending as per their submission. Motion carried.

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It was moved by Councillor Wright, seconded by Councillor Wilson, that Council approve that the quotation from Valley Welding & Machine Works for a bid price of \$10,097.68 be accepted for the fabrication of the necessary ironworks for the Entrance Enhancements for the Route 121 signage. Motion carried.

It was moved by Councillor Wright, seconded by Councillor Ryan, that Council approve that the quotation from Sign-it-Signs for the fabrication of two oval signs & two slogan tabs for the Entrance Enhancements for the Route 121 signage for a bid amount of \$4,265.75. Motion carried.

It was moved by Councillor Hutchings, seconded by Councillor Wright, that the report of the Economic Development & Long Range Planning Committee Meeting dated October 10, 2012, be received as circulated. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Hutchings, that the report of the Works Committee Meeting dated October 16, 2012, be received as circulated. Motion carried.

It was moved by Councillor Wilson, seconded by Deputy Mayor Carr, that the Town pays Mr. Jopp \$500.00 in accordance with the exploration agreement reviewed with Mr. Jopp in 2011 and that the Town express thanks for Mr. Jopp's cooperation. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Ryan, that Council approve that the Building Inspector issue an order to Comply and Schedule "A", Inspection Report, of the Dangerous and

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Unsightly Premises By-Law to the owner of the property at 31 Arnold Avenue, P.I.D. # 00265793. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Ryan, that Council retender for a lighter vehicle due to the amount involved on the one bid that was received on Quotation T-27-12, 1½ Ton Truck, being substantially over the budgeted amount. Motion carried.

It was moved by Councillor Wilson, seconded by Deputy Mayor Carr, that Council approve the Request for Proposal-01-12, Works Centre Heating/Cooling System, be awarded to Trane Canada, as the lowest bidder meeting the specifications, in the amount of \$10,898.85. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Hutchings, that Council approve that the Building Inspector attend a two day training seminar in Fredericton on December 5 & 6, 2012, with a registration fee of \$565.00. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Ryan, that Council approve that Brown's Paving Ltd. be engaged to complete the work as outlined in the quotation for Base Asphaltic Concrete in Carriage Lane Subdivision for an estimated bid amount of \$25,990.00, inclusive of HST. Motion carried.

It was moved by Deputy Mayor Carr, seconded by Councillor Ryan, that the report of the Protective Services Committee Meeting dated October 15, 2012, be received as circulated. Motion carried.

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It was moved by Deputy Mayor Carr, seconded by Councillor Ryan, that Council accept the Sussex Fire Department's Standard Operating Guidelines # 1-003, Fire Ground Safety. Motion carried.

It was moved by Deputy Mayor Carr, seconded by Councillor Ryan, that Council accept the Sussex Fire Department's Standard Operating Guidelines # 2-001, Responding to an Emergency Call. Motion carried.

It was moved by Deputy Mayor Carr, seconded by Councillor Ryan, that Council accept the Sussex Fire Department's Standard Operating Guidelines # 2-002, Bomb Threats. Motion carried.

It was moved by Councillor Ryan, seconded by Councillor Wilson, that the report of the Administration Committee Meeting dated October 17, 2012, be received as circulated. Motion carried.

It was moved by Councillor Ryan, seconded by Deputy Mayor Carr, that Council approve the process for the enactment of By-Law # 1051-12, A By-Law to Regulate Traffic in the Town of Sussex. Motion carried.

It was moved by Councillor Ryan, seconded by Deputy Mayor Carr, that Council approve that the Mayor and Town Clerk/Treasurer be authorized to sign the agreement between Atlantic Canada Opportunities Agency and the Town of Sussex for the Community Infrastructure Improvement Fund on behalf of the Town. Motion carried.

It was moved by Councillor Ryan, seconded by Councillor Wilson, that Council approve the appointment of Kelly Dunfield as one

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of the Town's representative on the Fundy Civic Centre Inc. Board of Directors. Motion carried.

It was moved by Councillor Ryan, seconded by Deputy Mayor Carr, that Council approve the revised Travel and Meal Allowance Policy, Policy # P-2. Motion carried.

It was moved by Councillor Ryan, seconded by Councillor Wilson, that Council approve that an appropriate by-law be prepared for the rezoning request of 368 Main Street and to adopt a revised Municipal Plan and Zoning By-Law; that the by-laws be referred to the Planning Advisory Committee for their views; that public notice requirements of the Community Planning Act be fulfilled with respect to the proposed by-laws by setting a Council meeting of November 26, 2012, at 6:30pm in the Council Chambers of the Town of Sussex at 524 Main Street, Sussex, N.B., as the date, time and place for the public presentation of Council's intent to adopt a revised Municipal Plan By-Law and sets the Council meeting date of January 21, 2013, at 6:30pm in the Council Chambers of the Town of Sussex at 524 Main Street, Sussex, N.B., as the date, time and place for the public hearing of consideration of objections to the proposed by-laws. Motion carried.

It was moved by Councillor Ryan, seconded by Councillor Wilson, that Council authorize the Royal Regiment of Canadian Artillery School to conduct a one day exercise on January 21, 2013 with the community and that the Chief Administrative Officer or the Town Clerk be authorized to sign the Right to Use Form on behalf of the Town. Motion carried.

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It was moved by Councillor Ryan, seconded by Councillor Wilson, that Council approve the following Remembrance Day parade route scheduled to commence Sunday, November 11, 2012, beginning at 10:15am subject to the direction of Policing Services:

- commencing in the parking lot of the Royal Canadian Legion on Magnolia Avenue;
- thence along Magnolia Avenue from the Royal Canadian Legion parking lot to Main Street;
- thence along Main Street from Magnolia Avenue to the intersection of Main Street and Broad Street;
- thence along Broad Street to the Cenotaph;
- thence, after the ceremony at the Cenotaph, parade from the Cenotaph to Main Street;
- thence along Main Street from Broad Street to Magnolia Avenue;
- and
- thence along Magnolia Avenue from Main Street to the parking lot of the Royal Canadian Legion.

Motion carried.

It was moved by Councillor Ryan, seconded by Councillor Wilson, that Council approve that the Administration move forward to Step # 6 of the Administrative Procedure Policy under the emergency situation to have 59 Broad Street demolished immediately in accordance with the Town's by-laws. Motion carried.

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It was moved by Councillor Ryan, seconded by Councillor Wilson, that Council approves that Atlantic Underground Services Ltd. carry out repairs to the gunite water reservoir for an amount of \$6,890.00 plus HST. Motion carried.

It was moved by Councillor Ryan, seconded by Councillor Armitage, that Council approve the Carriage Lane Subdivision Phase 1, dated October 17, 2012, prepared by Fulton Surveys (2004) Ltd. and authorize the Town Clerk to sign the plan on behalf of the Town. Motion carried.

It was moved by Councillor Ryan, seconded by Councillor Wilson, that Council approve, for payment, accounts for the month of September, 2012, totaling \$551,117.05. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Wright, that Council have first reading by title of A By-Law to Regulate Traffic in the Town of Sussex, By-Law # 1051-12. Motion carried. The Town Clerk read the by-law for the first time by title.

It was moved by Councillor Wilson, seconded by Councillor Wright, that Council have second reading by title of A By-Law to Regulate Traffic in the Town of Sussex, By-Law # 1051-12. Motion carried. The Town Clerk read the by-law for the second time by title.

Councillor Wright informed Council that he had participated in a flag raising ceremony for Foster Family week. Councillor Wright spoke from personal experience on the important roles that Foster Families play in the development of youth and encouraged any

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citizen of the community who would be thinking of becoming a Foster Parent to contact the appropriate Provincial Department for more information on Foster Parenting in the Province of New Brunswick.

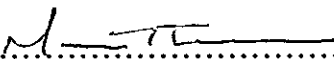
Councillor Armitage noted that she feels that when developers come to make presentations to the Town that they are well prepared to present their development and that they should be prepared to meet concerns that citizens of the Town may have and in particular the concerns of neighbours of the proposed development.

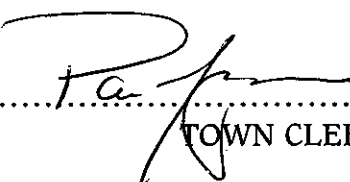
Councillor Wilson informed the Council that he recently had read an article about a small British company has developed a technology to produce petroleum from air and water.

The Chief Administrative Officer reminded the citizens of the Town that Fall Clean-up is scheduled for October 23rd and 24th.

His Worship Mayor Thorne noted that the next regularly scheduled meeting of Council will be Monday, November 26, 2012, at 7:00pm.

It was moved by Councillor Wright, seconded by Deputy Mayor Carr, that this regular meeting of the Town Council of the Town of Sussex adjourn. Motion carried.


.....
MAYOR THORNE


.....
TOWN CLERK