

Town of Sussex

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Minutes of Meeting of Council held this

21st day of January, 2013

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 21st day of January, 2013, at 7:00 o'clock in the evening.

The following members of the Council were present: His Worship Mayor Thorne, Deputy Mayor Carr, Councillors Ryan, Armitage, Wilson, Wright, Boyle and Hutchings. There were no absentees. 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 Ryan, seconded by Councillor Wright, that the minutes of the regular meeting of the Town Council of the Town of Sussex held on December 17, 2012, be approved. Motion carried.

Present at the Council meeting was a delegation of 10 to 15 people from the Downtown Business Association as well as representatives of the Sussex and District Chamber of Commerce. The President of the Sussex Downtown Business Association, Mr. Gary Morris, made a presentation to Council on the need for the By-Law to Regulate Traffic in the Town of Sussex to contain provisions to limit the

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amount of time for parking in the Main Street, Broad Street, Peter Street areas as well as at the Sussex Tourist Bureau. Mr. Morris noted that in similar municipalities such as the Town of Woodstock and St. Stephen that parking is limited as per the amount of time allowed to park at one time to two hours or less. The Downtown Business Association is suggesting that a two hour time-frame be included in the Town of Sussex by-law which regulates traffic. The President of the Downtown Business Association noted that the downtown businesses would not be expected to or willing to enforce the parking requirements, however the Association would hope that customers and visitors to the downtown core would respect the signage with respect to time limits on parking. Mr. Morris noted that the Downtown Business Association are not just looking for support to help the present parking situation in the Town but also the future parking requirements of the downtown core.

It was moved by Deputy Mayor Carr, seconded by Councillor Wilson that Item 11. A), under Unfinished Business, move to Item 6., Delegations, Petitions and Correspondence, on the Council agenda. Motion carried.

It was moved by Deputy Mayor Carr, seconded by Councillor Wilson, that Council remove from the table 3rd reading by title and enactment of A By-Law to Regulate Traffic in the Town of Sussex, By-Law # 1051-12. Motion carried.

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It was moved by Deputy Mayor Carr, seconded by Councillor Armitage, that Council table 3rd reading by title and enactment of A By-Law to Regulate Traffic in the Town of Sussex, By-Law # 1051-12, until the regular meeting of Council scheduled for February 18, 2013.

Motion carried with Councillor Wright, Boyle and Ryan voting nay.

A letter was received from John B. Malone applying to have P.I.D. # 30192538, the property located on Morrow Avenue, rezoned from Light Industrial to a zone that is appropriate to the concept plan that was submitted for this parcel of land.

It was moved by Councillor Wilson, seconded by Councillor Wright, that Council accept the application to rezone P.I.D. # 30192538 and that the application be forwarded to the Administration Committee. Motion carried.

A letter was received from Kevin Crealock, the owner of the property located at 12 Lowell Street, requesting that the property be rezoned to Central Business District and that the property not be listed as an exempted property under the Zoning By-Law.

It was moved by Deputy Mayor Carr, seconded by Councillor Wilson, that the application from the owner of 12 Lowell Street for rezoning be accepted and that it be forwarded to the Administration Committee. Motion carried.

A letter was received from T. Allison Gerrish Law Office, Solicitor for the owners of 281 Main Street making application for the rezoning of two parcels of land bearing P.I.D. # 268375 and # 30169726

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requesting that the properties be rezoned from Single-Family Residential ("R1") to Highway Commercial ("HC").

It was moved by Councillor Wilson, seconded by Councillor Wright, that the application to rezone the two parcels of land bearing P.I.D. # 268375 and # 30169726 be accepted and forwarded to the Administration Committee. Motion carried.

A letter was received from Brian McCullum, an area Farmer, Auctioneer, Maple Producer, volunteer and supporter of many local businesses, questioning Council's decision to increase user fees for ice time at the 8th Hussars Sports Centre.

It was moved by Deputy Mayor Carr, seconded by Councillor Wilson, that the letter from Brian McCullum be filed. Motion carried.

A letter was received from John Stockdale, of 292 Drury's Cove Road, commenting on the street conditions in the Town of Sussex on January 10, 2013, with regards to the lack of salt and sand on the streets.

It was moved by Councillor Ryan, seconded by Councillor Wilson, that the letter from John Stockdale be filed. Motion carried.

A letter was received from the Heart & Stroke Foundation of New Brunswick informing the Council that February is Heart Month in the Province of New Brunswick.

It was moved by Deputy Mayor Carr, seconded by Councillor Wright, that the letter from the Heart & Stroke Foundation of New Brunswick be filed. Motion carried.

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A letter was received from the Literacy Coalition of New Brunswick informing the Council that January 27th is Family Literacy Day.

It was moved by Deputy Mayor Carr, seconded by Councillor Armitage, that the letter from Literacy Coalition of New Brunswick be filed. Motion carried.

A letter was received from the Minister of Culture, Tourism and Healthy Living/Culture informing the Council that Heritage Week will take place February 11th to 18th this year in the Province of New Brunswick.

It was moved by Councillor Wright, seconded by Councillor Boyle, that the letter from the Minister of Culture, Tourism and Healthy Living/Culture be filed. Motion carried.

It was moved by Deputy Mayor Carr, seconded by Councillor Wilson, that the Fire Report for the month of December, 2012, be received as circulated. Motion carried. During the month the Fire Department responded to a total of 19 calls with nine calls originating within the Town of Sussex and ten out of Town calls.

It was moved by Councillor Wilson, seconded by Councillor Armitage, that the Building Inspector's Report for the month of December, 2012, and the Building Inspector's 2012 Year End Report be received as circulated. Motion carried. The December, 2012, report indicated that during the month the Building Inspector issued eight permits for renovations, repairs, alterations and additions for a value

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of \$219,500.00 and the 2012 Year End Report indicated that during 2012 there were 13 permits for new construction for a value of \$2,530,800 and 224 permits for renovations, repairs, alterations and additions for a value of \$3,801,250.00.

It was moved by Councillor Wilson, seconded by Councillor Boyle, that the Development Officer's Report for the month of December, 2012, be received as circulated. Motion carried. The report indicated that during the month the Development Officer approved three Building Location Surveys, one Tentative Amending Subdivision Plan and two Amending Subdivision Plans.

It was moved by Councillor Armitage, seconded by Councillor Wilson, that the minutes of the Planning Advisory Committee meeting, dated January 9, 2013, be received as circulated. Motion carried.

Councillors Wright and Hutchings did not vote on Items 11. (C, D, E, F, G, & H) under Unfinished Business as Councillor Wright was not at the public presentation of the Municipal Plan By-Law Amendment, By-Law # 704-10-09, and Councillor Hutchings was not at the hearing of objections for the Municipal Plan By-Law Amendment, By-Law # 704-10-09, or the Zoning By-Law Amendment, By-Law # 1350-10-10.

It was moved by Councillor Wilson, seconded by Councillor Ryan, that Council have first reading by title of Municipal Plan By-Law Amendment, By-Law # 704-10-09. Motion carried. The Town Clerk then read the by-law for the first time by title.

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It was moved by Councillor Wilson, seconded by Councillor Boyle, that Council have second reading by title of Municipal Plan By-Law Amendment, By-Law # 704-10-09. Motion carried. The Town Clerk then read the by-law for the second time by title.

It was moved by Councillor Armitage, seconded by Councillor Wilson, that Council refer the Municipal Plan By-Law Amendment, By-Law # 704-10-09, to the Planning Advisory Committee for their review and comment. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Armitage, that Council have first reading by title of Zoning By-Law Amendment, By-Law # 1350-10-10. 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 Armitage, that Council have second reading by title of Zoning By-Law Amendment, By-Law # 1350-10-10. Motion carried. The Town Clerk then read the by-law for the second time by title.

It was moved by Deputy Mayor Carr, seconded by Councillor Ryan, that Council refer the Zoning By-Law Amendment, By-Law # 1350-10-10, to the Planning Advisory Committee for their review and comment. Motion carried.

It was moved by Councillor Wright, seconded by Deputy Mayor Carr, that the report of the Community Services Committee Meeting dated January 14, 2013, be received as circulated. Motion carried.

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It was moved by Councillor Wright, seconded by Deputy Mayor Carr, that Council approve the purchase of six new LED snowflake decorations and 1,000 replacement LED bulbs to be used to phase out the incandescent lamps currently used for a quotation amount of \$6,861.81 from Dekra-Lite. Motion carried.

It was moved by Councillor Wright, seconded by Councillor Wilson, that Council engage Rainbow Printing to design and print 3,500 Spring/Summer Leisure Guides for an amount of \$6,780.00. Motion carried.

It was moved by Councillor Wright, seconded by Councillor Wilson, that Council authorize the Mayor and Town Clerk to sign the agreement with Sully's Ice Cream Parlour for a ten year lease agreement for rental space at the Visitor Information Centre, on behalf of the Town. Motion carried.

It was moved by Councillor Wilson, seconded by Deputy Mayor Carr, that the report of the Works Committee Meeting dated January 15, 2013, be received as circulated. Motion carried.

It was moved by Councillor Wilson, seconded by Deputy Mayor Carr, that Council approve the installation of four or five LED street lights, as required, adjacent Perry Street between Carr II Ball Field and Eveleigh Street. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Ryan, that Council approve that E. J. Cunningham Ltd., as the lowest bidder, in the amount of \$9,774.50, including taxes, be awarded the

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price request for demolition and clean-up of the residence/property at 31 Arnold Avenue. Motion carried.

It was moved by Deputy Mayor Carr, seconded by Councillor Ryan, that the report of the Protective Services Committee Meeting dated January 14, 2013, be received as circulated. Motion carried.

It was moved by Deputy Mayor Carr, seconded by Councillor Ryan, that Council approve that the Fire Department's old Argo be sold to the Norton Volunteer Fire Department for a sum of \$1.00. Motion carried.

It was moved by Deputy Mayor Carr, seconded by Councillor Wilson, that Council approve the following Standard Operating Guidelines:

- Standard Operating Guidelines # 2-006, Establishment and Transfer of Command;
- Standard Operating Guidelines # 2-007, Flue/Chimney Fires; and
- Standard Operating Guidelines # 3-001, Passing of School Buses.

Motion carried.

It was moved by Deputy Mayor Carr, seconded by Councillor Ryan, that Council authorize the Mayor and the Town Clerk/Treasurer to execute the Provincial/Municipal Policing Agreement on behalf of the Town. Motion carried.

It was moved by Deputy Mayor Carr, seconded by Councillor Wilson, that Council approve that Jeffrey Cormier, Michelle Charlebois,

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Pastor Richard Vincent, and Kristopher Byers be accepted as volunteer firefighters with the Sussex Fire Department. Motion carried.

It was moved by Councillor Ryan, seconded by Councillor Wilson, that the report of the Administration Committee Meeting dated January 17, 2013, be received as circulated. Motion carried.

It was moved by Councillor Ryan, seconded by Councillor Wilson, that Council authorize the Mayor and Town Clerk/Treasurer to sign the documents for the purchase and sale of 602 Main Street between Black's Holdings Ltd. and the Town of Sussex which consists of the Purchase and Sale Agreement for the property identified as P.I.D. # 268946, the Option to Purchase for the northerly portion of P.I.D. # 268862 and the Easement Agreement for the parcels of land having P.I.D. # 268946 and P.I.D. # 268862, on behalf of the Town. Motion carried.

It was moved by Deputy Mayor Carr, seconded by Councillor Ryan, that the minutes of the Administration Committee meeting, dated January 17, 2013, be amended by amending Item # 4, Personnel, by removing employees name from the minutes. Motion carried.

It was moved by Councillor Ryan, seconded by Deputy Mayor Carr, that Council accept the quote from EXP for the Golden Jubilee Hall Fire Life Safety Upgrades for a fixed fee of \$4,800.00 plus HST. Motion carried.

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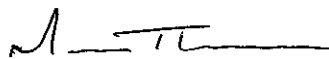
It was moved by Councillor Ryan, seconded by Councillor Hutchings, that Council approve, for payment, accounts for the month of December, 2012, totaling \$559,531.63. Motion carried.

Councillor Wilson informed the Council that the Southern New Brunswick Forestry Group will be making a presentation to the Provincial Conservative Caucus on Wednesday, January 23, 2013, stressing the importance of forestry to the Province and that the same presentation will be made to the Liberal Caucus at a later date.

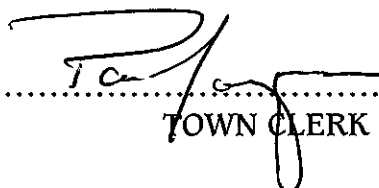
The Chief Administrative Officer informed the Council that there will be a group of Scottish Curlers who will be visiting Sussex to participate in the Strathcona Cup at the Sussex Golf and Curling Club on January 22, 2013. The Chief Administrative Officer noted that this is a very prestigious group and that the challenge between Scotland and Canada has been a rotating event since 1902.

His Worship Mayor Thorne noted that the next regularly scheduled meeting of Council will be Monday, February 18, 2013, at 7:00pm.

It was moved by Deputy Mayor Carr, 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 THORNE



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TOWN CLERK