

15th September, 2014

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 15th day of September, 2014, at 7:00 o'clock in the evening.

The following members of the Council were present: His Worship Mayor Thorne, Councillors Wright, Hutchings, Boyle, Wilson, Ryan and Armitage. Deputy Mayor Carr 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 Wilson, that the agenda for this regular Town Council meeting be approved as amended. Motion Carried. The agenda was amended by adding under Item #6 Delegations, Petitions and Correspondence – (F) – Fred VandeBrand.

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

It was moved by Councillor Boyle, seconded by Councillor Wilson, that the minutes of the regular meeting of the Town Council of the Town of Sussex held on August 18, 2014, be approved. Motion carried.

It was moved by Councillor Ryan, seconded by Councillor Armitage, that the minutes of the special meeting of the Town Council of the Town of Sussex held on August 18, 2014, be approved. Motion carried.

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Councillor Wright brought forward from the Committee of the Whole an item regarding the internal posting of the Water and Sewer Technician.

It was moved by Councillor Wright, seconded by Councillor Wilson that Council approve the appointment of Stephen Hayward to the classification of Water and Sewer Technician effective September 16, 2014 subject to the appropriate and standard probationary period. Motion carried.

Present at the Council Meeting were the members of the Urban Forestry Sub-Committee, Michelle Gillespie, Nairn Hay and Rolland Gagnon. Michelle Gillespie and Nairn Hay made a presentation to Council on the O'Connell Hill Woodlot Management recommendations. They reviewed with the Council the process which has been followed to date with the O'Connell Hill project pointing out that on April 17, 2014 they had their first Town Hall Public Meeting to discuss the O'Connell Hill recommendations as outlined in the SNB proposal. They met again on May 10, 2014 where Committee members took interested parties on a tour of the hill and discussed the damage that has been done by the spruce beetle and the proposed plan. A third public meeting was held at the Town Hall on June 23, 2014. They pointed out that generally all attendees have been in favor of the SNB Proposal with the only concern being fear of erosion and water run off after the cutting commences.

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The recommendation of the Committee to the Town is that the Town contact SNB as soon as possible so that the work on the hill can begin late fall as outlined in the proposal. The objectives of the plan are to:

1. create opportunities for recreation;
2. restore tree species traditionally found in the Acadian Region;
3. ensure public safety for users of the site as well as neighbors; and
4. minimize the management costs to the Town.

The Committee also noted that in conjunction with the harvesting of the woodlot, a plan needs to be developed for the vision of the recreation use and the reforestation of the O'Connell Hill property.

Nairn Hay noted that they have had some conversations with an adjacent landowner who also showed interest in harvesting the trees at the same time as the Town and that if this was the case, it may be possible to move the wood across the landowners lots and down the Hazel Hill Road. The Council members had an opportunity to ask questions of the Committee on their proposal and the Council directed the Administration to work with SNB who would oversee the management and harvesting of the O'Connell Hill Woodlot and to start the process to engage requests from contractors for the harvesting.

A rezoning request was received from Dan Kowalchuk who is the director of 639915NB Inc. who owns the land on Eveleigh Street with PID #30205876 who is requesting rezoning of the parcel of land to allow a dental clinic.

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It was moved by Councillor Wilson, seconded by Councillor Ryan that Council accept the rezoning request from Company 639915NB Inc. for a parcel of land on Eveleigh Street with PID #30205876 and that the application be referred to the Administration Committee for further consideration and the development of the proposed By-law Amendments. Motion carried.

A joint letter was received from the Kings East Development Partnership Inc. and the Downtown Business Association. The Kings East Development Partnership directors at their August 20, 2014 meeting requested that the Town install video surveillance on major arteries in the downtown including both ends of the Main Street business section and other major business locations such as Broad Street. The Council directed the Administration to send correspondence to the Kings East Development Partnership pointing out that the video surveillance of Town property has been successful in reducing vandalism on Town property and facilities and suggesting that the business owners look at possibly installing video surveillance on their own individual properties to protect their properties and businesses from vandalism.

It was moved by Councillor Wright, seconded by Councillor Wilson that the letter from the Kings East Development Partnership Inc. be filed. Motion carried.

A memo was received from Deborah Armitage on behalf of the Communities in Bloom Committee bringing forth the idea of a festival of trees celebration in the Town. Present at the Council Meeting was Joan Routledge, a member of the Communities in Bloom Committee

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who explained the Festival of Trees Celebration concept which would work in partnership with the Christmas Tree Growers who have agreed to provide 12 trees. The trees would then be lit with LED lights and Churches and other groups in the area would be invited to sing Christmas Carols when the trees are lit. The Committee would also be looking to have a mass choir of all the groups and spectators present to sing Christmas Carols as well. The Committee would look to the Town for the power source for the lighting of the trees possibly in the Gazebo area and for help in providing extension cords and setting the trees up. The Council agreed that the Town would support the initiative and to provide in kind support of labor and materials for the project.

Correspondence was received from Nathalie Grant with a copy of the reply to her correspondence from the CAO regarding accessibility/uniform access for all pedestrians in Sussex. Provided in the correspondence to Ms. Grant was a list of needed curb drop adjustments and the process that the Town is following to achieve the accessibility and uniform access for all pedestrians in the Town.

A letter was received from Fred VandeBrand of Penobsquis commending the Town on the Town's promotional material and providing recreational programs, playgrounds, murals and other programs that are used both by residents of the Town and the surrounding communities. Mr. VandeBrand noted that as an outside resident of Sussex residing in Penobsquis that his children greatly benefitted from great schools, playgrounds, greenspaces, trails, history etc.

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

It was moved by Councillor Wright, seconded by Councillor Hutchings that the Fire Report for the month of August, 2014, be received as circulated. Motion carried. During the month the Fire Department responded to a total of seventeen calls with nine calls originating within the Town of Sussex and eight out of town calls.

It was moved by Councillor Armitage, seconded by Councillor Wilson, that the Building Inspector's Report for the month of August, 2014, be received as circulated. Motion carried. The report indicated that during the month the Building Inspector issued four permits for new construction for a value of \$454,000, seventeen permits for renovations, repairs, alterations and additions for a value of \$186,150.00, and one permit for demolition for a value of \$840.00.

It was moved by Councillor Boyle, seconded by Councillor Wilson, that the Development Officer's Report for the month of August, 2014, be received as circulated. Motion carried. The report indicated that during the month the Development Officer approved four building location surveys, one tentative subdivision plan and one subdivision plan.

It was moved by Councillor Armitage, seconded by Councillor Wilson that the minutes of the Planning Advisory Committee held on September 10, 2014, be received as circulated. Motion carried.

His Worship Mayor Thorne noted that Councillors Ryan and Wilson are not able to vote on Items 11(a), (b), (c) and (d) since they were not at the Hearing of Objections for the Municipal Plan By-law,

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By-law #704-10-18 or the Hearing of Objections for the Zoning By-law Amendment, By-law #1350-10-21.

It was moved by Councillor Wright, seconded by Councillor Armitage, that Council have a reading in its entirety of Municipal Plan By-law Amendment, By-law # 704-10-18. Motion carried. The Town Clerk then read the By-law in its entirety.

It was moved by Councillor Wright, seconded by Councillor Hutchings, that Council have a third reading by title of Municipal Plan By-law Amendment, By-law # 704-10-18. Motion carried. The Town Clerk then read the By-law for the third time by title and His Worship Mayor Thorne declared the By-law duly enacted.

It was moved by Councillor Wright, seconded by Councillor Hutchings, that Council have a reading in its entirety of Zoning By-law Amendment, By-law # 1350-10-21. Motion carried. The Town Clerk then read the By-law in its entirety.

It was moved by Councillor Boyle, seconded by Councillor Wright, that Council have a third reading by title of Zoning Plan By-law Amendment, By-law # 1350-10-21. Motion carried. The Town Clerk then read the By-law for the third time by title and His Worship Mayor Thorne declared the By-law duly enacted.

It was moved by Councillor Wright, seconded by Councillor Wilson, that the report of the Community Services Committee Meeting dated September 8, 2014, be received as circulated. Motion carried.

It was moved by Councillor Wright, seconded by Councillor Boyle that Council approve that the Community Services Director attend the annual AGM on Thursday September 11, 2014 for

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Recreation New Brunswick in Fredericton on behalf of the Town.

Motion carried.

It was moved by Councillor Wright, seconded by Councillor Ryan, that Council approve that the Community Services Director attend and present at the UMN Conference in St. Andrews on October 3, 2014. Motion carried.

It was moved by Councillor Wright, seconded by Councillor Ryan, that Council approve that the Community Services Director attend the Summit on the National Recreation Framework in Toronto on November 17 and 18, 2014 as part of the New Brunswick delegation. Motion carried.

It was moved by Councillor Wright, seconded by Councillor Wilson that Council approve that the Community Services Director attend the Communities in Bloom National Symposium from September 17-20, 2014 in Charlottetown PEI on behalf of the Town. Motion carried.

It was moved by Councillor Wright, seconded by Councillor Ryan, that Council approve that the 8th Hussars Museum be permitted to close a lane of traffic on Broad Street on Saturday, September 13, 2014 from 12:30pm to 4pm. Motion carried.

It was moved by Councillor Wright, seconded by Councillor Ryan, that Council approve that Landscape New Brunswick be permitted to erect a "Crooked House" play structure in O'Connell Park as part of a long term partnership with the Town. Motion carried.

Present at the Council meeting was the Community Services Director, Jason Thorne. Jason Thorne addressed Council on the rebate

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calculations on Policy CS-17 and the net effect of the rebate formula when applied to rates set by the Ice Users Association.

The Community Services Director also informed Council on the partnership between the Town and the Landscape New Brunswick Association which will hopefully leverage the association's members to work with the Town in the development of O'Connell Park and that this relationship will be fostered into a long term relationship for park development in the Town.

It was moved by Councillor Hutchings, seconded by Councillor Wilson, that the report of the Economic Development & Long Range Planning Committee Meeting dated September 9, 2014, be received as circulated. Motion carried.

It was moved by Councillor Hutchings, seconded by Councillor Ryan that Council approve the Community Partner Agreement between New Brunswick International Sculpture Symposium Inc. and the Town of Sussex. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Boyle, that the report of the Works Committee Meeting dated September 9, 2014, be received as circulated. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Wright, that Council approve that the Water and Sewer Foreman attend the Atlantic Water and Wastewater Association Fall Conference scheduled to take place in Halifax between October 19th and 21st, 2014. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Wright, that Council approve that two members of the Joint Health and

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Safety Committee attend a Health and Safety Conference in Saint John between October 1st and October 3rd, 2014. Motion carried.

It was moved by Councillor Wilson, seconded by Councillor Ryan that Council approve that the Superintendent of Works attend the Canadian Public Works Association Atlantic Provinces Chapter 2014 Annual Conference scheduled for Saint John between October 15th and October 17th, 2014. Motion carried.

It was moved by Councillor Wright, seconded by Councillor Ryan, that the report of the Protective Services Committee Meeting dated September 8, 2014, be received as circulated. Motion carried.

It was moved by Councillor Wright, seconded by Councillor Wilson, that Council approve the purchase of twenty-five (25) thirty (30) second radio ads for the two week Schools Zone Safety Campaign for a cost of \$198.00 plus HST to be broadcast on CJCW Radio. Motion carried.

It was moved by Councillor Wright, seconded by Councillor Wilson that the Council approve the purchase of a Holmatro 4350 Long Telescopic Ram, Core and Holmatro HRS22 NCT Ram Support from Micmac Fire & Safety Source for a cost of \$7,655.75 inclusive of HST. Motion carried.

It was moved by Councillor Wright, seconded by Councillor Wilson that the Council approve that the Town engage K.M. Carson Limited to complete Phase 1 of the Installation of Generator and Electrical Service Entrance and Alterations to Electrical Distribution Proposal for a fee of \$5,250.00 plus HST. Motion carried.

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It was moved by Councillor Ryan, seconded by Councillor Armitage, that the report of the Administration Committee Meeting dated September 11, 2014, be received as circulated. Motion carried.

Councillor Hutchings declared a conflict of interest on the next item on the Administration Committee report and vacated the Council Chambers for any discussion or decision on the item.

It was moved by Councillor Ryan, seconded by Councillor Wilson, that Council approve the request from Higher Life Christian Centre to hold an outdoor event in the back parking lot of the Church building at 607 Main Street on September 28, 2014 beginning at 5:00pm. Motion carried.

Councillor Hutchings returned to the Council Chambers from her conflict of interest.

It was moved by Councillor Ryan, seconded by Councillor Boyle, that Council approve that two Administrative Staff or Councillors may attend the Wellness Seminar to be held on Thursday, October 2, 2014 at HMCS Brunswicker in Saint John for a cost of \$30 per person. Motion carried.

It was moved by Councillor Ryan, seconded by Councillor Wilson, that Council approve the proposed plans as submitted for the Encroachment Easement Adjustment of Alan deWinter, on Jonah Court and authorize the Town Clerk/Treasurer and Development Officer to sign the plans on behalf of the Town to allow for registration. Motion carried.

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It was moved by Councillor Ryan, seconded by Councillor Wright, that Council approve the Amending Subdivision Plan, Azalea Lane Subdivision Phase 1. Motion carried.

It was moved by Councillor Ryan, seconded by Councillor Wilson, that Council approve for payment, accounts for the month of August, 2014, totaling \$384,779.37. Motion carried.

His Worship Mayor Thorne read correspondence from Councillor Wright submitting his resignation from Sussex Town Council effective midnight on Friday September 26, 2014.

It was moved by Councillor Wilson, seconded by Councillor Ryan, to accept Councillor Wright's resignation from Council effective midnight on Friday September 26th, 2014. Motion carried.

It was moved by Councillor Boyle, seconded by Councillor Wilson that the Council of the Town of Sussex declare a vacancy on Council due to the resignation of Mark Wright effective September 27, 2014. Motion carried.

His Worship Mayor Thorne, individual members of Council, the CAO and the Town Clerk/Treasurer spoke on Councillor Wright's resignation. Councillors and staff wished Councillor Wright and his wife Rachel, the best of luck in the future. They also wished Councillor Wright a fulfilling career as an RCMP Officer. Council members spoke of the commitment of Councillor Wright towards the Community and Citizens of the Town in his role as a Councillor over the past 10 years and noted that they certainly will miss Councillor Wright on Council. Councillor Wright thanked the Council for their kind words noting that it is with sadness that he resigns his seat on Council

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however he is looking forward to fulfilling his lifelong dream of becoming a member of the RCMP.

Councillor Ryan informed Council that the Sussex Middle School has recently opened a multi-sensory room which will be of great benefit to students with Autism and people suffering different forms of dementia.

His Worship Mayor Thorne noted that the next scheduled regular meeting of Council will be Monday, October 27, 2014, at 7:00pm.

It was moved by Councillor Armitage, 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