

**COUNCIL MEETING OF
MONDAY, JUNE 10, 2019 5:30 P.M.
COUNCIL CHAMBERS, TOWN HALL**

In attendance were Mayor John Higham, Deputy Mayor Ron Aiken, Councillors Bruce Phinney, Allison Butcher, Andrew Black, Joyce O'Neil, Bill Evans, Shawn Mesheau and Michael Tower. Also, in attendance were CAO Phil Handrahan, Clerk Donna Beal and Assistant Clerk Becky Goodwin.

CALL MEETING TO ORDER

Mayor John Higham called the meeting to order.

APPROVAL OF AGENDA

#19-096 MOVED BY COUNCILLOR ANDREW BLACK AND SECONDED BY
DEPUTY MAYOR RON AIKEN THAT COUNCIL APPROVE THE AGENDA OF THE
REGULAR COUNCIL MEETING OF JUNE 10, 2019, AS CIRCULATE AND MOVE INTO
IN-CAMERA. MOTION CARRIED.

1. IN-CAMERA

(a) L-2016-01

Mayor John Higham closed the In-Camera discussion and noted a recess until 7:00 p.m.

PUBLIC – 7:00 p.m.

Joining the meeting were Treasurer Michael Beal, Senior Manager Corporate Projects Jamie Burke, Manager of Tourism & Business Development Ron Kelly-Spurles, Manager of Recreation Programs & Events Matt Pryde, Town Engineer Dwayne Acton, Manager of Parks & Facilities Todd Cole, Fire Chief Craig Bowser, Deputy Fire Chief Shawn Phinney and Planner Tracey Wade.

Mayor John Higham called the meeting to order

Also attending was the Press Bruce Wark together with approximately 9 residents.

2. BORDERTOWN PRIZE DRAW

Mayor John Higham mentioned that the Bordertown Prize Draw will now be held at the July Meeting of Council.

3. QUESTION PERIOD

Resident, Wendy Alder spoke on the Regular Council Meeting of May 14th, where the Treasurer announced provincial cuts for designated highways and Cattail Ridge project. Town Engineer, Dwayne Acton responded.

Resident Wendy Alder spoke on the unexpected one-time 2018 Top-Up allocation and requested what the funds would be used for. Mayor John Higham responded that recommendations will be brought forward in July.

4. DISCLOSURE OF INTEREST

Mayor John Higham asked if there were any Disclosures of Interest to Declare. There were none.

5. MINUTES

Approval of Minutes – Regular Council Meeting – May 14, 2019

#19-097 MOVED BY COUNCILLOR BILL EVANS AND SECONDED BY COUNCILLOR ALLISON BUTCHER THAT COUNCIL ADOPT THE MINUTES OF THE REGULAR COUNCIL MEETING OF MAY 14, 2019 AS CIRCULATED. MOTION CARRIED.

Approval of Minutes – Special Meeting of Council – May 27, 2019

#19-098 MOVED BY COUNCILLOR JOYCE O’NEIL AND SECONDED BY COUNCILLOR MICHAEL TOWER THAT COUNCIL ADOPT THE MINUTES OF THE SPECIAL MEETING OF COUNCIL OF MAY 27, 2019 AS CIRCULATED. MOTION CARRIED.

Approval of Minutes – Special Meeting of Council – June 3, 2019

#19-099 MOVED BY DEPUTY MAYOR RON AIKEN AND SECONDED BY COUNCILLOR BILL EVANS THAT COUNCIL ADOPT THE MINUTES OF THE SPECIAL MEETING COUNCIL OF JUNE 3, 2019 AS CIRCULATED. MOTION CARRIED.

6. BUSINESS ARISING FROM THE MINUTES

Mayor John Higham asked if there was any business arising from the minutes. There was none.

7. SOUTHEAST REGIONAL SERVICES

- i) Regional Service Commission – Mayor John Higham

Mayor John Higham noted that the Regional Service Commission meeting was also their AGM where financial statements and a general report was received. During the meeting appointments were made for Committees. At the upcoming Regional Service Commission, a motion will be brought forward to ban the use of one-use plastic straws from the area.

Deputy Mayor Aiken attended the ECO360 presentation on waste management systems.

ii) Planning – Tracy Wade

Planner Tracy Wade provided highlights of the report noting that it could be found on page 17 of the Council Package.

iii) A public hearing was held regarding the application to amend the Zoning By-Law to permit a Cannabis Micro-cultivation and processing operation in the Agriculture-Conservation Zone.

8. REPORTS

A) MAYOR'S REPORT

Mayor John Higham provided a brief outline of the Mayors activities during the last month. This included radio and tv interviews with CBC on the contaminated land on Lorne Street. The Mayor also attended the Walk in the Park and Nursing Home week. Deputy Mayor Aiken attended the Shriners flag raising, Home Hardware Grand Re-Opening and a lunch of the Female Barbershop Quartet.

Mayor Higham also met with the CN Vice President on multiple topics at FCM and met with residents living near the retention pond. UMNB discussions included an advanced pilot to address flooding around railways, policing reviews and infrastructure funding. The mayor continues to receive consistent inquiries on the Town of Sackville on retiring, business potential and quality of schools.

B) CAO'S REPORT

CAO Phil Handrahan noted that his Report could be found on page 20 of the Council Package and provided a summary noting that full details could be found in Department Reports.

C) Finance & Administration

Liaison Councillors Michael Tower and Ron Aiken

i) BILLS AND PAYROLL – MAY

#19-100 MOVED BY DEPUTY MAYOR RON AIKEN AND SECONDED BY COUNCILLOR MICHAEL TOWER THAT COUNCIL ACCEPT THE BILLS AND PAYROLL FOR THE MONTH OF MAY 2019 AS FOLLOWS: GENERAL GOVERNMENT \$709,081.25; GENERAL CAPITAL \$228,063.75; UTILITY GOVERNMENT \$361,702.23; UTILITY CAPITAL \$0.00; AND SALARIES \$304,930.51. MOTION CARRIED

i) Report from Finance and Administration

Deputy Mayor Aiken noted that the Finance Report could be found on page 23 of the Council Package and gave details of the Report and noted that the By-Law and Animal Control Reports were also included.

#19-101 MOVED BY DEPUTY MAYOR RON AIKEN AND SECONDED BY COUNCILLOR MICHAEL TOWER THAT COUNCIL APPROVE THAT AMY CYR, SETH GEORGE AND ADRIEL COBO MARIN ARE AUTHORIZED, DESIGNATED AND APPOINTED TO ACT FOR AND ON COUNCIL'S BEHALF IN ORDER TO PROPERLY ENFORCE ALL OF THE MUNICIPALITY'S BY-LAWS EFFECTIVE JUNE 10, 2019. MOTION CARRIED.

#19-102 MOVED BY DEPUTY MAYOR RON AIKEN AND SECONDED BY COUNCILLOR ANDREW BLACK THAT COUNCIL SUPPORT AND AUTHORIZE AN APPLICATION FOR FUNDING CONSIDERATION UNDER THE INTEGRATED BILATERAL AGREEMENT FOR THE INVESTING IN CANADA INFRASTRUCTURE PROGRAM, PHASE III – LORNE STREET STORM WATER MITIGATION PROJECT, WHICH INCLUDES RETENTION POND AT THE FORMER PICKARD QUARRY, STREET AND RAILWAY CROSSINGS, MAJOR DITCHING CONTROL STRUCTURES AND AN ADDITIONAL RETENTION POND AT AN ANTICIPATED TOTAL COST OF \$4,600,000.00. AYE VOTES WERE RECORDED FROM DEPUTY MAYOR AIKEN, COUNCILLORS ALLISON BUTCHER, ANDREW BLACK, JOYCE O'NEIL, BILL EVANS AND MICHAEL TOWER. NAY VOTES RECORDED FROM COUNCILLORS BRUCE PHINNEY AND SHAWN MESHEAU. MOTION CARRIED.

- D) Tourism & Business Development
 - Liaison Councillors Michael Tower and Shawn Mesheau
 - a. Report from Tourism & Business Development

Councillor Michael Tower gave a brief summary of the Tourism & Business Development Report found on page 31 of the Council Package.

- E) Public Property & Facilities
 - Liaison Councillors Bruce Phinney and Bill Evans
 - a. Report Public Property & Facilities

Councillor Bruce Phinney provided a brief overview of the Public Property and Facilities Report found on page 33 of the Council Package.

#19-103 MOVED BY COUNCILLOR BRUCE PHINNEY AND SECONDED BY COUNCILLOR JOYCE O'NEIL THAT COUNCIL APPROVE THE WORKING AGREEMENT WITH MARY-ANN OSTER FOR CANTEEN/BAR SERVICES FOR A FURTHER TWO (2) YEAR TERM FROM OCTOBER 1, 2019 TO SEPTEMBER 30, 2021. MOTION CARRIED.

#19-104 MOVED BY COUNCILLOR BRUCE PHINNEY AND SECONDED BY COUNCILLOR BILL EVANS THAT COUNCIL APPROVE THE FOLLOWING MAINTENANCE CONTRACTS FOR SACKVILLE TOWN HALL BUILDING FOR A 5-YEAR TERM:

- BLACK & MACDONALD (HEATING, COOLING, VENTILATION & BACKFLOW PREVENTION) YEAR 1 - \$17,197.00 PLUS HST AND YEARS 2,3,4,5 INCREASE EACH YEAR BY 2%.
- OTIS CANADA (ELEVATOR) YEAR 1 - \$3,270.00 PLUS HST AND YEARS 2,3,4,5 INCREASE EACH YEAR BY THE CPI AND COST OF LIVING.
- TOROMONT CAT (GENERATOR) YEAR 1,2,3,4,5 - \$5,250.00 PLUS HST.
- REFUEL SYSTEM INC. (GENERATOR FUEL SYSTEM) YEAR 1 - \$1,375.00 PLUS HST, YEAR 2 - \$1,425.00 PLUS HST AND YEARS 3,4,5 - \$1,475.00 PLUS HST. MOTION CARRIED.

#19-105 MOVED BY COUNCILLOR BRUCE PHINNEY AND SECONDED BY COUNCILLOR MICHAEL TOWER THAT COUNCIL APPROVE THE PUBLIC WORKS/UTILITY DEPARTMENT TO PROCEED WITH THE RECONSTRUCTION OF UNIVERSITY AVENUE AND APPROVE EXPENDITURES FOR PROJECT MATERIALS FROM THE FOLLOWING COMPANIES AS PER THE SUBMITTED QUOTES 2019 FOR OVERALL COSTS OF APPROXIMATELY;

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|-------------------------------|---|
| - <u>WOLSELEY WATERWORKS</u> | <u>\$20,737.38 PLUS HST</u> |
| - <u>STRESCON LIMITED</u> | <u>\$12,000.00 PLUS HST</u> |
| - <u>MONARCH CONSTRUCTION</u> | <u>\$14,880.00 PLUS HST</u> |
| - <u>MCLENNAN SALES</u> | <u>\$3,165.90 PLUS HST. MOTION CARRIED.</u> |

F) Recreation Programs & Events

Liaison Councillors Joyce O'Neil and Bruce Phinney

a. Report Recreation Programs & Events

Councillor Joyce O'Neil provided an overview of the Recreation Programs & Events Report found on page 36 of the Council Package.

#19-106 MOVED BY COUNCILLOR JOYCE O'NEIL AND SECONDED BY COUNCILLOR ALLISON BUTCHER THAT COUNCIL APPROVE THE CLOSURE OF MAIN STREET FROM DONALD HARPER ROAD TO STATION ROAD, AS WELL AS CHURCH STREET FROM MACPHEE LANE TO MAIN STREET ON SATURDAY, AUGUST 24, 2019 FROM 8:30 A.M. TO 12:00 NOON IN ORDER TO FACILITATE THE SACKVILLE SWIM CLUB TRIATHLON. MOTION CARRIED.

#19-107 MOVED BY COUNCILLOR JOYCE O'NEIL AND SECONDED BY COUNCILLOR SHAWN MESHEAU THAT COUNCIL APPROVE PERMISSION TO THE SACKVILLE FARMER'S MARKET TO LICENSE A SECURED AREA IN THE FALL FAIR TENT FOR A HARVEST SUPPER EVENT ON SUNDAY, SEPTEMBER 22, 2019 FROM

4:00 P.M. UNTIL 11:00 P.M. SUBJECT TO PROVINCIAL LIQUOR AND SAFETY LAWS.
MOTION CARRIED.

G) Public Safety

Liaison Councillors Joyce O'Neil and Allison Butcher

- a. Report Public Safety
 - Fire/EMO, RCMP/CPO

Councillor Allison Butcher provided an overview of the Fire/EMO Report, and Councillor Joyce O'Neil provided details of the RCMP/CPO Report found on page 39 of the Council Package.

H) Policy/By-Law

Liaison Councillors Andrew Black and Allison Butcher

- a. Report Policy/By-Law

Councillor Allison Butcher noted that the Policy/By-Law Report could be found on page 43 of the Council Package and gave an overview of the report.

I) Personnel

Liaison Councillors Bill Evans and Andrew Black

- a. Report Personnel

Councillor Bill Evans noted that the Personnel Report could be found on page 44 of the Council Package.

J) Corporate Affairs & Strategic Development

Liaison Councillors Ron Aiken and Shawn Mesheau

- a. Report Corporate Affairs & Strategic Development

Deputy Mayor Ron Aiken provided a brief overview of key points within the Corporate Affairs and Strategic Development Report found on page 45 of the package.

#19-108 MOVED BY DEPUTY MAYOR RON AIKEN AND SECONDED BY COUNCILLOR BRUCE PHINNEY THAT COUNCIL APPROVE THE FOLLOWING FOR SAPPYFEST CONTEMPORARY ARTS FESTIVAL; TO GRANT THE TEMPORARY CLOSURE OF BRIDGE STREET FROM LORNE STREET TO MAIN STREET ON THURSDAY, AUGUST 1, 2019 BEGINNING AT 8:00 P.M. UNTIL MONDAY, AUGUST 5, 2019 AT 12:00 NOON IN ORDER TO FACILITATE THE USE OF A TENT FOR EVENTS DURING THE FESTIVAL. MOTION CARRIED.

#19-109 MOVED BY DEPUTY MAYOR RON AIKEN AND SECONDED BY COUNCILLOR JOYCE O'NEIL THAT COUNCIL APPROVE TO WAIVE THE RENTAL OF TOWN OWNED PROPERTY SUCH AS TABLES, CHAIRS, PICNIC TABLES AND OTHER SIMILAR ITEMS FROM THE TANTRAMAR VETERANS MEMORIAL CIVIC CENTRE

TO SAPPYFEST FROM AUGUST 1, 2019 TO AUGUST 5, 2019 WITH THE UNDERSTANDING THAT SAPPYFEST WILL BE RESPONSIBLE FOR LOST OR DAMAGED EQUIPMENT. MOTION CARRIED

#19-110 MOVED BY DEPUTY MAYOR RON AIKEN SECONDED BY COUNCILLOR SHAWN MESHEAU THAT COUNCIL APPROVE TO GRANT A TIME EXEMPTION FROM 11:00 P.M. TO 12:00 MIDNIGHT ON FRIDAY AUGUST 2, 2019, SATURDAY AUGUST 3, 2019 AND SUNDAY AUGUST 4, 2019 AS PER BY-LAW NO. 246, THE TOWN OF SACKVILLE NOISE BY-LAW – SECTION 5. MOTION CARRIED

#19-111 MOVED BY DEPUTY MAYOR RON AIKEN AND SECONDED BY COUNCILLOR MICHAEL TOWER THAT COUNCIL APPROVE THE GRANT PERMISSION FOR THE SAPPYFEST CONTEMPORARY ARTS FESTIVAL TO OPERATE A BEER GARDEN IN A SECURED AREA ON BRIDGE STREET ON FRIDAY, AUGUST 2, 2019, SATURDAY, AUGUST 3, 2019 AND SUNDAY, AUGUST 4, 2019 SUBJECT TO PROVINCIAL LIQUOR AND SAFETY LAWS, AND OBTAINING LIABILITY INSURANCE IN THE AMOUNT OF \$2,000,000 NAMING THE TOWN OF SACKVILLE AS CO-INSURED. MOTION CARRIED

#19-112 MOVED BY DEPUTY MAYOR RON AIKEN AND SECONDED BY COUNCILLOR SHAWN MESHEAU THAT COUNCIL REQUEST THE CONSENT OF THE SOUTHEAST REGIONAL SERVICE COMMISSION PLANNING REVIEW AND ADJUSTMENT COMMITTEE TO SELL A PORTION OF LAND FOR PUBLIC PURPOSES, IDENTIFIED BY PID #70435433, AS PRESENTED DURING THE IN-CAMERA MEETING ON JUNE 3, 2019. MOTION CARRIED.

9. NEW BUSINESS

a. Election Deputy Mayor

Mayor John Higham asked for nominations for the position of Deputy Mayor. Councillor Bruce Phinney nominated Councillor Shawn Mesheau. Councillor Joyce O’Neil nominated Councillor Ron Aiken. Mayor John Higham called three times for further nominations. There were none. Mayor John Higham declared that nominations cease.

Votes for Councillor Shawn Mesheau – Councillors Bruce Phinney and Shawn Mesheau
Votes for Councillor Ron Aiken – Councillors Mike Tower, Bill Evans, Joyce O’Neil, Andrew Black, Ron Aiken and Allison Butcher

Mayor John Higham noted that Councillor Ron Aiken be elected as Deputy Mayor effective immediately.

b. Appointment of Liaison Councillors

Mayor John Higham noted that there will be no changes to the Liaison Councillor Appointments.

10. QUESTION PERIOD

Bruce Wark asked how firm is the opportunity for funding of the Phase III of Lorne Street project that is being applied for. Mayor Higham responded that there is a mandate for cost-shared opportunities and that the process is only at a submission of interests. The requirement of the application is a shovel-ready project, which allows the Town to be a potential candidate.

Bruce Wark asked what CN's position is with the flooding situation with regards to liability. Mayor John Higham responded that CN has not provided a direct comment.

Bruce Wark asked about By-Law #251 and if the ability for public to ask questions is still up for discussion. Mayor Higham noted that wording will be revised to reflect the intent of that section.

Mayor John Higham asked if Mr. Wark received communication from Department of Public Safety regarding his article on the approved ATV By-Law and the misinformation of the age restrictions of ATVs on public roads. Mr. Wark responded that he had received a call from a communications officer advising him that the information was confusing with respect to age.

Resident Wendy Alder referred to the tourism report and asked if DTI has provided a timeline on when the signs will go back up at the 506 exit. Senior Manager Jamie Burke addressed that DTI has not provided indication of when the sign will go back up and he will continue to follow up.

Resident Wendy Alder asked how the location was determined for the permeable asphalt project sponsored by EOS Eco-Energy. Town Engineer Dwayne Acton responded that it wasn't about a test of traffic, but a test of permeability of the asphalt. The current site was selected due to current drainage issues at the space and also the location worked well for EOS and the signage they will be installing.

11. ADJOURN

#19-113 MOVED BY COUNCILLOR MICHAEL TOWER AND SECONDED BY COUNCILLOR BRUCE PHINNEY THAT COUNCIL ADJOURN THE REGULAR COUNCIL MEETING OF JUNE 10, 2019. MOTION CARRIED.

Mayor

Clerk

Assistant Clerk