

**COUNCIL MEETING OF
TUESDAY, FEBRUARY 14, 2023 7:00 P.M.
COUNCIL CHAMBERS, TOWN HALL
31C MAIN STREET, SACKVILLE NB**

In attendance were Mayor Andrew Black and Councillors Allison Butcher, Matt Estabrooks, Josh Goguen, Barry Hicks, Greg Martin, Bruce Phinney, Michael Tower, and Debbie Wiggins-Colwell. Also, in attendance were CAO Jennifer Borne, Clerk Donna Beal, Assistant Clerk Becky Goodwin, Director of Engineering and Public Works Jon Epell, Director of Community & Corporate Services Kieran Miller, Director of Corporate Compliance Michael Beal, Manager of Tourism and Business Development Ron Kelly Spurles, Manager of Parks and Facilities Todd Cole, Corporate Compliance Analyst Kate Carroll and Dorchester Fire Chief Greg Partridge.

Also, in attendance were nine (9) members of the public.

1. CALL MEETING TO ORDER

Mayor Andrew Black called the meeting to order.

Mayor Andrew Black acknowledged that we are located within the territory of Mi'kma'ki, the unceded, ancestral territory of the Mi'kmaq people.

2. ADOPTION OF AGENDA

#23-009 MOVED BY COUNCILLOR GREG MARTIN AND SECONDED BY COUNCILLOR BARRY HICKS THAT COUNCIL APPROVE THE AGENDA OF THE REGULAR COUNCIL MEETING OF FEBRUARY 14, 2023, AS CIRCULATED. MOTION CARRIED.

3. PUBLIC AND ADMINISTRATION PRESENTATIONS

- a. SACKVILLE FARMERS MARKET – KENT COATES
- b. VETERANS BANNERS – GARTH ZWICKER

4. CONFLICT OF INTEREST DECLARATION

Mayor Andrew Black asked if there were any Disclosures of Interest. Councillor Josh Goguen noted a Disclosure of Interest relating to item 8.2 RBC Banking but will not be stepping out during the discussion.

5. ELECTION – DEPUTY MAYOR

Mayor Andrew Black asked for nominations for the position of Deputy Mayor.

Councillor Michael Tower nominated Councillor Greg Martin. Councillor Greg Martin accepted the nomination.

Councillor Matt Estabrooks nominated Councillor Debbie Wiggins-Colwell. Councillor Debbie Wiggins-Colwell accepted the nomination.

Mayor Andrew Black called for nominations two additional times. No other nominations were received.

A vote was then held with Councillor Debbie Wiggins-Colwell receiving votes from Councillors Matt Estabrooks, Barry Hicks, Bruce Phinney and Debbie Wiggins-Colwell.

A vote was then held with Councillor Greg Martin receiving votes from Mayor Andrew Black and Councillors Allison Butcher, Josh Goguen, Greg Martin and Michael Tower.

Mayor Andrew Black announced and congratulated the new Deputy Mayor Greg Martin.

6. APPOINTMENT TO COMMITTEES

#23-010 MOVED BY DEPUTY MAYOR GREG MARTIN AND SECONDED BY COUNCILLOR MICHAEL TOWER THAT COUNCIL APPROVE THE FOLLOWING APPOINTMENTS AS RECOMMENDED BY THE MAYOR AS PER BY-LAW NO. 3 SECTION XX (2) PROCEEDINGS OF MUNICIPAL COUNCIL AND COMMITTEE MEETINGS:

COUNCILLOR ALLISON BUTCHER – BUSINESS IMPROVEMENT AREA

COUNCILLOR MATT ESTABROOKS – RURAL HEALTH ACTION GROUP

COUNCILLOR JOSH GOGUEN – CLIMATE CHANGE ADVISORY COMMITTEE

COUNCILLOR BARRY HICKS – WATERFOWL PARK ADVISORY COMMITTEE

DEPUTY MAYOR GREG MARTIN – SPORTS WALL OF FAME COMMITTEE

COUNCILLOR BRUCE PHINNEY – ARTS WALL OF FAME COMMITTEE

COUNCILLOR MICHAEL TOWER – SACKVILLE LIBRARY

COUNCILLOR DEBBIE WIGGINS-COLWELL – DORCHESTER LIBRARY. MOTION CARRIED.

7. ADOPTION OF MINUTES

#23-011 MOVED BY COUNCILLOR ALLISON BUTCHER AND SECONDED BY COUNCILLOR JOSH GOGUEN THAT COUNCIL ADOPT THE MINUTES OF THE REGULAR COUNCIL MEETING OF JANUARY 10, 2023, AS CIRCULATED. MOTION CARRIED.

#23-012 MOVED BY COUNCILLOR JOSH GOGUEN AND SECONDED BY COUNCILLOR MICHAEL TOWER THAT COUNCIL ADOPT THE MINUTES OF THE COMMITTEE OF THE WHOLE MEETING OF JANUARY 24, 2023, AS CIRCULATED. MOTION CARRIED.

#23-013 MOVED BY COUNCILLOR MICHAEL TOWER AND SECONDED BY COUNCILLOR ALLISON BUTCHER THAT COUNCIL ADOPT THE MINUTES OF THE SPECIAL MEETING OF COUNCIL OF FEBRUARY 2, 2023, AS CIRCULATED. MOTION CARRIED.

8. CONSENT AGENDA

8.1 – WORKPLACE HARASSMENT AND VIOLENCE POLICY

#23-014 MOVED BY COUNCILLOR ALLISON BUTCHER AND SECONDED BY DEPUTY MAYOR GREG MARTIN THAT COUNCIL APPROVE POLICY 2023-02 WORKPLACE HARASSMENT AND VIOLENCE POLICY AND REPEAL POLICY 2021-02 WORKPLACE HARASSMENT AND VIOLENCE POLICY. MOTION CARRIED.

8.2 – RBC BANKING

#23-015 MOVED BY COUNCILLOR BRUCE PHINNEY AND SECONDED BY COUNCILLOR BARRY HICKS THAT COUNCIL AUTHORIZE THE MAYOR AND CLERK TO SIGN AND SEAL THE RESOLUTION REGARDING BANKING E-FORM 380 (2019/06) WITH ROYAL BANK OF CANADA FOR TANTRAMAR AS PRESENTED AT THE COMMITTEE OF THE WHOLE MEETING ON JANUARY 24, 2023. MOTION CARRIED.

#23-016 MOVED BY COUNCILLOR BRUCE PHINNEY AND SECONDED BY COUNCILLOR MICHAEL TOWER THAT COUNCIL AUTHORIZE MICHAEL BEAL, DIRECTOR OF CORPORATE COMPLIANCE AND ELIZABETH HARTLING, ASSISTANT TREASURER AS RBC EXPRESS SERVICE ADMINISTRATORS ON THE RBC ACCOUNTS FOR TANTRAMAR, BRINGING THE SERVICE ADMINISTRATOR COUNT TO THREE (3) WITH THE FIRST BEING JENNIFER BORNE AS ADDED BY THE MINISTERS OFFICE AND APPROVE THE MAYOR AND CHIEF ADMINISTRATIVE OFFICER TO APPROVE THE RBC EXPRESS SERVICE ADMINISTRATOR DOCUMENT. MOTION CARRIED.

#23-017 MOVED BY COUNCILLOR BRUCE PHINNEY AND SECONDED BY COUNCILLOR ALLISON BUTCHER THAT COUNCIL AUTHORIZE THE MAYOR AND CHIEF ADMINISTRATIVE OFFICER TO SIGN THE MASTER CLIENT AGREEMENT FOR BUSINESS CLIENTS WITH RBC WHICH INCLUDES FIVE (5) SIGNING AUTHORITIES. THE MAYOR OR DEPUTY MAYOR TO SIGN WITH ONE STAFF MEMBER BEING JENNIFER BORNE, MICHAEL BEAL OR ELIZABETH HARTLING. MOTION CARRIED.

8.3 – DORCHESTER VETERANS COMMUNITY CENTRE FACILITY AGREEMENT

#23-018 MOVED BY COUNCILLOR DEBBIE WIGGINS-COLWELL AND SECONDED BY COUNCILLOR ALLISON BUTCHER THAT COUNCIL APPROVE THE AMENDMENTS TO THE DORCHESTER FACILITY RENTAL POLICY & AGREEMENT. MOTION CARRIED.

8.4 – ROUNDTABLE OF WETLAND CITY MAYORS

#23-019 MOVED BY COUNCILLOR ALLISON BUTCHER AND SECONDED BY COUNCILLOR MICHAEL TOWER THAT COUNCIL APPROVE MAYOR ANDREW BLACK TO ATTEND THE SECOND ROUNDTABLE OF WETLAND CITY MAYORS IN AMIENS, FRANCE. AYE VOTES RECORDED BY MAYOR ANDREW BLACK, DEPUTY MAYOR GREG MARTIN AND COUNCILLORS ALLISON BUTCHER, MATT ESTABROOKS, JOSH GOGUEN, BARRY HICKS, MICHAEL TOWER AND DEBBIE WIGGINS-COLWELL. NAY VOTE RECORDED BY COUNCILLOR BRUCE PHINNEY. MOTION CARRIED.

9. REPORTS FROM ADMINISTRATION

- a. TENDER 2022-09 LORNE STREET STORMWATER MITIGATION PHASE 3 – RETENTION POND 3 AND CULVERT CROSSINGS

#23-020 MOVED BY COUNCILLOR MATT ESTABROOKS AND SECONDED BY COUNCILLOR DEBBIE WIGGINS-COLWELL THAT COUNCIL AWARD TENDER 2022-09 LORNE STREET STORMWATER MITIGATION PHASE 3 – NEW RETENTION POND 3 AND CULVERT CROSSING TO THE LOWEST BIDDER BEALE & INCH CONSTRUCTION OF SACKVILLE, NB IN THE REDUCED TENDER AMOUNT OF \$5,041,096.99 HST INCLUDED. AYE VOTES RECORDED BY MAYOR ANDREW BLACK, DEPUTY MAYOR GREG MARTIN AND COUNCILLORS ALLISON BUTCHER, MATT ESTABROOKS, JOSH GOGUEN, BARRY HICKS, MICHAEL TOWER AND DEBBIE WIGGINS-COLWELL. NAY VOTE RECORDED BY COUNCILLOR BRUCE PHINNEY. MOTION CARRIED.

- b. BY-LAW ENFORCEMENT

#23-021 MOVED BY COUNCILLOR ALLISON BUTCHER AND SECONDED BY COUNCILLOR BRUCE PHINNEY THAT WHEREAS COUNCIL HAS ADOPTED VARIOUS BY-LAWS;

AND WHEREAS THE MUNICIPALITY OF TANTRAMAR WISHES TO ENSURE THE PROPER ENFORCEMENT OF ITS BY-LAWS BY APPOINTING AN APPROPRIATE PERSON TO SUCH POSITION;

NOW THEREFORE BE IT RESOLVED THAT THE FOLLOWING PERSON IS HEREBY AUTHORIZED, DESIGNATED AND APPOINTED TO ACT FOR AND ON COUNCIL'S BEHALF IN ORDER TO PROPERLY ENFORCE ALL OF THE MUNICIPALITY'S BY-LAWS PURSUANT TO THE MUNICIPALITY OF TANTRAMAR'S AUTHORITY OUTLINED BELOW: COREY SPRINGER EFFECTIVE FEBRUARY 14, 2023

BE IT FURTHER RESOLVED THAT THE ABOVE-NOTED AUTHORIZATION, DESIGNATION AND APPOINTMENT IS SUBJECT TO THE FOLLOWING:

SECTIONS 133, 134, 135 AND 136 OF THE COMMUNITY PLANNING ACT, IN ORDER TO ENTER UPON PROPERTY, ISSUE ORDERS, SEEK ORDERS FROM THE COURT OF KING'S BENCH AND COMMENCE PROCEEDINGS IN PROVINCIAL COURT;

SECTIONS 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 72, 80, 128, 129, 130, 131, 132, 133, 135, 139, 144, 150, 151, 153 AND 195 OF THE LOCAL GOVERNANCE ACT, IN ORDER TO SERVE TICKETS, COMMENCE PROCEEDINGS IN PROVINCIAL COURT, ENTER UPON PROPERTY AND ISSUE NOTICES FOR DANGEROUS OR UNSIGHTLY PREMISES;

SECTION 14 OF THE POLICE ACT IN ORDER TO SERVE TICKETS AND PROPERLY EXECUTE THEIR ROLE AS A BY-LAW ENFORCEMENT OFFICER;

BE IT FURTHER RESOLVED THAT THE ABOVE-NOTED AUTHORIZATION, DESIGNATION, AND APPOINTMENT SHALL CONTINUE UNTIL THE PERSON CEASES TO BE EMPLOYED BY THE MUNICIPALITY OF TANTRAMAR, OR UNTIL THE APPOINTMENT IS LIMITED OR RESCINDED BY COUNCIL. MOTION CARRIED.

c. SOUTHEAST REGIONAL SERVICES – BUILDING INSPECTORS

#23-022 MOVED BY COUNCILLOR MICHAEL TOWER AND SECONDED BY COUNCILLOR JOSH GOGUEN THAT **WHEREAS** THE PROVINCE OF NEW BRUNSWICK HAS REPEALED ALL REGULATIONS RELATED TO BUILDING STANDARDS, PERMITS, AND INSPECTIONS FROM THE COMMUNITY PLANNING ACT AND ADOPTED THEM UNDER THE BUILDING CODE ADMINISTRATION ACT;

AND WHEREAS HANO DERCKSON, DENIS FRENETTE, SAMUEL FRENETTE, PATRICK GAUDET, MARTIN PICOT, ADRIEN ROBICHAUD, AND BILL WRIGHT HAVE BEEN ACCEPTED BY THE SOUTHEAST REGIONAL SERVICE COMMISSION AS BUILDING INSPECTORS;

BE IT RESOLVED THAT THE MUNICIPAL COUNCIL OF TANTRAMAR APPOINT THE ABOVE-NAMED INSPECTORS AS BUILDING INSPECTORS FOR THE MUNICIPALITY OF TANTRAMAR UNDER SECTION 71 OF THE LOCAL GOVERNANCE ACT;

BE IT FURTHER RESOLVED THAT THE MUNICIPAL COUNCIL OF TANTRAMAR HEREBY GIVES AUTHORITY TO THE BUILDING INSPECTORS TO ISSUE ORDERS AND TO LAY INFORMATION FOR OFFENCES UNDER SECTION 14 OF THE BUILDING CODE ADMINISTRATION ACT. MOTION CARRIED.

10. CLOSED SESSION

No items during this agenda item.

11. NOTICE OF MOTION AND RESOLUTION

Clerk Donna Beal noted that there was no notice of motions received by the Clerk's Office.

12. ADJOURNMENT

#23-023 MOVED BY COUNCILLOR MICHAEL TOWER AND SECONDED BY COUNCILLOR
BRUCE PHINNEY THAT COUNCIL ADJOURN THE REGULAR COUNCIL MEETING OF FEBRUARY 14,
2023. MOTION CARRIED.

Mayor

Clerk

Assistant Clerk