

**COUNCIL MEETING OF  
TUESDAY, APRIL 11, 2023, 6:00 P.M.  
COUNCIL CHAMBERS, TOWN HALL  
31C MAIN STREET, SACKVILLE NB**

In attendance were Mayor Andrew Black, Deputy Mayor Greg Martin and Councillors Allison Butcher, Matt Estabrooks, Josh Goguen, Barry Hicks, Bruce Phinney, Michael Tower, and Debbie Wiggins-Colwell. Also, in attendance were CAO Jennifer Borne, Clerk Donna Beal and Assistant Clerk Becky Goodwin.

1. CALL MEETING TO ORDER

Mayor Andrew Black called the meeting to order.

2. ADOPTION OF AGENDA

#23-054 MOVED BY DEPUTY MAYOR GREG MARTIN AND SECONDED BY COUNCILLOR MICHAEL TOWER THAT COUNCIL APPROVE THE AGENDA OF THE REGULAR COUNCIL MEETING OF APRIL 11, 2023, AS AMENDED AND MOVE INTO IN-CAMERA IN ACCORDANCE WITH SECTION 68(1)(F) OF THE LOCAL GOVERNANCE ACT. MOTION CARRIED.

3. CLOSED SESSION

a. HR-2023-01

Mayor Andrew Black noted a recess until 7:00 P.M.

**Public**

Director of Engineering and Public Works Jon Eppell, Director of Community & Corporate Services Kieran Miller, Director of Corporate Compliance Michael Beal, Director of Active Living and Culture Matt Pryde, Manager of Tourism and Business Development Ron Kelly Spurles, Corporate Compliance Analyst Kate Carroll, and Dorchester Fire Chief Greg Partridge joined the meeting.

Also, in attendance were fifty-eight (58) members of the Public.

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

#23-055 MOVED BY COUNCILLOR MATT ESTABROOKS AND SECONDED BY COUNCILLOR BRUCE PHINNEY THAT COUNCIL ADD A MOTION AS AGENDA ITEM 7.7 AND APPROVE THE AGENDA OF THE REGULAR COUNCIL MEETING OF APRIL 11, 2023, AS AMENDED. MOTION CARRIED.

Mayor Andrew Black provided a statement regarding the Good Friday Hanson Block Fire which resulted in 5 individuals being displaced and the loss of local business Joey's Pizza & Pasta. Mayor Black thanked all the first responders from the three Tantramar Fire Departments, along with Amherst and Memramcook Fire Departments for their dedication and commitment to keeping our communities safe.

4. CONFLICT OF INTEREST DECLARATION

Mayor Andrew Black asked if there were any Disclosures of Interest. There were none.

5. PUBLIC AND ADMINISTRATION PRESENTATIONS

a. TAX RATES AND SERVICES – KENNETH HICKS

6. ADOPTION OF MINUTES

#23-056 MOVED BY COUNCILLOR ALLISON BUTCHER AND SECONDED BY COUNCILLOR MATT ESTABROOKS THAT COUNCIL ADOPT THE MINUTES OF THE REGULAR COUNCIL MEETING OF MARCH 14, 2023, AS CIRCULATED. MOTION CARRIED.

#23-057 MOVED BY COUNCILLOR MATT ESTABROOKS AND SECONDED BY COUNCILLOR BRUCE PHINNEY THAT COUNCIL ADOPT THE MINUTES OF THE SPECIAL MEETING OF COUNCIL OF MARCH 23, 2023, AS CIRCULATED. MOTION CARRIED.

#23-058 MOVED BY DEPUTY MAYOR GREG MARTIN AND SECONDED BY COUNCILLOR MATT ESTABROOKS THAT COUNCIL ADOPT THE MINUTES OF THE COMMITTEE OF THE WHOLE MEETING OF MARCH 27, 2023, AS CIRCULATED. MOTION CARRIED.

#23-059 MOVED BY COUNCILLOR JOSH GOGUEN AND SECONDED BY COUNCILLOR BRUCE PHINNEY THAT COUNCIL ADOPT THE MINUTES OF THE SPECIAL MEETING OF COUNCIL OF MARCH 29, 2023, AS AMENDED. MOTION CARRIED.

#23-060 MOVED BY COUNCILLOR BRUCE PHINNEY AND SECONDED BY COUNCILLOR MICHAEL TOWER THAT COUNCIL ADOPT THE MINUTES OF THE SPECIAL MEETING OF COUNCIL OF APRIL 3, 2023, AS CIRCULATED. MOTION CARRIED.

7. CONSENT AGENDA

7.1 – LETTER TO LGR R. STATISTICS

#23-061 MOVED BY COUNCILLOR MATT ESTABROOKS AND SECONDED BY COUNCILLOR DEBBIE WIGGINS-COLWELL THAT COUNCIL AUTHORIZE STAFF TO PREPARE A LETTER TO MINISTER DANIEL ALLAIN OF LOCAL GOVERNMENT AND LOCAL GOVERNANCE REFORM, REQUESTING THAT LGR LOBBY STATISTICS CANADA FOR CHANGES IN THE WAY DATA IS COLLECTED TO REFLECT THE NEW GEOGRAPHICAL BOUNDARIES CREATED UNDER LOCAL GOVERNANCE REFORM. MOTION CARRIED.

7.2 FRIDAY NIGHT CRUISE STREET CLOSURE

#23-062 MOVED BY COUNCILLOR MATT ESTABROOKS AND SECONDED BY COUNCILLOR BARRY HICKS THAT COUNCIL APPROVE THE CLOSURE OF MAIN STREET FROM BRIDGE STREET TO WELLINGTON STREET ON FRIDAY, JUNE 23, 2023 FROM APPROXIMATELY 5:00 P.M. – 9:00 P.M. TO ACCOMMODATE THE FRIDAY NIGHT CRUISE. MOTION CARRIED.

### 7.3 SAPPYFEST

#23-063 MOVED BY COUNCILLOR MATT ESTABROOKS AND SECONDED BY DEPUTY MAYOR GREG MARTIN 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 3, 2023 BEGINNING AT 8:00 P.M. UNTIL MONDAY, AUGUST 7, 2023 AT 12:00 NOON IN ORDER TO FACILITATE THE USE OF A TENT FOR EVENTS DURING THE FESTIVAL. MOTION CARRIED.

#23-064 MOVED BY COUNCILLOR BARRY HICKS AND SECONDED BY COUNCILLOR MATT ESTABROOKS THAT COUNCIL APPROVE TO WAIVE THE RENTAL OF TOWN OWNED PROPERTY SUCH AS TABLES, CHAIRS, PICNIC TABLES, THE EVENT TENT AND OTHER SIMILAR ITEMS TO SAPPYFEST FROM AUGUST 4, 2023 TO AUGUST 6, 2023 WITH THE UNDERSTANDING THAT SAPPYFEST WILL BE RESPONSIBLE FOR LOST OR DAMAGED EQUIPMENT. MOTION CARRIED.

#23-065 MOVED BY COUNCILLOR ALLISON BUTCHER AND SECONDED BY DEPUTY MAYOR GREG MARTIN THAT COUNCIL APPROVE TO GRANT A TIME EXEMPTION FROM 11:00 P.M. TO 12:00 MIDNIGHT ON FRIDAY AUGUST 4, 2023, SATURDAY AUGUST 5, 2023, AND SUNDAY AUGUST 6, 2023 AS PER BY-LAW NO. 246, THE TOWN OF SACKVILLE NOISE BY-LAW – SECTION 5. MOTION CARRIED.

#23-066 MOVED BY COUNCILLOR BRUCE PHINNEY AND SECONDED BY COUNCILLOR JOSH GOGUEN THAT COUNCIL APPROVE AND GRANT PERMISSION FOR THE SAPPYFEST CONTEMPORARY ARTS FESTIVAL TO OPERATE A BEER GARDEN IN A SECURED AREA ON BRIDGE STREET ON FRIDAY AUGUST 4, 2023, SATURDAY AUGUST 5, 2023, AND SUNDAY AUGUST 6, 2023 SUBJECT TO PROVINCIAL LIQUOR AND SAFETY LAWS, AND OBTAINING LIABILITY INSURANCE IN THE AMOUNT OF \$2,000,000 NAMING TANTRAMAR AS CO-INSURED. MOTION CARRIED.

### 7.4 – SHIRETOWN DAYS GRANT

#23-067 MOVED BY COUNCILLOR ALLISON BUTCHER AND SECONDED BY COUNCILLOR DEBBIE WIGGINS-COLWELL THAT COUNCIL APPROVE A SPECIAL EVENTS GRANT IN THE AMOUNT OF \$2,500.00 TO SUPPORT THE SHIRETOWN FESTIVAL. MOTION CARRIED.

### 7.5 – RFQ NO. 2023-01, PLANTING & MAINTENANCE OF FLOWER BASKETS, PLANTERS & BEDS

#23-068 MOVED BY COUNCILLOR MICHAEL TOWER AND SECONDED BY COUNCILLOR BARRY HICKS THAT COUNCIL AWARD RFQ #2023-01 THE PLANTING AND MAINTENANCE OF FLOWER BASKETS, PLANTERS & BEDS TO THE LOWEST BIDDER YARD GUYZ FOR A TWO-YEAR CONTRACT IN THE AMOUNT OF \$48,122.33 HST INCLUDED. MOTION CARRIED.

### 7.6 – NEW BRUNSWICK SPORTS WALL OF FAME

#23-069 MOVED BY COUNCILLOR JOSH GOGUEN AND SECONDED BY DEPUTY MAYOR GREG MARTIN THAT COUNCIL APPROVE A \$2000 DEPOSIT TO BE PAID TO THE NEW BRUNSWICK SPORTS WALL OF FAME FOR THE PURPOSE OF HOSTING THE 2024 NEW BRUNSWICK SPORTS WALL OF FAME INDUCTION CEREMONY. MOTION CARRIED.

#23-070 MOVED BY COUNCILLOR JOSH GOGUEN AND SECONDED BY COUNCILLOR BRUCE PHINNEY THAT COUNCIL AUTHORIZE MAYOR AND CLERK TO SIGN A LETTER OF INTEREST TO BE

SUBMITTED TO THE NEW BRUNSWICK SPORTS WALL OF FAME FOR THE PURPOSE OF HOSTING THE 2024 NEW BRUNSWICK SPORTS WALL OF FAME INDUCTION CEREMONY. MOTION CARRIED.

#### 7.7 – MOTION OF COUNCIL

#23-071 MOVED BY COUNCILLOR BRUCE PHINNEY AND SECONDED BY COUNCILLOR BARRY HICKS THAT COUNCIL REQUEST THAT THE SHEP SANDPIPER STATUE CURRENTLY ON MUNICIPALLY OWNED PROPERTY IN DORCHESTER NOT BE REMOVED AND REQUEST THE DIRECTOR OF ENGINEERING AND PUBLIC WORKS TO CONFIRM THE SAFE INSTALLATION OF THE STATUE WITH THE UNDERSTANDING THAT THE STATUE IS NOT A MUNICIPALLY OWNED ASSET AT THIS TIME. MOTION CARRIED.

#### 8. REPORTS FROM ADMINISTRATION

There were no items under this agenda item.

#### 9. BY-LAWS

- a. BY-LAW NO. 2023-05, A BY-LAW RESPECTING THE ELECTION OF MAYOR AND COUNCILLORS FOR TANTRAMAR

#23-072 MOVED BY COUNCILLOR MATT ESTABROOKS AND SECONDED BY COUNCILLOR MICHAEL TOWER THAT COUNCIL GIVE SECOND READING SECTION BY SECTION TO BY-LAW NO. 2023-05, A BY-LAW RESPECTING THE ELECTION OF MAYOR AND COUNCILLORS FOR TANTRAMAR.

Public notice is hereby given that the Town Council of Tantramar proposes to enact the following By-Law:

#### **BY-LAW NO. 2023-05, A BY-LAW RESPECTING THE ELECTION OF MAYOR AND COUNCILLORS**

Be it enacted by Tantramar as follows:

1. The Council shall consist of a Mayor and eight (8) Councillors.
2. The Mayor shall be elected by the residents of the Municipality.
3. One (1) Councillor shall be elected by the residents of Ward one (1).
4. One (1) Councillor shall be elected by the residents of Ward two (2).
5. Four (4) Councillors shall be elected by the residents of Ward three (3).
6. One (1) Councillor shall be elected by the residents of Ward four (4).
7. One (1) Councillor shall be elected by the residents of Ward five (5).
8. Candidates for the position of Councillor in the Ward shall be residents of the Ward for which they are nominated, effective on nomination day.
9. Previous Election of Mayor and Councillors By-Laws for the Town of Sackville and Village of Dorchester are hereby repealed.

MOTION CARRIED.

#23-073 MOVED BY COUNCILLOR MATT ESTABROOKS AND SECONDED BY COUNCILLOR BRUCE PHINNEY THAT COUNCIL GIVE THIRD AND FINAL READING TO BY-LAW NO. 2023-05, A BY-LAW RESPECTING THE ELECTION OF MAYOR AND COUNCILLORS FOR TANTRAMAR. MOTION CARRIED.

- b. BY-LAW NO. 2023-06, A BY-LAW RESPECTING DANGEROUS OR UNSIGHTLY PREMISES WITHIN TANTRAMAR

#23-074 MOVED BY COUNCILLOR ALLISON BUTCHER AND SECONDED BY DEPUTY MAYOR GREG MARTIN THAT COUNCIL GIVE FIRST READING IN NAME ONLY TO BY-LAW NO. 2023-06, A BY-LAW RESPECTING DANGEROUS OR UNSIGHTLY PREMISES WITHIN TANTRAMAR. MOTION CARRIED.

10. NOTICE OF MOTION AND RESOLUTION

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

11. ADJOURNMENT

#23-075 MOVED BY COUNCILLOR MICHAEL TOWER AND SECONDED BY DEPUTY MAYOR GREG MARTIN THAT COUNCIL ADJOURN THE REGULAR COUNCIL MEETING OF APRIL 11, 2023. MOTION CARRIED.

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Mayor

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Clerk

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Assistant Clerk