

**COUNCIL MEETING OF
TUESDAY, MAY 9, 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, 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

#23-079 MOVED BY COUNCILLOR JOSH GOGUEN AND SECONDED BY COUNCILLOR MATT ESTABROOKS THAT COUNCIL APPROVE THE AGENDA OF THE REGULAR COUNCIL MEETING OF MAY 9, 2023, AS CIRCULATED AND MOVE INTO IN-CAMERA IN ACCORDANCE WITH SECTION 68(1)(J) 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 Financial Services Michael Beal, Director of Active Living and Culture Matt Pryde Manager of Tourism and Business Development Ron Kelly Spurles, Manager of Parks & Facilities Todd Cole, Corporate Compliance Analyst Kate Carroll, Sackville Fire Chief Craig Bowser, Climate Change Coordinator Brittany Cormier and Planning Manager Lori Bickford joined the meeting.

Also, in attendance were sixteen (16) 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.

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. MUNICIPAL FOOD WASTE DIVERSION PROGRAM – KASSIA REGNIER
- b. DANGEROUS OR UNSIGHTLY PREMISES BY-LAW – KERRY SIMPSON
- c. 131 MAIN STREET, REZONING – ALEXANDRYA EATON

6. ADOPTION OF MINUTES

#23-080 MOVED BY COUNCILLOR BARRY HICKS AND SECONDED BY COUNCILLOR ALLISON BUTCHER THAT COUNCIL ADOPT THE MINUTES OF THE REGULAR COUNCIL MEETING OF APRIL 11, 2023, AS CIRCULATED. MOTION CARRIED.

#23-081 MOVED BY DEPUTY MAYOR GREG MARTIN AND SECONDED BY COUNCILLOR JOSH GOGUEN THAT COUNCIL ADOPT THE MINUTES OF THE SPECIAL MEETING OF COUNCIL OF APRIL 18, 2023, AS CIRCULATED. MOTION CARRIED.

#23-082 MOVED BY COUNCILLOR MATT ESTABROOKS AND SECONDED BY COUNCILLOR MICHAEL TOWER THAT COUNCIL ADOPT THE MINUTES OF THE COMMITTEE OF THE WHOLE MEETING OF APRIL 24, 2023, AS CIRCULATED. MOTION CARRIED.

#23-083 MOVED BY COUNCILLOR BARRY HICKS AND SECONDED BY COUNCILLOR MATT ESTABROOKS THAT COUNCIL ADOPT THE MINUTES OF THE SPECIAL MEETING OF COUNCIL OF APRIL 25, 2023, AS CIRCULATED. MOTION CARRIED.

7. SOUTHEAST REGIONAL SERVICE COMMISSION APPOINTMENT

#23-084 MOVED BY DEPUTY MAYOR GREG MARTIN AND SECONDED BY COUNCILLOR ALLISON BUTCHER THAT COUNCIL APPOINT COUNCILLOR MICHAEL TOWER AS THE COUNCIL REPRESENTATIVE FOR TANTRAMAR TO SOUTHEAST REGIONAL SERVICE COMMISSION. MOTION CARRIED.

8. CONSENT AGENDA

A) BRAND REDEVELOPMENT TAN-2023-03

#23-085 MOVED BY COUNCILLOR ALLISON BUTCHER AND SECONDED BY DEPUTY MAYOR GREG MARTIN THAT COUNCIL AWARD RFP #TAN-2023-02 BRAND DEVELOPMENT TO THE DETAILS DESIGN IN THE AMOUNT OF \$67,850.00 HST INCLUDED. AYE VOTES RECORDED BY MAYOR ANDREW BLACK, DEPUTY MAYOR GREG MARTIN AND COUNCILLORS ALLISON BUTCHER, JOSH GOGUEN, BARRY HICKS, MICHAEL TOWER AND DEBBIE WIGGINS-COLWELL. NAY VOTE RECORDED BY COUNCILLOR MATT ESTABROOKS. MOTION CARRIED.

B) TANTRAMAR DOMAIN NAME

#23-086 MOVED BY COUNCILLOR ALLISON BUTCHER AND SECONDED BY COUNCILLOR BARRY HICKS THAT COUNCIL APPROVE THE PURCHASE OF TANTRAMAR DOMAIN NAMES FROM TANTRAMAR INTERACTIVE INC., IN THE AMOUNT OF \$25,000 PLUS HST. AYE VOTES RECORDED BY MAYOR ANDREW BLACK, DEPUTY MAYOR GREG MARTIN AND COUNCILLORS ALLISON BUTCHER, BARRY HICKS, MICHAEL TOWER AND DEBBIE WIGGINS-COLWELL. NAY VOTE RECORDED BY COUNCILLORS JOSH GOGUEN AND MATT ESTABROOKS. MOTION CARRIED.

C) NB POWER EV CHARGER

#23-087 MOVED BY COUNCILLOR MICHAEL TOWER AND SECONDED BY DEPUTY MAYOR GREG MARTIN THAT COUNCIL AUTHORIZE THE MAYOR AND CLERK TO SIGN AND SEAL ALL NECESSARY DOCUMENTS WITH NB POWER FOR THE INSTALLATION OF THREE (3) 100KW DC FAST CHARGERS AT THE TANTRAMAR VISITOR INFORMATION CENTRE. MOTION CARRIED.

D) STREET CHALK FESTIVAL

#23-088 MOVED BY COUNCILLOR DEBBIE WIGGINS-COLWELL AND SECONDED BY COUNCILLOR MATT ESTABROOKS THAT COUNCIL AUTHORIZE THE CLOSURE OF BRIDGE STREET FROM MAIN STREET TO LORNE STREET ON FRIDAY, AUGUST 25, 2023, AT 1:00 P.M. TO SUNDAY, AUGUST 27, 2023 AT 12:00 NOON, TO ACCOMMODATE THE SACKVILLE STREET CHALK FESTIVAL. MOTION CARRIED.

E) KAYAK RENTAL AGREEMENT

#23-089 MOVED BY COUNCILLOR BARRY HICKS AND SECONDED BY COUNCILLOR JOSH GOGUEN THAT COUNCIL AUTHORIZE THE MAYOR AND CLERK TO SIGN AND SEAL THE USAGE AGREEMENT WITH MARITIME PADDLE FOR A PERIOD OF ONE (1) YEAR BEGINNING ON MAY 1, 2023 AND ENDING ON APRIL 30, 2024. MOTION CARRIED.

F) SHIRETOWN DAYS

#23-090 MOVED BY COUNCILLOR DEBBIE WIGGINS-COLWELL AND SECONDED BY COUNCILLOR JOSH GOGUEN THAT COUNCIL APPROVE THE LOANING OF TOWN OWNED PROPERTY, SUCH AS KIOSKS, BARRICADES, PICNIC TABLES AND CHAIRS, TO THE ORGANIZERS OF THE SHIRETOWN FESTIVAL. MOTION CARRIED.

#23-091 MOVED BY COUNCILLOR DEBBIE WIGGINS-COLWELL AND SECONDED BY COUNCILLOR MATT ESTABROOKS THAT COUNCIL APPROVE THE CLOSURE OF WOODLAWN/CAPE ROAD FROM LADYSMITH MANOR (22 WOODLAWN ROAD) TO SCHOOL STREET AND SCHOOL STREET FROM CAPE ROAD TO HARROP AVENUE ON SATURDAY, JUNE 17, 2023 FROM APPROXIMATELY 1:00-2:00PM TO ACCOMMODATE A PARADE DURING THE SHIRETOWN FESTIVAL. MOTION CARRIED.

#23-092 MOVED BY COUNCILLOR DEBBIE WIGGINS-COLWELL AND SECONDED BY COUNCILLOR MATT ESTABROOKS THAT COUNCIL APPROVE THE ORGANIZERS OF THE SHIRETOWN FESTIVAL'S APPLICATION FOR A SPECIAL EVENTS LIQUOR LICENSE FOR SATURDAY, JUNE 17, 2023 TO HOLD AN EVENT AT THE DORCHESTER VETERAN'S COMMUNITY CENTRE CONTINGENT ON THE ORGANIZERS SUPPLYING A \$2,000,000 CERTIFICATE OF LIABILITY INSURANCE NAMING TANTRAMAR AS CO-INSURED. MOTION CARRIED.

G) WESTMORLAND HISTORICAL SOCIETY GRANT

#23-093 MOVED BY COUNCILLOR MICHAEL TOWER AND SECONDED BY DEPUTY MAYOR GREG MARTIN THAT COUNCIL APPROVE A SPECIAL EVENTS GRANT IN THE AMOUNT OF \$1,250 TO SUPPORT THE WESTMORLAND HISTORICAL SOCIETY'S EVENT. MOTION CARRIED.

H) TANTRAMAR FACILITIES RENTAL AGREEMENT

#23-094 MOVED BY COUNCILLOR BARRY HICKS AND SECONDED BY COUNCILLOR MATT ESTABROOKS THAT COUNCIL APPROVE THE TANTRAMAR FACILITIES RENTAL AGREEMENT. MOTION CARRIED.

I) DORCHESTER DAYCARE RENTAL AGREEMENT

#23-095 MOVED BY COUNCILLOR DEBBIE WIGGINS-COLWELL AND SECONDED BY DEPUTY MAYOR GREG MARTIN THAT COUNCIL APPROVE THE DORCHESTER DAYCARE RENTAL AGREEMENT (DCS) FOR A PERIOD OF ONE(1) YEAR BEGINNING JULY 1, 2023 AND ENDING JUNE 30, 2024. MOTION CARRIED.

J) CIVIC CENTRE OFFICE IMPROVEMENTS

#23-096 MOVED BY COUNCILLOR MATT ESTABROOKS AND SECONDED BY COUNCILLOR MICHAEL TOWER THAT COUNCIL APPROVE THE OFFICE FURNITURE PURCHASE FROM ERGOWORKS IN THE AMOUNT OF \$10,745.10 PLUS HST FOR OFFICES LOCATED AT THE TANTRAMAR VETERANS MEMORIAL CIVIC CENTRE TO ACCOMMODATE TWO STAFF MEMBERS OF THE ACTIVE LIVING AND CULTURE DEPARTMENT. MOTION CARRIED.

9. REPORTS FROM ADMINISTRATION

A) TENDER NO. 2023-03 SANITARY TRUNK SEWER RENEWAL

#23-097 MOVED BY COUNCILLOR MATT ESTABROOKS AND SECONDED BY COUNCILLOR BARRY HICKS THAT COUNCIL AWARD TENDER NO. TAN-2023-03 SANITARY TRUNK SEWER RENEWAL TO THE LOWEST BIDDER DEXTER CONSTRUCTION COMPANY LTD., IN THE REDUCED AMOUNT OF \$497,547.50 HST INCLUDED WITH THE REDUCED SCOPE TO SUIT THE BUDGET SUBJECT TO THE TOWN RECEIVING THE MINISTERIAL ORDER FOR OUR MAY 8, 2023 HEARING DATE. MOTION CARRIED.

B) MOTION RE: DATE OF COMMITTEE OF THE WHOLE MEETING

#23-098 MOVED BY DEPUTY MAYOR GREG MARTIN AND SECONDED BY COUNCILLOR BARRY HICKS THAT COUNCIL AMEND THE DATES OF THE COMMITTEE OF THE WHOLE MEETINGS OF JUNE, JULY AND AUGUST TO THE FOURTH TUESDAY OF THE MONTH, BEING JUNE 27, JULY 25 AND AUGUST 29, 2023. MOTION CARRIED.

C) RE-ZONING OF 131 MAIN STREET

#23-099 MOVED BY COUNCILLOR DEBBIE WIGGINS-COLWELL AND SECONDED BY COUNCILLOR BARRY HICKS THAT WHEREAS COUNCIL HAS CONSIDERED AN APPLICATION FROM JN LAFFORD REALTY TO AMEND BY-LAW NO 244, THE "TOWN OF SACKVILLE ZONING BY-LAW" BY CHANGING THE MAXIMUM HEIGHT OF A BUILDING IN THE URBAN RESIDENTIAL 3 ZONE FROM 15.3 M (50 FT) TO 19.8 M (65 FT);

BE IT RESOLVED THAT THE COUNCIL OF THE MUNICIPALITY OF TANTRAMAR DIRECTS THAT THE APPROPRIATE BY-LAW BE PREPARED TO AMEND BY-LAW NO 244, THE TOWN OF SACKVILLE ZONING BY-

LAW AS IT PERTAINS TO THE HEIGHT REQUIREMENTS OF THE R3 ZONE; THAT THE PROPOSED BY-LAW BE REFERRED TO THE SOUTHEAST PLANNING REVIEW AND ADJUSTMENT COMMITTEE FOR THEIR VIEWS; THAT THE NOTICE OF INTENTION REQUIREMENTS OF THE COMMUNITY PLANNING ACT BE FULFILLED WITH RESPECT TO THE PROPOSED AMENDMENTS, AND SETS THE COMMITTEE OF THE WHOLE MEETING ON JUNE 27TH, 2023, AT 3:00PM IN THE COUNCIL CHAMBERS AT THE TOWN HALL, 31 MAIN STREET, 2ND FLOOR, SACKVILLE NB AS THE DATE, TIME AND PLACE FOR THE PUBLIC HEARING OF CONSIDERATION OF OBJECTIONS TO THE PROPOSED BY- LAW. MOTION CARRIED.

#23-100 MOVED BY COUNCILLOR MICHAEL TOWER AND SECONDED BY DEPUTY MAYOR GREG MARTIN THAT WHEREAS COUNCIL HAS CONSIDERED AN APPLICATION FROM JN LAFFORD REALTY TO AMEND BY- LAW 244, THE "TOWN OF SACKVILLE ZONING BY-LAW" BY REZONING A PORTION OF THE PROPERTY KNOWN AS PID 00969048 FROM RESIDENTIAL HISTORIC COMMERCIAL TO URBAN RESIDENTIAL 3 TO PERMIT A MULTIPLE UNIT DWELLING;

BE IT RESOLVED THAT THE COUNCIL OF THE MUNICIPALITY OF TANTRAMAR DIRECTS THAT THE APPROPRIATE BY-LAW BE PREPARED TO AMEND BY-LAW NO. 244, THE TOWN OF SACKVILLE ZONING BY-LAW AS IT PERTAINS TO THE REZONING; THAT THE PROPOSED BY-LAW BE REFERRED TO THE SOUTHEAST PLANNING REVIEW AND ADJUSTMENT COMMITTEE FOR THEIR VIEWS; THAT THE NOTICE OF INTENTION REQUIREMENTS OF THE COMMUNITY PLANNING ACT BE FULFILLED WITH RESPECT TO THE PROPOSED AMENDMENT, AND SETS THE COMMITTEE OF THE WHOLE MEETING OF JUNE 27TH, 2023, AT 3:00PM IN THE COUNCIL CHAMBERS AT THE TOWN HALL, 31 MAIN STREET, 2ND FLOOR, SACKVILLE NB AS THE DATE, TIME AND PLACE FOR THE PUBLIC HEARING OF CONSIDERATION OF OBJECTIONS TO THE PROPOSED BY-LAW. MOTION CARRIED.

10. BY-LAWS

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

#23-101 MOVED BY COUNCILLOR MICHAEL TOWER AND SECONDED BY COUNCILLOR JOSH GOGUEN THAT COUNCIL GIVE SECOND READING SECTION BY SECTION TO BY-LAW NO. 2023-06, A BY-LAW RESPECTING DANGEROUS OR UNSIGHTLY PREMISES WITHIN TANTRAMAR.

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

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

Be it enacted by Tantrammar as follows:

- | | |
|---|---|
| 1. Definitions | 9. Report required before demolition |
| 2. Offences and penalties relating to dangerous or unsightly premises | 10. Emergency |
| 3. Notice to owner or occupier | 11. Offence and penalty for obstruction |
| 4. Evidence | 12. Recovery of Tantrammar's Cost - filing of certificate |
| 5. Appeal | 13. Lien |
| 6. Registering a notice | 14. Debts paid by the Minister of Finance |

- 7. Offences and penalty for failure to comply with a notice
- 8. Power to clean, repair or demolish

- 15. Consequential Amendments
- 16. Coming into Force

#23-102 MOVED BY COUNCILLOR MICHAEL TOWER AND SECONDED BY COUNCILLOR MATT ESTABROOKS THAT COUNCIL GIVE THIRD AND FINAL READING TO BY-LAW NO. 2023-06, A BY-LAW RESPECTING DANGEROUS OR UNSIGHTLY PREMISES WITHIN TANTRAMAR. MOTION CARRIED.

B) BY-LAW NO. 2023-07, A BY-LAW RESPECTING BUILDINGS IN TANTRAMAR

#23-103 MOVED BY DEPUTY MAYOR GREG MARTIN AND SECONDED BY COUNCILLOR JOSH GOGUEN THAT COUNCIL GIVE FIRST READING IN NAME ONLY TO BY-LAW NO. 2023-07, A BY-LAW RESPECTING BUILDINGS IN TANTRAMAR. MOTION CARRIED.

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

#23-104 MOVED BY COUNCILLOR MICHAEL TOWER AND SECONDED BY COUNCILLOR MATT ESTABROOKS THAT COUNCIL ADJOURN THE REGULAR COUNCIL MEETING OF MAY 9, 2023. MOTION CARRIED.

Mayor

Clerk

Assistant Clerk