

MINUTES OF MARCH 23, 2009

REGULAR MEETING

A regular meeting of Council was held March 23, 2009 at 6:30 p.m. with Mayor Keating presiding. Councillors Kitchen and Wilson were absent. All other members of Council and Administrator/Clerk were present.

APPROVAL OF AGENDA

It was moved by Councillor Best and seconded by Councillor Lamb that the '*Agenda be approved with the addition of the Bills.*' Motion Carried.

APPROVAL OF PREVIOUS MINUTES - March 9, 2009

It was moved by Councillor Best and seconded by Councillor Ayles to '*Approve the minutes of March 9, 2009.*' Motion Carried.

SUSTAINABLE COMMUNITIES - Karen Strobil

Karen Strobil did not attend the meeting.

BILLS FOR THE MONTH OF MARCH

It was moved by Councillor Lamb and seconded by Councillor Best to '*Pay the bills for the month of March.*' Motion Carried.

MANAGER OF WORKS REPORT

Office & Buildings

Ambulance Building - We have had a few issues with the ambulance bay and the electrical requirements for their ambulance. We have remedied those problems by installing a dedicated circuit. The existing panel is undersized and may need to be upgraded.

Fire Department

Roof - Just wondering if Council is going to proceed with the replacement of the flat roof this year. The Local Service District cannot help until 2010. Council would like to confirm the prices.

Transportation

Ditching Guide - Council received a copy of a proposed guide for piping and controlling of roadside ditches. Councillor Ayles inquired if there is anything in particular, as far as policy goes, that is any different from what we tried to maintain before? Jason explained that it is policy to have the Manager of Works approve any culverts exceeding twenty four feet and the filling of ditches. This will give some guidelines.

Horsman Street - Just wondering if Council wants to proceed with getting a proposal for engineering services for the reconstruction of Horsman Street, north of Kay Street? Council agreed to get a proposal ready to proceed.

Sidewalk Hold Back - Council approved to pay the hold back from the sidewalk project with the bills.

Chad Crescent - I have not spoken to Councillor Kitchen on the completion of asphalt on that development. There are still some outstanding vacant lots, but the first phase needs it's second application.

Winter Maintenance - I have only had three official complaints about the plowing and some requesting more sanding. There is an option for an additional two years with the winter maintenance tender. Council will discuss.

Sidewalks - We haven't received any complaints about the sidewalks. The only issue we have is on weekends we do not have access to sand if we need it. The other issue is the quality of sand available at DOT's stockpile. The Village's sanding equipment is unable to spread sand directly from the stockpile because of moisture. We may consider our own small stockpile in the future if we have the proper storage facility.

Summer Maintenance - Summer Maintenance is just around the corner. It may be a good idea to have Councillor Kitchen and I meet with Ray Dorey (DOT) to discuss the maintenance schedule. After some discussion, Council agreed to have a meeting with DOT to discuss and agree on what maintenance will be done and when.

Pot Hole Damage - Council received a copy of a letter from Julie Miller regarding damage to her car from a pot hole on Main Street. Jason explained that he received a call from Ray Dorey of DOT. Ray Dorey had received a call from the RCMP that a motorist filed a complaint about a pot hole on Main Street. DOT took a look and did not find a hole on the street but noticed a manhole cover in the shoulder portion of Main Street. Not in the travel portion of the road. So he called me and I went to take a look at it as best as I could at night and put a barricade over it. It was just a manhole cover that had asphalt broken up around it. Monday morning, we fixed it as best as we could and it will have to be addressed later on. This is another storm sewer issue we have inherited from DOT. I received a call from Julie Miller on Monday morning and suggested she go through her insurance company. I explained to her that it is not the travel portion of the roadway.

Parkin Street Guide Rail - There has been some comments that there should be a guide rail at the end of Parkin Street with a warning sign. Councillor Best thought that had been discussed last fall. Mayor Keating thought Council had decided to wait for the house and driveway to be constructed before installing anything and construction is just beginning.

Sewer & Street Lights

Street Lights - NB Power has completed their scheduled maintenance. Councillor Ayles explained that some are still not working and some seem to be on all day. Jason will do another tour of the village to check the lights.

Treatment Plant Aeration Equipment - Last Monday, one of the electric motors failed. We had Marcel Bélanger, who built the control panels, come and he noticed one of the fuses was blown on one phase. There is phase protection equipment in the panel so that if that situation happens the motor is not supposed to start. I spoke to him this evening and he said there could be a number of factors contributing. There could have been a power surge, bad windings in the motor, or the motor starter could have been faulty. We pulled out the motor on Thursday and Tim Lutes, Superior Pump, is shipping it off to be repaired. Marcel Bélanger also suggested that because it has been four years, a lot of the connectors in the control panel can work themselves loose, he recommends that all the panels should be checked. He will send a quote.

Community Planning & Environmental Health

Highland Subdivision, Unit 13 - Todd Coates' subdivision is finalized. Just waiting to have the agreement signed.

Countryside Estates, Unit 5 - Allan Marshall's development has received tentative approval. I am just drafting up that agreement.

Dave Hopper's Subdivision, Unit 1 - Received the package for Unit 1, a nine lot phase. Since it's been in the works since 2006 and it is new to me, I would feel more comfortable meeting with the development review committee before I make any recommendations.

By-Law 35 - Subway Restaurant - I pursued that back in the fall. I spoke to Todd Marsh and he was going to try and get some documentation to outline the predicted flows from the restaurant to see if they

will fall under the criteria for By-Law 35. In order for Bob Michaud, Building Inspector to close his file, he has to issue a development permit which he can't do until he gets documentation from me. We are still waiting to hear from Todd Marsh.

Protective Services

Ambulance Building - We have previously discussed the ambulance building.

Hydrant - I received a call today from ADI and they are wondering if the Village wants to proceed on applying for funding under the Bill Canada Fund. Council discussed options.

Recreation & Culture

Library - The exterior lighting at the library. The lighting around the library is always on and the energy audit suggested to save consumption they should be controlled by some type of timer. We are replacing bulbs constantly. Maybe we should look into getting some type of control.

Parks - Two of the lawn mowers are in need of replacement for the summer. I submitted a memo to Councillor Wilson prior to the budget. After some discussion, Mayor Keating asked Jason to bring this back up in June.

Garbage Receptacles - We are looking at ordering more precast garbage receptacles and benches. Hilltop playground has none.

Fredericton Road Easements - Mayor and Manager of Works will go speak to the property owners who have not signed a pre-easements.

BUSINESS ARISING FROM MINUTES:

Gas Tax Rebate

Nothing to report.

Trueman Street

Nothing to report.

By-Law Reviews

Jamie Burke, GMPDC was in attendance to discuss the new amendments for retaining walls, erosion protection walls, and walkout basements. This was discussed briefly at the last meeting and decided to do all three amendments at the same time. The amendment for Trites' is only an amendment to the Zoning By-Law and does not require Ministerial approval.

After some discussion and clarification on the amendments for retaining walls, erosion protection walls, and walkout basements, it was moved by Councillor Best and seconded by Councillor Lamb *'WHEREAS Salisbury Village Council intends to amend it's Municipal Development Plan and Zoning By-Law to introduce new requirements for walkout basements, retaining walls and erosion protection works.*

BE IT RESOLVED THAT

- a) *A by-law adopting the said amendment to the Municipal Development Plan & Zoning By-law be drafted;*
- b) *A Public Presentation on the proposed changes to the Municipal Development Plan shall take place on April 8, 2009 in Council Chambers at Salisbury, NB at 7:00 pm;*
- c) *The Municipal Clerk, acting on behalf of Council, see that the public notice prescribed in subsections 25(1) is published within the time periods mentioned; and*
- d) *Written objections will be considered up to and including, May 8, 2009;*
- e) *Consideration of objections to the proposed by-laws shall take place on May 11, 2009, in Council Chambers at Salisbury, NB at 6:30 pm;*

- f) *The Municipal Clerk, acting on behalf of Council, see that the public notices prescribed in subsection 68(2) of the Community Planning Act are published within the necessary time periods;*
- g) *Written objections will be considered up to and including, May 8, 2009, at 4:30 pm; and*
- h) *The Municipal Clerk, as per section 66 of the Community Planning Act, request in writing that the Commission give the Council its written views regarding the proposed amendments at the May 27, 2009 Commission meeting.* Motion Carried.

After clarification on the amendment for Maritime Cash Ltd, it was moved by Councillor Best and seconded by Councillor Ayles *'WHEREAS Salisbury Village Council intends to amend it's Municipal Development Plan and Zoning By-Law to introduce a business service use as a permitted use in the Rural Area.*

BE IT RESOLVED THAT

- a) *A by-law adopting the said amendment to the Municipal Development Plan & Zoning By-law be drafted;*
- b) *A Public Presentation on the proposed changes to the Municipal Development Plan shall take place on April 8, 2009 in Council Chambers at Salisbury, NB at 7:00 pm;*
- c) *The Municipal Clerk, acting on behalf of Council, see that the public notice prescribed in subsections 25(1) is published within the time periods mentioned; and*
- d) *Written objections will be considered up to and including, May 8, 2009;*
- e) *Consideration of objections to the proposed by-laws shall take place on May 11, 2009, in Council Chambers at Salisbury, NB at 6:30 pm;*
- f) *The Municipal Clerk, acting on behalf of Council, see that the public notices prescribed in subsection 68(2) of the Community Planning Act are published within the necessary time periods;*
- g) *Written objections will be considered up to and including, May 8, 2009, at 4:30 pm; and*
- h) *The Municipal Clerk, as per section 66 of the Community Planning Act, request in writing that the Commission give the Council its written views regarding the proposed amendments at the May 27, 2009 Commission meeting.* Motion Carried.

After some discussion and clarification on the amendment for rezoning at 3207 Main Street, it was moved by Councillor Best and seconded by Councillor Lamb *'WHEREAS Salisbury Village Council intends to amend its Zoning By-law to rezone properties located at 3207 Main Street, identified as PID#00817221, PID#70266143, PID#70266150, and PID#70266135, from VC (Village Centre) Zone to an ID (Integrated Development) Zone, to permit a farm equipment sales and service centre, a automobile service station, an office use and indoor and outdoor storage, subject to terms and conditions detailed in a conditional zoning agreement pursuant to section 39 of the Community Planning Act.*

BE IT RESOLVED THAT

- a) *A by-law adopting the said amendment to the Zoning By-law be drafted;*
- b) *Consideration of objections to the proposed by-laws shall take place on April 27, 2009, in Council Chambers at Salisbury, NB at 6:30 pm;*
- c) *The Municipal Clerk, acting on behalf of Council, see that the public notices prescribed in subsection 68(2) of the Community Planning Act are published within the necessary*
- d) *Written objections will be considered up to and including, April 24, 2009, at 4:30 pm; and*
- e) *The Municipal Clerk, as per section 66 of the Community Planning Act, request in writing that the Commission give the Council its written views regarding the proposed amendments at the April Commission meeting.* Motion Carried.

IN CAMERA - LEGAL

Extend Meeting - It was moved by Councillor Ayles and seconded by Councillor Best that '*Council extend the meeting.*' Motion Carried.

Transportation - Route 112

There is a letter in correspondence.

CORRESPONDENCE

The following items were discussed by Council and remaining correspondence placed on file
GMPDC - Building Permit Report of February

There was no building permits issued for the month of February.

RCMP - Change of Command

Paul Cormier will no longer be the District 11 Commander. The new Staff/Sgt., effective April 1st, 2009 will be Gerry Belliveau. Sgt. Maurice Comeau has been promoted and will also be transferring.

Canada - NB Building Canada Fund - Communities Component

Information regarding NB Building Canada Fund. Clerk to gather more information on this fund.

NB Police Commission - Complaint Process, NB Police Act

Information on the complaint process.

Minister Denis Landry - 2009 Program for Improvements to Provincially Designated Highways.

Letter from Minister Denis Landry stating that \$300,000 will be available for the 2009 Program for Improvements to Provincially Designated Highways. A meeting will be scheduled with DOT to discuss.

RCMP/FIRE DEPARTMENT REPORT

There was no RCMP or Fire Department Members present to give a report.

MAYOR'S REPORT

UMNB - March 14th I attended the UMNB Zone meeting. The big topic discussed was the Finn Report. Municipalities were asked to read over the report and make their comments. A meeting will be scheduled for Council to discuss the report. Rooms have been booked for the next UMNB Annual in October.

Lions Breakfast - I attended the Lions Breakfast March 21st.

COUNCILLOR'S REPORTS**Councillor Ayles**

UMNB - Attended the Zone meeting. I felt it was a good meeting.

CN Hazmat - Attended the CN Hazmat information presentation. It was an eye opener.

Lions Breakfast - I attended the Lions Breakfast March 21st.

Councillor Best

UMNB - Attended the Zone meeting and I agree with Councillor Ayles. I feel they are very insightful meetings and well run.

Canada Post Literacy Awards - I felt we should nominate Margaret Harriman for the educator award and Myles McCallum for the student award. Council nominated Margaret Harriman in the past and she was in the top five, but did not win. Clerk will see if she can be re-nominated.

Finn Report - Does each Councillor want to take sections of the report to study and then have a meeting to discuss this? After some discussion, Council will meet to discuss the Finn Report, the Petitediac Arena, and Winter Maintenance Monday, March 30th at 12:00 pm.

Councillor Kitchen

Absent.

Councillor Lamb

UMNB - Attended the Zone meeting

CN Hazmat - Attended the CN Hazmat information presentation. It was a very good meeting.

Thank You - Received a thank you card from Shelby Parker.

Drug Strategy - On April the 22nd at 7:00 pm at the School, there will be a Drug Strategy meeting to discuss the drug trafficking. All Councillors are invited to attend.

Finn Report - I was reading in the Finn Report and they say that LSD's are charged in their taxes for contributions to Fire Protection. Do we get that money? Clerk explained that part of the budget is from the LSD, Daniel Goguen, Local Service Advisor.

Councillor Wilson

Absent.

CLERK'S REPORT

Budget Information - Everyone received the budget information.

Fire Chief for a Day - We also received a thank you from Shelby. Her picture will be on the front page of the next Sussex Harold.

Sewer Bills - Over \$315,000 in sewer bills were sent out this year and so far, \$151,475 has been received.

ADJOURN

It was moved by Councillor Lamb and seconded by Councillor Ayles to '*Adjourn the meeting.*' (9:50 P.M.)