

Town of Florenceville-Bristol
Regular Council Meeting
September 10, 2019 @ 7:00pm

ATTENDANCE:

Council: Mayor Karl Curtis, Deputy Mayor Nancy Whyte-McCauley, Councillor Dan Guest, Councillor Dan McCarthy, Councillor David Trafford

Staff: Sarah Pacey, CAO/Clerk, Michelle Derrah, Administrative Services Manager/Assistant Clerk

REGRETS: Councillor Janice Kinney, Councillor Elizabeth Campbell

CALL TO ORDER:

Mayor Karl Curtis called the meeting to order at 7:02pm.

APPROVAL OF AGENDA:

MOTION: Approval of the September 10, 2019 Town Council Agenda. Moved by Deputy Mayor Nancy Whyte-McCauley, seconded by Councillor Dan McCarthy.

CARRIED. #124-2019

PRESENTATIONS:

a. Andrew Cogle, Fire Chief

The department attended one propane odor call, one motor vehicle accident, one downed power line call, and one medical assists since the last meeting. The department toured McCain Foods to see changes to the facility and participated in the Fire Muster in Bath. Two members attended firefighting training and the department has continued with their bi-weekly equipment check and training.

b. Public Hearing – Municipal Plan and Zoning By-law amendments

A letter from PAC was read recommending to Council they proceed with the amendments as presented. There were no letters received for or against the proposed amendments from the public.

APPROVAL OF MINUTES:

MOTION: Ratify approval of the August 13, 2019 Town Council Minutes as distributed. Moved by Deputy Mayor Nancy Whyte-McCauley, seconded by Councillor Dan McCarthy.

CARRIED. #125-2019

BUSINESS ARISING FROM MINUTES:

Nothing to add to the minutes.

ACCOUNTS PAYABLE:

MOTION: To accept the Utility Operating Fund Financial Reports for September 2019 as presented and ratify paid bills in the amount of \$6,228.26 and approve unpaid bills in the amount of \$113.39 for a total of \$6,341.65. Moved by Councillor Dan McCarthy, seconded by Councillor Dan Guest.

CARRIED. #126-2019

MOTION: To accept the General Operating Fund Financial Reports for September 2019 as presented and ratify paid bills in the amount of \$250,701.59 and approve payment of unpaid bills in the amount of \$51,781.88 for a total of \$302,483.47. Moved by Councillor Dan McCarthy, seconded by Councillor Dan Guest.

CARRIED. #127-2019

CORRESPONDENCE:

a. Dog Report

Council reviewed the Dog Report for August 2019.

COUNCILLOR REPORTS:

Councillor David Trafford:

Have spoken to numerous residents about the lights and people appear to be half and half in support of leaving them although more are open to the bridge being one way.

Councillor Dan Guest:

Nothing to report.

Councillor Elizabeth Campbell:

Nothing to report.

Mayor Karl Curtis:

Councillor Dan McCarthy and Mayor Karl Curtis will be attending the UMNBC Conference in Fredericton on October 4-6.

Deputy Mayor Nancy Whyte-McCauley:

Attended 3 meetings this month – regional library meeting about the future of library services, Route 130 bridge update meeting and the CFIA building tour. Buttermilk Creek is September 14 with a Harvest Breakfast, Colour Run, market and art demonstrations happening throughout the day. Next opening at the Gallery is on September 14 – Anna Torma, David, Zsako, Istvan Zsako, a family group show with textile, sculpture, and photography. The pARTticipate Arts and Nature Festival is scheduled for October 3-5 and will include numerous workshops for novice to working artists.

Councillor Dan McCarthy:

People are dumping next to the Bristol Lagoon. Staff will investigate solutions to this problem.

Councillor Janice Kinney:

Nothing to report.

NEW BUSINESS:**a. Unsightly Premises**

Council reviewed five Unsightly Premises violations and agreed to proceed with resolutions to allow staff to remediate or demolish if the violation is not corrected by the deadline provided for each:

Resolution for 365 Riverview Drive

WHEREAS the Town of Florenceville-Bristol has enacted By-Law No. 16 “A By-Law Relating to Dangerous or Unsightly Premises” which has adopted sections 190.001 to 190.07 of the *Municipalities Act*,

AND WHEREAS Building Inspector Nick Redden has, by letter dated August 20, 2019, indicated to Town Council that a garage located at 365 Riverview Drive in the Town of Florenceville-Bristol does, in his opinion after inspection, pose a safety concern for anyone who may enter the building, including emergency personnel in the event of a fire;

BE IT THEREFORE RESOLVED THAT:

1. With the unanimous support of Council, the Town of Florenceville-Bristol does hereby appoint, Michelle Derrah, to act as an Officer on behalf of the Town to give Notice to the owners of 365 Riverview Drive, Florenceville-Bristol, NB pursuant to s. 190.01(3) of the *Municipalities Act* that the property is in violation of s. 190.01(2); and
2. That should the owner of the above-mentioned property fail to respond or to rectify the problems causing the major safety concern noted by the Town’s Building Inspector Nick Redden the Town Council hereby does authorize the demolition and removal of the garage pursuant to s. 190.04(1)(b) of the *Municipalities Act*;

MOTION: The Councillors of the Town of Florenceville-Bristol hereby unanimously approve the foregoing resolution for 365 Riverview Drive pursuant to the provisions of the *Municipalities Act*. Moved by Councillor Dan Guest, seconded by Councillor Dan McCarthy.

CARRIED. #128-2019

Resolution for 4622 Juniper Road

WHEREAS the Town of Florenceville-Bristol has enacted By-Law No. 16 “A By-Law Relating to Dangerous or Unsightly Premises” which has adopted sections 190.001 to 190.07 of the *Municipalities Act*,

AND WHEREAS Building Inspector Nick Redden has, by letter dated August 20, 2019, indicated to Town Council that a deck located at 4622 Juniper Road in the Town of Florenceville-Bristol does, in his opinion after inspection, pose a safety hazard for anyone on or under the deck in the event of a collapse;

BE IT THEREFORE RESOLVED THAT:

1. With the unanimous support of Council, the Town of Florenceville-Bristol does hereby appoint, Michelle Derrah, to act as an Officer on behalf of the Town to give Notice to the owners of 4622 Juniper Road, Florenceville-Bristol, NB pursuant to s. 190.01(3) of the *Municipalities Act* that the property is in violation of s. 190.01(2); and

2. That should the owner of the above-mentioned property fail to respond or to rectify the problems causing the major safety concern noted by the Town's Building Inspector Nick Redden the Town Council hereby does authorize the demolition and removal of the deck pursuant to s. 190.04(1)(b) of the *Municipalities Act*;

MOTION: The Councillors of the Town of Florenceville-Bristol hereby unanimously approve the foregoing resolution for 4622 Juniper Road pursuant to the provisions of the *Municipalities Act*. Moved by Deputy Mayor Nancy Whyte-McCauley, seconded by Councillor David Trafford.

CARRIED. #129-2019

Resolution for 22 Green Street

WHEREAS the Town of Florenceville-Bristol has enacted By-Law No. 16 "A By-Law Relating to Dangerous or Unightly Premises" which has adopted sections 190.001 to 190.07 of the *Municipalities Act*,

AND WHEREAS Building Inspector Nick Redden has, by letter dated August 19, 2019, indicated to Town Council that a partially collapsed pool and partially surrounded fence located at 22 Green Street in the Town of Florenceville-Bristol does, in his opinion after inspection, pose a safety concern for residents and pets because of sharp edges and debris from the fence buried in the grass;

BE IT THEREFORE RESOLVED THAT:

1. With the unanimous support of Council, the Town of Florenceville-Bristol does hereby appoint, Michelle Derrah, to act as an Officer on behalf of the Town to give Notice to the owners of 22 Green Street, Florenceville-Bristol, NB pursuant to s. 190.01(3) of the *Municipalities Act* that the property is in violation of s. 190.01(2); and
2. That should the owner of the above-mentioned property fail to respond or to rectify the problems causing the major safety concern noted by the Town's Building Inspector Nick Redden the Town Council hereby does authorize the removal of the pool and fence pursuant to s. 190.04(1)(b) of the *Municipalities Act*;

MOTION: The Councillors of the Town of Florenceville-Bristol hereby unanimously approve the foregoing resolution for 22 Green Street pursuant to the provisions of the *Municipalities Act*. Moved by Councillor Dan Guest, seconded by Councillor Dan McCarthy.

CARRIED. #130-2019

Resolution for 345 Centreville Road

WHEREAS the Town of Florenceville-Bristol has enacted By-Law No. 16 "A By-Law Relating to Dangerous or Unightly Premises" which has adopted sections 190.001 to 190.07 of the *Municipalities Act*,

AND WHEREAS Building Inspector Nick Redden has, by letter dated August 19, 2019, indicated to Town Council that the house located at 345 Centreville Road in the Town of Florenceville-Bristol does, in his opinion after inspection, pose a safety concern for anyone who may enter the building, including emergency personnel in the event of a fire;

BE IT THEREFORE RESOLVED THAT:

1. With the unanimous support of Council, the Town of Florenceville-Bristol does hereby appoint, Michelle Derrah, to act as an Officer on behalf of the Town to give Notice to the owners of 345 Centreville Road, Florenceville-Bristol, NB pursuant to s. 190.01(3) of the *Municipalities Act* that the property is in violation of s. 190.01(2); and
2. That should the owner of the above-mentioned property fail to respond or to rectify the problems causing the major safety concern noted by the Town's Building Inspector Nick Redden the Town Council hereby does authorize the demolition and removal of the house pursuant to s. 190.04(1)(b) of the *Municipalities Act*;

MOTION: The Councillors of the Town of Florenceville-Bristol hereby unanimously approve the foregoing resolution for 345 Centreville Road pursuant to the provisions of the *Municipalities Act*. Moved by Councillor Dan McCarthy, seconded by Councillor David Trafford.

CARRIED. #131-2019

Resolution for 29 Hagerman Drive

WHEREAS the Town of Florenceville-Bristol has enacted By-Law No. 16 "A By-Law Relating to Dangerous or Unsightly Premises" which has adopted sections 190.001 to 190.07 of the *Municipalities Act*;

AND WHEREAS Building Inspector Nick Redden has, by letter dated August 19, 2019, indicated to Town Council that the derelict vehicles and equipment adjacent to 29 Hagerman Drive in the Town of Florenceville-Bristol does, in his opinion after inspection, are in violation of By-law No. 16 "A By-law Relating to Dangerous or Unsightly Premises";

BE IT THEREFORE RESOLVED THAT:

1. With the unanimous support of Council, the Town of Florenceville-Bristol does hereby appoint, Michelle Derrah, to act as an Officer on behalf of the Town to give Notice to the owners of 29 Hagerman Drive, Florenceville-Bristol, NB pursuant to s. 190.01(3) of the *Municipalities Act* that the property is in violation of s. 190.01(1); and
2. That should the owner of the above-mentioned property fail to respond or to rectify the problems causing the violation noted by the Town's Building Inspector Nick Redden the Town Council hereby does authorize the removal of the of the derelict vehicles and equipment pursuant to s. 190.04(1)(b) of the *Municipalities Act*;

MOTION: The Councillors of the Town of Florenceville-Bristol hereby unanimously approve the foregoing resolution for 29 Hagerman Drive pursuant to the provisions of the *Municipalities Act*. Moved by Councillor Dan Guest seconded by Councillor Dan McCarthy.

CARRIED. #132-2019

b. Municipal Plan and Zoning By-law Phase 2 Project

Council reviewed a proposal from WSP for a Phase 2 review of the Municipal Plan and related changes to the Zoning By-law. The Province requires each municipality update their Municipal Plan every 10 years. The Town's was enacted August 2010 and is therefore in need of updating.

MOTION: To proceed with the Municipal Plan and Zoning By-Law Phase 2 amendments as presented by WSP at a cost of \$47,710 plus HST, plus any travel and subsistence expenses expected not to exceed \$2,250. Moved by Deputy Mayor Nancy Whyte-McCauley, seconded by Councillor David Trafford.

CARRIED. #133-2019

OLD BUSINESS:

a. Building By-law No. 14 Proposed Amendment

PAC provided their view to Council regarding the proposed changes and recommended they proceed with the clarification as presented. The proposed amendment is to clarify that anything under \$1,500 of work that is only for non-structural components of a deck does not require a permit, as requested by the Town's Building Inspector.

MOTION: First reading by summary, Building By-law No. 14, a By-law related to Building in the Town of Florenceville-Bristol. Moved by Councillor Dan Guest, seconded by Deputy Mayor Nancy Whyte-McCauley.

CARRIED. #134-2019

MOTION: Second reading by title, Building By-law No. 14, a By-law related to Building in the Town of Florenceville-Bristol. Moved by Councillor Dan Guest, seconded by Councillor Dan McCarthy.

CARRIED. #135-2019

b. Municipal Plan Housekeeping Amendments

MOTION: First reading by summary, Municipal Plan By-law No. 12, A By-law to adopt the Town of Florenceville-Bristol Municipal. Plan. Moved by Councillor David Trafford, seconded by Deputy Mayor Nancy Whyte-McCauley.

CARRIED. #136-2019

MOTION: Second reading by title, Municipal Plan By-law No. 12, A By-law to adopt the Town of Florenceville-Bristol Municipal. Plan. Moved by Councillor Dan Guest, seconded by Councillor David Trafford.

CARRIED. #137-2019

c. Zoning By-law Housekeeping Amendments

MOTION: First reading by summary, Zoning By-law No. 13, A By-law respecting zoning in the Town of Florenceville-Bristol. Moved by Deputy Mayor Nancy Whyte-McCauley, seconded by Councillor Dan McCarthy.

CARRIED. #138-2019

MOTION: Second reading by title, Zoning By-law No. 13, A By-law respecting zoning in the Town of Florenceville-Bristol. Moved by Councillor Dan Guest, seconded by Councillor Dan McCarthy.

CARRIED. #139-2019

d. Curbside garbage pickup on Recycling week

Council reviewed a quote of \$749.49 plus tipping fees to continue the extra garbage pickup during recycling week. They opted to continue curbside garbage pickup on recycling week.

MOTION: To continue the curbside garbage pickup on recycling week. Moved by Councillor Dan Guest and seconded by Deputy Mayor Nancy Whyte-McCauley.

CARRIED. #140-2019

MOTION: Deputy Mayor Nancy Whyte-McCauley moved that Council begin a closed session at 7:55pm. Seconded by Councillor Dan McCarthy.

CARRIED. #141-2019

MOTION: Councillor Dan McCarthy moved that Council begin an open session at 8:26pm. Seconded by Councillor Dan Guest.

CARRIED. #142-2019

MOTION: To get a quote from WSP to prepare tender documents for roadway upgrades to School St, McCain St and Tapley Rd as well as a quote to review the required roadway work for Perkins Way. Moved by Deputy Mayor Nancy Whyte-McCauley, seconded by Councillor Dan Guest.

CARRIED. #143-2019

ADJOURNMENT:

MOTION: Being no further business the meeting was adjourned at 8:28. Moved by Deputy Mayor Nancy Whyte-McCauley, seconded by Councillor Dan McCauley.

CARRIED. #144-2019

NEXT MEETING DATE: October 8, 2019

MAYOR

CLERK

CLOSED MEETING:

Reason for the Closed Session:

Section 68 (1) (c) of the Local Governance Act: Information that could cause financial loss or gain to a person or the local government or could jeopardize negotiations leading to an agreement or contract.

MAYOR

CLERK