



**Village of Belledune
Regular Council Meeting
June 18, 2018**

Time: 7:00 PM
Place: Council Chambers
Mayor, Joe Noel
Deputy Mayor, Paul Arseneault
Present: Councillor, Lilliane Carmichael
Councillor, Tracy Culligan
Councillor, Nick Duivenvoorden
Councillor, Sandenn Killoran
Absent:
Late:
Staff Present: CAO, Landon Lee
Clerk - Treasurer, Brenda Cormier
Staff Absent:
Staff Late:

Call to Order & Welcome

Mayor Noel called meeting to order and welcomed public.

- Moment of Reflection

There was a moment of silence in memory of Junia Culligan, JoAnne Page & David Hughes of Belledune, David Harvey of Nash Creek, George Carrier, Etienne Lapointe and Dorina O'Brien of Lorne and Jacob Pitre of Dalhousie (Formerly in Nash Creek).

- Oath of Office

Council reaffirmed their Oath of Office.

Adopt Agenda

M 2018/06/18-86

Nick Duivenvoorden moved that the Agenda be Adopted as Amended with addition under Administration Reports: CAO, Lee - Culligan Slip Installation and Removal Tender Award, seconded by Lilliane Carmichael. MOTION CARRIED.

Statements of Conflict of Interest

Nil

Adoption of Minutes

M 2018/06/18-87

Tracy Culligan moved that the Minutes of Committee of Whole Meeting May 14, 2018 and Regular Meeting of May 22, 2018 be adopted as presented, seconded by Lilliane Carmichael. MOTION CARRIED.

Business Arising from Minutes

Nil

Presentations / Petitions / Delegations

Nil

Statements by Member of Council

Deputy Mayor, Arseneault

- At Large versus Ward - Voting protocol under the current Act - Discussion

Deputy Mayor, Arseneault discussed the issue of By-law change in reference to Councillor at Large vs. Ward System and the voting protocol for By-law. He referenced speaking to Jennifer Thompson (employee of Dept. of Local Government) and noted she is not well informed with and did not have the knowledge to give him the answers he thought he deserved.

When the discussion was held at a previous meeting, no one on Council knew exactly what the situation was in terms of the new legislation (Local Governance Act) for voting on this By-law change.

The e-mail to Jennifer Thompson (as point person) was not acceptable to him. She is not capable of doing proper due course. Ryan Donaghy (Acting Deputy Minister) is the person to respond to this. In speaking to other Councillors, they seen this the same way he did.

Councillor, Killoran stated the question is in relation to both the Local Governance Act (section 45-2) and the interpretation of "majority of council" and as well in Belledune's Procedural By-law and Mayor only voting on ties. He consulted with two (2) Attorneys to have both documents reviews and they each have opposite views in relation to interpretation of the Act (section 45-2). Each could be challenged. He also spoke with Jennifer Thompson and she was working on the assumption that the definition of Council in the Act means the majority of Council. Clearly the Dept. of Environment and Local Government created some ambiguity in their Act. He sees that perhaps the Belledune Procedural By-law could be amended to prompt that the Mayor would vote on issues that require the majority of Council to vote.

Deputy Mayor, Arseneault said the process is important and this needs to be clarified. The Department owes us a final definition and Jennifer Thompson should not be the person giving us the answer. Mr. Donaghy should get a legal opinion and if he does not want to give the definition, Jennifer Thompson should not be the final arbitrator.

Councillor, Culligan noted that Jennifer Thompson has been a long time employee with the Department and is very knowledgeable and capable. She also noted that it would be highly unlikely that the Minister or Acting Deputy Minister would be able to give clarification; both having been recently appointed to the position and most likely have not even had time to read the new Local Governance Act.

Directive to CAO, Lee to get legal opinion from municipal solicitor, Andre Daigle, regarding the voting requirement for the sections #42 & 43 of the Local Governance Act to determine the number of votes required for the proposed Ward By-law and define what "majority of Council" means in the legislation.

In relation to the Procedural By-law amendments to Mayor voting, Clerk/Treasurer Cormier was asked by Councillor, Killoran about the process for doing this.

Clerk/Treasurer, Cormier advised that while seeking advice from legal counsel on the Local Governance Act, CAO, Lee could get legal advice on this subject as well.

As well, legal counsel should be asked about the Village Procedural By-law (Mayor only voting when there is a tie vote) and can the Village amend its Procedural By-law to require the Mayor to vote on specific matters that requires a majority vote, as it relates to the sections of the Local Governance Act that specify this.

- Internet at Jacquet River Campground
 - Discussion and Motions

CAO, Lee has been working on this issue and will update Council Thursday afternoon or Friday.

In relation to installing sign, this requires the permission of DTI.

CAO, Lee had this discussion with DTI last year regarding tourism sign (Campground) on Highway #11. He was advice there is something going up specific to Jacquet River which he then asked if the village could piggyback with them on this. He expects to get a concrete answer before the end of the week.

Deputy Mayor, Arseneault noted these are all the rage, would be a really nice addition to the Campground and could attract a lot of young people.

Mayor, Noel stated that water supply and drainage needs to be checked into and this would require further investigation and cost analysis. There are different options out there.

M 2018/06/18-88

~~that Council direct Administration to replace our current Bell Aliant account with Rogers Comm. immediately for the express purpose of attaining internet service for the Jacquet River Campground~~ **DELETE**

M 2018/06/18-89

~~that Council direct Administration to place signage in strategic places within the community for the purpose of notifying potential park clients of its existence and its location~~ **DELETE**

M 2018/06/18-90

Sandenn Killoran moved that the village of Belledune begin an exploratory process to determine the requirements and the feasibility of the development of a splash pad at the Jacquet River Campground, seconded by Paul Arseneault. MOTION CARRIED.

- Paul Devereaux gorge request
 - Discussion and Motion

Deputy Mayor, Arseneault feels that the Paul Devereaux is not getting very much support from the Village on the Jacquet River Gorge. Every time it is like pulling teeth to get what he wants.

Mayor, Noel noted that the issue is with the ownership of the land, neither Paul nor the Village, the property owner needs to give the permission. Perhaps a donation to Paul Devereaux and he can get gravel or get permission.

Deputy Mayor, Arseneault noted there was permission given noted that was done previously.

Councillor, Killoran suggested getting legal counsel to draft an Easement Agreement to be approved by the Snowmobile Club.

M 2018/06/18-91

Nick Duivenvoorden moved that Pending receipt of approval from the land owners, Council direct Administration to acquire four (4) loads of gravel to be delivered to the gorge, seconded by Sandenn Killoran. MOTION CARRIED.

- Adult Work Program summer of 2019
 - Discussion

There was general discussion by Council regarding the commencement of such a program to assist adults in the village with employment. Seasonal or permanent employment positions will have to be determined.

Recommend that the Finance Committee look at this during 2019 Budget discussions.

- ~~Procedural By-law Amendment~~
 - ~~Discussion~~

DELETE

- Darrell Culligan reimbursement
 - Discussion and possible motion

Council clarified the process for reimbursement to appointed committee members, when they are Village employees.

Mr. Culligan will be allotted banked time if the meetings are after hours plus mileage, if the meeting are during working hours he will receive only mileage expense.

- Jacquet River School co-announcement with Councillor, Killoran

Deputy Mayor, Arseneault said there would be a co-announcement at the Jacquet River School, by Sandenn Killoran, MLA Daniel Guitard, Minister of Education, Brian Kenny and Principal, Glazier regarding the commencement of the new French Immersion starting this fall at the school. The population at the school will be under 90 next year and will continue to decline, putting the school in jeopardy of closing. The commencement of this program and promotion of it within and outside the community could make it a magnet school. The day of 250 at that school is not realistic, but if the

numbers can be kept around 100 that is what is needed to keep the school. This is a good day for the school and the community.

Councillor, Carmichael

- Moose Fence -Update on when they will start new one
CAO, Lee advised that they are starting to replace and the ETA for completion is by the end of summer.

- Speed bump on Gagnon road
Speed bumps near the school to slow down traffic
Photo sent to CAO, Lee and would like to have this looked into for Gagnon Rd. and the school zone.

- Signage or caution lights on top of Jacquet River Hill - Any more information on this
Mayor, Noel advised that DTI said they would install this year.

- Ambulance Service
Service is understaffed, language issue, a provincial problem. No one at the site on Archibald Rd.
Asked if we could write a letter or something.

Councillor, Culligan

- Cohousing: An Innovative Approach for Aging in Place - Conference Moncton June 5 & 6, 2018
Moncton
Great Conference and she will have a report for next meeting along with one for the FCM Conference.
M 2018/06/18-92
Tracy Culligan moved that as preapproved by Council e-mail, Councillor, Culligan be authorized to attend the "Cohousing: An Innovative Approach for Aging in Place" in Moncton on June 5 & 6, 2018 and receives approval for per diem for 1.5 days, seconded by Lilliane Carmichael. MOTION CARRIED.

Councillor, Duivenvoorden

- Roadside Cleanup Report
M 2018/06/18-93
Nick Duivenvoorden moved that Council approves the funding for one (1) extra group at the cost of \$400 for Roadside Clean-up, seconded by Tracy Culligan. MOTION CARRIED.

- Recreation Centre - Annual Liquor License
 - DiscussionCouncillor, Duivenvoorden discussed the issue he is having with the on-going applications for Liquor License for the Pub Nights. According to Fredericton, there should only be a couple of applications of this type from the municipality per year. It was suggested that the Village have the Recreation Centre licensed on an annual basis for a cost of \$800 - \$900 per year.
Mayor, Noel and CAO, Lee met with representative to get the information for liquor license for the Recreation Centre. The license would cover all events and when private events are held (i.e. weddings, etc.) the Village would suspend their license for those days and the renter would need to apply for their

own license. In addition, there was a recommendation to install additional cameras at the bar area as an additional protective measure in the event of an incident. As well, the application would need to have an individual's name assigned to it, so as the person would be the one to be responsible to answer if there was an incident that required information.

Councillor, Killoran inquired if the license would cover if the Fire Dept. was doing the bar for wedding.

M 2018/06/18-102

Nick Duivenvoorden moved that the Village of Belledune apply for an annual liquor license for the Belledune Recreation & Cultural Centre, seconded by Tracy Culligan. MOTION CARRIED.

- Congratulatory Message - Andy Flanagan's Book nominated for an Atlantic Book Award
Councillor, Duivenvoorden said the event was held last month in Halifax and he and his wife attended. It was pretty impressive and even though Andy did not get chosen in his category or his book "The Endless War" that fact that he was nominated is impressive.

Meeting recessed at 8:23 P.M.

Reconvened at 8:27 P.M.

Councillor, Killoran

- Donation Strategy (Canada Helps)

CAO, Lee will be provided with the information on Canada Helps and incorporate this concept into the Village's Donation/Grant Policy, when it is being re-drafted.

- FCM Report

Councillor, Killoran noted it was a beautiful Conference, however he feels it was of little value to a community of Belledune's size. He found most value in the Trade Show.

- Vendor Review Process Check In

CAO, Lee was questioned as to whether he had started the process yet.

Councillor, Killoran recommends that a process and check list be put in place to formally evaluate vendors (i.e. legal, financial, etc.) to establish their performance levels to determine their continued work with the Village.

CAO, Lee has been networking with other municipalities that have gone through this process to get some insight and information on how to establish and do this type of review. No use reinventing the wheel if there is something in existence to guide this process.

- Question to CAO - Revenue and Cost Saving Targets

Councillor, Killoran inquired if CAO, Lee has identified any targets yet to meet the goals of 2.5%, which were set at the Budget deliberations. The operation goal for the Village is to become more efficient. Need staff accountability and regular interval update - quarterly.

CAO, Lee advised that not now, too difficult to put together and he is working with other municipalities. He would need a full cycle (1 year under his belt) to evaluate.

• Youth Committee Application Process

Councillor, Killoran said the application process and invitational for committee members needs to get started sooner than later. He would like to see this committee going by September.

• Staff and Council Retreat - Last Two Years

Councillor, Killoran would like to plant the seed of having a Retreat sometime this fall (a Saturday & Sunday). Hire a coordinator, someone new, not familiar with us. He will bring up as a motion for next meeting; he would like some ideas from others and will suggest some moderators.

Administration Reports

CAO, Lee

• Super Village Trail Blazers Inc. Snowmobile Club - Five Year Strategic Plan

As required in the Agreement - the Five Year Strategic Plan has been submitted to the Village and Council has been distributed copies.

Councillor, Killoran noted that it is a bit more of a maintenance / event promotion plan. It does not seem to be much beyond what they are doing and staying status quo. He sees this facility as an asset to the community, so is not sure if this plan serves the desire of the Village.

• Culligan Slip Installation/Removal Tender Award

M 2018/06/18-103

Nick Duivenvoorden moved that as recommended by CAO, Lee the tender for the installation and removal of the Culligan Slip be awarded to the lowest bidder, R. Murphy and Sons for the amount of \$2,300 (plus HST), seconded by Lilliane Carmichael. MOTION CARRIED.

Clerk/Treasurer, Cormier

• Financial Reports

M 2018/06/18-94

Sandenn Killoran moved that the Financial Report be accepted as presented and the Accounts Payable be paid, seconded by Tracy Culligan. MOTION CARRIED.

By-laws and Policies

• By-law No. 06-2018 - A By-law Relating to the Election of Members of Council Within the Village of Belledune

- First and Second Readings

M 2018/06/18-95

Sandenn Killoran moved that By-law No 06-2018, A By-law Relating to the Election of Members of Council Within the Village of Belledune be read a first time in its entirety and a second time by title, seconded by Nick Duivenvoorden. MOTION DEFEATED

Against: Lilliane Carmichael and Tracy Culligan

	For	Against	COI
Paul Arseneault	x		
Lilliane Carmichael		x	

Tracy Culligan		x		
Nick Duivenvoorden	x			
Sandenn Killoran	x			
	3	2	0	

- Election of Deputy Mayor - Bi-Annual

Nick Duivenvoorden nominates Sandenn Killoran for the position of Deputy Mayor. Mayor, Noel called for any additional nomination, none submitted, nominations ceased.

M 2018/06/18-97

Nick Duivenvoorden moved -that Councillor, Sandenn Killoran be appointed as Deputy Mayor in accordance with section C. 2, subsection 2 of the Village of Belledune By-law Regulating the Proceeding of Council, seconded by Paul Arseneault. MOTION CARRIED.

Motions and Resolutions

- Inflatable Games Agreement
 - Succulents Lobster Festival and Belledune Days

M 2018/06/18-98

Sandenn Killoran moved that Belledune Council accepts the two (2) Agreements from Fun Zone Commercial, as presented, for the Inflatable Games for the Succulents Lobster Festival and Belledune Days Festival and Mayor and Clerk sign, seconded by Lilliane Carmichael. MOTION CARRIED.

- Tormont Cat - Preventative Maintenance Service Agreement
 - Generator

M 2018/06/18-99

Sandenn Killoran moved that Belledune Council accepts the Industrial/E.P.G. Engine Preventative Maintenance Service Agreement (1 Year) with Tormont Cat for the Generator for the amount of \$1,880 (plus HST), and the Mayor and Clerk sign , seconded by Nick Duivenvoorden. MOTION CARRIED.

General Correspondence

- Correspondence In:
Jim Flanagan, RX Marihuana Canada Inc. - Notification to Local Government

Minister Landry - Response to letter dated April 12/18 Withdrawing from RCMP Agreement
Mayor, Noel briefed Council on what the letter said.

- Donations & Advertisements

Bullying Canada

- The request will be carried over for 2019 Budget Discussions. The amount of the donation needs to be re-evaluated.
- As well, the revision of the Donation-Grant policy requires some large discussion on how these types of request and others are handled going forward.

M 2018/06/18-100

Sandenn Killoran moved that Belledune Council approves the following Donations: \$250 to Blanche Degrechie to aid in her for expenses as she undergoes Cancer treatment,, seconded by Paul Arseneault. MOTION CARRIED.

- Correspondence In: Continued
Restigouche SPCA - May Report
Belledune Library Report - May Report
Forest Production Ltd. - Budworm Control Program - Spraying Pesticide within our boundaries
Minister Fraser, Transportation & Infrastructure - Rainbow crosswalks on provincial highways
Darlene Godin-Richard McIntyre- Building permit

- Correspondence In: Out
Multicultural Assoc. Chaleur Region - Sponsorship
Tim Horton's Camp Day Donation
David Hughes - Hardship Donation
Jacquet River School - Donation Bike Program

Meeting recessed at 9:06 P.M.

Reconvened at 9:25 P.M.

Closed Session

Land - Planning Rezoning's

Councillor, Arseneault excused himself and left meeting at 9:36 P.M.

- Planning - Rezoning requests (2)
 - Marc Bouffard, CRSC Planning Dept.

Adjournment

M 2018/06/18-101

Tracy Culligan moved that the meeting adjourn at 10:14 P.M., seconded by Lilliane Carmichael. MOTION CARRIED.

Mayor

Clerk/Treasurer