

**Village of Belledune
Regular Monthly Meeting
July 18, 2016**

Time: 7:05 P.M.
Place: Belledune Municipal Chambers
Present: Mayor, Joe Noel
Deputy Mayor, Paul Arseneault
Councillor, Lilliane Carmichael
Councillor, Nick Duivenvoorden
Councillor, Sandenn Killoran
Absent: Councillor, Tracy Culligan
CAO, David Hughes (**Absent**)
Clerk/Treasurer, Brenda Cormier

Mayor, Joe Noel called the meeting to order.

Councillor, Duivenvoorden recited a Serenity reflection.

Council reaffirmed their Oath of Office.

Agenda:

M 2016/07/18-132

Sandenn Killoran moved that the agenda be adopted as Amended; Delete all of CAO, Hughes Administration Reports with the exception of Doyleville Chip seal Project and Pre-chlorination – Water System Chaleur Dr., which Mayor Noel will speak to, seconded by Nick Duivenvoorden. Motion carried.

Statements of Conflict of Interest:

Deputy Mayor, Arseneault filed a conflict of interest with the Clerk for Agenda item; Request for Advance Loan – Mark Arseneault, Hannah Culligan Fund Raiser.

Adoption of Minutes:

M 2016/07/18-133

Sandenn Killoran moved that the Minutes of the Committee of Whole Council Meeting, June 6, 2016 and Regular Meetings of June 20, 2016, be adopted as presented, seconded by Paul Arseneault. Motion carried.

Business Arising from Minutes:

Paul Guitard notice sent; that the Fun Day “Burn Out” is cancelled for this year.

Councillor, Duivenvoorden inquired from Deputy Mayor, Arseneault about the status of the Calendars for 2017.

He also reaffirmed the importance of having the electronic screen in the municipal entrance for displaying events and photos for the community. His final comment was regarding the statement made during public Comments and Questions accusing him of lobbying on behalf of Andy Flanagan, and the minutes reflect his statement correctly, he was not lobbying for Andy Flanagan or anyone.

Councillor, Killoran spoke to the amendment for Procedural By-law for third reading tonight and the Comment / Question section being placed beyond confines of meeting. He noted while the public has the right to ask questions or make comments and need to be responsible and accurate with their

statements. Some of the statements made recently at meeting by public have been edging towards slander. It is important for those making comments and statement to remember they can be held accountable for what is said.

Presentations/ Petitions / Delegations: Nil

Statements by Members of Council:

Mayor, Noel

Chaleur Regional Services Commission (CRSC) Report

Mayor, Noel advised Council that as documentation is provide to him from the CRSC he will share those with Council. He noted that the municipal representative he is there to represent Council and take directive from Council when decisions are to be made. He noted that during his first meeting with the CRSC there was a Tourism document presented and when he checked with Council and staff of Belledune, no one had seen the document including previous Councillor, Tracy Culligan. He also noted that as a Tourism operator he was never approached on this initiative either, which was to be part of the process.

He wanted to confirm with Council that all information he received, including minutes will be circulated to them and if they have concerns about anything they need to bring it to his attention so he can bring that forward to the CRSC meeting.

Belledune Days Opening July 24, 2016 – Council Attendance

Mayor, Noel advise Council that Chairperson, Patsy Talbot invited all Council members to attend the opening ceremonies on Sunday. Councillor, Culligan already advised she is unavailable, but he urged those that could attend to do so.

Mayor, Noels advised Council there was and is an issue with snow removal for Dylan Street (private street) where the DTI stopped snow plowing last year. The guy who lives there had to do the street (public and private section) and wants compensation for that. This issue needs to be address and there is a need to have the road surveyed to determine where the public portion ends and where a turning area would be needed for the public road so that this issue can be resolved before this winter.

Deputy Mayor, Arseneault - Nil

Councillor, Carmichael reported on meeting and events attended including DRHS Graduation, Canada Day Parade, Firefighter Appreciation Super, Belledune Days meeting and other meetings of Council

Councillor, Duivenvoorden is proposing a Change to By-law for Election of Members of Council & the Establishment of Ward Boundaries to have all Council members elected at Large. He noted that changes were made in the past from a 2-1-2 Ward System to a 1-1-1 Ward System and 2 At Large. The intent was to change this further to the at Large System for all 5 Councillors. He feels it is time to remove the barriers that divides the community.

M 2016/07/18-134

Nick Duivenvoorden moved that the Administration proceed with Drafting of a new By-law for the election of Councillors at Large and the removal of Ward boundaries in the Village of Belledune and Pursuant to Section 29 of the Municipalities Act, R.S.N.B., post Public Notices in newspapers in the Tribune and Northern Light, seconded by Lilliane Carmichael. Motion carried.

Councillor, Sandenn Killoran reported on meetings and events attended including the sessions with Jack Novack, Firefighters Appreciation Supper, Canada Day Parade and Council meetings. He also

contacted CRTC regarding better telecom service for Belledune, but they have no authority over the providers and will have to be done directly through the. It is difficult for businesses to be competitive with the same infrastructure.

Aliant and Rogers Telecommunication Companies, High-speed and Fibre product

M 2016/07/18-135

Sandenn Killoran moved to have the CAO, Hughes, on behalf of the Village of Belledune, draft a letter to Aliant and Rogers Telecommunication Companies, requesting a more aggressive approach to expanding their high-speed and fibre product offerings, seconded by Nick Duivenvoorden. Motion carried.

Request for Advance Loan – Mark Arseneault, Hannah Culligan Fund Raiser

M 2016/07/18-155

Sandenn Killoran moved that the Council of Belledune approves a \$1,600 advance by way of a loan to Mark Arseneault, endorsed by on a Promissory Note, for the Hannah Culligan Fundraiser on August 19th, 2016 for the cost of covering the AC-DC tribute band from Ontario, payable from the ticket sales with reimbursement not exceeding the \$1,600 loan and if the ticket sale raise less than the \$1,600 the amount short of the \$1,600 will be forgiven, and the use of the Belledune Recreation and Cultural Centre Ballroom for the event be free of charge, seconded by Nick Duivenvoorden. Motion carried. (2 yeas – Councillor’s Killoran & Duivenvoorden) (1 nay – Councillor, Carmichael)

Deputy Mayor, Arseneault Declared Conflict of Interest, filed Declaration with the Clerk and vacated meeting at 7:18 p.m.

Councillor, Killoran explained Mark Arseneault’s request that includes if there is a shortfall on ticket sales at the door he does not want to take from the bar proceeds to pay the shortfall and this is the fundraiser source of money. So therefore, if there is shortfall from ticket sales, the Village would absorb that loss.

Councillor, Carmichael while not opposed to the fundraiser did express concerns about starting this kind of practice. What about when other come to ask the same and then cannot pay back the money? If we say yes to one, then have to say yes to other similar requests. She does not feel comfortable with lending money with the intention of forgiving repayment if there is a shortfall.

Councillor, Duivenvoorden stated that he as well had some of the same concerns as Councillor, Carmichael – setting precedent. He noted clearly in his discussions with Mark Arseneault, that this is his event and his responsibility. The Village is more like a junior partner. He does not feel that there will be a risk in recouping the full amount of the loan as Mr. Arseneault does really well as organizing these events, and use the Gentlemen’s Hockey Tournament as a great example.

Councillor, Killoran also understands where Councillor, Carmichael’s concerns are. However, Mr. Arseneault has set in order to get the band; they need the payment of \$1,600 up front. Mark Arseneault is one of the few people in our community who is willing to put on such events. But he encouraged Councillor, Carmichael that if she feels strongly about her concerns, she should vote nay. Were it not Mark Arseneault he would most likely vote nay as well.

Clerk/Treasurer, Cormier received clarification that the cheque of \$1,600 it to be made in the name of the band.

Deputy Mayor, Arseneault returned to meeting at 7:23 p.m.

Reports: Administration

CAO Hughes

Doyleville Chip seal Project – verbal update

Mayor, Noel advised that he and CAO, Hughes discussed this with Francis Frenette of Roy Consultants to see if there were any other drainage issues to be addressed prior to chip sealing the road. It has been determined in a visual inspection that there are areas that if not fixed could create washout problems. Therefore, the best course of action is to delay the chip sealing on the road until a report can be received on what culverts need to be replaced. To chip seal for 60 or 70 thousand dollars, could be a waste of money if there is washouts afterwards because drainage was not fixed first.

Pre-chlorination – Water System Chaleur Drive

Mayor, Noel said he met with CAO, Hughes to discuss this matter and it is recommended by the expertise that the system be installed. There are a number of things the system will do. The money is there to pay for it with no increase to the user fees. There was \$6,000 budgeted, the system costs will be \$9,000 plus tax. If the system is not installed there is still a cost of around \$5,000 to be paid to Black and MacDonald for the work they did so far.

Council made inquiries and comments regarding liability and responsibility. The responsibility for the operations of the system lies with the municipality.

M 2016/07/18-136

Nick Duivenvoorden moved that as per the recommendation of CAO , Hughes Council authorize the C.A.O. to approve the purchase, design and installation of a pre-chlorination station at the water treatment plant on Chaleur Dr. by Black and Macdonald Inc., at a cost of \$9,000 (plus HST), seconded by Lilliane Carmichael. Motion carried.

Clerk/Treasurer, Cormier

Financial Reports – General Operating Fund and Utility Operating Fund

M 2016/07/18-137

Nick Duivenvoorden moved that the Financial Reports be accepted as presented and the Accounts Payable be paid, seconded Sandenn Killoran. Motion carried.

By-law & Policies:

By-Law # 10-2004 A By-Law Regulating the Proceedings of the Council of the Village of Belledune

- Amendment # 10-2004-7 First and Second Readings

M 2016/07/18-138

Paul Arseneault moved that By-law # 10 2004-7 a By-law to amend By-law #10-2004, A By-law Regulating the Proceeding of the Council of the Village of Belledune be read a third time by title and enacted, seconded by Lilliane Carmichael. Motion carried.

Dangerous / Unsightly Premises – Planning Reports, Directive to Proceed with Process

Review Reports, Marc Bouffard – No motion required just directive to proceed by consensus of Council

- The consensus of Council is to proceed as per the report.

Motions / Resolutions:

Ditch Piping between #382 & 386 Jacquet River Drive

M 2016/07/18-139

Sandenn Killoran moved that CAO, Hughes be instructed to have the ditch piping between #383 & #386 Jacquet River Dr. added to the invitational tender for the drainage problem at #4278 Main St., seconded by Lilliane Carmichael. Motion carried.

Councillor, Killoran inquired is this would be below \$10,000 and under the direction of CAO, to approve.

Clerk/Treasurer, Cormier confirmed that this tender would be well over that amount - \$50,000 plus and require Council motion.

Waiver: RELEASE OF LIABILITY -Private Residential Swimming Pools and Filling up with Water

M 2016/07/18-140**Nick Duivenvoorden moved that the Waiver for Release of Liability for the Private Residential Swimming Pools and Filling up with Water be adopted and implemented as presented, seconded by Lilliane Carmichael. Motion carried**

Clerk/Treasurer, Cormier advised that the Waiver and Notice would be posted on the website.

M 2016/07/18-141

Nick Duivenvoorden moved that the filling of Residential Swimming pools be provided by the Volunteer Fire Department and only within the municipal boundaries of Belledune and the cost be \$100 per load (approximately 4,000 gallons) and payable to the Village of Belledune, pending submission and approval of all conditions of the Waiver: RELEASE OF LIABILITY -Private Residential Swimming Pools and Filling up with Water, seconded by Lilliane Carmichael. Motion carried.

Councillor, Killoran clarified the waiver pertains to protecting the Fire Department from liabilities and as well making sure the swimming pools are in compliance with the planning regulation, so a sign of by the planning services will be required prior to pools be approved for filling.

M 2016/07/18-142

Nick Duivenvoorden moved that the Belledune Volunteer Firefighters, Policy & Procedure Manual: FDP

Section: 050, Subject: Swimming Pools/Cleaning of Parking Areas 023 be amended to reflect decisions of Motions # M 2016/07/18-140 & M 2016/07/18-141, seconded by Lilliane Carmichael. Motion carried.

Proposed Summer Music Program

M 2016/07/18-143

Paul Arseneault moved that Belledune proceed with 2016 Summer Music Program at the Gazebo #3963 Mains St. (Jacquet River–Belledune West) weekly on Sundays, commencing August 7, 2016 and Glen Godin be authorized to organize the musical entertainment and the Village of Belledune compensate \$200 per week to maximum of \$2,400, payable to the performing entertainer, seconded by Sandenn Killoran. Motion carried.

Councillor, Carmichael inquired about the previous year and was there a cost then.

She was advised there was not, Mr. Godin asked so he could see if it would be successful last year. There was good turnouts.

Committee Appointments

Belledune EMO Standing Committee - According to Act requires appointment of Councillor Members
M 2016/07/18-144

Sandenn Killoran moved that the following Resolution be adopted, seconded by Lilliane Carmichael. Motion carried

RESOLUTION

WHEREAS Section 9(a) of the Emergency Measures Act provides that each municipality shall establish and maintain a municipal emergency measures organization,

WHEREAS Section 9(c) of the Emergency Measures Act provides that each municipality shall appoint a committee consisting of members of its council to advise it on the development of emergency measures plans;

WHEREAS this committee shall oversee the maintenance and the development of an emergency plan for the Village of Belledune;

Be it Resolved

THAT the following Council members be appointed on the EMO Standing Committee Council;
Councillor, Lilliane Carmichael, and Mayor, Joe Noel.

Clerk/Treasurer, Cormier briefed Council on the requirements for the Council members to be appointed to EMO Standing Committee. Their job is not to develop the plan, but to oversee that it is being done. Belledune has a plan, but where they are lacking is in the operations with EOC coordinator and other EOC members. There is work to be done getting positions filled and operational.

Mayor, Noel advise about the Chaleur Regional Services Commission – Regional EMO Plan in development and the meeting that he, CAO Hughes and Clerk/Treasurer, Cormier had last week with Executive Director, Jocelyne Hachey and Carolle Roy to review the draft Regional Plan.

Clerk/Treasurer, Cormier also advise Council that there were document put in their binder on EMO and elected officials guideline. As well, there are training for EMO and in fact Ms. Hachey noted she has the basic training on CD and she can provide this to Belledune. Perhaps it would be a good exercise for Council, staff and all employees to review together in the future, so everyone has a basic understanding if an Emergency is declared in Belledune. It would be very likely that all employees would need to assist one way or the other.

Joint Health & Safety Committee -Employer Representative – Council member

M 2016/07/18-145

Nick Duivenvoorden moved that the following member of Council, Mayor Noel, be appointed as Employer Representative to the Belledune Joint Health & Safety Committee, seconded by Sandenn Killoran.

Belledune Donation Requests & Contribution Committee & Promotional Item Distribution

Appoint Two or more Members of Council

M 2016/07/18-146

Paul Arseneault moved that the following members of Council's; Nick Duivenvoorden and Sandenn Killoran, be appointed to make recommendations for the Belledune Donation Requests & Contribution Policy & Promotional Item Distribution Policy, seconded by Lilliane Carmichael. Motion carried.

Councillor, Duivenvoorden asked for clarification on how often would the donation be received.

Clerk/Treasurer, Cormier noted that like now they will be in Council meeting packaged for Regular Monthly meeting (all Council will receive copies as they do now) and he and Councillor, Killoran can evaluate the requests once they receive their packages, evaluate under the appropriate policy and come to meeting with recommendation for Council.

Rights to Information and Protection of Privacy Act (RTIPPA) – Appoint Head
M 2016/07/18-147

Sandenn Killoran moved that the following Resolution be adopted, seconded by Lilliane Carmichael. Motion carried.

BE IT RESOLVED that the Council of the Belledune hereby designates **Administrative Assistant, Nicole Carrier** to serve as the “head” of the public body, that being Belledune pursuant to the *Right to Information and Protection of Privacy Act* (“Act”) of the Province of New Brunswick; and

BE IT FURTHER RESOLVED that the Council of the Belledune acknowledges that the **Administrative Assistant, Nicole Carrier**, as “head”, may delegate in writing a duty or power of the “head” under the Act to a member of the municipal staff, except the power to delegate, and can impose terms and conditions as considered appropriate and as prescribed under the Act.

Deputy Mayor, Arseneault said it may be a good time to discuss getting Council members – e-mail addresses and move away from using their personal e-mail.

Clerk/Treasurer, Cormier noted she is glad to hear this brought up as it needs to be done and Councillor, Killoran and volunteered to assist with that if need be. Setting Gmail accounts will most likely be the way, but if Councillor, Killoran has recommendation to assist with getting that done they can work together to complete this soon.

UMNB Conference Registration
M 2016/07/18-148

Sanden Killoran moved that the following member of Council and Staff register for the UMNB Conference from September 30- October 2, 2016 in Fredericton, Mayor Noel, Deputy Mayor, Arseneault and Councillor's , Carmichael, Culligan, Duivenvoorden, Killoran and; CAO, Hughes, Clerk/Treasurer, Cormier and Administrative Assistant, Carrier seconded by Lilliane Carmichael. Motion carried.

Councillor, Duivenvoorden said from his past experience he did not see the value in sending every member of Council to this Conference, as it can be expensive. However, if Mayor, Noel feels everyone should attend he is o.k. with that also.

Clerk/Treasurer, Cormier asked that the registrations be seen to her a.s.a.p. so she can book accommodations and register everyone going.

Restigouche Crime Stoppers – Belledune Representative

M 2016/07/18-149

Sandenn Killoran moved that as per the Non-Council Member Committee Appointment Policy 03/99, a flyer will be circulated in the municipality seeking interest for representative for appointment to the Restigouche Crime Stoppers Unit, seconded by Nick Duivenvoorden.

Councillor, Carmichael moved to amend the motion to note in the flyer the term would be for one (1) year, seconded by Sandenn Killoran. Motion carried.

Amended Motion:

Sandenn Killoran moved that as per the Non-Council Member Committee Appointment Policy 03/99, a flyer will be circulated in the municipality seeking interest for representative for appointment to the Restigouche Crime Stoppers Unit, for a term of one (1) year, seconded by Nick Duivenvoorden. Motion carried.

Councillor, Carmichael said she would like to attend one of the meetings as she may be interested in being a representative after the one (1) year term.

Clerk/Treasurer, Cormier will make that request to see if she can attend and the dates of meetings.

The directive is to have the names submitted prior to the August 15, 2016 Regular Meeting where a decision for appointment would be made.

Super Village Trail Blazers Inc. – Club #69 – Request for Financial Commitment (7 Years)

Counillor, Killoran advised that he had conversation with CAO, Hughes who talked to municipal legal counsel and this would only be permitted as a Grant. The proposed motion is open to amendments if Council chooses to do so. This is a commitment from the community not only because it has great tourism potential, but as well it is good for the community. His only hesitation is he would like to see the Super Village Trail Blazers accept terms to work together towards a plan for future.

Councillor, Carmichael inquired as to whether other industries were approached for funds.

M 2016/07/18-150

Sandenn Killoran moved that as requested by the Super Village Trail Blazers Inc. – Club #69, letter dated June 14, 2016 and presentation at Committee of Whole Council Meeting of July 11, 2016, the Council of the Village of Belledune make a financial commitment of \$20,000 dollars per year for seven (7) years (Total of \$140,000), commencing the year of 2017 and ending the year of 2023; conditional on the Super Village Trail Blazers Inc. – Club #69 providing the following to the Village of Belledune: a) a copy of a five (5) year Capital Plan by their 2017 winter season end; b) a municipal seat on the board of directors for the seven (7) year period; and c) a legal agreement drafted for this partnership seconded by Paul Arseneault. Motion carried.

General Correspondence:

Action Items:

M 2016/07/18-151

Chaleur Green Trails – Appoint Representative (Council or Citizen)

Nick Duivenvoorden moved that Councillor, Sandenn Killoran be appointed as municipal representative to the Chaleur Green Trails group, seconded by Lilliane Carmichael. Motion carried.

Denis Caron, BPA - Meet with Council

Arrangements to be made for meeting and tour.

Alan Roy, Sunday School & Cemetery - Historical

Council will be sent the information from Mr. Roy and Councillor, Culligan who is looking into the request for St. Luke's Church will be asked to address this one as well and then bring forward when required to Council.

M 2016/07/18-152

Arnold Guitard –Crushed Rock for the Walking – Ski Trail of off Chaleur Drive

Nick Duivenvoorden moved that the Belledune Council approves a contribution for the costs for supply of crushed rock (2 loads) for the walking–ski trail of off Chaleur Drive, to Arnold Guitard as requested, seconded by Lilliane Carmichael. Motion carried.

M 2016/07/18-153

CUPW – Proposed Resolution

Paul Arseneault moved that the following Resolution be adopted by the Council of Belledune, seconded by Lilliane Carmichael. Motion defeated. (2 yeas – Councillor's Arseneault & Carmichael) (2 nays – Councillor's Duivenvoorden & Killoran) Tie Vote (1 nay –Mayor, Noel)

Public review on future of Canada Post

Whereas Canada Post announced drastic cutbacks to our public postal service in December 2013, inducing plans to end home mail delivery in our country.

Whereas there was a huge public outcry in response to the cutbacks and stiff opposition from most federal parties, including the Liberal Party, which promised to halt the delivery cuts and conduct a review of Canada Post, if elected.

Whereas the delivery cuts were halted and our Liberal government is currently conducting a Canada Post Review, starting with an independent task force that will collect input from Canadians, do research, gather facts and draft a discussion paper in September of 2016, identifying viable options for postal service in this country.

Whereas a parliamentary committee will consult with Canadians in the fall of 2016 on the options that have been identified in the task force's discussion paper and then make recommendations to the government on the future of Canada Post.

Whereas it will be crucial for the task force and parliamentary committee to hear our views on key issues, including the importance of maintaining the moratorium on post office closures, improving the Canadian Postal Service Charter, restoring home mail delivery, keeping daily delivery, adding postal banking, greening Canada Post, and developing services to assist people with disabilities and help older Canadians to remain in their homes for as long as possible.

Therefore be it resolved that **Belledune** provide input to the Canada Post Review task force and make a submission when the parliamentary committee consults with Canadians this fall.

Council member expressed the notion that the municipality should be impartial in labour disputes.

Donations & Advertisement:

UNICEF – No donation.

Correspondence In: Continued

CRSC - Building Reports - June 2016
Restigouche SPCA - June 2016 Report
Minister Arseneault: SEED Program Response
Maritime Bus & VIA Rail: Partnership

Correspondence Out:

CBDC - Mrs. Theriault - Use of Jack's Room
L & P Guitard - Permission for Burnout

Public Comments / Questions

R. Lapointe expressed his concerns with the proposed changes to the Council being elected at large. As well, he wanted to know if anything could be done regarding Noise By-law, particularly about the truck going to sawmill using engine brakes. He agreed with Council decision for pre-chlorination system for system at Townsite.

G. Loane expressed his opposition to the Council decision for pre-chlorination system. He said the CAO has not handled this very well. There is quite a bit of misinformation, particularly there have been 2 or 3 different costs estimated stated by him. There is no evidence of a health issue and the tests are within the Canadian Guidelines.

Councillor, Killoran inquired what is the issue if the fees are not being increased because of this.

C. Loane stated Mr. Hughes is not respected the budget. What is the liability issue?

Closed Session:

- Legal & Land

Adjournment:

Meeting adjourned at 10:06 p.m. on a motion by Sandenn Killoran and seconded by Paul Arseneault.
Motion carried.

Clerk/Treasurer

Mayor