

TOWN OF NACKAWIC  
REGULAR COUNCIL MEETING  
APRIL 19, 2022

PRESENT: Deputy Mayor MacFarlane  
Councillor Farnsworth  
Councillor Simpson  
Councillor Toole  
Councillor Meade

ABSENT: Mayor Kitchen

IN ATTENDANCE: Kathryn Clark, Acting CAO  
Dallas Cakes  
Lonnie Forbes, RSC 11  
Jim Dumville, River Valley Sun

TO ORDER: Deputy Mayor MacFarlane called the regular meeting to order at 7:00 pm.

APPROVAL OF AGENDA:

22-56 Motion: Councillor Farnsworth  
Second: Councillor Toole

“That the agenda be approved as presented.”

Motion carried.

DECLARATION OF CONFLICTS OF INTEREST:

There was no declaration of conflicts of interest.

With Council’s permission, Deputy Mayor MacFarlane moved to item 8. A) To the Floor.

TO THE FLOOR:

A) Lonnie Forbes, RSC 1, re: Marina update

Lonnie Forbes circulated a report and gave council an update on the marina. He stated the WAWA permit was updated and approved and one of the conditions will be for the Town to take monthly water samples for a year.

Lonnie Forbes stated Cummings Construction will be on site in early May, if everything cooperates, they should be off site in approximately a month. He also stated the ramp excavation area had bad soils and needed to be over excavated and replaced with proper rock which resulted in a cost overrun on excavation and materials. The plumber and electrician have a small amount of work to be finished in the Point-of-Sale building for it to be fully functional. The gangway has been constructed and delivered to the public

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works building and is ready for installation. He has been in contact with people who supply and installed moorings and chains for docks, the cost was half of what was budgeted and they would like to install them in May, waiting on a confirmed date. The dock layout design was accepted by Council and extra material has been purchased and construction on the additional wing docks has started. This gives docking space for 32 boats unless they are exceptionally large.

Lonnie Forbes gave a brief update on cost of the marina budget: available money from surplus is \$90,000; RDC \$73,500 and Gas Tax \$75,000, for a total fund availability of \$238,500.

Lonnie Forbes stated where the town does not have a cost estimate for the security system and cameras, he would recommend that the Town not install the water, sewer and electrical services to 2 future rental building sites as the buildings may never be located there. This would leave the Town with adequate funding to complete the project and install a security system, dock gates, new lights, topsoil and a fenced compound.

Councillor Simpson asked if the WAWA permit had to be done annually.

Lonnie Forbes stated no, it is just a one-time permit.

Councillor Farnsworth asked about the wash station for the boats.

Lonnie Forbes stated there is water supplied at the ends of the docks and when you go down the ramp, of to the side, there is a water station and it will require a hose to be set up for when the boats come out of the water.

Councillor Toole asked about the shut offs for the lights during day time, if the shut offs are for the lights themselves or will it shut off the cameras as well.

Lonnie Forbes stated the cameras have separate wires running from them.

Councillor Simpson asked wouldn't it be easier to have water and piping installed for the two potential buildings now, rather than when everything was completed and have to dig up the ground again later.

Lonnie Forbes stated these are last year's prices and it could increase, where the Town doesn't have a cost estimate on the security cameras, he recommends not to go ahead and prepare for the potential buildings and use the money for security system and cameras, gates, fenced compound, etc.

Councillor Farnsworth stated the Town have been testing the water at the waterfront for the swimmers, she would like for that to continue.

Deputy Mayor MacFarlane stated that would be a condition of the WAWA permit.

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Councillor Meade asked will the service to the rental buildings be full service from each one or will there be a hub installed.

Lonnie Forbes stated there will be full service for the buildings and they will be digging up the ground when they install the splash pad.

Councillor Farnsworth stated with the connections already installed, it could attract potential businesses.

Councillor Meade asked if there will be public washrooms in the point-of-sale building where potential businesses could use if they decide to rent a building down there.

Lonnie Forbes stated yes, there are public washrooms in the building.

Deputy Mayor MacFarlane asked if all the drawings for the marina could be easily accessible if the Town ever needed to view them.

Lonnie Forbes stated yes, they are.

Deputy Mayor MacFarlane and Council thanked Lonnie Forbes for his leadership on the marina project and all the work RSC 11 has done for the town.

Lonnie Forbes left the meeting at 7:25 pm.

APPROVAL OF THE MINUTES OF APRIL 4<sup>TH</sup>, 2022 REGULAR COUNCIL MEETING:

22-57            Motion: Councillor Simpson  
                    Second: Councillor Toole

“That the minutes of the April 4<sup>th</sup>, 2022 regular council meeting be approved with the one correction:

-page 3 under special reports; first paragraph; second sentence delete the words “the division” and insert the words “made the decision”.”

Motion carried.

BUSINESS ARISING:

Councillor Farnsworth asked if there was anything the town could do to help the owners of the trailer park to have a trailer removed.

Kathryn Clark stated RSC 11 is in the process of handling the situation. There is a deadline of July 1 to have the trailer removed so the owners can access the waterline and have it repaired; the trailer has to be removed in order to do the work.

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Councillor Toole stated the public works department has picked up their new trailer.

Councillor Farnsworth asked if the fencing was repaired at the water tower.

Kathryn Clark stated the public works employees will be contacting Eastern Fence and have them come and repair the fencing and also repair the fencing at the treatment plant.

Councillor Simpson stated that DNEDC will not be receiving any funding from the government. He suggested a response letter should be written up to show our displeasure.

Deputy Mayor MacFarlane stated DNEDC was set up to promote regional economic development and will tie into entity 71 and right now the Town is fully funding the operation of the corporation and we have members of staff who are lobbying for funding to market the area. We asked Environment and Local Government to help fund the corporation, and stated they appreciate what we are doing, but no we will not fund DNEDC, that will be done through the Regional Service Commission as part of the new mandate of the municipal reform. Also, they will want the new entity to pay money to the Regional Service Commission for economic development.

Councillor Simpson stated that UMN B has asked that the reforms as they apply to RSC to be delayed until everything is clarified because there are so many unknowns.

CORRESPONDENCE:

A) Letter from Minister of Public Safety, re: By-Law No. T-3

Deputy Mayor MacFarlane reported on the letter from the Minister of Public Safety stating they have approved the provisions of Section 37 (1) of the Off-Road Vehicle Act, By-Law No. T-3.

B) Letter from Minister of Transportation & Infrastructure, re: Road Ahead Plan

Deputy Mayor MacFarlane stated it will be discussed later in the meeting.

COMMITTEE REPORTS:

Finance –

Kathryn Clark reported on the financial statements to March 31<sup>st</sup>, 2022.

Councillor Toole asked if there has been any major waterline breaks this winter.

Kathryn Clark stated there was one and that was the first one in over 1 ½ years.

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Councillor Farnsworth asked what the cost would be to the town with the soccer fields torn up.

Kathryn Clarks stated it is no cost to the town because the fields are owned by the schools.

Library –

Councillor Farnsworth stated there will be a meeting later this week discussing their anniversary celebrations and they have information out on hiring summer students.

Protective Services –

FIRE

Deputy Mayor MacFarlane reported on the minutes of April 4, 2022 meeting.

NEIGHBOURHOOD WATCH

Councillor Meade stated there will be a committee meeting on Saturday, April 23<sup>rd</sup> and they have scheduled a public meeting at the Lions Club on May 18 at 7:00 pm.

Recreation –

Councillor Farnsworth stated they have a meeting on Tuesday, April 26<sup>th</sup>, looking for ideas for Canada Day, the Town didn't receive any money for Canada Day this year, but they will be sending out letters to businesses requesting funding for fire works on Canada Day. Some residents have reached out to her and expressed their interest in helping with the celebrations.

Kathryn Clark stated she sent an email out to Richard Bragdon where the Town never received any funding for Canada Day and he stated he will follow up on the request. She also stated Festival on the Bend will be helping out by donating towards the fireworks.

Public Works –

Councillor Toole asked if they have started sweeping the streets yet.

Kathryn Clark stated yes, once the streets are finished they will begin hydrant flushing and they are planning on pothole patching in May.

Special Reports –

ADVISORY COMMITTEE – Entity 71

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Councillor Simpson updated Council on the municipal reform, stating Mayor Kitchen and himself along with 8 other members are on the committee plus a facilitator and we had to come up with a new name for the entity. A new name has been decided and approved by the government, which is *Nackawic-Millville Rural Community*. The future government will be operating on the ward system, there will be 6 wards, with 7 Councillors in total, Nackawic will have two, Southampton will have two, Millville, Dumfries and Queensbury will each have one. The next decision on the agenda is to create a budget for the entity for 2023, there will be municipal elections in November of 2022 and the newly elected council will take effect on January 1<sup>st</sup> of 2023. They will have to decide who will be paying for the services, the government stated that all partners will be paying for the cost of the administration of the new entity, such as salaries, insurance, etc., so it will take some time to prepare the budget.

#### RCAF

Councillor Simpson stated he mentioned to Council a few months back about having a demonstration of the RCAF during Festival on the Bend. The application has been sent and we have already heard back from them. We now have to prepare all the aerial views and letters for them before this can be approved. Everything has to be submitted within the next three months, and they will inform us of how much this will cost the Town. They will not be able to let us know if it will be approved until a week or two before the event occurs and if it is too costly for us, we will have to withdraw our application.

#### TRAIL HEAD

Councillor Simpson reported on the new 3-acre trail head being constructed by QuadNB. There will be an entrance and an exit with solar lights installed for any potential ATV enthusiast to arrive with their ATV's and park their vehicle when accessing the ATV trails.

#### Acting Chief Administrative Officer's Report

Kathryn Clark stated that:

- she attended the bi-weekly AMANB Teams meeting, re: municipal reform on April 6<sup>th</sup>.
- she and Councillor Toole met with National Alarm, re: security system at waterfront/arena area, Public Works and Town Hall on April 7<sup>th</sup>.
- she held a staff meeting with Public Works and Recreation on April 11<sup>th</sup>.
- she met with Lonnie Forbes, RSC 11, re: marina on April 13<sup>th</sup>.
- job advertisements and descriptions have been completed for Director of Public Works & Utility and Director of Recreation & Parks. Both competitions close on May 4, 2022.
- the Audited Financial Statements for 2021 were submitted to the province.
- the public works dump trailer was picked up on April 7<sup>th</sup>. It is being stored inside the public works garage.
- the Outdoor Pursuits class from the high school were at the arena two days. Students collected garbage from the waterfront, swept the basketball and tennis courts and painted

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some brackets.

-she received word from Richard Bragdon, MP, re: Canada Student Jobs and the Town received all four students applied for.

-she completed Income Statements to March 31, 2022 for General Operating and Utility.

-the public hearing for the Baptist Church rezoning requests will be held at the Town Hall on May 5, 2022. Notice and by-laws are posted on the Town's website.

Mayor's Report – No Report

NEW BUSINESS:

A) Third Reading and Enactment of By-Law No. T-3

22-58            Motion: Councillor Meade  
                      Second: Councillor Toole

“That Council read the third reading and enactment of By-Law T-3, a by-law designating portions of roads accessible to all-terrain vehicles in the Town of Nackawic.”

On the Question-

Deputy Mayor MacFarlane gave an update of what has already taken place with the T-3 by-law and stated approximately six months ago QuadNB came to Council expressing interest of having a by-law passed to allow ATVs to cross the Hawkshaw bridge, take Otis Drive through town, back over to Rte. 105, cross the Culliton bridge and hook up to the trail on the other side of the river. QuadNB stated Nackawic would be the crossing point for all the provincial ATV trails on the southwest side of the river. There was much discussion about the by-law and Council had Councillor Meade chair the by-law review committee where he collected information from other municipalities, and found that ATV by-laws are becoming very prominent in New Brunswick. He submitted an ATV by-law proposal to council, they recommended some changes and passed first and second reading and then it went to Department of Transportation for approval, which they approved and then it went to the Minister for signatures which is now completed. There was a public meeting regarding the by-law for residents to express their questions or concerns, and most residents felt it was in the best interest to pass the by-law. If Council votes to approve the third reading tonight, there will be another public meeting, signage has to be in place and meeting with the RCMP and Off-Road Enforcement before any atvs can access Otis Drive. We are tentatively planning June 4<sup>th</sup> for the opening day.

Councillor Simpson stated in Schedule “A”, the map shows access up to the Irving, with the new trail head taking place the access road should now

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reflect up to the trail head. We would need to update the map showing this change.

Kathryn Clark stated yes, Council would need to update the map only.

Councillor Farnsworth asked if the fine was supposed to be more than \$100.

Councillor Meade stated Council wanted it higher, but Lonnie Forbes specified that is the standard amount across New Brunswick.

Councillor Simpson stated that Council also wanted 50 km as the speed limit.

Kathryn Clark stated that was one of the changes from Department of Public Safety, that 40 km is also the standard speed across New Brunswick.

Motion carried.

Councillor Meade read the third reading of by-law T-3, a by-law designating portions of roads accessible to all-terrain vehicles in the Town of Nackawic in its entirety.

22-59            Motion: Councillor Toole  
                    Second: Councillor Farnsworth

“That Council move to closed session.”

Motion carried.

Council moved to closed session at 8:18 pm and Dallas Cakes and Jim Dumville left the meeting.

CLOSED SESSION:

A) Funding Applications

22-60            Motion: Councillor Farnsworth  
                    Second: Councillor Meade

“That Council move back to regular session.”

Motion carried.

Council moved back to regular session at 9:33 pm.



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22-61            Motion: Councillor Meade  
                  Second: Councillor Toole

“That Council forward a letter to the Minister of Local Government in support of the Union of Municipalities of New Brunswick’s resolution requesting a delay in Regional Service Commission reform.”

Motion carried.

22-62            Motion: Councillor Farnsworth  
                  Second: Councillor Toole

“That the meeting be adjourned.”

Motion carried.

The meeting adjourned at 9:37 pm.

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Greg MacFarlane  
Deputy Mayor

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Kathryn Clark  
Acting CAO