



# ROTHESAY COUNCIL

OPEN SESSION

Monday, February 11, 2008

MINUTES



PRESENT: MAYOR WILLIAM J. BISHOP  
DEPUTY MAYOR WILLIAM ARTISS  
COUNCILLOR PAUL BARRY  
COUNCILLOR PAT GALLAGHER JETTE  
COUNCILLOR TERRY KILFOIL  
COUNCILLOR TOM YOUNG

TOWN MANAGER JOHN JARVIE  
TOWN CLERK MARY JANE BANKS  
DIRECTOR OF OPERATIONS (DO) HATCHER  
DIRECTOR OF DEVELOPMENT SERVICES (DDS) GAY DRESCHER  
TREASURER SUSAN JOHNSON

ABSENT: COUNCILLOR SCOTT COCHRANE  
COUNCILLOR NORMA MULLETT

## PUBLIC HEARINGS 00065227)

**Municipal Plan Amendment (portion of PID#**

**By-law 1-02-7 (Millennium/Donlyn Drives - Shannex)  
Zoning By-law Amendment**

**By-law 1-02-27 (Millennium/Donlyn Drives - Shannex)**

### Documentation:

8 February 2008	IOM from Town Clerk Banks
7 February 2008	Letter from D. Dixon, Shannex Health Care
17 January 2008	1 <sup>st</sup> Section 68 Advertisement, <u>Telegraph Journal</u>
6 February 2008	2 <sup>nd</sup> Section 68 Advertisement, <u>Telegraph Journal</u>
30 January 2008	Report from DDS Drescher with attached documentation
7 February 2008	IOM from Planning Advisory Committee
DRAFT	By-laws 1-02-7 and By-law 2-02-27

### Appearances:

**Gay Drescher, Director of Development Services**

### Objections:

Heather and Wayne Crawford  
Russell Glasgow  
Correspondence attached to staff report above  
Additional correspondence received (as attached)

Counc. Barry declared a conflict of interest and left the meeting room.

Mayor Bishop called the Public Hearings to order at 8:03 p.m. He indicated the public hearings were related to the same proposal. He noted the request from the developer to defer the hearings to a later date.

**MOVED** by Counc. Young and seconded by Deputy Mayor Artiss Council postpone the Public Hearings and re-schedule to Monday, March 10, 2008 at 8:00 p.m. at Rothesay Town Hall, and re-advertise the hearings as well.

### ON THE QUESTION:

Mayor Bishop noted Council has not received a recommendation from the Planning Advisory Committee.

**CARRIED.**

**MOVED** by Counc. Young and seconded by Deputy Mayor Artiss the Public Hearings be adjourned.

**CARRIED.**

The Public Hearings adjourned at 8:05 p.m.

Counc. Barry returned to the meeting room.

## ROTHESAY COUNCIL

Open Session

Meeting Minutes

-2-

11 February 2008

Mayor Bishop called the regular meeting to order at 8:05 p.m.

1. **APPROVAL OF MINUTES** Regular Meeting –14 January 2008  
**MOVED** by Counc. Gallagher Jette and seconded by Counc. Kilfoil the minutes of 14 January 2008 be approved as circulated.  
**CARRIED.**
2. **APPROVAL OF AGENDA**  
**MOVED** by Deputy Mayor Artiss and seconded by Counc. Kilfoil the agenda be approved as circulated .  
**CARRIED.**
3. **OPENING REMARKS OF COUNCIL**
  - 3.1 KV Winter Carnival February 15-17  
Mayor Bishop advised those in attendance the KV Winter Carnival is this coming weekend and a schedule is available on the website.  
  
Mayor Bishop advised he had a tour of the Kingsway Care Centre and the new facility is quite impressive.
4. **DELEGATIONS**  
N/A
5. **CORRESPONDENCE - FOR ACTION**
  - 5.1 18 January 2008 Rothesay Regional Joint Board of Police Commissioners 5 Year Strategic Plan - Rothesay Regional Police Force Projected Budgets.  
**MOVED** by Counc. Gallagher Jette and seconded by Counc. Barry the Rothesay Regional Joint Board of Police Commissioners 5 Year Strategic Plan - Rothesay Regional Police Force Projected Budgets be referred to the Finance Committee.  
**CARRIED.**
  - 5.2 4 February 2008 Letter from School Dist 6 RE: Innovative Learning Fund.  
**MOVED** by Counc. Young and seconded by Deputy Mayor Artiss the letter from School District 6 RE: Innovative Learning Fund be referred to the Finance Committee.  
**CARRIED.**
6. **CORRESPONDENCE - FOR INFORMATION**
  - 6.1 16 January 2008 Letter to Mayor Brunet, Bathurst.  
**MOVED** by Counc. Young and seconded by Counc. Gallagher Jette the letter to Bathurst Mayor Brunet be received/filed.  
**CARRIED.**
  - 6.2 16 January 2008 Letter to District 6 Education Council RE: expansion and facilities.  
**MOVED** by Counc. Kilfoil and seconded by Counc. Barry the letter to District 6 Education Council RE: expansion and facilities be received/filed.  
**CARRIED.**
  - 6.3 17 January 2008 Letter from Quispamsis to P. McGinn RE: reappointment to Kennebecasis Valley Fire Board.  
**MOVED** by Counc. Kilfoil and seconded by Counc. Young the letter from Quispamsis to P. McGinn RE: reappointment to Kennebecasis Valley Fire Board be received/filed.  
**CARRIED.**
  - 6.4 18 January 2008 Letter to Quispamsis RE: amalgamation discussion.

## ROTHESAY COUNCIL

Open Session

Meeting Minutes

-3-

11 February 2008

**MOVED** by Counc. Young and seconded by Counc. Gallagher Jette the letter to Quispamsis RE: amalgamation discussion be received/filed.

**CARRIED.**

28 January 2008 Letter from Quispamsis to Rothesay RE: amalgamation discussion.

**MOVED** by Counc. Young and seconded by Counc. Barry the letter from Quispamsis RE: amalgamation discussion be received/filed.

**CARRIED.**

6.5 25 January 2008 Letter from Quispamsis to Kennebecasis Valley Fire Board RE: outstanding issues.

**MOVED** by Counc. Kilfoil and seconded by Counc. Gallagher Jette the letter from Quispamsis to Kennebecasis Valley Fire Board RE: outstanding issues be received/filed.

**CARRIED.**

6.6 4 February 2008 Letter from New Brunswick Police Association RE: costing.

**MOVED** by Deputy Mayor Artiss and seconded by Counc. Barry the letter from the New Brunswick Police Association RE: costing be received/filed.

ON THE QUESTION:

Deputy Mayor Artiss clarified the numbers being used for comparison are averages of the costs of the Saint John Police Force and Rothesay Regional Police Force. The Association has basically added the two budgets together and averaged out costs based on the number of officers. He noted costs are substantially higher in Saint John than they are for Rothesay.

**CARRIED.**

### 7. REPORTS

7.0 February 2008 Report from Closed Session  
N/A

7.1 14 November 2007 Kennebecasis Public Library Board Meeting Minutes  
28 January 2008 Correspondence RE: J. Morgenstern and Facility Planning Study  
**MOVED** by Counc. Young and seconded by Counc. Gallagher Jette the Kennebecasis Public Library Board Meeting Minutes and correspondence RE: J. Morgenstern be received/filed.

**CARRIED.**

7.2 28 November 2007 Rothesay Regional Joint Board of Police Commissioners Meeting Minutes

30 November 2007 Rothesay Regional Joint Board of Police Commissioners Financial Statements

**MOVED** by Deputy Mayor Artiss and seconded by Counc. Barry the Rothesay Regional Joint Board of Police Commissioners Meeting Minutes and Financial Statements be received/filed.

**CARRIED.**

7.3 31 December 2007 Unaudited General Fund Financial Statements

**MOVED** by Deputy Mayor Artiss and seconded by Counc. Young the unaudited General Fund Financial Statements be received/filed.

**CARRIED.**

## ROTHESAY COUNCIL

Open Session  
Meeting Minutes

-4-

11 February 2008

**MOVED** by Counc. Gallagher Jette and seconded by Counc. Barry when a councillor requests financial information related to invoices, bills, etc. the information be provided forthwith.

**ON THE QUESTION:**

Mayor Bishop indicated there is a policy in place and the procedure is to request information through the Town Manager. Town Manager Jarvie advised normally if information is requested by a councillor, it is provided to all councillors in memo form. Mayor Bishop advised Counc. Gallagher Jette she was entitled to the information and to put her request in writing, outlining the reason for the request.

**YEA** votes recorded from Councs. Gallagher Jette and Barry.

**NAY** votes recorded from Deputy Mayor Artiss, Councs. Kilfoil and Young.

**MOTION DEFEATED.**

31 December 2007 Unaudited Utility Fund Financial Statements

**MOVED** by Deputy Mayor Artiss and seconded by Counc. Young the unaudited Utility Fund Financial Statements be received/filed.

**CARRIED.**

7.4 2007 Kennebecasis Valley Fire Department Inc. 2007 Year End Summary Report

**MOVED** by Deputy Mayor Artiss and seconded by Counc. Barry the Kennebecasis Valley Fire Department Inc. 2007 Year End Summary Report be received/filed.

**ON THE QUESTION:**

Deputy Mayor Artiss requested clarification with respect to the number of calls as a first responder and co-responder and the difference between those calls in Rothesay and Quispamsis. He further requested clarification on why/how the department gets called out as a co-responder. The Chief will be asked for a report.

**CARRIED.**

7.5 January 2008 Building Permit Report

**MOVED** by Counc. Young and seconded by Counc. Kilfoil the Building Permit Report be received/filed.

**CARRIED.**

7.6 15 January 2008 Draft Water and Sewer Committee Meeting Minutes

**MOVED** by Counc. Kilfoil and seconded by Counc. Barry the draft Water and Sewer Committee Meeting Minutes be received/filed.

**CARRIED.**

➤ CN Crossing at Kingshurst Lane

**MOVED** by Counc. Kilfoil and seconded by Counc. Barry Council proceed with the project at the CN Crossing at Kingshurst Lane if the residents are in favour of the cost-sharing arrangements that are proposed.

**CARRIED.**

➤ 5 Year Water Utility and Sewer Utility Program

**MOVED** by Counc. Kilfoil and seconded by Deputy Mayor Artiss the 5 Year Water and Utility Program be referred to the Finance Committee.

**CARRIED.**

7.7 4 February 2008 Draft Planning Advisory Committee Meeting Minutes

**MOVED** by Counc. Young and seconded by Deputy Mayor Artiss the draft Planning Advisory Committee Meeting Minutes be received/filed.

**CARRIED.**

## ROTHESAY COUNCIL

Open Session  
Meeting Minutes

-5-

11 February 2008

➤ Millennium Drive/Donlyn Drive Shannex Corporation development  
**See Public Hearing Documentation and item 9.1**

7.8 6 February 2008 Operations Report  
**MOVED** by Deputy Mayor Artiss and seconded by Counc. Kilfoil the Operations Report be received/filed.

**CARRIED.**

➤ Used filtration system membranes – disposition  
**MOVED** by Counc. Kilfoil and seconded by Deputy Mayor Artiss Council authorize the disposition of the junked membranes from the water treatment plant upgrade, for educational purposes.

**CARRIED.**

➤ Presentation – Water Treatment Plant Upgrade  
DO Hatcher gave a presentation outlining the various stages of the upgrade project ongoing at the water filtration building.

### 8. UNFINISHED BUSINESS

**8.1 Rothesay Capital Budget**  
8 February 2008 IOM from DO Hatcher  
Capital Budget 2008

**MOVED** by Deputy Mayor Artiss and seconded by Counc. Barry the 2008 Capital Budget be approved as presented.

ON THE QUESTION:

Counc. Gallagher Jette questioned DO Hatcher with respect to the THM issue with the water supply from the City of Saint John. There was a brief discussion and DO Hatcher advised research is being done in affiliation with Dalhousie University. Town Manager Jarvie noted the Capital Budget includes a potential \$1.3 million project to extend the Rothesay Road Water main to service Kennebecasis Park, dependent on a number of factors.

**CARRIED.**

### 9. NEW BUSINESS

**9.1 BUSINESS ARISING FROM PUBLIC HEARINGS (Shannex Corporation)**  
**(See Public Hearing documentation)**

- By-law 1-02-7 Municipal Plan By-law amendment
- By-law 2-02-27 Zoning By-law Amendment

No action taken.

#### **9.2 Historic Properties Initiative**

5 February 2008 IOM from DDS Drescher

**MOVED** by Counc. Young and seconded by Deputy Mayor Artiss Council approve the registration of the following seven local historic properties on the Rothesay Register of Historic Places site, the New Brunswick Register of Historic Places site and the Canadian Register of Historic Places site:

Cleasby – 4 Allison Drive	The Knoll – 7 Knoll Lane
McKnight House – 155 Green Road	Kennebecassis Sculpture – Rothesay Road
Purd's – 64 Gondola Point Road	Brock House – 10 Maiden Lane
Strathnaver – 3105 Rothesay Road	

**CARRIED.**

**9.3 Federal Funding Canada Day Grant**  
6 February 2008 IOM from Town Clerk Banks

**ROTHESAY COUNCIL**

Open Session  
Meeting Minutes

11 February 2008

**MOVED** by Counc. Young and seconded by Counc. Kilfoil BE IT RESOLVED THAT Charles Jensen, Director of Recreation Services, Rothesay be authorized to submit a financial request to the Department of Canadian Heritage in relation to the *Celebrate Canada* Program for organizing activities to celebrate Canada Day.

**CARRIED.**

**9.4 Local Improvement Levy Warrant of Assessment**

6 February 2008 IOM from Town Clerk Banks

**MOVED** by Counc. Kilfoil and seconded by Deputy Mayor Artiss whereas projects were undertaken as local improvements in accordance with the pertinent By-Laws, Rothesay Council hereby directs that a special warrant be issued for the sum set out in the local improvement assessment roll for 2008 and further directs the Clerk to cause such special assessments to be collected in accordance with By-Law 3-00.

Local Improvement By-Law #	Amount to be collected
By-Law 4-00	\$59,268.53

**CARRIED.**

**9.5 Connection Approval – 169 Hampton Road**

7 February 2008 IOM from DO Hatcher

**MOVED** by Deputy Mayor Artiss and seconded by Counc. Barry Council authorize approval of water and sewer connections for each application to connect to the Rothesay Municipal Systems, subject to the standard application fees, connection fees, By-law rates for service and constructed in a standard approved by the Town Engineer and the Rothesay Specification for Developers.

**CARRIED.**

**9.6 Federation of Canadian Municipalities Green Fund**

8 February 2008 IOM from Town Clerk Banks

**MOVED** by Counc. Kilfoil and seconded by Counc. Barry Council authorize staff to prepare a Letter of Intent to apply to the Canadian Federation of Municipalities under the Green Fund initiative, to explore the effectiveness of alternate solid waste collection methods.

ON THE QUESTION:

Town Manager Jarvie advised preliminary discussions have been held with Fundy Region Solid Waste Commission (FRSWC) representatives to investigate other ways to encourage recycling, noting compost costs are half that of garbage. Counc. Young noted his previous comments related to banning plastic bags. Counc. Gallagher Jette advised she raised that matter with the General Manager, FRSWC and he will be preparing a report.

**CARRIED.**

**10. NEXT MEETING**

The next regular meeting of Council will be Monday, March 10, 2008 immediately following public hearings.

**ROTHESAY COUNCIL**

Open Session  
Meeting Minutes

-7-

11 February 2008

11. **ADJOURNMENT**

**MOVED** by Counc. Young and seconded by Counc. Barry the meeting be adjourned.

**CARRIED.**

The meeting adjourned at 9:15 p.m.

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MAYOR

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CLERK