



# ROTHESAY COUNCIL

OPEN SESSION  
Monday, July 19, 2010  
MINUTES



PRESENT: MAYOR WILLIAM J. BISHOP  
DEPUTY MAYOR BLAIR MacDONALD  
COUNCILLOR SCOTT COCHRANE  
COUNCILLOR TERRY KILFOIL  
COUNCILLOR NORMA MULLETT  
COUNCILLOR DON SHEA

TOWN MANAGER JOHN JARVIE  
TOWN CLERK MARY JANE BANKS  
DIRECTOR OF OPERATIONS (DO) SCOTT HATCHER

ABSENT: COUNCILLOR PAT GALLAGHER JETTE  
COUNCILLOR TOM YOUNG  
DIRECTOR OF DEVELOPMENT SERVICES (DDS) GAY DRESCHER

Mayor Bishop called the meeting to order at 7:00 p.m. Mr. Kent Tayes, CET, from CBCL was in attendance. Mayor Bishop advised the Town must know who will connect to the system and then deal with the tender award. He further noted residents must know what their individual costs will be as property owners. A lengthy discussion followed that centred on the following topics:

- consideration of a local improvement levy for the clearwater sewer system and/or the entire project
- determination of which properties would be included within the local improvement levy area, some of which may not have experienced flooding
- the obligation to charge a uniform levy
- there should be some type of cost-sharing between the Town and residents
- exact cost calculations cannot be determined as each property connection will be different
- question as to whether the discussion is related to the clearwater sewer system or the overall project
- both must be taken into consideration for decision-making on cost allocations
- the Town requires a commitment that property owners will assume some of the cost prior to the Town proceeding with the clearwater sewer system
- there is a direct benefit to the 10 or 12 properties identified but there is a concern that not all may agree to connect and what point is the determination made to proceed or not proceed
- the need for parameters with respect to work being done on private property
- implications of a local improvement levy and related legislation guiding the actions of Council
- the low tenderer has agreed to an extension of the contract price until August 10, 2010
- the most direct connection will be made and the existing drainage will be disconnected and stopped up to prevent any backflow
- staff have a good idea on the location of existing systems and there may be a few that will be more complicated to connect
- inconsistencies in the properties that flood where one property in between two others has not flooded but the ones on either side have experienced flooding
- if property owners choose not to connect a stub should be included in the project to allow for future connection
- the cost to connect the properties would range from \$38,000 (12 properties) to perhaps \$60,000 (maximum of 20 properties)
- a clearwater sewer system requires fairly deep pipe installation which may be adverse to landscaping

## ROTHESAY COUNCIL

Open Session  
Meeting Minutes

-2-

19 July 2010

- the Town does not normally undertake work on private property so “hold/harmless” agreements would be required
- the Town pay the installation costs and the property owners cover the landscape restoration costs
- agreements should also be arranged between the property owner and contractor performing the work

**MOVED** by Deputy Mayor MacDonald and seconded by Counc. Shea the Town pay the costs to connect residences to the clearwater sewer system in Oakville Acres, at a connection location satisfactory to the Town and property owner, and the residents be responsible for restoration of landscape on their property; and further that the Town require “hold/harmless” agreements from each property owner that connects to the system.

### ON THE QUESTION:

DO Hatcher advised the tenderer has provided a unit price for the work and the contract can be altered by as much as 25% of the contract so there would not need to be another tender issued for the project.

**CARRIED.**

There was a brief discussion with respect to the overall project. It was noted CBCL representatives would contact residents to arrange meetings at their homes for this Thursday/Friday to review the proposal, answer any questions and determine the level of interest in connection to the clearwater sewer system on the terms outlined. There was a brief discussion with respect to the lift station in Quispamsis and recent comments in the media from Mayor Driscoll. It was noted there are ongoing property negotiations and a further discussion with respect to opportunity costs associated with using land for public purposes and the best approach for acquisition of certain parcels. Additional comments were made with respect to determining total project costs, methods for cost recovery and the properties to be included. It was noted the project would be funded through the General Fund and the determination needs to be considered whether to proceed with a “detention” pond or “retention” pond. It was explained a detention pond is a dry pond (e.g. behind the Superstore) and an example of a retention pond would be Ritchie Lake.

**MOVED** by Counc. Kilfoil and seconded by Counc. Mullett staff be directed to investigate funding options that may be available through the Federation of Canadian Municipalities (FCM) and all other funding sources for the project in Oakville Acres.

**CARRIED.**

### ADJOURNMENT

**MOVED** by Counc. Kilfoil and seconded by Counc. Mullett the meeting be adjourned.

**CARRIED.**

The meeting adjourned at 8:15 p.m.

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MAYOR

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CLERK