



ROTHESAY COUNCIL

OPEN SESSION

Monday, June 11, 2012

MINUTES



PRESENT: MAYOR WILLIAM J. BISHOP
DEPUTY MAYOR NANCY GRANT
COUNCILLOR MATT ALEXANDER
COUNCILLOR PAT GALLAGHER JETTE
COUNCILLOR PETER J. LEWIS
COUNCILLOR BILL McGUIRE
COUNCILLOR MIRIAM WELLS

TOWN MANAGER JOHN JARVIE
TOWN CLERK MARY JANE BANKS
DIRECTOR OF DEVELOPMENT SERVICES (DDS) GAY DRESCHER
DIRECTOR OF OPERATIONS (DO) BRETT McLEAN
DIRECTOR OF PARKS AND RECREATION CHARLES JENSEN

ABSENT: COUNCILLOR BLAIR MacDONALD

PUBLIC HEARING Sign By-law amendment By-law 3-10-1

Documentation

18 May 2012

1st Section 68 advertisement

1 June 2012

2nd Section 68 Advertisement

5 April 2012

Memorandum from Town Manager Jarvie

DRAFT

By-law 3-10-1

Appearances:

Town Manager John Jarvie MCIP RPP

Objections:

None received

Mayor Bishop called the Public Hearing to order at 8:00 p.m. Town Manager Jarvie gave a brief presentation to Council outlining the amendment which will regulate the placement of political and election signs during campaigns.

Mayor Bishop called three times for those in favour of the proposed amendment.

Mayor Bishop called three times for those in opposition to the proposed amendment.

MOVED by Counc. Wells and seconded by Counc. Alexander the Public Hearing be adjourned.

CARRIED.

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

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5.2 31 May 2012 Letter from Kennebecasis Public Library RE: magazine funding request.

MOVED by Counc. Lewis and seconded by Counc. Alexander Council approve the request dated 31 May 2012 from the Kennebecasis Public Library RE: magazine funding, in the amount of \$170.

CARRIED.

5.3 7 June 2012 Memorandum from Town Manager Jarvie RE: Kennebecasis Public Library tax bill.

5.3.1 1 June 2012 Letter from Kennebecasis Public Library RE: tax bill.

MOVED by Counc. Gallagher Jette and seconded by Counc. McGuire the request dated 1 June 2012 from the Kennebecasis Public Library RE: tax bill and memorandum from Town Manager Jarvie dated 7 June 2012 be referred to staff for further particulars for the next Council meeting.

CARRIED.

5.4 7 June 2012 Memorandum from Town Manager Jarvie RE: CN Vegetation Control Program.

5.4.1 26 May 2012 Letter from CN RE: Vegetation Control Program.

MOVED by Counc. Gallagher Jette and seconded by Counc. Wells the correspondence dated 26 May 2012 from CN RE: Vegetation Control Program and memorandum from Town Manager Jarvie dated 7 June 2012 be received/filed.

CARRIED.

6. CORRESPONDENCE - FOR INFORMATION

6.1 8 May 2012 Letter from Deputy Minister Caron (DELG) RE: Municipal Orientation.

MOVED by Counc. Gallagher Jette and seconded by Counc. McGuire the letter from Deputy Minister Caron (DELG) RE: Municipal Orientation dated 8 May 2012 be received/filed.

CARRIED.

6.2 30 May 2012 Letter from Minister Fitch (DELG) RE: Regional Service Delivery legislation.

6.2.11 June 2012 Letter from Minister Fitch (DELG) RE: Process for establishment of Regional Service Commissions.

MOVED by Counc. Gallagher Jette and seconded by Deputy Mayor Grant the letters from Minister Fitch (DELG) RE: Regional Service Delivery legislation and Process for establishment of Regional Service Commissions dated 30 May 2012 and 1 June 2012 be received/filed.

CARRIED.

6.3 1 June 2012 Letter from CACTUS (Canadian Association of Community Television users and stations) RE: discontinued free over-the-air TV Service.

Counc. Gallagher Jette advised she had been contacted by some people who use the service. Counc. Alexander suggested there are additional costs with acquiring the tower and transmitter. Town Manager Jarvie noted there is a set-up cost, maintenance costs, subscription fees and signal download costs.

MOVED by Counc. Gallagher Jette and seconded by Counc. Wells the matter be referred to staff to determine if this service could be made available at a minimal or low cost.

CARRIED.

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7. REPORTS

7.0 June 2012 Report from Closed Session

N/A

7.1 28 March 2012 Rothesay Regional Joint Board of Police Commissioners (RRJPBC) Meeting Minutes

MOVED by Counc. McGuire and seconded by Counc. Lewis the Rothesay Regional Joint Board of Police Commissioners (RRJPBC) Meeting Minutes dated 28 March 2012 be received/filed.

CARRIED.

30 April 2012 Draft Rothesay Regional Joint Board of Police Commissioners Financial Statements

MOVED by Counc. McGuire and seconded by Counc. Gallagher Jette the Draft Rothesay Regional Joint Board of Police Commissioners Financial Statements dated 30 April 2012 be received/filed.

CARRIED.

7.2 11 April 2012 Kennebecasis Valley Fire Department (KVFD) Inc. Board Meeting Minutes

31 March 2012 Kennebecasis Valley Fire Department Quarterly Response Report

MOVED by Counc. Gallagher Jette and seconded by Counc. Lewis the Kennebecasis Valley Fire Department (KVFD) Inc. Board Meeting Minutes dated 11 April 2012 and the Kennebecasis Valley Fire Department Quarterly Response Report dated 31 March 2012 be received/filed.

ON THE QUESTION:

Deputy Mayor Grant requested additional information with respect to associated costs for the Fire Department to be acting as first responders. She noted while there were 40 fire calls, there were 200 first aid calls, which should be a provincial responsibility. Mayor Bishop noted this concern has been raised a number of times and suggested Chief Ireland be asked to respond. Counc. Gallagher Jette advised she and Counc. MacDonald as Rothesay representatives could raise this at the next Fire Board meeting and report back to Council. Town Manager Jarvie also noted the KVFD Five Year Plan is still outstanding as well.

CARRIED.

MOVED by Deputy Mayor Grant and seconded by Counc. Gallagher Jette the Rothesay representatives on the Fire Board report back to Council with further information from the Board on costs associated with first responder calls and the practices adopted by the Fire Department.

CARRIED.

7.3 30 April 2012 Draft unaudited Rothesay General Fund Financial Statements

MOVED by Deputy Mayor Grant and seconded by Counc. Wells the Draft unaudited Rothesay General Fund Financial Statements dated 30 April 2012 be received/filed.

ON THE QUESTION:

Deputy Mayor Grant requested clarification on the comEX costs and the Big Rothesay Read. Town Manager Jarvie advised the comEX costs are a net cost to the Town and the contract is for three years and while there is greater utilization, it will never be a break-even service. He further noted the Town acts as the “banker” for the Big Rothesay Read and there are additional funds yet to be received to offset the costs shown.

CARRIED.

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30 April 2012 Draft unaudited Rothesay Utility Financial Statements
MOVED by Deputy Mayor Grant and seconded by Counc. Wells the Draft unaudited Rothesay Utility Financial Statements dated 30 April 2012 be received/filed.

CARRIED.

7.4 16 May 2012 Draft Public Works and Infrastructure Committee Meeting Minutes
MOVED by Counc. Alexander and seconded by Counc. Wells the Draft Public Works and Infrastructure Committee Meeting Minutes date 16 May 2012 be received/filed.

CARRIED.

➤ Crosswalk Gondola Point Road/River Road
MOVED by Counc. Alexander and seconded by Counc. Lewis Council authorize the installation of a lighted crosswalk at the intersection of Gondola Point Road and River Road.

ON THE QUESTION:

It was noted this was determined to be the best location and it has been included in this year's budget. It was noted there is a quantity of old sidewalk on the river side of Gondola Point Road but visibility is blocked if the crosswalk were to be placed at Clark Road. DO McLean noted the crosswalk at the intersection of Clark Road and Gondola Point Road is being investigated as part of the traffic study that will likely be brought to Council in September.

CARRIED.

➤ Design Concept Hampton Road
see **Item 9.4**

7.5 May 2012 Monthly Building Permit Report
MOVED by Counc. Lewis and seconded by Counc. McGuire the May 2012 Monthly Building Permit Report be received/filed.

CARRIED.

7.6 4 June 2012 Draft Planning Advisory Committee Meeting Minutes
MOVED by Counc. Wells and seconded by Counc. Lewis the Draft Planning Advisory Committee Meeting Minutes dated 4 June 2012 be received/filed.

CARRIED.

➤ 20 Gibbon Road Municipal Plan Amendment (Public Presentation)
MOVED by Counc. Wells and seconded by Counc. Lewis Council schedule a Public Presentation for Monday, July 9, 2012, commencing at 7:30 p.m., in accordance with the *Community Planning Act*, R.S.N.B. (1973) Chapter C-12 and amendments thereto, to give consideration to the proposed moderate density housing development for the parcels of land situate generally 20 Gibbon Road, identified as PID#s 00238873, 00238956, 30085500, 30124440, and 30181036.

CARRIED.

➤ 23 Marr Road Zoning By-law Amendment (Public Hearing)
MOVED by Counc. Wells and seconded by Counc. Lewis Council schedule a Public Hearing for Monday, July 9, 2012, immediately following a Public Presentation (commencing at 7:30 p.m.), in accordance with the *Community Planning Act*, R.S.N.B. (1973) Chapter C-12 and amendments thereto, to give consideration to By-law 2-10-15 to rezone a portion of PID# 30243232 to Multi-Unit Residential (R4) to allow for a twelve (12) unit apartment building, for the property situate generally 23 Marr Road.

CARRIED.

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MOVED by Counc. Wells and seconded by Counc. Lewis Council schedule a Public Hearing for Monday, July 9, 2012, immediately following a Public Presentation (commencing at 7:30 p.m.), in accordance with the *Community Planning Act*, R.S.N.B. (1973) Chapter C-12 and amendments thereto, to give consideration to By-law 2-10-16 to rezone a portion of PID# 30243232 to Attached Residential (R3) to allow for eighteen (18) small lot single family dwellings, for the property situate generally 23 Marr Road.

CARRIED.

➤ 71 Kingshurst Lane Development Agreement and cash in lieu (LPP)

MOVED by Counc. Wells and seconded by Counc. Lewis Council authorize the Mayor and Clerk to enter into a Development Agreement for the development of the public road fronting 71 Kingshurst Lane, including the installation of a sewer lateral to permit the subdivision of the property into two single family residential lots.

CARRIED.

MOVED by Counc. Wells and seconded by Counc. Lewis Council accept cash in lieu of land for public purposes in the amount of \$2343.60, for the subdivision of the parcel of land at 71 Kingshurst Lane, identified as PID 30026025.

CARRIED.

8. UNFINISHED BUSINESS

8.1 By-law 1-11 A By-law to Manage Town-owned Lands

31 May 2012 Memorandum from Town Manager Jarvie
Document index (documents sent by email)
DRAFT By-law 1-11 (amended)

MOVED by Counc. Gallagher Jette and seconded by Deputy Mayor Grant By-law 1-11 be removed from the table.

CARRIED.

MOVED by Counc. Lewis and seconded by Counc. Wells By-law 1-11 be tabled.

CARRIED.

Counc. Lewis requested a presentation be made to the new Council to bring all members up to speed. He suggested perhaps the Town should go back to square one. Counc. Alexander requested a map of all Town-owned lands in Rothesay and suggested there may be other properties where the Town is not aware of ongoing activities.

Deputy Mayor Grant declared a conflict of interest and left the meeting room at 8:50 p.m.

8.2 Symphony New Brunswick Funding Request

7 June 2012 Memorandum from Town Manager Jarvie

Town Manager Jarvie noted through an administrative oversight a cheque had not been written to Symphony NB in 2011, although Council approved the request. There was a brief discussion and it was noted there are sufficient funds in 2012 to cover the request.

MOVED by Counc. Lewis and seconded by Counc. Alexander Council authorize a grant of \$2500 to Symphony New Brunswick in support of programs, with the amount to come from operating reserves.

CARRIED.

Deputy Mayor Grant returned to the meeting room at 8:55 p.m.

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9. NEW BUSINESS

BUSINESS ARISING FROM PUBLIC HEARING

9.1 By-law 3-10-1 Amendment to the Sign By-law 3-10

6 June 2012 Memorandum from Town Clerk Banks
DRAFT By-law 3-10-1

MOVED by Counc. Wells and seconded by Counc. Gallagher Jette 1st Reading, by Title, be given By-law 3-10-1, "An Amendment to By-law 3-10, A By-law Respecting Signage in Rothesay".

CARRIED.

The Clerk read By-law 3-10-1 by title.

MOVED by Counc. Wells and seconded by Counc. McGuire 2nd Reading, by Title, be given By-law 3-10-1, "An Amendment to By-law 3-10, A By-law Respecting Signage in Rothesay".

CARRIED.

The Clerk read By-law 3-10-1 by title.

BUSINESS ARISING FROM DELEGATIONS

9.2 KV Crimestoppers Funding Request

7 June 2012 Memorandum from Town Manager Jarvie
14 February 2012 Letter from T. Bamford, KV Crimestoppers
21 February 2012 Letter to T. Bamford, KV Crimestoppers
27 February 2012 Memorandum from Town Clerk Banks

MOVED by Counc. Alexander and seconded by Counc. McGuire Council authorize a grant to Kennebecasis Crime Stoppers in the amount of \$2800 for 2012.

ON THE QUESTION:

It was noted this was included in the 2012 budget. Counc. Alexander advised he saw value in supporting the organization and was pleased to hear of the success of the high school program.

CARRIED.

OPERATIONS

9.3 Rosedale Avenue Widening

7 June 2012 Memorandum from Town Manager Jarvie
5 June 2012 Memorandum from DO McLean
29 May 2012 Memorandum from DDS Drescher
28 May 2012 Email from M. Chambers, 6 Rosedale Avenue

MOVED by Deputy Mayor Grant and seconded by Counc. Lewis Council authorize the widening of Rosedale Avenue for a distance of approximately 70 feet from the Hampton Road intersection at an estimated cost of \$12,000 to be taken from the operational reserves or any surplus available from the current capital program.

ON THE QUESTION:

There was a lengthy discussion with respect to Rosedale Avenue and its intended use. DO McLean noted there are several smaller streets that access Hampton Road and that Hampton Road itself continues to get busier. He also advised later this summer there will be an additional crosswalk installed across Hampton Road. DO McLean suggested the proposed widening of Rosedale Avenue should alleviate some of the congestion as there is low traffic volume above Cochran's Market.

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MOVED by Deputy Mayor Grant and seconded by Counc. Lewis Council authorize the widening of Rosedale Avenue for a distance of approximately 70 feet from the Hampton Road intersection at an estimated cost of \$12,000 to be taken from operational reserves or any surplus available from the current capital program.

CARRIED.

9.4 Hampton Road Design Concept

7 June 2012 Memorandum from Town Manager Jarvie

5 June 2012 Memorandum from DO McLean

16 May 2012 Recommendation from Public Works and Infrastructure Committee

DO McLean gave a brief summary of the proposal for Hampton Road. He noted there is funding in the budget to replace curb, gutter and sidewalk along one side of Hampton Road between Marr Road and Campbell Drive in 2012. The budgeted amount of \$300,000 is approximately one-third of the anticipated total project cost over the next three years to complete curb, gutter and sidewalk on both side and resurface Hampton Road. Hampton Road is a provincially designated highway and therefore the entire project requires approval from the Department of Transportation.

There was discussion with respect to the proposed design, including a bike lane and more pleasant pedestrian environment, along with channelized, central turn lanes using islands of vegetation and it was noted this concept is not achievable along the entire length of Hampton Road. The cost of this change is minimal if incorporated into the overall project to upgrade Hampton Road between Marr Road and Campbell Drive.

Counc. Wells suggested the need to accommodate four lanes of traffic. Counc. Lewis agreed with the concept of using islands of vegetation in the centre lane in an effort to reduce bottlenecks. Counc. Alexander suggested this is an opportunity to encourage traffic flow in a more effective and efficient manner.

MOVED by Counc. Alexander and seconded by Counc. Lewis Council authorize the preparation of a plan illustrating the work to be done on Hampton Road.

CARRIED.

MOVED by Counc. Lewis and seconded by Counc. Alexander Council authorize an application for approval for the work from the Department of Transportation.

CARRIED.

9.5 Taylor Brook Pedestrian Bridge - Rothesay Road

7 June 2012 Memorandum from Town Manager Jarvie

5 June 2012 Memorandum from DO McLean

MOVED by Counc. McGuire and seconded by Counc. Alexander the memoranda dated 5 June 2012 and 7 June 2012 from DO McLean and Town Manager Jarvie respectively, RE: Taylor Brook pedestrian bridge be received for information.

ON THE QUESTION:

It was noted work is already under way. Counc. Alexander suggested the timing on the traffic lights be programmed to accommodate the higher volume traffic flow during rush hour. Counc. Lewis suggested notification should be given to residents beforehand. DO McLean advised the project is a Department of Transportation initiative and he will contact representatives to relay Council comments.

CARRIED.

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RECREATION

9.6 Active Transportation Open House

Public Notice

MOVED by Counc. Wells and seconded by Counc. Gallagher Jette the Open House public notice for the Active Transportation study for June 20, 2012 from 4:30 – 8:00 p.m. be received for information.

CARRIED.

9.7 Canada Day Celebrations

6 June 2012 Canada Day celebrations invitation and schedule from Director Jensen
RECEIVED FOR INFORMATION.

ADMINISTRATION

9.8 KV Players Funding Request

9 June 2012 Memorandum from Town Manager Jarvie

Mayor Bishop advised those in attendance the Valley Arts Gala will be held from June 24- 26 with various events planned; including an art exhibit at The Studio on Clark Road Sunday and Monday, one act plays at Rothesay High School on Monday, and a gala performance on Tuesday at KVHS.

MOVED by Counc. Lewis and seconded by Counc. Wells Council approve a grant of \$5000 to the KV Players subject to the group carrying out a production in the community this season.

ON THE QUESTION:

It was noted a request had been received from KV Players last year for the same amount but it was not used.

CARRIED.

10. NEXT MEETING

The next regular meeting of Council will be held on Monday, July 9, 2012 following a Public Presentation (7:30 pm) and two Public Hearings.

11. ADJOURNMENT

MOVED by Counc. Gallagher Jette and seconded by Counc. McGuire the meeting be adjourned.

CARRIED.

The meeting adjourned at 9:20 p.m.

MAYOR

CLERK