



ROTHESAY COUNCIL

OPEN SESSION

Monday, March 10, 2014

MINUTES



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

TOWN MANAGER JOHN JARVIE
TOWN CLERK MARY JANE BANKS
DIRECTOR OF OPERATIONS (DO) BRETT McLEAN
DIRECTOR OF REC/PARKS (DRP) CHARLES JENSEN
DIRECTOR OF PLANNING/DEVELOPMENT (DPDS) BRIAN WHITE

ABSENT: COUNCILLOR MIRIAM WELLS

PUBLIC HEARING

13 February 2014

4 March 2014

5 February 2014

10 January 2005

DRAFT

Appearances:

By-law Amendment 9-04-1 (Sunday shopping hours)

1st Section 68 advertisement

2nd Section 68 Advertisement

Memorandum from Town Manager Jarvie

By-law 9-04 "Rothesay Closing By-law"

By-law 9-04-1 amendment

Town Manager John Jarvie, MCIP RPP

Mayor Bishop called the public hearing to order at 7:05 p.m. and gave instructions to those in attendance. He noted the hearing had been duly advertised and Town Manager Jarvie would be giving a brief presentation. Town Manager Jarvie noted the following: currently stores can be open from 12 noon to 5 pm on Sunday, or 149 of 168 hours of the week. The proposed amendment would allow stores to set their own hours on Sunday, with the exception of Easter Sunday and any statutory holidays that fall on Sunday, as defined by provincial legislation. Town Manager Jarvie noted it is Council's prerogative and staff did not advocate one way or the other. It was noted the request to consider the amendment was a result of correspondence from the Retail Council of Canada and the Rothesay Superstore. It was also noted Saint John and Quispamsis do not restrict Sunday shopping hours.

Mayor Bishop called three times for those wishing to speak in favour of the proposal. Matt Burnett, General Manager – Rothesay Superstore, spoke in favour of the amendment. He made the following comments: customers have requested to shop earlier on Sunday, both stores in Saint John have seen an increase in sales with extended Sunday hours, staff have had to turn away customers at the door on Sundays before 12 noon and they have received numerous phone calls about Sunday hours. He also noted the Co-op in Quispamsis is open from 8 am to 5 pm on Sunday.

Mayor Bishop called three times for those wishing to speak against the proposal. Trudy Beyot (sp), 9 Lionel Drive spoke against the proposal. She made the following comments: Sunday shopping takes away from family time, requires daycare decisions on both Saturday and Sunday when both parents work in retail and employees can choose not to work on Sunday under the Days of Rest Act but this can have repercussions for the employee.

Counc. Lewis requested clarification on hours of operation for the Superstore. Mr. Burnett advised hours have not been decided but may possibly be 24/7. He noted in Saint John retailers set their own hours and the Superstore is open from 9 am-8pm and Walmart is open 7am-11pm.

MOVED by Counc. MacDonald and seconded by Counc. Lewis the public hearing be adjourned.

CARRIED.

The public hearing adjourned at 7:18 p.m.

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Mayor Bishop called the Open Session of Council to order at 7:19 p.m.

1. APPROVAL OF MINUTES

Regular meeting 10 February 2014

MOVED by Counc. MacDonald and seconded by Counc. Lewis the minutes of 10 February 2014 be adopted as circulated.

CARRIED.

Business Arising from Minutes

n/a

2. APPROVAL OF AGENDA

MOVED by Deputy Mayor Grant and seconded by Counc. Lewis the agenda be approved as circulated.

CARRIED.

3. OPENING REMARKS OF COUNCIL

n/a

4. DELEGATIONS

4.1 YMCA Presentation

Shilo Boucher, CEO & President

Dale Knox, Chair Capital Campaign

Shilo Boucher, YMCA CEO & President and Dale Knox, Chair of the Capital Campaign, appeared before Council and gave a presentation to Council about the YMCA, its history, the services provided and its future. The following comments were made: 161 years' service to the community; 220 staff, 850 volunteers and 1300 donors; operating 14 locations within greater Saint John; programs provided include Child Development, Health & Wellness, Youth, Camping, Outreach, Senior Programming, Settlement and Employment. The vision for the future is a 70,000 ft² facility to be built on Churchill Boulevard, in a high priority neighbourhood. The new \$22 million facility means: 82 long-term jobs and 124 construction jobs; increased charitable giving and volunteerism; employment and education programs; fully accessible family recreational facility; youth access to enrichment and recreational programs; and improved quality of life for all residents.

The tender process (7 in total) has begun, the groundbreaking will take place on March 17th and the "Raise the Roof" capital campaign of \$7 million is well underway. A brief summary of the capital campaign goal was given. Mr. Knox noted the following: phenomenal response and great support from the community; one of the largest capital campaigns seen by the community and now the external funding requests are being explored. The facility will be open in the fall of 2015 and will have an economic impact on the region.

Membership feasibility studies have been done to ensure the goals in the proposed business model will be met. A brief summary of the studies was given and it was noted cardio/strength programs, volunteer programs and an aquatics program were the top three programs. Ms. Boucher noted the aquatics program will focus on learn to swim and fitness programs, rather than attracting competitions. It would not be in competition with the SJ Aquatic Centre as the goals are to remove transportation or fiscal barriers and provide every opportunity for participation in programs.

Ms. Boucher requested the support of Rothesay Council for the project, along with a capital contribution of \$50,000 over (0-5) years as determined by Council, with a decision by September as part of the 2015 Rothesay budget.

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Counc. MacDonald congratulated Ms. Boucher and Mr. Knox on their efforts to move the project forward. Mayor Bishop commented on the projected membership numbers. Mr. Knox advised that based on other Y facilities across Canada, an increase of 4500 members is somewhat conservative. He suggested once people become members, they realize it is more than a gym or aquatics facility. Counc. McGuire noted the location will have a positive impact on the dynamic of the community in the area.

Mayor Bishop thanked Ms. Boucher and Mr. Knox for their presentation.

MOVED by Counc. Alexander and seconded by Deputy Mayor Grant the funding request from the YMCA for a capital contribution of \$50,000 over (0-5) years as determined by Council, with a decision by September as part of the 2015 Rothesay budget, be forwarded to the Finance Committee for budget deliberations.

CARRIED.

MOVED by Counc. Lewis and seconded by Counc. McGuire Item 9.1 - By-law 9-04- “ An Amendment to Rothesay Closing By-law” (Sunday shopping hours) be brought forward on the agenda to follow item 5.0.

CARRIED.

5. CORRESPONDENCE FOR ACTION

n/a

Business Arising from Public Hearing

9.1 By-law 9-04-1 Amendment to Rothesay Closing By-law (Sunday shopping hours)

5 February 2014

Memorandum from Town Manager Jarvie

DRAFT

By-law 9-04-1

MOVED by Counc. Lewis and seconded by Counc. McGuire 1st Reading by title be given to By-law 9-04-1, “An Amendment to Rothesay Closing By-law” (Sunday shopping hours).

ON THE QUESTION:

Counc. Alexander noted there are two sides and it was clear there is a potential negative impact on commercial operations. He recognized the argument for having time off but suggested there are other employment options or another day off through the week, but perhaps not a Sunday.

CARRIED.

The Clerk read By-law 9-04-1 by title.

MOVED by Counc. Lewis and seconded by Counc. McGuire 2nd Reading by title be given to By-law 9-04-1, “An Amendment to Rothesay Closing By-law” (Sunday shopping hours).

CARRIED.

The Clerk read By-law 9-04-1 by title.

6. CORRESPONDENCE - FOR INFORMATION

6.1 11 February 2014 Letter of thanks from Premier Alward RE: Rothesay resolution endorsing responsible exploration of domestic natural gas

MOVED by Counc. McGuire and seconded by Deputy Mayor Grant the letter of thanks from Premier Alward RE: Rothesay resolution endorsing responsible exploration of domestic natural gas dated 11 February 2014 be received/filed.

CARRIED.

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6.2 17 February 2014 Letter of support to Minister Flemming RE: tick drag request w/attachment

6.2.1 5 February 2014 Letter of support from Quispamsis to Minister Flemming RE: tick drag request

6.2.2 18 February 2014 Letter of support from Hampton to Minister Flemming RE: tick drag request

MOVED by Deputy Mayor Grant and seconded by Counc. McGuire the various correspondence to Minister Flemming RE: tick drag request be received/filed.

CARRIED.

6.3 11 February 2014 Letter from Quispamsis to Minister Robichaud (DNR) RE: Bow hunting permits w/attachment

MOVED by Counc. McGuire and seconded by Counc. Alexander the letter from Quispamsis to Minister Robichaud (DNR) RE: Bow hunting permits w/attachment dated 11 February 2014 be received/filed.

CARRIED.

6.4 11 February 2014 Letter from Regional Deer Committee to Minister Robichaud RE: Deer management plan w/attachment

MOVED by Counc. Alexander and seconded by Counc. Lewis the letter from Regional Deer Committee to Minister Robichaud RE: Deer management plan w/attachment dated 11 February 2014 be received/filed.

CARRIED.

6.5 17 February 2014 Letter of thanks to City of Saint John RE: appointment of Counc. Lowe to ad hoc rail committee

MOVED by Deputy Mayor Grant and seconded by Counc. MacDonald the letter of thanks to City of Saint John RE: appointment of Counc. Lowe to ad hoc rail committee dated 17 February 2014 be received/filed.

CARRIED.

6.6 24 February 2014 Letter of support from Quispamsis to MP Moore RE: Private Members' Bill C-442 (National Lyme Disease strategy)

MOVED by Counc. Alexander and seconded by Counc. Lewis the letter of support from Quispamsis to MP Moore RE: Private Members' Bill C-442 (National Lyme Disease strategy) dated 24 February 2014 be received/filed.

CARRIED.

6.6.1 3 March 2014 Letter of support from Hampton to MP Moore RE: Private Members' Bill C-442 (National Lyme Disease strategy)

MOVED by Counc. Alexander and seconded by Counc. Lewis the letter of support from Hampton to MP Moore RE: Private Members' Bill C-442 (National Lyme Disease strategy) dated 3 March 2014 be received/filed.

CARRIED.

6.7 5 March 2014 Letter from Minister Williams (Dept of Transportation/Infrastructure) RE: designated highways funding

MOVED by Counc. Lewis and seconded by Counc. MacDonald the letter from Minister Williams (Dept of Transportation/Infrastructure) RE: designated highways funding dated 5 March 2014 be received/filed.

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ON THE QUESTION:

It was noted the funding allocation should cover the entire asphalt costs for the project from McLaughlin Drive to Holland Drive and the other costs (curb/gutter, sidewalks, etc.) would be paid by the Town. Deputy Mayor Grant commented it was good news as the Town has not received designated highway funding for a number of years.

CARRIED.

MOVED by Deputy Mayor Grant and seconded by Counc. Alexander a letter of thanks be forwarded to Minister Flemming for his assistance in obtaining the designated highway funding.

CARRIED.

7. REPORTS

7.0 March 2014 Report from Closed Session

n/a

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| 7.1 | 25 September 2013 | Kennebecasis Valley Fire Department Inc. Board meeting minutes |
| | 9 October 2013 | Kennebecasis Valley Fire Department Inc. Board meeting minutes |
| | Jan – Oct 2013 | Monthly Response Summary Report |
| | 13 November 2013 | Kennebecasis Valley Fire Department Inc. Board meeting minutes |
| | Jan – Nov 2013 | Monthly Response Summary Report |
| | 18 December 2013 | Kennebecasis Valley Fire Department Inc. Board meeting minutes |
| | Jan – Dec 2013 | Monthly Response Summary Report |

MOVED by Counc. Gallagher Jette and seconded by Counc. MacDonald the Kennebecasis Valley Fire Department Inc. Board meeting minutes and Response Summary Reports be received/filed.

ON THE QUESTION:

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

Counc. Alexander suggested the discussion noted under item 9.1 in the September 25th minutes was perhaps inappropriate and further requested the financial statements be provided on a monthly basis, along with the approved minutes, to keep Council informed on operational costs. Counc. MacDonald questioned why the minutes go back to September and requested clarification on the financial statements. Town Clerk Banks advised she requested the minutes as a review of past agendas revealed no minutes had been received since July 2013. Mayor Bishop requested the Board members advise the Fire Department to provide the documentation in a timely fashion. Counc. MacDonald advised he would follow up with the Department's Administrative Assistant.

CARRIED.

Counc. Lewis returned to the meeting room.

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| 7.2 | 29 January 2014 | Rothsay Regional Joint Board of Police Commissioners meeting minutes |
| | 31 December 2013 | Pre-audit Rothsay Regional Joint Board of Police Commissioners Statement of Financial Position |

MOVED by Counc. Alexander and seconded by Counc. McGuire the Rothsay Regional Joint Board of Police Commissioners meeting minutes dated 29 January 2014 and the Pre-audit Rothsay Regional Joint Board of Police Commissioners Statement of Financial Position dated 31 December 2013 be received/filed.

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ON THE QUESTION:

Counc. MacDonald questioned the insurance discussion. Counc. Alexander advised Mr. Bourque was in the insurance business but has retired.

CARRIED.

7.3 31 January 2014 Draft Rothesay Utility Financial Statements

MOVED by Counc. MacDonald and seconded by Deputy Mayor Grant the draft Rothesay Utility Financial Statements dated 31 January 2014 be received/filed.

CARRIED.

31 January 2014 Draft Rothesay General Fund Financial Statements

MOVED by Counc. MacDonald and seconded by Deputy Mayor Grant the draft Rothesay General Fund Financial Statements be received/filed.

CARRIED.

7.4 12 February 2014 Ad hoc Rail Safety Committee meeting notes

MOVED by Deputy Mayor Grant and seconded by Counc. McGuire the Ad hoc Rail Safety Committee meeting notes dated 12 February 2014 be received/filed.

ON THE QUESTION:

Deputy Mayor Grant advised a meeting had been held with CN representatives on February 5th and the three Working Groups have meetings scheduled for this week. The committee meetings are open to the public and speakers will be arranged to meet with the full committee once the working groups have begun their own work. Mayor Bishop complimented Deputy Mayor Grant and her committee on their prompt actions and high level of interest.

CARRIED.

7.5 19 February 2014 Draft Public Works and Infrastructure Committee meeting minutes

MOVED by Counc. Alexander and seconded by Counc. MacDonald the draft Public Works and Infrastructure Committee meeting minutes dated 19 February 2014 be received/filed.

ON THE QUESTION:

Counc. McGuire noted his comments from the February Council meeting to revisit the French Village Road project and re-allocate funding from French Village Road to the side roads that are in high need of work. DO McLean advised the project has been reviewed and the completion of the French Village Road project is in the capital plan for the next two years. He was unclear if the request to re-allocate is to complete more work in the community or to do other re-build and pave streets. There is \$350,000 in this year's budget and next year to complete French Village Road, along with \$250,000 in this year's budget to micro-seal. Counc. McGuire advised the discussion was to do the main arteries in the subdivisions because of the level of deterioration. He believed the money would be better spent on the main subdivision arteries rather than French Village Road. He requested it be reviewed before tenders are issued. Counc. Alexander advised it was discussed briefly but he would make sure it was on the next agenda. Counc. McGuire requested it be reviewed prior to tenders being issued for engineering consultants. DO McLean advised the tender for engineering services has not been issued.

Deputy Mayor Grant requested an update on the Donlyn Drive sidewalk. DPDS White advised McNair Manor has signed the development agreement and they should be applying for a building permit in the near future.

CARRIED.

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- 7 March 2014 Memorandum from Town Manager Jarvie
 - Golf Club Court crosswalk

MOVED by Counc. Alexander and seconded by Counc. MacDonald Council approve the investigation of the crosswalk in the vicinity of Golf Club Court.

ON THE QUESTION:

Counc. MacDonald noted it is needed in that area as the sidewalk ends on one side and walkers must cross the road to pick up the sidewalk on the other side. Counc. Alexander noted it is a blind curve and there is a speed limit change there as well so further investigation is required. Counc. Lewis noted he voted against it at the committee meeting as he understood it would be an expensive, lighted crosswalk. DO McLean advised the feedback from the Department is it would likely need to be a lighted crosswalk to get approval.

- Capital projects funding re-allocation (curbs/sidewalks to crosswalk)

MOVED by Counc. Alexander and seconded by Deputy Mayor Grant Council defer discussion on the capital budget changes to Item 9.8 on the agenda.

CARRIED.

7.6 19 February 2014 Draft Water and Sewer Committee meeting minutes

MOVED by Counc. Alexander and seconded by Counc. McGuire the draft Water and Sewer Committee meeting minutes dated 19 February 2014 be received/filed.

ON THE QUESTION:

Counc. MacDonald requested clarification on the potential use of infrastructure funding for a large project. Counc. Alexander advised the Committee would be reviewing utility infrastructure projects.

CARRIED.

- KPark wastewater system
 - 27 February 2014 Letter from resident RE: Kennebecasis Park wastewater system
 - 6 March 2014 Email to resident RE: Kennebecasis Park wastewater system

Counc. Gallagher Jette requested further information on the correspondence RE: Kennebecasis Park wastewater system and the length of time for a response. Counc. Alexander advised the matter has been reviewed over the past three or four committee meetings. The item was discussed at the February meeting under Item 7.1. Clarification was provided on the process and the length of time. Counc. Alexander noted the homeowners attended the September committee meeting, research was done and at the next committee meeting it was referred to staff for further investigation. Counc. Alexander advised there were a couple of meetings cancelled because there was no quorum. Counc. Gallagher Jette commented on the length of time for a response to the homeowners. Counc. Alexander advised there had been correspondence in the interim between him, the homeowners and DO McLean. Counc. Alexander advised the matter has been researched and discussed at length and the response from DO McLean is the resolution. Mr. Theriault requested to speak to Council. Mayor Bishop invited Mr. Theriault to speak to Council. He noted the initial letter contained specific questions and no response has been received. Counc. Alexander advised he would review the correspondence and include it on the next committee agenda. Town Manager Jarvie advised a response would come from Council.

Counc. MacDonald requested clarification on reporting street light outages through the website. Town Clerk Banks advised there is a direct link to NB Power on the Operations page on www.rothesay.ca. Town Manager Jarvie advised service requests are generated for Town employees through email or phone calls and street light outages can be directly reported to NB Power through the link on the Rothesay website.

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7.7 February 2014 Monthly Building Permit Summary Report

MOVED by Counc. Gallagher Jette and seconded by Counc. Lewis the February 2014 Monthly Building Permit Summary Report be received/filed.

CARRIED.

7.8 3 March 2014 Draft Planning Advisory Committee meeting minutes

MOVED by Counc. Lewis and seconded by Counc. MacDonald the draft Planning Advisory Committee meeting minutes be received/filed.

ON THE QUESTION:

There was a brief discussion with respect to the previous rezoning application for the property situated generally at 20 Gibbon Road, as well as agreements between the previous developer and area residents. Counc. Lewis advised the developer will be in attendance at the public hearing on April 14th. Counc. Lewis noted the developer had changed the proposal to move the rear decks further away from the rear property line to meet the setback.

CARRIED.

8. UNFINISHED BUSINESS

8.1 Kennebecasis Valley Fire Department fee for service

7 March 2014 Memorandum from Town Manager Jarvie

17 February 2014 Letter from Quispamsis to UMNb (w/attachment) RE: fee for service

MOVED by Counc. Gallagher Jette and seconded by Counc. MacDonald Council advise the team working on legislative changes, as well as the Union of Municipalities of New Brunswick (UMNB), that it supports the concept of allowing municipalities to charge individuals to recover costs for protective services.

ON THE QUESTION:

Town Manager Jarvie advised there is no specific action to lobby at this point and suggested the provincial legislation review team is considering permissive legislation which would allow municipalities to proceed with this type of action.

CARRIED.

TABLED AGENDA ITEMS (*no action recommended at this time*)

8.2 Traffic By-law 3-03 (*tabled August 2013*)

8 August 2013 Memorandum from DO McLean

No action required.

8.3 47 Clark Road amending development agreement

5 November 2013 Memorandum/Staff Report

DRAFT Amending agreement

No action required.

9. NEW BUSINESS

Business Arising from Public Hearing

9.1 By-law 9-04-1 Amendment to Rothesay Closing By-law (Sunday shopping hours)

5 February 2014 Memorandum from Town Manager Jarvie

DRAFT By-law 9-04-1

Dealt with above.

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ADMINISTRATIVE SERVICES

9.2 Right to Information & Protection of Privacy Act

7 March 2014 Memorandum from Town Manager Jarvie

3 March 2014 Memorandum from Town Clerk Banks w/attachments

MOVED by Counc. Gallagher Jette and seconded by Counc. Lewis Council extend an invitation to Madame Bertrand to speak to the Council in a special session.

CARRIED.

MOVED by Counc. Gallagher Jette and seconded by Counc. McGuire the memoranda RE: Right to Information and Protection of Privacy Act be received/filed.

CARRIED.

FACILITIES

9.3 Renovations to McGuire Centre

6 March 2014 Memorandum from Town Manager Jarvie

20 February 2014 Memorandum from Facilities Coordinator Kincade

MOVED by Counc. Alexander and seconded by Counc. McGuire Council approve the renovations to the McGuire Centre as presented for pricing to be obtained.

ON THE QUESTION:

Counc. MacDonald questioned why there was no memorandum from DO McLean on this construction project. DO McLean advised he has reviewed the project drawings. Town Manager Jarvie noted the drawings were prepared by *exp* which is a registered architectural firm. Mayor Bishop noted the project will come back to Council for approval. Counc. MacDonald requested a recommendation from the Town Engineer at that time.

CARRIED.

RECREATION

9.4 Quotation 2014-01ParksEQ (commercial mower)

11 February 2014 Memorandum from DRP Jensen

MOVED by Counc. McGuire and seconded by Counc. Alexander Council award the sale to Green Diamond Equipment Ltd for the total quoted price of \$18,125.20 inclusive of HST.

ON THE QUESTION:

Counc. MacDonald requested clarification on the specifications in the call for quotations and whether the equipment quoted on are comparable. DRP Jensen advised each quotation met the requirements outlined in the call for quotations.

CARRIED.

PLANNING AND DEVELOPMENT

9.5 Building Permit Fee formula

7 March 2014 Memorandum from DPDS White

MOVED by Counc. Lewis and seconded by Counc. McGuire Council authorize staff to institute an estimated target value set at \$150/ft² to be used as a guideline to measure construction value.

CARRIED.

9.6 Municipal Service Easement – 23 Marr Road

6 March 2014 Memorandum from DPDS White

MOVED by Counc. McGuire and seconded by Counc. Lewis Council assent to the Municipal Services Easement as indicated on the amending Subdivision plan Hillside Park Subdivision (Dwg. No 3193) PID# 30269062 to be vest in accordance with Section 56 (4.10) of the Community Planning Act.

CARRIED.

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OPERATIONS

9.7 Equipment Supply tender T-2014-02 (Fleet vehicles)

5 March 2014 Memorandum from DO McLean

MOVED by Counc. Lewis and seconded by Counc. Alexander Council award Equipment Supply Tender T-2014-02: Fleet Vehicles, to the low tenderer, Saint John Toyota, for two vehicles at the tendered price of \$33,905.03 each (plus extended warranty in the amount of \$3,499), including HST, and further that the Director of Operations be authorized to issue a purchase order for the tendered amount.

ON THE QUESTION:

DO McLean advised the tender is for two ¼ ton vehicles to replace the vehicles primarily used by the Building Inspector (2003 Ranger) and Director of Operations (leased vehicle) and secondarily as general fleet vehicles for use by Town Hall staff. It was noted these are included in the budget (rather than electric vehicles). Counc. MacDonald requested clarification on the extended warranty. DO McLean advised it is standard practice, partially based on assessed claims against costs of the warranty, usage by various drivers. Counc. MacDonald asked if a review has been done of assessed claims against costs of the warranty. DO McLean advised there is no system in place at present to track general maintenance dollars spent against each individual vehicle. The warranty is 200,000 km bumper to bumper platinum warranty. Counc. McGuire advised his experience with this type of vehicle is the warranty is not used. It was suggested the warranty use be tracked and reviewed.

CARRIED.

9.8 Capital Program adjustments

5 March 2014 Memorandum from DO McLean

MOVED by Counc. MacDonald and seconded by Counc. Lewis Council:

- authorize the deferral of the (approved) Tennis Court Road sidewalk project;
- authorize the inclusion of a new capital project to install an RA-5 crosswalk on Rothesay Road at College Hill Road;
- authorize the deletion of the Watermain installation project on Green Road; and
- authorize the Director of Operations to issue a public tender call for the purchase of the new Water Utility service vehicle.

ON THE QUESTION:

Town Manager clarified this motion means there will be no Town water on Green Road.

CARRIED.

9.9 Ice storm cleanup

6 March 2014 Memorandum from Town Manager Jarvie

MOVED by Counc. Alexander and seconded by Counc. Lewis Council approve the ice storm cleanup project as presented.

ON THE QUESTION:

Town Manager Jarvie advised this would be an additional clean-up to assist residents in dealing with the extra debris from the ice storm. Work will be carried out by Town employees and others as necessary and costs will be shared with NB Power. The plan is to allow residents to pull the larger items to the curb rather than the normal bundling required. The plan is to have the extra cleanup in mid-April and completed by May 2nd. The debris will be chipped at the curb and it is the residents' responsibility to move the debris to the curb. Residents can contact the Town if there are issues with excessively large branches or trees on private property and NB Power will be notified. Counc. Alexander noted it was an excellent program and the Town should notify

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residents as soon as possible, and there is an opportunity to emphasize the need to remove trees located near power lines to prevent outages like those experienced in December. It was clarified chipping will take place at the side of the road and the size of the debris permitted will need to be determined. NB Power has advised the larger pieces tend to be picked up as firewood but there is an option to rent a grinder as well.

CARRIED.

9.10 Clark Road/Gondola Point Road Reconfiguration

7 March 2014 Memorandum from Town Manager Jarvie

5 March 2014 Memorandum from DO McLean

MOVED by Counc. MacDonald and seconded by Counc. McGuire Council accept the proposal of **exp** Services Inc. to provide engineering services for project T-2014-03: Clark Road-Gondola Road Intersection at a price of \$67,765.54 including HST, subject to settlement of the dispute with the abutting landowner before awarding this tender to **exp**.

ON THE QUESTION:

Town Manager Jarvie advised the property dispute needs to be resolved before work can start on the project but the awarding of the engineering consulting work can begin prior to its resolution. There was a brief discussion with respect to current negotiations and no written confirmation has been received from the property owner. Counc. MacDonald expressed concern over awarding the engineering consulting services prior to resolution of the property dispute. Counc. Lewis suggested further discussion be undertaken prior to moving forward with the project. Clarification was requested with respect to awarding the engineering work. Town Manager Jarvie advised the consultant is not required to hold the price. DO McLean noted there is typically a section included where the Town can choose not to do the work, noting in this particular case there is some time required to do the design work. His preference would be to do the actual work in June or July to avoid traffic issues and further advised the project could be re-aligned to work within the undisputed boundary, although that is not the optimal location for the road. DO McLean advised he would prefer to proceed with the design work with a goal to tendering in May and proceeding with the project in June or July, while continuing to work with the property owner.

CARRIED.

10. NEXT MEETING

There will be a public hearing on Monday, April 14, 2014 at 7:00 p.m. The regular meeting will follow.

11. ADJOURNMENT

MOVED by Counc. Gallagher Jette and seconded by Counc. Alexander Council reconvene into Closed Session.

CARRIED.

The meeting adjourned at 9:00 p.m.

MAYOR

CLERK