



ROTHESAY COUNCIL

OPEN SESSION

Monday, September 10, 2012

MINUTES



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

TOWN MANAGER JOHN JARVIE
 TOWN CLERK MARY JANE BANKS
 DIRECTOR OF OPERATIONS (DO) BRETT McLEAN
 DIRECTOR OF PARKS AND RECREATION (DPR) CHARLES JENSEN
 TREASURER SUSAN JOHNSON

PUBLIC HEARING By-law 1-10-02 (20 Gibbon Road)

PID#s 00238873, 00238956, 30085500, 3012440, 30181036

Documentation

16 August 2012	1 st Section 68 advertisement
5 September 2012	2 nd Section 68 advertisement
30 July 2012	Staff Report to Planning Advisory Committee (Jarvie)
30 July 2012	Staff Report to Planning Advisory Committee (Drescher)
5 September 2012	Recommendation from Planning Advisory Committee
DRAFT	By-law 1-10-02

Appearances:

Town Manager John Jarvie MCIP RPP
Jeff Harriman, Cachal Properties
Gerry Roberts, Kierstead Quigley Roberts Ltd.

REQUESTS TO APPEAR

James Simonds
Ross Stroud
Karen Thompson

Objections:

*Correspondence from K. Simonds, B. King, J. Simonds, R. Stroud,
 P. & K. Thompson
 Petition -(39 signatures)*

PUBLIC HEARING By-law 2-10-17 (20 Gibbon Road)

PID#s 00238873, 00238956, 30085500, 3012440, 30181036

PUBLIC HEARING

Documentation	As above
DRAFT	By-law 2-10-17
DRAFT	Development Agreement
Appearances:	As above
REQUESTS TO APPEAR	As above
Objections:	As above

Mayor Bishop called the Public Hearings to order at 7:30 p.m. and gave instructions to those in attendance.

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

Town Manager Jarvie gave a brief presentation, noting the hearings would be held concurrently. The proposal is to redesignate the properties, situate generally off Gibbon Road, identified as PID#s 00238873, 00238956, 30085500, 3012440, 30181036 from Low Density to Moderate Density and to Rezone the properties, situate generally off Gibbon Road, identified as PID#s 00238873, 00238956, 30085500, 3012440, from Single Family Residential-Standard Zone (R1B) to Two Family Residential Zone (R2). The proposal is to allow for a proposed moderate density housing development of twelve (12) semidetached units, with each unit on a separate lot that will be individually owned.

Mr. Harriman, Cachal Properties Ltd. gave a brief presentation and noted the following: previous comments from residents had been reviewed, target market is “empty-nesters” and baby boomers who are seeking smaller lots and single level living, proposed construction is one bedroom and bonus room on the second floor and a bedroom on the main floor living area, optional finished basement, development will increase tax base, infrastructure installed at developer’s expense, will meet the net-zero stormwater discharge as required by By-law, project will be connected to Town water, there will be tree loss but consultation will be undertaken with an expert to minimize loss, proposal will included a ten (10) foot barrier at the property edge with a two (2) to three (3) foot berm and five (5) foot hedge, existing drainage ditch will not be affected and is not located on the properties, construction of each building will take likely eight (8) to ten (10) weeks and the builder will work with neighbours, angle entrance off Gibbon Road has been adjusted to a ninety (90) degree access, and traffic impact should be minimal.

On questioning from Council, Mr. Harriman advised of the following: some properties in the area may experience an increase in assessment, the buildings will be twenty-five (25) feet in height, property was purchased prior to Municipal Plan, he was in consultation with the Town prior to that to move the project forward as it was seen as desirable in the community, advised to wait until the Plan was adopted, no economic balance to build single-family homes based on the cost of the required infrastructure, and he believes this is the right project at the right time.

Mayor Bishop called three times for those wishing to speak against the proposal. The following people spoke: Mr. Frank Ervin (29 Golf Club Court), George Little (64 Gibbon Road), Val Robinson (2600 Rothesay Road), Karen Thompson (9 Golf Club Court), Quentin Papenhausen (34 Gibbon Road), Barry King (1 Steele Street), James Simonds (23 Golf Club Court), Ross Stroud (74 Gibbon Road), Beverly Bishop (15 Golf Club Court) and James McKenna (111 Birch Crescent).

The following comments were made: residents in the area have been meeting and are against the change to the Municipal Plan, request rezoning and variances not be granted, existing Plan is in contrast to current proposal, changes character of neighbourhood, changes to natural drainage patterns and loss of green space and natural absorption which leads to flooding concerns, multiple existing springs on the property, many large trees will be removed and replaced with impermeable surface, existing drainage ditch with twenty (20) foot storm sewer easement will be affected, potential gain to tax base but no gain to current residents in the area, not consistent with current character of neighbourhood, inconsistent with many sections of the Municipal Plan, good concept but wrong location, insufficient property depth to accommodate proposal, buildings will be constructed on an as-sold basis leading to a long construction period and increased noise in the neighbourhood, petition presented and majority of area residents are against the re-designation and rezoning and the proposed development and property

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size is insufficient to allow for access by fire protective services.

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Mayor Bishop called three times for those wishing to speak in favour of the proposal.

The following comments were made by Council: Counc. MacDonald noted some of the concerns would be the same if the proposal was for four (4) or five (5) single family homes and it cannot be expected the property would remain undeveloped and Counc. Alexander noted the area appeared to be initially developed as cottage country. Mayor Bishop noted property owners can bring forward plans to develop their property for review.

The following comments were made by Mr. Harriman: he is aware of the concerns of residents and appreciates the privacy and character of the neighbourhood, this proposal allows for more development control rather than five (5) single homes, there is a demand in the community for this type of housing and it will bring twelve (12) new families into the neighbourhood. He noted Fundy Engineering has done some preliminary engineering and advised there are no watercourse issues or wetland impact from the proposal.

Mr. Mac Estey requested the opportunity to speak in favour of the proposal. It was noted the call for those in favour had already been made. There was consensus from Council to hear from Mr. Estey (59 Gibbon Road). He made the following comments: the proposal will enhance the neighbourhood, two rental properties will be demolished, the Municipal Plan should be reviewed, this is an example of NIMBY (not in my back yard), residents should not expect to be able to use someone else's property as their own back yard and he has planted between 200 -300 trees on his own property to maintain his privacy.

MOVED by Counc. McGuire and seconded by Counc. Wells the Public Hearings be adjourned.

CARRIED.

The Public Hearings adjourned at 8:33 p.m.

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Counc. Lewis returned to the room. Mayor Bishop called the meeting to order at 8:35 p.m.

1. APPROVAL OF MINUTES Regular Meeting – 13 August 2012

Business Arising from Minutes

MOVED by Counc. MacDonald and seconded by Counc. Gallagher Jette the minutes be approved as circulated, with the following amendment:

Under Item 9.5.2, the last paragraph should read as follows:

ON THE QUESTION:

Counc. MacDonald noted he does not support the expenditure of \$250,000.00 for renovations to the existing building at the Arthur Miller Fields, noting Fundy Soccer only pays \$500.00 and the request for financial assistance for the Rothesay Elementary playground renovations could include washroom facilities.

CARRIED.

2. APPROVAL OF AGENDA

MOVED by Counc. Gallagher Jette and seconded by Counc. MacDonald the agenda be approved as circulated, with the following change:

Item 9.1 be moved forward to follow Item 3.

CARRIED.

3. OPENING REMARKS OF COUNCIL

Mayor Bishop advised those in attendance Saturday, September 15th is the final day for the Sculpture Saint John Symposium and the pad is being prepared for the Rothesay sculpture to be placed on the Rothesay Common. There will be closing events from 1 p.m. to 4 p.m. at the sculpture site in Saint John on Saturday.

Mayor Bishop advised he received a thank you note from Emilie Chiasson, the Rothesay High School recipient of the R.G.L. Fairweather scholarship and also noted he and Deputy Mayor Grant attended the opening of the St. Hubert restaurant earlier in the evening.

NEW BUSINESS

9.1 BUSINESS ARISING FROM PUBLIC HEARINGS (refer to Public Hearing documentation)

20 Gibbon Road (PID#s 00238873, 00238956, 30085500, 30124440, 30181036)

➤ **By-law 1-10-02 Municipal Plan Amendment**

5 September 2012 Recommendation from Planning Advisory Committee

DRAFT By-law 1-10-02

➤ **By-law 2-10-17 Zoning By-law Amendment**

5 September 2012 Recommendation from Planning Advisory Committee (see above)

DRAFT By-law 2-10-17

DRAFT Development Agreement

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

MOVED by Counc. Gallagher Jette and seconded by Counc. MacDonald Council table 1st Reading by Title of By-law 1-10-02, "A By-law to Amend the Municipal Plan By-law".

NAY vote recorded from Counc. Alexander and McGuire.

CARRIED.

MOVED by Deputy Mayor Grant and seconded by Counc. MacDonald Council table 1st Reading by

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Title of By-law 2-10-17, "A By-law to Amend the Zoning By-law".

NAY vote recorded from Councils. Alexander and McGuire.

CARRIED.

Counc. Lewis returned to the meeting room.

4. DELEGATIONS

N/A

5. CORRESPONDENCE FOR ACTION

5.1 7 August 2012 Letter from A. Castonguay to Water and Sewer Committee RE: utility charges 6 Valpy Drive.

MOVED by Counc. Gallagher Jette and seconded by Deputy Mayor Grant the letter from A. Castonguay to Water and Sewer Committee RE: utility charges 6 Valpy Drive dated 7 August 2012 be referred to the Water and Sewer Committee.

CARRIED.

5.2 24 August 2012 Email from D. Murray RE: playground request in Barsa subdivision.

MOVED by Counc. Wells and seconded by Counc. McGuire the email from D. Murray RE: playground request in Barsa subdivision dated 24 August 2012 be referred to the Parks and Recreation Committee.

CARRIED.

5.3 1 September 2012 Letter from McPhee's Bakery RE: quarterly water bill.

MOVED by Counc. MacDonald and seconded by Counc. Alexander the letter from McPhees Bakery RE: quarterly water bill dated 1 September 2012 be referred to the Water and Sewer Committee.

CARRIED.

5.4 1 September 2012 Letter from L. Delvallet RE: Crosswalk upper Marr Road.

MOVED by Counc. Alexander and seconded by Counc. MacDonald the letter from L. Delvallet RE: Crosswalk upper Marr Road dated 1 September 2012 be referred to the Public Works and Infrastructure Committee.

CARRIED.

5.5 5 September 2012 Email from A. Bezeau RE: ice rentals.

MOVED by Deputy Mayor Grant and seconded by Counc. MacDonald the email from A. Bezeau RE: ice rentals dated 5 September 2012 be referred to staff for a report.

ON THE QUESTION:

DPR Jensen advised there are other teams that work under the auspices of KVMHA. All the icetime is booked through the Association which is the same practice followed in Saint John and Quispamsis. He further noted that up to about four years ago, KVMHA booked all the icetime for AAA teams. DPR Jensen advised he met with Mr. Bezeau and will update Council at the next meeting.

CARRIED.

6. CORRESPONDENCE - FOR INFORMATION

6.1 July 2012 Letter from New Brunswick Medical Education Trust RE: thanks and funding update. (rec'd August 15, 2012).

MOVED by Counc. Gallagher Jette and seconded by Counc. Alexander the letter from New

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Brunswick Medical Education Trust RE: thanks and funding update dated July 2012 (rec'd August 15, 2012) be received/filed.

CARRIED.

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6.2 14 August 2012 Copy of letter from Quispamsis to Kennebecasis Valley Fire Department
RE: Strategic Plan.

MOVED by Counc. Alexander and seconded by Counc. Lewis the letter (copy) from Quispamsis to Kennebecasis Valley Fire Department RE: Strategic Plan be received/filed.

ON THE QUESTION:

Counc. MacDonald noted the collective agreement was approved on May 23, 2012 and the first meeting of the new Board was held August 29, 2012. He advised the Fire Chief and Administrator will update the strategic plan and bring forward a revised plan to the Board on October 3. Counc. MacDonald indicated one of the changes to the agreement is it now guarantees 8 relief firemen as a minimum. Mayor Bishop noted Council has to approve the budget for the Fire Department and has not given its approval in principle to the strategic plan. Counc. MacDonald suggested the Plan is more theoretical rather than based on financing. It was noted a joint session will be scheduled with both Rothesay and Quispamsis Councils and the Board to review the updated strategic plan.

CARRIED.

6.3 15 August 2012 Letter from Rothesay Regional Police Force RE: Vulnerable Sector Checks.
MOVED by Counc. MacDonald and seconded by Deputy Mayor Grant the letter from Rothesay Regional Police Force RE: Vulnerable Sector Checks dated 15 August 2012 be received/filed.

ON THE QUESTION:

Counc. Wells advised she was not aware of this service provided by the police department and suggested it should be promoted. Mayor Bishop noted the department has advised various organizations of the process and indicated Police Board commissioners must be cleared prior to serving on the Board.

CARRIED.

6.4 23 August 2012 Letter from Minister Fitch (DoELG) RE: Regional Service Commissions.
MOVED by Counc. Lewis and seconded by Counc. Wells the letter from Minister Fitch (DoELG) RE: Regional Service Commissions dated 23 August 2012 be received/filed.

CARRIED.

6.4.1 17 August 2012 Letter from Rothesay to Hampton Mayor Ken Chorley RE: Regional
Boundaries.

MOVED by Counc. Gallagher Jette and seconded by Counc. Alexander the letter from Rothesay to Hampton Mayor Ken Chorley RE: Regional Boundaries dated 17 August 2012 be received/filed.

CARRIED.

6.4.2 17 August 2012 Letter from Rothesay to Minister Fitch (DoELG) RE: Regional Service
Commission 8-9 Boundary.

MOVED by Counc. MacDonald and seconded by Counc. Alexander the letter from Rothesay to Minister Fitch (DoELG) RE: Regional Service Commission 8-9 Boundary dated 7 August 2012 be received/filed.

CARRIED.

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6.5 7 September 2012 Memorandum from Town Manager Jarvie RE: Budget Preparation.

6.5.1 5 September 2012 Memorandum from Treasurer Johnson RE: External entities budget deadlines.

MOVED by Counc. MacDonald and seconded by Counc. Lewis the memoranda from Town Manager Jarvie and Treasurer Johnson RE: external entities budget preparation dated 7 September 2012 and 5 September 2012 respectively be received/filed.

CARRIED.

7. REPORTS

7.0 September 2012 Report from Closed Session

N/A

7.1 23 May 2012 Kennebecasis Valley Fire Department Board meeting minutes

31 July 2012 Kennebecasis Valley Fire Department Response Report

MOVED by Counc. Gallagher Jette and seconded by Counc. MacDonald the Kennebecasis Valley Fire Department Board meeting minutes (23 May 2012) and Response Report (July 31, 2012) be received/filed.

CARRIED.

7.2 11 July 2012 Kennebecasis Public Library (KPL) Board meeting minutes

July 2012 KPL Librarian's Report

30 June 2012 KPL Draft Financial statements

July 2012 Regional Director's Report

MOVED by Deputy Mayor Grant and seconded by Counc. Wells the Kennebecasis Public Library Board meeting minutes (11 July 2012), Librarian's Report (July 2012), Draft Financial Statements (30 June 2012) and Regional Director's Report (July 2012) be received/filed.

ON THE QUESTION:

Deputy Mayor Grant advised the Board is now receiving detailed reporting on the expansion project and everything appears to be in order from the August meeting. Counc. MacDonald asked for further detail on the purpose/use of the Board Use Fund and private donations (fundraising). Deputy Mayor Grant advised she would obtain further clarification.

CARRIED.

7.3 31 July 2012 Unaudited Rothesay General Fund Financial Statements

MOVED by Counc. MacDonald and seconded by Deputy Mayor Grant the unaudited Rothesay General Fund Financial Statements (31 July 2012) be received/filed.

ON THE QUESTION:

Counc. MacDonald noted the variance report only covers about one-half of the variances and asked that the report be expanded to cover more detail.

CARRIED.

31 July 2012 Unaudited Rothesay Utility Financial Statements

MOVED by Counc. MacDonald and seconded by Counc. Alexander the Unaudited Rothesay Utility Financial Statements (31 July 2012) be received/filed.

ON THE QUESTION:

It was noted the water main relining project was over-budget. DO McLean advised Council had approved the award of the contract and Treasurer Johnson noted the funding for the project would

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come from Gas Tax funding.

CARRIED.

7.4 15 August 2012 Draft Heritage Preservation Review Board meeting minutes

MOVED by Counc. Wells and seconded by Counc. MacDonald the draft Heritage Preservation Review Board meeting minutes (15 August 2012) be received/filed.

ON THE QUESTION:

Counc. Alexander advised the Town is grateful to have the sculpture and should accept the location as proposed by the sculptor. Counc. Wells advised the sculptor had been requested to provide an explanation for his vision. It was also noted the Rothesay Common Look-out had been restored with pressure treated lumber underneath and red cedar above. Deputy Mayor Grant suggested a letter be sent to Fundy Engineering thanking them for their involvement in the sculpture project. Town Manager Jarvie advised that could be done and noted sculptor Jo Kley will be leaving on Sunday and it is hoped the sculpture, or at least the base, can be placed before his departure.

CARRIED.

7.5 August 2012 August Monthly Building Permits Report

MOVED by Deputy Mayor Grant and seconded by Counc. Alexander the August 2012 Monthly Building Permits Report be received/filed.

CARRIED.

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

7.6 4 September 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 September 2012 be received/filed.

CARRIED.

➤ 20 Gibbon Road Municipal Plan and Zoning By-law amendments Public Hearing
Dealt with above following Item 3.

➤ Deep Creek Subdivision Phase 6

MOVED by Counc. Lewis and seconded by Counc. Wells Council authorize the Mayor and Clerk to enter into the Development Agreement for the development of a six lot subdivision, to be known as Deep Creek Subdivision Phase 6, on a portion of the lands identified as PID# 30154694.

ON THE QUESTION:

Counc. MacDonald asked if there would be any impact on wells. Town Manager Jarvie advised the Department of Health requires separation of wells and septic fields and must approve the development.

CARRIED.

MOVED by Counc. Lewis and seconded by Counc. Wells Council assent to the public road to be known as the extension of Hutson Street for the development of a six lot subdivision on the portion of lands identified as PID# 30154694.

CARRIED.

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MOVED by Counc. MacDonald and seconded by Counc. McGuire Reading in its Entirety be given By-law 1-11, “A By-law to Manage Town Owned Lands”, with the following amendment:

Schedule A Fees:

Agreement Type	Fee	Comment
Initial Agreement	\$400	Renewable after five years
Renewal of agreement	\$300	Renewable after five years
Agreement, after inspection	\$1000	Agreements required after identified by Town inspection process and after first 12 months
Owner Changes	\$50	Modifications to original agreement when initiated by property owner
Town Changes	\$500	Modifications to original agreement when initiated by Town staff due to failure to apply for modifications

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

YEA votes recorded from Councils. Alexander, Gallagher Jette and Lewis.

NAY votes recorded from Deputy Mayor Grant, Councils. MacDonald, McGuire and Wells.

MOTION DEFEATED.

ON THE QUESTION:

There was further discussion with respect to the proposed fees and whether they could be paid over time. It was noted the By-law does allow use of Town land but there is a fee associated with it. Town Manager Jarvie noted individuals with structures on Town land can either pay the fee and enter into the agreement or move the structure.

Amending motion:

MOVED by Counc. Wells and seconded by Counc. McGuire Schedule A Fees be amended as follows:

Schedule A Fees:

Agreement Type	Fee	Comment
Initial Agreement	\$200	Renewable after five years
Renewal of agreement	\$150	Renewable after five years
Agreement, after inspection	\$1000	Agreements required after identified by Town inspection process and after first 12 months
Owner Changes	\$50	Modifications to original agreement when initiated by property owner
Town Changes	\$500	Modifications to original agreement when initiated by Town staff due to failure to apply for modifications

ON THE QUESTION (amending motion):

Town Manager Jarvie advised the fee structure is to recover costs associated with enforcement of the By-law so those property owners gaining the benefit cover the costs, rather than the general taxpayer.

NAY votes recorded from Deputy Mayor Grant and Council. Gallagher Jette.

Amending motion CARRIED.

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ON THE QUESTION (Main motion):

Counc. Gallagher Jette asked if there is a need for further consultation and feedback. Counc. MacDonald indicated the former Council had already consulted residents and comments were received.

NAY vote recorded from Counc. Alexander.

Main motion CARRIED.

The Clerk read By-law 1-11, as amended, in its entirety.

MOVED by Counc. Lewis and seconded by Counc. MacDonald 3rd Reading and Enactment be given By-law 1-11, "A By-law to Manage Town Owned Lands".

NAY vote recorded from Counc. Alexander.

CARRIED.

The Clerk read By-law 1-11 by title.

- 8.2 23 Marr Road** Zoning By-law amendments
DRAFT By-law 2-10-15 (tabled)
No action required

NEW BUSINESS

9.1 BUSINESS ARISING FROM PUBLIC HEARINGS (refer to Public Hearing documentation)

20 Gibbon Road (PID#s 00238873, 00238956, 30085500, 30124440, 30181036)

➤ **By-law 1-10-02 Municipal Plan Amendment**

5 September 2012 Recommendation from Planning Advisory Committee

DRAFT By-law 1-10-02

Dealt with above following Item 3.

➤ **By-law 2-10-17 Zoning By-law Amendment**

5 September 2012 Recommendation from Planning Advisory Committee (see above)

DRAFT By-law 2-10-17

DRAFT Development Agreement

Dealt with above following Item 3.

9.2 FINANCE

9.2.1 NB Municipal Finance Corporation Financing Application

7 September 2012 Memorandum from Town Manager Jarvie

22 August 2012 Memorandum from Treasurer Johnson

MOVED by Counc. Lewis and seconded by Counc. Alexander Resolved that the Clerk and/or Treasurer and/or Mayor be authorized to issue and sell to the New Brunswick Municipal Finance Corporation a Municipality of Rothesay debenture in the principal amount of \$ **713,000** on such terms and conditions as are recommended by the New Brunswick Municipal Finance Corporation, and be it resolved that the Municipality of Rothesay agree to issue post-dated cheques payable to the New Brunswick Municipal Finance Corporation as and when they are requested in payment of principal and interest charges on the above debenture.

ON THE QUESTION:

There was a brief discussion with respect to interest rates, amortization and debenture life.

CARRIED.

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9.3 OPERATIONS

9.3.1 Kirkpatrick Road Extension

5 September 2012 Memorandum from DO McLean

MOVED by Counc. Alexander and seconded by Counc. Wells Council authorize the release of the remaining \$4200 security deposit and accept Kirkpatrick Road Extension as totally completed.

CARRIED.

9.3.2 Hampton Road Crosswalk (at Town Hall)

7 September 2012 Memorandum from Town Manager Jarvie

5 September 2012 Memorandum from DO McLean

MOVED by Counc. Alexander and seconded by Counc. Wells Council authorize staff to proceed with obtaining approval from NBDTI to install the decorative crosswalk on Hampton Road at Town Hall and, if approval is obtained, to proceed with the installation.

CARRIED.

9.3.3 Oakville Acres – Channel Restoration

6 September 2012 Memorandum from Town Manager Jarvie

5 September 2012 Memorandum from DO McLean

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

1. Authorize CBCL to submit an application to DFO to proceed with the channel restorative maintenance plan;
2. Upon regulatory approval from DFO, authorize staff to solicit quotations and hire a contractor to complete the channel restoration work respecting a budget of \$10,000 with funds to come from surplus funds in the 2012 capital budget or the capital reserves; and
3. Direct and that a letter be sent to Quispamsis requesting its assistance in cost sharing the channel maintenance project in an amount of \$4500.

ON THE QUESTION:

Mayor Bishop noted there is another matter requiring a letter to Quispamsis and it will be discussed later on the agenda. It was noted the price is based on the channels through Oakville Acres and the project depends on the approval of DFO and DELG (if necessary).\

CARRIED.

9.3.4 Contract 2012-RG03 Rothesay Concrete Curb and Sidewalk Upgrades

5 September 2012 Memorandum from DO McLean

MOVED by Counc. Alexander and seconded by Counc. McGuire Council award Contract 2012-RG03: Rothesay Concrete Curb and Sidewalk Upgrades, to the low tenderer, Fairville Construction Ltd. at the tendered price of \$593,701.72 (including HST), as calculated based on estimated quantities, and further that the Mayor and Clerk be authorized to execute the necessary contract documents.

ON THE QUESTION:

There was a brief discussion with respect to sidewalk replacement rather than installation of new ones in areas where none exist. It was noted the focus is on main arteries within the Town and this project includes Highland Avenue, Gondola Point Road, Sierra Avenue and Clermont Lane.

CARRIED.

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9.3.5 Contract 2012-RG04 Hampton Road Curb and Sidewalk Replacement

7 September 2012 Memorandum from Town Manager Jarvie

5 September 2012 Memorandum from DO McLean

MOVED by Counc. Alexander and seconded by Counc. Lewis Council award Contract 2012-RG04: Hampton Road Curb and Sidewalk Replacements to the low tenderer, Galbraith Construction Ltd. at the tendered price of \$438,498.81 (including HST) as calculated based on estimated quantities.

ON THE QUESTION:

Deputy Mayor Grant suggested there be a discussion with respect to architecture design standards for properties along Hampton Road.

CARRIED.

9.3.6 Contract 12-6466 Rothesay Manhole Replacements

5 September 2012 Memorandum from DO McLean

MOVED by Counc. Alexander and seconded by Counc. Lewis Council award Contract 12-6466: Rothesay Manhole Replacements Various Locations to the low tenderer, L. Halpin Excavating Ltd. at the tendered price of \$64,780.00 (including HST) as calculated based on estimated quantities, and further that the Mayor and Clerk be authorized to execute the necessary contract documents.

ON THE QUESTION:

It was noted this work is for Fox Farm Road and DOT approval had been received.

CARRIED.

9.3.7 Equipment Supply Tender 2012-EP02 Service Vehicle

5 September 2012 Memorandum from DO McLean

MOVED by Counc. Gallagher Jette and seconded by Counc. McGuire Council award the Equipment Supply Tender 2012-EP02: Service vehicle, to the low tenderer, Dartmouth Chrysler, at the tendered price of \$50,937.01 (plus the extended warranty in the amount of \$3800) including HST, and further the Director of Operations be authorized to issue a purchase order for the tendered amount.

CARRIED.

Meeting addendum

9.3.8 Oakville Acres

Mayor Bishop noted the rain event of September 6th caused the Dow Road lift station in Quispamsis to overflow into the channel that runs through Rothesay properties in Oakville Acres. He noted Quispamsis needs to be made aware of the situation, along with provincial departments and area MLAs.

MOVED by Counc. Alexander and seconded by Counc. Wells Council send a letter to Quispamsis advising them of the overflow event that took place on September 6th and informing them it must be corrected as soon as possible, with a copy to Department of Fisheries, Department of Environment and Local Government, Department of Health and local MLAs.

ON THE QUESTION:

Counc. Alexander noted this has been ongoing and it appears Quispamsis is not following reporting rules and regulations. DO McLean advised Rothesay is aware of 4 instances in the past year when the stand pipe has overflowed and the Department of Environment and Local Government has records for one instance reported in the last 4 years. Counc. McGuire advised he has spoken with members of Quispamsis Council and they are aware of the problem. It was suggested the photographs of September 6th be included with the letter as well.

CARRIED.

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9.4 PARKS AND RECREATION

9.4.1 Community Infrastructure Improvement Fund

28 August 2012 Memorandum from DRP Jensen

MOVED by Counc. Gallagher Jette and seconded by Counc. McGuire Resolved that Council approve an application to the Community Infrastructure Improvement Fund (CIIF) of \$200,000 for the Renforth Park Revitalization Project.

ON THE QUESTION:

It was noted the project relates to the retaining wall and boardwalk. Counc. Lewis noted the area is well-used and advised people have spoken to him about possibly installing a floating dock around the entire wharf structure or wrapping it with pressure-treated lumber to make it more inviting for boats to tie up, and installing washroom facilities and a canteen.

CARRIED.

MOVED by Counc. Gallagher Jette and seconded by Counc. MacDonald Resolved that Council approve the addition of \$400,000 to the 2012 Capital Budget for the Renforth Park Revitalization Project with sources of funding as follows:

CIIF	\$200,000
Rothesay Capital Reserves	160,000
Local Service Clubs	40,000

ON THE QUESTION:

It was noted there is federal funding available if the project is advanced in 2012.

CARRIED.

10. NEXT REGULAR MEETING

The next regular meeting of Council will be Tuesday, October 9, 2012.

11. ADJOURNMENT

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

CARRIED.

The meeting adjourned at 10:30 p.m.

MAYOR

CLERK