

COUNCIL MEETING Rothesay Town Hall Monday, January 13, 2020 7:00 p.m.



PRESENT:

MAYOR NANCY GRANT DEPUTY MAYOR MATT ALEXANDER COUNCILLOR GRANT BRENAN COUNCILLOR PETER J. LEWIS COUNCILLOR TIFFANY MACKAY FRENCH COUNCILLOR BILL McGUIRE COUNCILLOR DON SHEA COUNCILLOR MIRIAM WELLS

TOWN MANAGER JOHN JARVIE TOWN CLERK MARY JANE BANKS DIRECTOR OF PLANNING/DEVELOPMENT (DPDS) BRIAN WHITE DIRECTOR OF OPERATIONS (DO) BRETT McLEAN DIRECTOR OF REC/PARKS (DRP) CHARLES JENSEN TREASURER DOUG MacDONALD ADMINISTRATIVE ASSISTANT LIZ POMEROY

Mayor Grant called the meeting to order at 7:00 p.m.

1. APPROVAL OF AGENDA

MOVED by Deputy Mayor Alexander and seconded by Counc. Mackay French the agenda be approved with the following amendment:

Item 9.1 be brought forward to follow Item 4.1

CARRIED.

2. ADOPTION OF MINUTES

Regular Meeting

9 December 2019

MOVED by Deputy Mayor Alexander and seconded by Counc. Lewis the Open Session Council minutes of 9 December 2019 be adopted as circulated.

CARRIED.

Business Arising from Minutes N/A

3. OPENING REMARKS OF COUNCIL

Mayor Grant expressed heartfelt condolences to the families and friends of the 176 victims in the crash of Ukrainian Flight PS752 in Iran. She noted she attended a vigil on behalf of Rothesay Council on January 10th in Saint John for the 57 Canadian passengers on board.

Mayor Grant commented on the success of the "Meet the Paw Patrol Pups" event at the Rothesay Common on January 8th. She highlighted the following upcoming events on the Common: Glow in the Dark Skate, Skate with the Major Midget AAA Vito's Hockey Team, Disney Night, and Intro to Sledge Hockey with Fundy Para Ice Hockey.

3.1 Declaration of Conflict of Interest

N/A

4. **DELEGATIONS**

4.1 KV3C

Dr. Lisa Yang (see item 9.1.1)

Mayor Grant welcomed Dr. Yang. Dr. Yang thanked Council and distributed a promotional KV3C flyer. Dr. Yang noted the following: KV3C is a registered charity; the main office is located at the Bill McGuire Centre (in-kind support provided by the Town); the organization hosts play groups for newborns to children five years of age; the play groups are "drop-in" not "drop off" style and are intended to engage parents/grandparents/caregivers and foster relationships between adults and children; programs are held year round including special seasonal events; schedules are online at www.KV3C.ca; programs are hosted at various locations such as the Kennebecasis Public Library, the Bill McGuire Centre, the Quispamsis Civic Centre, and St. Augustine's Church; in 2009 funding was cut to community based programming and redirected to early education initiatives such as daycares, but only a small portion of children 0-5 years of age attend daycares; there is hope for government funding in the future however there are no funds available for the organization at this time; and through restructuring to a more volunteer led operational model the organization has managed a level of sustainability.

Dr. Yang thanked Council and Town staff for providing in-kind support. She clarified the purpose of the presentation is not to solicit a donation but rather to request the long-standing relationship between the Town and KV3C be formalized. She asked Council and Town staff for assistance increasing the visibility of KV3C and its events/fundraising initiatives on social media and throughout the community. She clarified, the primary objective is to improve visibility of KV3C to showcase community health benefits to funding agencies. She noted increasing program attendance is not the main goal as participation is sufficient and continues to grow. She further noted all KV3C activities can be replicated at home, and can help reduce the risk of post-partum depression. Dr. Yang reported discussions are underway to integrate programs with the Rothesay Hive to create intergenerational programs.

Mayor Grant stressed the importance of advertising programs and events, noting she has volunteered with KV3C but was unaware of seasonal events such as the Santa Claus Parade Breakfast.

MOVED by Deputy Mayor Alexander and seconded by Counc. Wells Council direct staff to prepare a report with respect to opportunities to enhance the existing long-term partnership between KV3C and the Town.

ON THE QUESTION:

Counc. Wells commented on the importance of the KV3C programs and expressed interest, as Chair of the Rothesay Hive Advisory Committee, in developing an intergenerational program. She invited Dr. Yang to attend the next Rothesay Hive Advisory Committee meeting in February to discuss the opportunity further.

CARRIED.

Mayor Grant thanked Dr. Yang for her presentation. Dr. Yang thanked Council and left the meeting.

 Item brought forward.

 9.1
 BUSINESS ARISING FROM DELEGATIONS

 9.1.1 KV3C
 Summary

 MOVED by Counc. Lewis and seconded by Counc. Brenan the summary from KV3C be received/filed.

 CARRIED.

5. CORRESPONDENCE FOR ACTION

5.127 November 2019Letter from Tweedie and Associates Consulting Engineers Ltd. RE:
(rec'd Dec. 19, 2019)(rec'd Dec. 19, 2019)Energy Audit and Carbon Footprint Audit for Municipality

MOVED by Counc. Wells and seconded by Deputy Mayor Alexander the letter from Tweedie and Associates Consulting Engineers Ltd. RE: Energy Audit and Carbon Footprint Audit for Municipality dated 27 November 2019 (rec'd Dec. 19, 2019) be referred to staff.

CARRIED.

5.2 27 December 2019 Letter from the Alzheimer Society of New Brunswick RE: January 2020 Alzheimer Awareness month

MOVED by Counc. Mackay French and seconded by Counc. Wells the letter from the Alzheimer Society of New Brunswick RE: January 2020 Alzheimer Awareness month dated 27 December 2019 be referred to staff for promotion on social media.

CARRIED.

5.3 2 January 2020 Letter from resident RE: Sidewalk - Millennium Drive Apartment Development

MOVED by Counc. McGuire and seconded by Deputy Mayor Alexander the letter from resident RE: Sidewalk – Millennium Drive Apartment Development dated 2 January 2020 be referred to staff for a response.

ON THE QUESTION:

Counc. Shea requested clarification, questioning why the agreement stipulates the installation of a sidewalk but staff indicate a sidewalk is not necessary. Town Manager Jarvie clarified that installation of a sidewalk is premature at this time as there are no opportunities to connect to an existing sidewalk. Additional costs would be incurred to provide services, such as snow plowing, to an isolated sidewalk. He confirmed the Town has reserved funds from the agreement to construct a sidewalk once there is an opportunity to create a longer route.

CARRIED.

5.4 2 January 2020 Letter from Pamela McKay RE: Request for support for NB Power's Automated Metering Infrastructure (AMI) application

MOVED by Counc. Lewis and seconded by Counc. McGuire a letter be sent to the New Brunswick Energy and Utilities Board in support of NB Power's Automated Metering Infrastructure (AMI) application.

ON THE QUESTION:

The following concerns were expressed: the request for support was denied in the past due to insufficient information; the initiative was unsuccessful overall as the substantial cost did not prove worthwhile; properties may have different heating sources which likely impacts the comparability of the data produced; and the information was not provided far enough in advance to allow Council to properly review the materials and make an informed decision. Counc. Mackay French questioned if more information could be requested. Mayor Grant noted the hearing is underway and will continue for the next eight days. Counc. Brenan commented that a letter of support may not have a substantial impact on the outcome.

DEFEATED.

5.5 9 January 2020

Letter from the Fire Board to Quispamsis RE: Draft Fire Prevention and Protection By-law

MOVED by Counc. Lewis and seconded by Deputy Mayor Alexander the letter from the Fire Board to Quispamsis RE: Draft Fire Prevention and Protection By-law dated 9 January 2020 be referred to the Town Clerk.

In response to an inquiry, Counc. Brenan noted the additional cost to resident insurance plans (estimated at an annual increase of roughly \$2) may have deterred Quispamsis from approving the By-law. He clarified the Fire Board did approve the draft by-law. Counc. Lewis added Quispamsis Council members that recently joined the Fire Board expressed concern regarding the insufficient information and time available to make an informed decision. Mayor Grant commented on the importance of enacting a common by-law for a shared service such as the Fire Department.

CARRIED.

6. CORRESPONDENCE - FOR INFORMATION

6.1 6 December 2019 Letter from the Union of the Municipalities of New Brunswick (UMNB) RE: Weekly Bulletin

MOVED by Counc. Wells and seconded by Counc. McGuire the letter from the Union of the Municipalities of New Brunswick (UMNB) RE: Weekly Bulletin dated 6 December 2019 be received/filed.

ON THE QUESTION:

Deputy Mayor Alexander commended UMNB for the weekly reports and noted the value of the organization has improved. Counc. Brenan questioned if the relevancy of information and resources provided by UMNB has improved. Deputy Mayor Alexander noted it has, and Counc. Shea agreed.

CARRIED.

6.28 December 2019Letters (2) from the New Brunswick Medical Education Foundation Inc.
RE: Board and administrative updates

MOVED by Counc. Shea and seconded by Counc. Mackay French the letters (2) from the New Brunswick Medical Education Foundation Inc. RE: Board and administrative updates dated 8 December 2019 be received/filed.

CARRIED.

6.3 12 December 2019 Letter from the Great Trail RE: Departure of President and CEO and Update

MOVED by Deputy Mayor Alexander and seconded by Counc. McGuire the letter from the Great Trail RE: Departure of President and CEO and Update dated 12 December 2019 be received/filed.

CARRIED.

7. **REPORTS**

7.0 January 2020 Report from Closed Session N/A

7.1 28 October 2019 Fundy Regional Service Commission (FRSC) Meeting Minutes **MOVED** by Counc. Wells and seconded by Counc. Mackay French the Fundy Regional Service Commission (FRSC) Meeting Minutes dated 28 October 2019 be received/filed.

CARRIED.

| 7.2 | 9 December 2019 | Memorandum from the Kennebecasis Regional Joint Board of Police Commissioners (KRJBPC) |
|-----|-----------------|---|
| | 23 October 2019 | KRJBPC Meeting Minutes |
| | 31 October 2019 | KRJBPC Statement of Financial Position |
| | 31 October 2019 | KRJBPC Call Summary |
| | | · |

MOVED by Deputy Mayor Alexander and seconded by Counc. Mackay French the memorandum from the Kennebecasis Regional Joint Board of Police Commissioners (KRJBPC) dated 9 December 2019, the KRJBPC Meeting Minutes dated 23 October 2019, the KRJBPC Statement of Financial Position dated 31 October 2019, and the KRJBPC Call Summary dated 31 October 2019 be received/filed.

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ON THE QUESTION:

Deputy Mayor Alexander gave a brief summary of the minutes, noting the new format is the result of a change in Board secretary. Counc. McGuire questioned the three month gap between the meeting and sharing the documents with Council. Deputy Mayor Alexander noted this was likely an oversight due to the change in Board secretary. Counc. Shea inquired about the timeline for the expansion of the building. Deputy Mayor Alexander reported planning began in 2019 but ceased because the architect of the project passed away. It is expected the project will begin in 2021, and will create additional space for vehicles, equipment, forensic identification, and files. Counc. Lewis commented on the high call volumes in the recent call summary.

CARRIED.

 7.3 8 October 2019 Kennebecasis Valley Fire Department Inc. (KVFD) Board Meeting Minutes
 31 August 2019 KVFD Statement of Expense

- 9 October 2019 KVFD Chief's Report
- 30 September 2019 KVFD Response Report

MOVED by Counc. Brenan and seconded by Counc. Lewis the Kennebecasis Valley Fire Department Inc. (KVFD) Board Meeting Minutes dated 8 October 2019, the KVFD Statement of Expense dated 31 August 2019, the KVFD Chief's Report dated 9 October 2019, and the KVFD Response Report dated 30 September 2019 be received/filed.

ON THE QUESTION:

Counc. Brenan noted, similar to the Kennebecasis Regional Joint Board of Police Commissioners, there was a three month gap for the provision of the Fire Board meeting minutes.

CARRIED.

7.4 30 November 2019 Draft unaudited Rothesay General Fund Financial StatementsMOVED by Counc. Brenan and seconded by Counc. Shea the draft unaudited Rothesay General FundFinancial Statements dated 30 November 2019 be received/filed.

CARRIED.

30 November 2019 Draft unaudited Rothesay Utility Fund Financial Statements **MOVED** by Counc. Brenan and seconded by Counc. Shea the draft unaudited Rothesay Utility Fund Financial Statements dated 30 November 2019 be received/filed.

CARRIED.

7.5 7 January 2020 Draft Rothesay Hive Advisory Committee Meeting Minutes **MOVED** by Counc. Wells and seconded by Counc. Mackay French the Draft Rothesay Hive Advisory Committee Meeting Minutes dated 7 January 2020 be received/filed.

ON THE QUESTION:

Counc. Wells summarized the minutes. She encouraged all in attendance to spread the word regarding the Rothesay Hive's need for a volunteer yoga instructor. Counc. Mackay French commented on the exciting opportunities being explored by the Rothesay Hive Advisory Committee. Mayor Grant provided a status update on the Art4Life program noting enough volunteers enlisted to proceed. She commented on the upcoming Speaker Series and noted initiatives are underway to encourage more men to join and participate in Rothesay Hive events. There was a brief discussion with respect to the popularity of the Speaker Series. Deputy Mayor Alexander requested clarification with respect to the Rothesay High School student co-op position. Counc. Wells noted the student successfully completed his term. She added students in this term's Rothesay High School co-op program are in the process of being matched with available opportunities; another student may resume the position in the Rothesay Hive if their skillset is a match for the work required.

CARRIED.

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7.6 December 2019 Monthly Building Permit ReportMOVED by Counc. Wells and seconded by Counc. McGuire the Monthly Building Permit Report dated December 2019 be received/filed.

CARRIED.

7.7 9 January 2020 Capital Projects Summary

MOVED by Counc. Wells and seconded by Counc. Lewis the Capital Projects Summary dated 9 January 2020 be received/filed.

ON THE QUESTION:

Counc. Lewis expressed concern that completing the paving of Church Avenue late in the construction season may have adversely impacted the overall condition of the road. He questioned if an inspection was completed and if improvements could be made in the spring. DO McLean advised inspections are completed throughout the process for placement of the asphalt. He noted the Town would incur the cost of recoating the surface in the spring since the specifications in the contract were met. He noted there is a twelve month warranty if the materials deteriorate or fail to uphold the specifications. He further noted weather conditions limited completion of the landscaping plans therefore the area was tidied up and funds were retained to fully landscape the area in the spring.

CARRIED.

8. UNFINISHED BUSINESS

TABLED ITEMS

8.1 Wiljac Street Reconstruction and Extension – Design (Tabled March 2019) *No action at this time*

8.2 Mayor's Round Table on Climate Change (Tabled October 2019) *No action at this time*

9.NEW BUSINESS9.1BUSINESS ARISING FROM DELEGATIONS9.1.1 KV3CSummaryDealt with above.Summary

FINANCE AND ADMINISTRATION

9.2 Insurance Coverage

 16 December 2019
 Memorandum from Treasurer MacDonald

MOVED by Counc. Wells and seconded by Counc. Brenan Council ratify the staff decision to renew the Town insurance policy with Cain Insurance Services Ltd. and Jardine Lloyd Thompson for coverage for the period from January 1, 2020 to December 31, 2020 at an aggregate cost of \$194,165.

ON THE QUESTION:

Counc. Shea questioned the frequency of soliciting quotes for the Town's insurance plan. Town Manager Jarvie explained the Town used to employ a strategy to develop and issue tenders with the help of a consulting firm to secure insurance coverage. Five years ago this process was modified and an insurance broker was engaged to help navigate the niche market of municipal insurance. Counc. Shea questioned if use of an insurance broker is permitted by the Procurement Act. Town Manager Jarvie advised the practice is permitted. Counc. Lewis inquired about "Council Accident" coverage. Town Manager Jarvie explained it is comparable to "disability or deathbed" coverage but is not intended to replace a Council member's personal coverage.

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Counc. Brenan requested a report with respect to the changes in the cost of the Town's insurance policy over the past five years. Treasurer MacDonald estimated the cost in 2020 is roughly 4% higher than the cost over the past five years. He added recent discussions with the Town's insurance broker indicate an investigation of the market will likely occur next year to determine if the cost can be reduced. Town Manager Jarvie advised a report of the Town's insurance costs over the last five years will be provided to Council at the next meeting.

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CARRIED.

9.3 Local Improvement Levy – Kennebecasis Park

6 January 2020 Memorandum from Town Clerk Banks **MOVED** by Deputy Mayor Alexander and seconded by Counc. Wells:

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 2020 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 | \$59,073.37 |
| | |

CARRIED.

9.4 Renforth Boat Club Lease

9 January 2020 Memorandum from Town Clerk Banks

MOVED by Counc. Wells and seconded by Counc. McGuire Council authorize the Mayor and Clerk to sign the lease between Rothesay and the Renforth Boat Club, for the period until 1 July 2022, with an option to renew for a further five year period, with said renewal option notice to be given by the Renforth Boat Club during 2021.

ON THE QUESTION:

Counc. Lewis commented on the inexpensive annual fee for rent. Town Manager Jarvie advised the initial agreement was procured sometime in the 1980s and specified an annual rental fee of roughly \$1,000; any increases to date are a result of the Consumer Price Index and inflation. There is a continuation clause in the initial agreement that stipulates the arrangement will continue until the Boat Club is unable to meet the terms as indicated in the lease. It was noted the Boat Club is responsible for building maintenance costs and insurance premiums for the property. There was discussion with respect to the membership period. Counc. Shea requested clarification with respect to insurance coverage. Town Manager Jarvie advised the Town issues an invoice to the Boat Club for itemized costs including insurance, and property taxes. He clarified the Boat Club is responsible for the building and equipment, whereas the Town owns the land.

Counc. Lewis noted Council had expressed interest in the past to acquire an abutting property, and requested an update. Town Manager Jarvie explained the property owner was not amenable to selling the land at that time.

CARRIED.

9.5 WHO Global Network of Age Friendly Cities and Communities

9 January 2020 Memorandum from Town Clerk Banks

MOVED by Counc. Wells and seconded by Counc. McGuire the memorandum from Town Clerk Banks RE: WHO Global Network of Age Friendly Cities and Communities be received/filed. Regular Council Meeting Minutes

ON THE QUESTION:

Mayor Grant noted participation in the Network will help encourage Town age friendly initiatives.

CARRIED.

DEVELOPMENT SERVICES

9.6 Assent for Revised Municipal Easement – Brock Court

7 January 2020 Report prepared by DPDS White

MOVED by Deputy Mayor Alexander and seconded by Counc. Lewis Rothesay Council hereby assents to the plan of subdivision prepared by Don Moore Surveys & Engineering Ltd. labelled as Tentative Plan (Dwg. No 19012SDT-Brock Court) to release and create a Municipal Services Easement vested to the town of Rothesay and registered in accordance with the Community Planning Act.

ON THE QUESTION:

Counc. Wells requested a status update regarding the formal establishment of a footpath in the area. Town Manager Jarvie advised the proposed revised easement is for sewer, water, and stormwater drainage infrastructure; it does not include public access for a footpath. He noted discussion is required with the property owner of Lot 77-5 to facilitate a footpath for public access. When questioned, Town Manager Jarvie clarified the revised easement runs along the perimeter of Lot 19-3 abutting Goldie Court, rather than diagonally. Counc. Wells stated she is in favour of pursuing investigation of establishing a public footpath in the area. There was general discussion with respect to the layout of Lot 19-3.

MOVED by Counc. Wells and seconded by Counc. Mackay French assent for the revised municipal easement on Brock Court be tabled pending clarification regarding access for a footpath in the area.

CARRIED.

9.7 Pits and Quarries

8 January 2020 Report prepared by DPDS White

MOVED by Counc. Shea and seconded by Counc. Lewis the report prepared by DPDS White RE: Pits and Quarries dated 8 January 2020 be received/filed.

ON THE QUESTION:

Counc. Shea thanked staff for the report and inquired about rehabilitation of pits, more specifically the cost, plans for existing pits, the status of the Scott Bros pit, and questioned the connection between the Hammond River Angling Association (HRAA) and the JP Custom Homes pit. DPDS White advised: three of six pits identified existed prior to Town by-laws and are "grandfathered in", thus do not have rehabilitation plans; rehabilitation plans exist for the other three pits; the Scott Bros. pit is not considered active; and the HRAA consulted with Scott Bros. on the rehabilitation plan for the pit to protect the watershed.

CARRIED.

9.8 Developer's Agreement – 23 Marr Road (Victorian Gardens Subdivision) 8 January 2020 Report prepared by DPDS White

MOVED by Counc. Lewis and seconded by Counc. McGuire the report prepared by DPDS White RE: Developer's Agreement – 23 Marr Road (Victorian Gardens Subdivision) dated 8 January 2020 be received/filed.

ON THE QUESTION:

Counc. Shea expressed concern that development of the property has continued without the creation of a stormwater retention pond. He noted this may have caused drainage issues for nearby residential properties. He requested clarification with respect to the expected flow of runoff if the stormwater management system was complete. DPDS White noted it is expected runoff would enter the stormwater management system, be directed into a stormwater retention pond, and subsequently drain into a

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predetermined destination for outflow. Counc. Shea asked if the predetermined destination could be a brook in the area. DPDS White advised it is possible. Counc. Shea inquired about an incident where a company dumped sewage into a stormwater system in the area which then drained into the brook. DPDS White suggested the matter may be a by-law enforcement issue and should be discussed in closed session. Counc. Shea clarified by asking if it can be assumed that substances entering the stormwater management system on the property will be emptied into the brook. DPDS White noted there is a possibility. Town Manager Jarvie explained the purpose of a stormwater retention pond is to collect and release stormwater into a predetermined location, such as the Town's storm sewer system, at a controlled pace.

Counc. Lewis reiterated a prior concern that a stop sign has not been installed near the exit onto Marr Road. DO McLean advised a stop sign will be installed once ownership of the road is transferred to the Town. Currently, the road is owned and maintained by the developer and is considered a "private driveway". He added staff can request the installation of a stop sign however it is at the developer's discretion. When questioned about the next steps, DPDS White advised A.E. McKay will be notified of the following: the Town shall not issue a building permit to A.E. McKay for any new homes until the developer provides to Rothesay a Letter of Credit valued at 50% of the cost of construction to complete the outstanding public road and stormwater infrastructure; and the work (road and stormwater) shall be completed within 12 months or Council will review its contractual rights for termination of the development agreement.

CARRIED.

OPERATIONS

9.9 LED Light Conversion – Town Facilities

8 January 2020 Report prepared by DO McLean

MOVED by Counc. McGuire and seconded by Counc. Wells the proposal from Source Atlantic Limited in the amount of \$45,000 plus HST for the supply and installation of energy efficient lighting for Town facilities be accepted and further that the Director of Operations be authorized to issue a purchase order in that regard.

ON THE QUESTION:

Mayor Grant inquired about the anticipated energy savings. DO McLean advised it varies by building based on the usage model and the amount of light fixtures. He reported the following estimates: the storage building on McGuire Road (27%), the Works Garage on Master Drive (69%), and the Filtration Building (50+%). He added the payback period based solely on energy usage is under a year; however if cost of purchase and installation is considered there is an expected payback period of roughly 5.6 years. **CARRIED.**

9.10 Equipment Supply – Asphalt Hotbox

8 January 2020 Report prepared by DO McLean

MOVED by Counc. Wells and seconded by Counc. Lewis the bid from Saunders Equipment Ltd. in the amount of \$44,500 plus HST for the purchase of an *Asphalt Hotbox* be accepted and further that the Director of Operations be authorized to issue a purchase order in that regard.

CARRIED.

COUNCIL REQUESTS

9.11 Welcome to Rothesay Signage

8 January 2020 Email from Counc. McGuire

MOVED by Counc. McGuire and seconded by Deputy Mayor Alexander Council direct staff to prepare a report with respect to the logistics and cost for the installation of "Welcome to Rothesay" signage on the McKay Highway near the Saint John and Quispamsis borders.

10. NEXT MEETING

CARRIED.

ROTHESAY Regular Council Meeting Minutes

13 January 2020

The next meeting is scheduled for Monday, February 10, 2020.

11. ADJOURNMENT

MOVED by Counc. Wells and seconded by Counc. Brenan the meeting be adjourned.

CARRIED.

The meeting adjourned at 8:15 p.m.

have chant

MAYOR

Mall Bachs CLERK