

COUNCIL MEETING
Rothesay Town Hall Common Room

Monday, August 8, 2022 7:00 p.m.



PRESENT: MAYOR NANCY GRANT

DEPUTY MAYOR MATT ALEXANDER

COUNCILLOR HELEN BOYLE COUNCILLOR DAVE BROWN COUNCILLOR PETER J. LEWIS

COUNCILLOR TIFFANY MACKAY FRENCH

COUNCILLOR BILL McGUIRE COUNCILLOR DON SHEA

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 HAZLETT

Rothesay Land Acknowledgement Deputy Mayor Alexander

Deputy Mayor Alexander read the Rothesay Land Acknowledgement.

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 as circulated, with the following amendment:

➤ Item 8.1 be removed from the table and brought forward for discussion under Item 7.0.

CARRIED.

2. ADOPTION OF MINUTES

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MOVED by Counc. Lewis and seconded by Counc. Shea the Open Session Council minutes of July 11, 2022 be adopted as circulated.

CARRIED.

> Business Arising from Minutes N/A

3. OPENING REMARKS OF COUNCIL

Mayor Grant reminded all of the upcoming deadline for the Through the Lens photo contest (August 24th), and ongoing construction at the intersection of Hampton Road/Grove Avenue/Church Avenue. She extended best wishes to the athletes of Team NB competing in the 2022 Niagara Canada Summer Games.

3.1 Declaration of Conflict of Interest

Deputy Mayor Alexander declared a conflict of interest with respect to Item 8.5 Highland Avenue/Hillcrest Drive.

Counc. Shea declared a conflict of interest with respect to Item 7.4 Planning Advisory Committee minutes.

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4. **DELEGATIONS**

4.1 The Power of the Individual to Effect Change Meghan Barton (see Items 7.2 and 9.1.1) Mayor Grant welcomed Ms. Barton. Ms. Barton introduced herself, a teacher from Rothesay High School, and Bonny Hill, a retired art teacher. A video was shown depicting media coverage of their phase one project (June 17, 2021) where Quispamsis Middle School students prepared 14,000 hand-painted cardboard squares to tell the story of Sixties Scoop survivor Minda Burley. Phase two will be a portrait of Minda's sister Joanne installed on the front lawn of Rothesay High School on September 30, 2022 (National Day of Truth and Reconciliation). Ms. Barton reported: applications were submitted for grants but were unsuccessful, tiles were donated from Benjamin Moore, a volunteer videographer was secured, and the project is intended to help educate students about the Sixties Scoop and the Truth and Reconciliation Commission 94 Calls to Action, more specifically the call for education (#62) and establishment of a statutory holiday to honour survivors (#80).

Ms. Barton asked Council to consider promoting the project/documentary on the Town website and social media, attending the ceremony to represent the Town, and provision of a financial contribution for Joanne's time.

Ms. Hill spoke of prior projects and their impact on students by addressing significant environmental or social issues. She stressed that social media is a powerful tool and can help share impactful messages. Ms. Barton gave a brief overview of the Sixties Scoop and the progress to date on the 94 Calls to Action (19 not started, 30 proposed, 32 underway, and 13 complete). She stated some work has been done but there is a long way to go.

Mayor Grant thanked Ms. Barton and Ms. Hill, noting she is glad the event will be on the National Day for Truth and Reconciliation as well as outdoors. In response to an inquiry, Ms. Barton informed Council a rain-date will be scheduled, during the same week, but the exact day will not be known until closer to the event. Possibility of an indoor event was discussed but dismissed because of logistical challenges and an overall preference for an outdoor event.

Mayor Grant thanked the presenters once again and noted the item will be dealt with later on the agenda. Ms. Barton and Ms. Hill thanked Council and left the meeting.

4.2 Woodland Avenue

Brett Taylor (see Item 9.1.2)

4.2.1 4 August 2022 Memorandum from Town Clerk

4.2.2 Presentation Brett Taylor

Mayor Grant welcomed Mr. Taylor and noted a majority vote of Council is required to permit Mr. Taylor to speak on the matter. Mayor grant summarized the memorandum and read Section 87 of the Procedural By-law 2-14.

MOVED by Counc. Shea and seconded by Deputy Mayor Alexander Council permit a presentation from Brett Taylor with respect to Woodland Avenue.

CARRIED.

Mr. Taylor thanked Council for rezoning the property, acknowledging a shared disinterest in revisiting the topic again. He stated the purpose of his presentation is to request design changes to Woodland Avenue, noting:

- The street design is not returning to Council for input or approval as originally thought (a Council resolution was not made to this effect)
- ➤ Issues with the current design:
 - The cul-de-sac encroaches onto the entrance of the development, as well as the adjacent commercial property which severely limits its use

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- o Hydraulic bollards:
 - give sole access to the fire department
 - limit access to the police department and ambulances
 - restrict access to all if mechanical failure occurs
 - are intended for high security not emergency access
 - are not currently used by the Kennebecasis Valley Fire Department (KVFD), Rothesay Netherwood School, or elsewhere in New Brunswick
- ➤ Woodland Avenue connection to Hampton Road:
 - o Recommended by KVFD, and likely to become a requirement for occupancy by the Provincial Fire Marshall's Office
 - Will not create traffic issues according to the completion of two traffic studies
 - EXP deemed it unlikely the new route will be used as a shortcut
 - Supported by the Municipal Plan

Mr. Taylor proposed an alternate design, discussed with Town staff, but deemed unacceptable because of Council's resolution. The design extends Woodland Avenue to Hampton Road with a gate blocking access to the single-family homes on Woodland Avenue past the development. This option eliminates encroachment issues, allows unimpeded emergency access to fire, police, and ambulance services, eliminates a restrictive device on the primary access route, eliminates potential fire lane access issues from parking and snow, eliminates the issue pertaining to engineering protocols, supports the development building design, improves visibility and access from Hampton Road, and meets Fire Code requirements. He noted the alternate design is supported by the developer, Woodland Avenue residents, prior recommendations of staff, two traffic studies, the Municipal Plan, and KVFD.

Mr. Taylor stated the current recommendation is that the item be referred to staff. He noted his goal is a motion of Council to allow a connection of Woodland Avenue to Hampton Road. He cautioned a referral to staff will delay the project further. He explained without a resolution of Council alternate options cannot be explored.

Counc. Mackay French asked how Mr. Taylor is sure Woodland Avenue residents are in favour of this proposed design. Mr. Taylor noted residents expressed interest in directing traffic from the development to Hampton Road. He added a gate would ensure Hampton Road traffic does not travel through the entirety of Woodland Avenue. When questioned, Mr. Taylor explained the proposed gate would resemble a gate used at railroad crossings. Councs. Mackay French and McGuire expressed interest in referring the item to staff. Mr. Taylor indicated referring the matter to staff does not alleviate the limitations put in place by Council's resolution.

MOVED by Counc. McGuire and seconded by Counc. Lewis Council direct staff to confer with the developer to discuss options.

ON THE QUESTION:

In response to an inquiry, Mr. Taylor confirmed the current placement of the gate would require use of the new route to Hampton Road for residents at 18 Woodland Avenue.

CARRIED.

4.3 Rothesay Hills (Higginson Avenue subdivision) Stephen Maltby (see Item 7.4)

Mayor Grant welcomed Mr. Maltby. Mr. Maltby thanked Council and gave a presentation, highlighting: a brief overview of the company – its ties to Rothesay, and a prior project in Quispamsis (Tranquility Estates); the proposal's alignment with the thoroughly reviewed Secondary Plan and Municipal Plan, including incorporation of Council, staff, and public feedback; rezoning is not required; compliance with Zoning By-law requirements, with the exception of a minor variance for the size of Lot #3 (owing to a cul-de-sac); a commitment for Land for Public Purposes; no conflicts with "Rothesay Hills Road" as a street name; allowance for 16 lots but only 14 are proposed; and value for the community including addressing housing needs.

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Mr. Maltby expressed concern that if such a suitable proposal is denied it would halt development of prime real estate. He acknowledged public concerns, noting the prime concern relates to safety and Dunedin Road. He stated an additional 14 single family homes pose no safety issues regarding traffic volume – Peter Allaby, Traffic Engineer for Englobe, confirmed this when reviewing the Secondary Plan. He continued by noting construction vehicles have travelled on Dunedin Road without issue, however, there may be an option to utilize the Hillside Trail for this purpose. He questioned if dump trucks or other large vehicles such as NB Power trucks, garbage trucks, moving trucks, or fire trucks should also be prohibited from using Dunedin Road in light of concerns. He concluded by noting other public concerns have been addressed and stressed the importance of working together.

Mayor Grant thanked Mr. Maltby for his presentation and noted it will be dealt with later on the agenda. Mr. Maltby thanked Council.

4.4 Higginson Avenue Subdivision Tom Mueller (see Item 7.4)

Mayor Grant welcomed Mr. Mueller. Mr. Mueller thanked Council and raised the following concerns:

- > Resident concerns were not heard, as Mr. Maltby suggested, but ignored
- > The neighbourhood is not opposed to development (not NIMBYs) but in favour as current infrastructure is not up to the task
- A past proposal on the same property was halted in 2002 whereby a ruling of the Provincial Planning Appeal Board cited concerns expressed by residents, along with a consultant's report, as the basis for refusal which focused mostly, but not exclusively, on traffic concerns
 - o The report suggests the Town's proposed Secondary Plan would funnel the traffic of 700-800 newly constructed homes onto Maplecrest Drive and Wiljac Street
 - o How has this proposal come forth when the ruling still applies
- Town staff's regard for residents, as well as the Planning Advisory Committee and Council, as inconvenient impediments to progress and development

Mayor Grant warned Mr. Mueller to be respectful of staff.

Mr. Mueller spoke of further concerns:

- Assurances development would not occur until the extension of Wiljac Street however the item will be discussed later on the agenda
- > Residents upset with the construction of the water pipeline that included an expansion of Dunedin Road
- > Comments made by Town Manager development would not occur without extension of collector road
- ➤ Acknowledgement of infrastructure concerns without action
- ➤ Increased traffic to a problematic area (including Appleby Drive if other development is approved)
- ➤ Lack of opportunity to provide input and unclear responses from staff

Mayor Grant warned Mr. Mueller to be respectful of staff a second time and noted she would not ask again.

Mr. Mueller questioned why a cul-de-sac is proposed instead of an extension of Dunedin Road. Directing traffic through Higginson Avenue and Horton Road would impact 25 existing properties as opposed to 8 if Dunedin Road was extended. Additionally, an extension of Dunedin Road would be safer – as indicated by staff in a public meeting. He suggested the rationale could be that an extension of Dunedin Road would be costly to the developer.

Mr. Mueller inquired about the contribution Phase 1 developers will have to provide for future infrastructure, and more specifically, what the infrastructure would be. He said having the developers bear the cost of infrastructure increases the cost of the homes.

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Mr. Mueller expressed further concerns noting the boundary of the protected wetland is "fuzzy" between the golf course and the Hillside Trail near Higginson Avenue. He stated he was surprised to hear staff and the developer state they are not aware of watercourses on the proposed site. He mentioned he informed PAC that a pond and watercourse exist on the property. He shared resident concerns of how blasting might affect neighbouring wells.

He concluded by asking Council to consider resident concerns before making a premature and illadvised decision to proceed with the proposal until there has been more consultation. He added a request that no piecemeal or patchwork proposals be considered, now or in the future, until the public is presented a long-term plan which addresses concerns such as traffic, safety, water tables, and infrastructure.

Mr. Mueller thanked Council and apologized for his emotional state. Mayor Grant thanked Mr. Mueller for his presentation.

4.5 Higginson Avenue Subdivision Catherine Chiasson (see Item 7.4)

Mayor Grant welcomed Mrs. Chiasson. Mrs. Chiasson thanked Council and noted she has lived at 106 Horton Road for the past 29 years. She stated she is here to echo some of Mr. Mueller's comments and those of residents unable to attend the meeting. Mrs. Chiasson raised concerns regarding:

- ➤ A short time frame between the Planning Advisory Committee meeting and Council meeting

 Other residents did not get the opportunity to present to Council
- > Safety concerns regarding Dunedin Road and Horton Road (steep, winding, lack of sidewalks, a blind corner and narrow intersection) which are treacherous in the winter and would be worsened by additional traffic
- ➤ Public opposition to the application or similar proposals put forth by A.E. McKay Builders (Appleby Drive in 2015 and revised in 2018) and Blanchard Homes (early 2000s)
- A lack of attention to concerns stated on several occasions regarding these proposals
- An interest in the Municipal Plan to improve the quality of life for residents, yet there has been no action on concerns identified since the early 2000s
- ➤ Potential for Mr. McKay to pursue his project (if this proposal is approved) which could lead to an additional 60 vehicles travelling through the existing neighbourhood
- ➤ Road condition existing roads do not meet current standards and should not be lumped into statistics for typical load capacity
- A high concentration of rock, discussed during the 2015 proposal, which suggests blasting will be necessary and could negatively impact wells without proper environmental studies
 - o Connections to municipal water would come at a hefty cost to existing property owners
- ➤ Run-off towards properties downstream
- ➤ Approval of Phase 1 of the Secondary Plan without remedies to prior concerns, while phases 2-4 require a collector road

Mrs. Chiasson expressed frustration regarding a lack of solutions and transparency for concerns regarding the safety of residents in the area. She noted the onus is not only on developers but on the Town as well. She reiterated that residents support development as long as it is done in a responsible manner in accordance with the Municipal Plan. She concluded by sharing a neighbour's concern that there are several young children in the neighbourhood with no access to sidewalks.

Mrs. Chiasson thanked Council. Mayor Grant thanked Mrs. Chiasson for her presentation.

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5. CORRESPONDENCE FOR ACTION

5.1.1 11 July 2022 Email from resident RE: Hampton Road and Church Lane Upgrades
5.1.2 11 July 2022 Letter from resident RE: Traffic Signals at Grove Avenue/Hampton Road

MOVED by Counc. McGuire and seconded by Counc. Mackay French the email from resident RE:
Hampton Road and Church Lane Upgrades dated 11 July 2022, and the letter from resident RE:
Traffic Signals at Grove Avenue/Hampton Road dated 11 July 2022 be referred to the Works and
Utilities Committee.

CARRIED.

6. CORRESPONDENCE - FOR INFORMATION

6.1.1 13 July 2022 Thank you from the Saint John Regional Hospital Foundation (SJRHF)

RE: Donation

6.1.2 15 July 2022 Thank you card from SJRHF RE: Robotics reception

MOVED by Counc. McGuire and seconded by Counc. Lewis the thank you from the Saint John Regional Hospital Foundation (SJRHF) RE: Donation dated 13 July 2022, and the thank you card from the SJRHF RE: Robotics reception dated 15 July 2022 be received/filed.

CARRIED.

7. REPORTS

7.0 August 2022 Report from Closed Session

> Item brought forward.

8.1 Wiljac Street Reconstruction and Extension – Design (Tabled March 2019)

Mayor Grant explained Phase 1 of the Hillside Secondary Plan permits development in the south area as new roads or infrastructure is not required. Phases 2-4 require new infrastructure and a collector road. Options were explored for the collector road, and the extension of Wiljac Street was deemed the only viable option.

MOVED by Deputy Mayor Alexander and seconded by Counc. Boyle Council accept the proposal from Crandall Engineering in the amount of \$53,073 plus HST to design and prepare tender documents for the Wiljac Street, Reconstruction and Extension.

ON THE QUESTION:

Town Manager Jarvie advised the initial plan was to build a collector road through the Renforth Bog, however applications submitted to the Province were unsuccessful. The recommendation is for a design and cost estimate for the reconstruction and extension of Wiljac Street. It was stressed that the recommendation is not for completion of the project but rather to identify the cost and details (ex. alignment). When questioned, Town Manager Jarvie advised the information will be available to the public as it will be provided to Council at its regular meeting – which is a public meeting.

CARRIED

7.1 30 May 2022 Fundy Regional Service Commission (FRSC) meeting minutes **MOVED** by Counc. Boyle and seconded by Counc. Lewis the Fundy Regional Service Commission (FRSC) meeting minutes dated 30 May 2022 be received/filed.

ON THE QUESTION:

Mayor Grant addressed a prior question from Deputy Mayor Alexander, noting the old compactor will be kept as a backup and for compacting construction and demolition materials.

CARRIED.

7.2 30 June 2022 Draft unaudited Rothesay General Fund Financial Statements **MOVED** by Deputy Mayor Alexander and seconded by Counc. Shea the draft unaudited Rothesay General Fund Financial Statements dated 30 June 2022 be received/filed.

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30 June 2022 Draft unaudited Rothesay Utility Fund Financial Statements **MOVED** by Deputy Mayor Alexander and seconded by Counc. Shea the draft unaudited Rothesay Utility Fund Financial Statements dated 30 June 2022 be received/filed.

CARRIED.

30 June 2022 Donation Summary

MOVED by Deputy Mayor Alexander and seconded by Counc. Boyle the Donation Summary dated 30 June 2022 be received/filed.

CARRIED.

21 July 2022 Draft Finance Committee meeting minutes

MOVED by Deputy Mayor Alexander and seconded by Counc. Boyle the draft Finance Committee meeting minutes dated 21 July 2022 be received/filed.

CARRIED.

> Rothesay High School Art Installation Project

MOVED by Deputy Mayor Alexander and seconded by Counc. Mackay French Council approve a donation to Bonny Hill and Meghan Barton of Rothesay High School in the amount of \$500.

ON THE QUESTION:

Mayor Grant clarified the donation is for the National Day of Truth and Reconciliation project discussed under Item 4.1.

CARRIED.

> KV Oasis

MOVED by Deputy Mayor Alexander and seconded by Counc. Lewis Council approve a donation to KV Oasis in the amount of \$2,500 to support 2022 operating costs.

CARRIED.

7.3 20 July 2022 Draft Works and Utilities Committee meeting minutes **MOVED** by Deputy Mayor Alexander and seconded by Counc. Shea the Draft Works and Utilities Committee Meeting Minutes dated 20 July 2022 be received/filed.

CARRIED.

Counc. Shea declared a conflict of interest and left the meeting.

7.4 2 August 2022 Draft Planning Advisory Committee meeting minutes **MOVED** by Counc. Mackay French and seconded by Counc. Lewis the Draft Planning Advisory Committee Meeting Minutes dated 2 August 2022 be received/filed.

CARRIED.

Counc. Shea returned to the meeting.

Mayor Grant provided clarity noting the Hillside Secondary Plan is a land use planning document to coordinate development of the North and South Hillside areas. The Secondary Plan was approved in 2019, which became part of By-law 1-20 the Rothesay Municipal Plan (adopted in 2021). She noted prior developments were either unsuccessful or postponed pending approval of both the Secondary Plan and the Municipal Plan. The Secondary Plan sets out development in the Hillside South area in four phases. Phase 1 allows 29 homes, between two areas at the end of Appleby Drive and Dunedin Road, and can proceed as new infrastructure and roads are not required. The Wiljac Street reconstruction and extension project is not required for Phase 1 but is required for Phases 2-4. Mayor Grant spoke of the Higginson Avenue proposal, noting it is for 14 single family homes, the proposal aligns with both the Secondary Plan and Municipal Plan, rezoning is not required, one minor variance is requested, and a public hearing is not required – however a public meeting was recommended by the Planning Advisory Committee.

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➤ Higginson Avenue subdivision agreement (PID 00239632)

MOVED by Counc. Mackay French and seconded by Counc. Shea Council hold a public meeting for the Higginson Avenue subdivision proposal; and further the Secondary Plan be clearly posted on the Town website and social media channels.

ON THE QUESTION:

Deputy Mayor Alexander proposed an amendment to the motion requesting the Secondary Plan be clearly posted to the Town website and social media. He acknowledged the Plan is posted to the website but may be tricky to find if residents are unfamiliar with the website. He stated it is important to know the Secondary Plan was developed over several years with public consultation and a dedicated team of Town staff. Councs. Mackay French and Shea agreed to the amendment.

CARRIED.

Mayor Grant suggested it may be premature to discuss authorization of a development agreement before the public meeting.

MOVED by Counc. Mackay French and seconded by Counc. Lewis Council authorize the Mayor and Clerk to enter into a Development Agreement with for the development of a 14-lot subdivision on the property identified as (PID 00239632).

MOVED by Counc. Shea and seconded by Counc. Lewis Council table authorization of the Mayor and Clerk to enter into a Development Agreement with for the development of a 14-lot subdivision on the property identified as (PID 00239632) pending a public meeting.

CARRIED.

Town Manager Jarvie advised the public meeting could be scheduled as early as August 15th following a public hearing, or another date if desired.

MOVED by Counc. McGuire and seconded by Counc. Shea a public meeting be scheduled for Monday, August 15th (*virtual and in-person*) following a public hearing but not before 7:30 p.m.

ON THE QUESTION:

Counc. Shea inquired about procedure for the public meeting, more specifically, if individuals will need to register to speak. Town Clerk Banks advised it is at Council's discretion but offered registration is not necessary. The public meeting will be held in the Common Room of Town Hall with overflow seating available in the Rothesay Hive. Counc. Mackay French asked if individuals can participate by electronic means if they are unable to attend the meeting. Town Manager Jarvie advised individuals can view the livestream on the Town's YouTube channel or provide written submissions. When questioned, the ICT Coordinator confirmed it is possible. Discussion ensued regarding public notification (social media) and format of the meeting (staff presentation and an opportunity for the public to speak). Following the public meeting it is expected further discussion will occur at the next regular Council meeting of September 12th. Counc. McGuire requested information on temporary use of the Hillside Trail for construction vehicles be provided at the public meeting.

CARRIED.

7.5 July 2022 Monthly Building Permit Report

MOVED by Deputy Mayor Alexander and seconded by Counc. Shea the July 2022 Monthly Building Permit Report be received/filed.

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7.6 4 August 2022 Capital Projects Summary

MOVED by Deputy Mayor Alexander and seconded by Counc. Shea the Capital Projects Summary dated 4 August 2022 be received/filed.

CARRIED.

8. UNFINISHED BUSINESS

TABLED ITEMS

8.1 Wiljac Street Reconstruction and Extension – Design (Tabled March 2019) *Dealt with above.*

- **8.2** Strong Court Sidewalk Anglophone South School District (Tabled April 2021) *No action at this time*
- **8.3** Rothesay Arena Open House (Tabled September 2021) *No action at this time*
- **8.4** Private Lanes Policy (Tabled March 2022) *No action at this time.*

Deputy Mayor Alexander declared a conflict of interest and left the meeting. Counc. Mackay French left the meeting owing to her absence at the public hearing for Highland Avenue/Hillcrest Drive.

8.5 Highland Avenue/Hillcrest Drive (Tabled May 2022)

3 August 2022 Report prepared by DPDS White

DRAFT By-law 2-10-31

MOVED by Counc. Shea and seconded by Counc. Boyle Council removes from the table the rezoning application for Highland Avenue/Hillcrest Drive.

CARRIED.

Mayor Grant explained a public hearing was held in April, three revisions were requested by staff, and the matter was tabled in May at the request of the developers. The revised proposal addresses two of the three revisions requested by staff.

MOVED by Counc. Lewis and seconded by Counc. Boyle Council hereby gives First Reading by Title to By-law 2-10-31 to rezone land off Highland Avenue and Hillcrest Drive (PIDs 00444885, 00444877, 30346308, 30187629) from the R1A zone to the [R4] Multi-Unit Residential Zone subject to the execution of a Development Agreement.

ON THE QUESTION:

Town Manager Jarvie advised following further discussions with Town staff; the developers have revised the architectural design of the building. This change results in an increased height of the building which staff are prepared to support. However, staff do not support the request to permit two single family homes on the same property as a four-storey apartment building – which is a violation of the Zoning By-law.

Counc. McGuire mentioned the prominent issue is the two single-family homes. Councs. Lewis, Brown, and Shea stated they do not see a problem with the two homes remaining on the property as long as all three buildings are owned by a single entity. It was noted both houses underwent renovations (significant loss of value to the developers if removed), the architectural design was revised as requested, and the location of the driveway was changed in response to public concerns. Counc. Boyle stated she remains concerned with the height of the proposed building.

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Town Clerk Banks read By-law 2-10-31 by title.

MOVED by Counc. Lewis and seconded by Counc. McGuire Council hereby directs Staff to prepare a revised development agreement to include the revised architectural design and site plan and a clause that would require the removal of the two single-family dwellings as a condition of occupancy.

ON THE QUESTION:

Staff advised the current recommendation postpones removal of the two homes until an occupancy permit is granted. Discussion ensued on how the motion should be worded to reflect an interest in permitting the two single-family homes on the property.

Amending motion:

MOVED by Counc. Shea and seconded by Counc. Brown the following: "and a clause that would require the removal of the two single-family dwellings as a condition of occupancy" be removed from the main motion.

Amending motion, CARRIED. Main motion, as amended, CARRIED.

Deputy Mayor Alexander and Counc. Mackay French returned to the meeting.

8.6 Municipal Services Easement Release – Park Drive Lot 36-J (PID# 30094262)

5 August 2022 Memorandum from Town Clerk Banks

3 August 2022 Letter from Kennebecasis Park Limited with attachments

MOVED by Deputy Mayor Alexander and seconded by Counc. Shea:

WHEREAS the town of Rothesay did acquire an interest in PID 30094262; having ASSENTED to a Municipal Services Easement as referenced on a plan entitled Subdivision Plan Lots 32-J to 36-J Kennebecasis Park Subdivision and subsequently registered as Document #9689 in the Kings County Registry Office on June 15, 1988; AND

WHEREAS Rothesay Council no longer desires to continue the designated easement on PID 30094262; it is agreed that the easement is HEREBY released and that no further encumbrance shall endure.

CARRIED.

9. NEW BUSINESS

9.1 BUSINESS ARISING FROM DELEGATIONS

9.1.1 The Power of the Individual to Effect Change Presentation

MOVED by Counc. Lewis and seconded by Counc. Mackay French the Power of the Individual to Effect Change presentation be referred to staff for in-kind support.

CARRIED.

9.1.2 Woodland Avenue

Presentation – Brett Taylor

Dealt with above.

9.2 One-Ton Truck Purchase

28 July 2022 Report prepared by DO McLean

MOVED by Counc. McGuire and seconded by Counc. Shea Council accept the submission from Downey Ford for the purchase of a F-550 Super Duty DRW XL T cab, chassis and dump body for the purchase price of \$114,581.36 including HST and further that the Director of Operations be authorized to issue a purchase order in that regard.

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ON THE QUESTION:

Mayor Grant summarized the report. When questioned, DO McLean advised the current truck will be disposed of through a silent auction process. Counc. Lewis requested the build sheet for the vehicle. DO McLean advised a build sheet is available and can be provided.

CARRIED.

9.3 Circular Materials and Packaging Stewardship Program

5 August 2022 Memorandum from Town Manager Jarvie with attachments

MOVED by Counc. Mackay French and seconded by Counc. Shea Council endorse the role of the Fundy Regional Service Commission in negotiating a consistent regional position with Circular Materials with respect to that company's proposed Stewardship Plan.

ON THE QUESTION:

When questioned, Town Manager Jarvie briefly explained the role of Circular Materials.

CARRIED.

10. NEXT MEETING

The next meetings are scheduled as follows:

Public Hearing Monday, August 15, 2022 at 7:00 p.m.

Public Meeting Monday, August 15, 2022 immediately following public hearing

Regular meeting Monday, September 12, 2022 at 7:00 p.m.

11. ADJOURNMENT

MOVED by Counc. McGuire and seconded by Deputy Mayor Alexander the meeting be adjourned.

The	meeting	ad	iourned	at	8:50	n.m.
1110	meeting	uu	Journey	иı	0.50	ρ

Original signed by Mayor	Oríginal signed by Clerk			
MAYOR	CLERK			