



**ROTHESAY**  
COUNCIL MEETING  
Rothesay Town Hall Common Room  
**Monday, September 12, 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 REC/PARKS (DRP) CHARLES JENSEN  
TREASURER DOUG MacDONALD  
ADMINISTRATIVE ASSISTANT LIZ HAZLETT

**ABSENT:** DIRECTOR OF OPERATIONS (DO) BRETT McLEAN

A moment of silence was observed to mourn the recent passing of Her Majesty Queen Elizabeth II. The public was invited to sign a book of condolences at the Kennebecasis Public Library during regular operating hours. Rothesay flags were lowered immediately following the news but were raised on September 10<sup>th</sup> – the day on which the accession of the new monarch was proclaimed. Flags were lowered again and will remain lowered for the duration of the mourning period.

**Rothesay Land Acknowledgement**      **Deputy Mayor Alexander**  
Deputy Mayor Alexander read the Rothesay Land Acknowledgement.

Mayor Grant called the meeting to order at 7:06 p.m.

**1. APPROVAL OF AGENDA**

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Shea the agenda be approved as circulated.

**CARRIED.**

**2. ADOPTION OF MINUTES**

➤ Regular Meeting      8 August 2022

**MOVED** by Counc. Mackay French and seconded by Counc. Lewis the Open Session Council minutes of August 8, 2022 be adopted as circulated.

**CARRIED.**

➤ Public Hearing      15 August 2022

**MOVED** by Counc. Mackay French and seconded by Counc. Shea the Public Hearing minutes of August 15, 2022 be adopted as circulated.

**CARRIED.**

➤ Public Meeting      15 August 2022

**MOVED** by Counc. Mackay French and seconded by Deputy Mayor Alexander the Public Meeting notes of August 15, 2022 be received/filed.

**CARRIED.**

➤ **Business Arising from Minutes**  
N/A

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## 3. OPENING REMARKS OF COUNCIL

### **PRESENTATION:** Through the Lens Photo Contest Winner – Don Arsenault

Mayor Grant explained the annual Through the Lens Photo Contest receives submissions which are posted to the Town's social media, and a winner is chosen by the most number of "likes". She congratulated Don Arsenault, winner of the 2022 Through the Lens Photo Contest, for his photograph of a pink moon (taken at 2 a.m.). Mayor Grant presented Mr. Arsenault with a gift and a certificate and noted the photograph will be hung on the wall in the front office of Town Hall. Mr. Arsenault suggested creation of a Rothesay calendar using the successful photographs throughout the years. He thanked Council and left the meeting.

Mayor Grant reported an art installation will occur, on the field outside Rothesay High School on September 30<sup>th</sup>, the National Day for Truth and Reconciliation. The piece will honour Sixties Scoop survivor Joanne Munroe. The event will be promoted on the Town's social media.

On behalf of Council, Mayor Grant extended condolences to Counc. Shea on the passing of his sister-in-law.

### **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. Mackay French noted she will not be present for Item 8.5 Highland Avenue/Hillcrest Drive because of her absence at the Public Hearing.

Counc. Brown declared a conflict of interest with respect to Item 9.1.1 122 Gondola Point Road, and 2 and 4 Clark Road.

## 4. DELEGATIONS

### **4.1 Envision Saint John**

Paulette Hicks and Jillian MacKinnon (*see Item 9.2.1*)

Mayor Grant welcomed Ms. Hicks and Ms. MacKinnon. Ms. Hicks thanked Council and introduced Ms. MacKinnon, VP of Marketing, Communications & Strategic Initiatives. Ms. MacKinnon explained that a listening tour in 2021 raised the need for a Place Brand strategy for the region. She presented the following: an overview (Envision Saint John vision and three pillars of growth – population, business, and destination), brand ecosystem, research (listening tour, strategic plan interviews, place brand definition, methodology – online survey of 407 participants that reviewed mood boards), value proposition/brand promise "always moving forward", brand experience "inspired and empowered", brand values "authentic and ambitious", brand personality "confident and encouraging", brand persona "the gritty go-getter", the wordmark, sample creative, and market infrastructure.

Ms. MacKinnon explained the intent is to share the proposed Place Brand with local councils and prominent businesses and organizations, and to enlist supporters as ambassadors. It has already been applied to the Envision Saint John website and there are examples of the wordmark and sample creative currently in use in neighbouring communities (for example decals and sidewalk stencils in Quispamsis). The Place Brand will go to internal and external markets. She concluded by noting it is a work in progress which can grow and change based on feedback.

In response to an inquiry, Ms. MacKinnon noted they are waiting for confirmation of locations in Rothesay to apply decals/sidewalk stencils. Counc. Shea inquired about the online survey. Ms. MacKinnon explained a market research database was used to select participants for the survey which included residents in other municipalities or local service districts (LSDs). She noted these participants would have some familiarity with the Saint John region. She gave a brief overview of using this information to create benchmarks to be updated every two years to measure effectiveness.

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Mayor Grant mentioned one quarterly report was received from Envision Saint John and asked if more are to be expected. Ms. Hicks advised the Q1 and Q2 reports were completed and provided to municipal CAOs with the Q3 report expected in October. She offered to present the Q3 report in person if desired.

Mayor Grant thanked the presenters. Ms. Hicks and Ms. MacKinnon thanked Council and left the meeting.

### **5. CORRESPONDENCE FOR ACTION**

5.1 13 August 2022 Decoding Dyslexia New Brunswick “Mark it Red for Dyslexia” campaign **MOVED** by Counc. Mackay French and seconded by Counc. McGuire Council direct staff to light Town Hall red for one day between October 15-22, 2022, and the campaign be promoted on social media.

**CARRIED.**

5.2 27 August 2022 Letter from resident RE: municipal services on Balmoral Boulevard **MOVED** by Counc. Lewis and seconded by Counc. Shea the letter from resident RE: municipal services on Balmoral Boulevard be referred to staff.

**CARRIED.**

### **6. CORRESPONDENCE - FOR INFORMATION**

6.1 3 August 2022 Letter from Quispamsis to Electoral Boundaries Commission NB **MOVED** by Deputy Mayor Alexander and seconded by Counc. Mackay French the letter from Quispamsis to Electoral Boundaries Commission NB dated 3 August 2022 be received/filed.

**CARRIED.**

6.2 12 August 2022 Proclamation request for Fetal Alcohol Spectrum Disorder Awareness month **MOVED** by Deputy Mayor Alexander and seconded by Counc. Mackay French the proclamation request for Fetal Alcohol Spectrum Disorder Awareness month dated 12 August 2022 be received/filed; and further the campaign be promoted on the Town’s social media.

#### **ON THE QUESTION:**

Mayor Grant noted Rothesay, by practice, does not normally read proclamations or declare or recognize the many and varied days requested by multiple organizations. However, the information will be posted to the Town website and social media.

**CARRIED.**

6.3 24 August 2022 Letter from UMNb to Minister Allain RE: Local Governance Reform **MOVED** by Counc. Mackay French and seconded by Deputy Mayor Alexander the letter from UMNb to Minister Allain RE: Local Governance Reform dated 24 August 2022 be received/filed.

#### **ON THE QUESTION:**

Mayor Grant brought attention to the sections regarding transparency, and cost distribution for municipalities/local service districts (LSDs). She highlighted concerns of new services mandated by the province to be downloaded onto municipalities (with associated costs likely to impact municipal tax rates), and aggressive timelines – budgets prepared before elections for new entities. She agreed with the concerns raised in the letter, and noted the item also relates to upcoming discussion regarding the proposed Fundy Regional Service Commission budget. Counc. Shea indicated it is a well-written letter.

**CARRIED.**

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## 7. REPORTS

### 7.0 September 2022 Report from Closed Session

#### ➤ Contract T-2022-001B Asphalt Resurfacing Program

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Boyle Council increase the scope and award amount of Contract T-2022-001B: Asphalt Resurfacing to a total price of \$3,994,844.13 (including HST) to resurface additional streets in 2022.

**CARRIED.**

### 7.1 9 September 2022 Fundy Regional Service Commission (FRSC) Proposed Operating Budget

Mayor Grant reported there have been changes since the draft budget was received on Friday. She explained the new format, categories, and significant increase in municipal contributions is because of new mandates, imposed by the Province onto regional service commissions, through Local Governance Reform. The Fundy Regional Service Commission (FRSC) is comprised of five regional mayors and four representatives of local service districts (LSDs) and is also funded by these regional municipalities and LSDs. Despite opposition from local governments the FRSC was provided with a budget – from the Province – inclusive of capital costs for regional facilities (excluded in prior years). She added in prior iterations the cost of Tourism and Economic Development (via Envision Saint John) was higher but a request to adhere to the existing five-year funding agreement was granted.

Mayor Grant gave a detailed review of the draft budget. Items of note were the following:

- New corporate costs of \$429,990 for Executive Director Office and \$204,180 for other Administrative Services
- Local Planning Service – Rothesay does not contribute as the Town does not participate
- Regional Tourism Promotion and Regional Economic Development (Envision Saint John) total budget of \$2.8 million
  - Additional \$19,000 to mandate this service through the FRSC
- New columns (mandated services): Community Development Services, Regional Transportation Services, and Regional Public Safety Committee Services
- Regional Sport, Recreation and Cultural Infrastructure Support and Development Services
  - Previously operated under Regional Facilities Commission and the Regional Facilities Act (the legislation may be rescinded)
- Substantial cost increase for municipalities and new entities because of newly mandated services – not inflation (though some inflation occurs)
  - 29% increase for Rothesay

Treasurer MacDonald identified changes to the 2023 member fees through the inclusion of capital costs for regional facilities. Rothesay's contribution will likely be north of \$300,000 which equates to a \$0.02 increase on the tax rate. Mayor Grant added deficit/surplus carryover from two years prior were omitted from the amount for regional facilities. A list of facilities and associated budgets/financial statements were not included so the error was not identified.

Mayor Grant continued her review, noting:

- Corporate Services: includes personnel and office space costs to provide the new services
- Cooperative & Regional Planning: minor budget
- Local Planning Services: not applicable to Rothesay
- Electrical Generation: revenue
- Regional Tourism Promotion: 25% of Envision Saint John; additional \$9,000 contribution for Rothesay to cost share an increase of \$82,000 for Envision Saint John
- Economic Development Services: 75% of Envision Saint John (additional \$9,000 contribution for Rothesay)
- Community Development Services: CIN Coordinator (initiative from Living Saint John); provincial contribution of \$66,000 (regional municipalities must cover the remaining \$144,000)

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- Regional Transportation Committee: cost to municipalities of \$82,000
- Regional Public Safety Committee: cost to municipalities of \$84,000
- Regional Sport, Recreation and Cultural Infrastructure Support and Development Services: \$4.8 million (no supporting documentation and inclusive of capital costs – municipalities have funded only operational costs for 25 years)
- Solid Waste Services: rising inflation and fuel costs (budget increase of 7.8%), expected increase for solid waste tipping fees (\$113 to \$123 per ton), compost remains unchanged at \$40 per ton
- International Ship's Waste: Port Saint John is not a "drop-off" port
- Expenditure increases:
  - Director's Office: new CEO
  - Liability insurance increase of 10%
  - Professional Services increase for \$100,000 study commissioned by FRSC for regional collection of solid waste (unsuccessful grant application)
  - Leachate management
  - Composting program
  - Fiscal Services – borrowing for a compactor, and Cell 9

Mayor Grant acknowledged it is a complicated and disheartening budget with additional costs imposed by the Province. Treasurer MacDonald mentioned there will be changes to the funding formula as more communities are involved. He reiterated Rothesay's contribution may exceed \$300,000. Town Manager Jarvie advised 2023 budget planning will be challenging as there are many external unknowns, however, the costs imposed on the municipality will be managed.

Mayor Grant concluded by noting the budget will be voted on September 26<sup>th</sup>. Service Commission By-laws state that local councils had a period of 45 days to consider the budget – this year the Province has shortened the period to two weeks. She expressed concern this poses a challenge for new entities that have not held elections. She stated it appears to be an expensive creation of a fourth level of government with costs downloaded onto local governments. She raised another concern that local governments must now pay capital costs of regional facilities owned by Saint John with no recognition of the \$15 million equalization grant that Saint John receives.

Counc. McGuire was confident the Town will manage but noted there should be no claims by Saint John that Rothesay does not pay its fair share.

Deputy Mayor Alexander acknowledged it is a difficult situation, especially when communities were informed additional costs would not be a concern. He stated a \$0.02-0.03 increase on the tax rate would have a significant impact on residents.

**MOVED** by Counc. McGuire and seconded by Counc. Boyle the Fundy Regional Service Commission (FRSC) Proposed Operating Budget dated 9 September 2022 be received/filed.

**CARRIED.**

7.2 31 July 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 31 July 2022 be received/filed.

**ON THE QUESTION:**

Deputy Mayor Alexander summarized the minutes. In response to an inquiry, Treasurer MacDonald advised a misallocation of a capital item resulted in an inaccurate deficit for a transportation item. The financial statements reflect the correction.

**CARRIED.**

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31 July 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 31 July 2022 be received/filed.

### ON THE QUESTION:

Treasurer MacDonald reported the minor deficit on page 90 could be recovered by the end of the year, if not, the variance is manageable.

**CARRIED.**

31 July 2022 Donation Summary

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Shea the Donation Summary dated 31 July 2022 be received/filed.

**CARRIED.**

25 August 2022 Draft Finance Committee meeting minutes

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Shea the draft Finance Committee meeting minutes dated 25 August 2022 be received/filed.

**CARRIED.**

#### ➤ Compassionate Grief Centre

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Shea Council deny the request for funding from the Compassionate Grief Centre in the amount of \$5,000.

**CARRIED.**

#### ➤ Kennebecasis Rowing Club and Kennebecasis Paddling Centre

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Shea Council approve a donation to the Kennebecasis Rowing Club and Kennebecasis Paddling Centre in the amount of \$2,500.

**CARRIED.**

#### ➤ Rocmaura Foundation

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Shea Council deny the request from the Rocmaura Foundation to purchase event tickets.

### ON THE QUESTION:

Mayor Grant indicated individual tickets can be purchased for interested Council members, however by practice, the Town does not typically sponsor tables.

**CARRIED.**

#### ➤ Kings Way Lifecare Alliance Foundation

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Shea Council refer the request from Kings Way Lifecare Alliance Foundation to the 2023 budget process for consideration.

**CARRIED.**

7.3 August 2022 Monthly Building Permit Report

**MOVED** by Counc. Boyle and seconded by Counc. Lewis the August 2022 Monthly Building Permit Report be received/filed.

**CARRIED.**

7.4 2 September 2022 Capital Projects Summary

**MOVED** by Counc. Mackay French and seconded by Counc. Boyle the Capital Projects Summary dated 2 September 2022 be received/filed.

**CARRIED.**

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7.5 2021 Recycle NB Annual Report (*full report available on www.recyclenb.com*)  
**MOVED** by Deputy Mayor Alexander and seconded by Counc. Mackay French the 2021 Recycle NB Annual Report be received/filed.

**CARRIED.**

### 8. UNFINISHED BUSINESS

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#### TABLED ITEMS

**8.1 Strong Court Sidewalk – Anglophone South School District** (Tabled April 2021)  
*No action at this time*

**8.2 Rothesay Arena Open House** (Tabled September 2021)  
*No action at this time*

**8.3 Private Lanes Policy** (Tabled March 2022)  
*No action at this time.*

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**8.4 Rothesay Hills (Higginson Avenue)** (Tabled August 2022)  
2 September 2022 Report prepared by DPDS White  
➤ Amended Development Agreement  
➤ Plan assent Dwg. 21199SDT1-Phase1 (June 28, 2022)

*Various* Correspondence (8) from residents (*receive/file*)

**MOVED** by Counc. McGuire and seconded by Counc. Shea Council remove from the table a subdivision application from MR Investments Ltd. for the development of 14 residential single family lots on the property identified as PID 00239632.

**CARRIED.**

Mayor Grant noted the report prepared by DPDS White addresses concerns received from the public. She added the “amended development agreement” refers to Clause 16 regarding temporary use of the Hillside Trail for construction vehicles.

**MOVED** by Deputy Mayor Alexander and seconded by Counc. McGuire Council hereby authorizes the Mayor and Clerk to enter into a Development Agreement, as amended, with MR Investments Ltd. for the development of a 14-lot subdivision on the property identified as PID 00239632, *and further the agreement be amended to include the removal of the cul-de-sac and the extension of Dunedin Road.*

#### ON THE QUESTION:

Counc. McGuire acknowledged it is a difficult situation and Council must determine what is best for the whole Town. He is of the opinion the developer has “checked all the boxes”. He mentioned there have also been changes since the Provincial Appeal Board Ruling in 2002 such as the extension of municipal services (sanitary sewer and water), and adoption of both the Secondary Plan and Municipal Plan. He stated his support for the project.

Deputy Mayor Alexander agreed, and thanked staff for answering public concerns in the report. He highlighted that the proposal conforms to the Municipal Plan, Secondary Plan, Zoning By-law, and Subdivision By-law, and Council’s task is to consider an agreement for the subdivision as it proposes a new public street. Based on public feedback he proposed an amendment to remove the cul-de-sac and extend Dunedin Road. He commented on utilizing the Hillside Trail to mitigate concerns of construction traffic on main roads.

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**MOVED** by Deputy Mayor Alexander and seconded by Counc. Brown the agreement be amended to include the removal of the cul-de-sac and the extension of Dunedin Road.

### ON THE QUESTION:

Counc. McGuire proposed the inclusion of speed depressions – similar to James Renforth Drive – to the amendment to further address concerns. Mayor Grant suggested this could be dealt with separately.

Counc. Mackay French agreed it is difficult but assured that public concerns are not lost on Council. She commented on enactment of the Secondary Plan and Municipal Plan, noting there are important lessons to be learned regarding engagement and communication. She stated in an ideal world the collector road would be constructed prior to the development however the development conforms to the Secondary Plan and Municipal Plan. She spoke of mitigating construction traffic concerns which comes at a cost to other community members through limiting access to the Hillside Trail. She asked if time restrictions could be set for all construction vehicles in the community. She further inquired if Council should discuss a stance on a road connection between Appleby Drive and Dunedin Road now or wait until the Appleby Drive subdivision returns to Council. Town Manager Jarvie advised a connection would be advantageous to traffic management by providing an alternate route in the event traffic is restricted. He added the connection is included in the Secondary Plan. He confirmed the Appleby application was tabled but could return to Council at the discretion of the developer. Mayor Grant suggesting leaving the matter with staff. Town Manager Jarvie advised the intent is for staff and the developer to confirm when the Hillside Trail will be in use by construction vehicles.

Counc. Lewis supported use of the Hillside Trail for construction access as a way to address resident concerns. He asked if the trail would be restored to its original condition and stated the roads should be closed to dump trucks for the duration of construction and hopes this is enforced. Town Manager Jarvie advised the intention is for the trail to remain usable by pedestrians outside of construction hours. Construction vehicles will use the trail however large vehicles still need to use the roads to maintain service provision (ex. garbage trucks, snowplows, emergency vehicles).

Counc. Boyle mentioned the Wiljac Street project is in the works and may provide alternate access. Town Manager Jarvie clarified that Council commissioned a study to determine cost and details of the project – anticipated before 2023 budget considerations. To proceed with the project will be at Council's discretion.

Counc. Shea noted what struck him was residents were assured a collector road would be established before development occurred. However, he believes use of the Hillside Trail is a compromise. He questioned if construction vehicles will have difficulty accessing the trail through the steep slope of its entrance on Grove Avenue. Town Manager Jarvie mentioned it may be challenging however it has been done before when the service road was developed.

By request of the Mayor, Deputy Mayor Alexander assume the Chair.

Mayor Grant agreed it is a difficult decision but supports the project for the following reasons: immediate housing needs to grow the region; the lots are large single-family properties which complement the neighbourhood; within certain parameters, landowners have a right to develop their properties; the proposal aligns with the Municipal Plan (low density abutting low density) and Secondary Plan; rezoning is not required; only one minor variance is requested; use of the Hillside Trail is a compromise to address public concerns – to the inconvenience of other residents; steps have been taken toward the Wiljac Street project; changes have occurred since the prior proposal in the early 2000s; and it has taken years to develop the Secondary Plan and Municipal Plan which were both approved by Council.

Mayor Grant resumed the Chair.



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Counc. Brown stated Council has listened and heard a primary concern pertaining to traffic. He noted he is happy to see use of the trail for construction vehicles and hopes it is maintained for public use outside construction hours. He believes the developer has aligned the proposal with the Secondary Plan and public concerns have been addressed in the report prepared by DPDS White. He does not anticipate any major problems. He mentioned there may be a concern with construction vehicles travelling both ways on the trail but other than that he supports the project.

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

**MOVED** by Deputy Mayor Alexander and seconded by Counc. McGuire Council hereby assents, as per Section 88(2) of the Act, to the creation of public streets with connections to Higginson Avenue and a new public street identified as Rothesay Hills Road as shown on the MR Investments Ltd. Subdivision tentative plan Drawing No. 21199SDT1-Phase1 for the subdivision of land on the portion of lands identified as PID 00239632.

**CARRIED.**

**MOVED** by Counc. Mackay French and seconded by Deputy Mayor Alexander the correspondence (8) from residents be received/filed.

**CARRIED.**

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

31 August 2022	Memorandum from Town Clerk Banks
DRAFT	By-law 2-10-31
26 August 2022	Report from DPDS White
DRAFT	Amended Development Agreement

**MOVED** by Counc. Shea and seconded by Counc. Lewis Council give 2<sup>nd</sup> Reading by Title, to By-law 2-10-31 "A By-law to Amend the Zoning By-law".

**NAY vote recorded from Counc. Boyle.**

**CARRIED.**

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

**MOVED** by Counc. Shea and seconded by Counc. Lewis Council give Reading in its Entirety, to By-law 2-10-31 "A By-law to Amend the Zoning By-law".

**NAY vote recorded from Counc. Boyle.**

**CARRIED.**

Town Clerk Banks read By-law 2-10-31 in its entirety.

**MOVED** by Counc. Shea and seconded by Counc. Lewis Council give 3<sup>rd</sup> Reading by Title and Enactment to By-law 2-10-31 "A By-law to Amend the Zoning By-law".

**NAY vote recorded from Counc. Boyle.**

**CARRIED.**

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

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**MOVED** by Council. Shea and seconded by Council. Lewis Council authorize the Mayor and Clerk to enter into an agreement, as amended, to allow for the development of a 41-unit apartment building and 2 single family homes at Highland Avenue and Hillcrest Drive (PIDs 00444885, 00444877, 30346308, 30187629).

**NAY vote recorded from Counc. Boyle.**

**CARRIED.**

Mayor Grant referred to Clause 5, more specifically, the Memorandum of Understanding (MOU) regarding Affordable and Universal Design Barrier-Free Units. She noted the MOU will be brought before Council for review to ensure it reflects a mutual commitment to housing low to moderate income people and persons with disabilities. Mayor Grant urged Council to be vigilant in this regard.

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

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

## 9. NEW BUSINESS

### 9.1 BUSINESS ARISING FROM PUBLIC HEARING

#### 9.1.1 122 Gondola Point Road/2 and 4 Clark Road

25 August 2022                      Memorandum from Town Clerk Banks  
DRAFT                                      By-law 2-10-32

**MOVED** by Council. Mackay French and seconded by Council. Boyle Council give 1<sup>st</sup> Reading by Title, to By-law 2-10-32 “A By-law to Amend the Zoning By-law”.

**CARRIED.**

Town Clerk Banks read By-law 2-10-32 by title.

**MOVED** by Council. Mackay French and seconded by Deputy Mayor Alexander Council give 2<sup>nd</sup> Reading by Title, to By-law 2-10-32 “A By-law to Amend the Zoning By-law”.

**CARRIED.**

Town Clerk Banks read By-law 2-10-32 by title.

Counc. Brown returned to the meeting.

### 9.2 BUSINESS ARISING FROM DELEGATIONS

#### 9.2.1 Envision Saint John Presentation

**MOVED** by Council. Boyle and seconded by Council. Shea the presentation from Envision Saint John be received/filed.

ON THE QUESTION:

Deputy Mayor Alexander asked if the logo presented will replace the “explorer logo”. Mayor Grant offered that this appears to be the intent.

**CARRIED.**

### 9.3 Kennebecasis Park Pathway – Broadway to Forest

1 September 2022                      Report prepared by DO McLean  
12 August 2022                      Email from resident

**MOVED** by Council. Mackay French and seconded by Council. Boyle Council maintain the status quo with respect to gravel pathways in Rothesay.

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## ON THE QUESTION:

Staff explained, based on resources, status quo would be maintained this season with an intent to discuss the item during 2023 budget deliberations. Council was informed granting the request could create maintenance inconsistencies or have significant financial implications for capital and operating budgets – if maintenance is provided to all pathways. Council expressed interest in exploring if anything could be done for pathways near schools. A list (with a map and photographs) was requested of all pathways near schools to help determine if an item should be considered for the budget.

Mayor Grant mentioned the pathway is not in poor condition however snow accumulation may be problematic. She noted volunteers used to plow the path but do not anymore.

**MOTION WITHDRAWN.**

**MOVED** by Counc. Shea and seconded by Counc. Lewis Kennebecasis Park Pathway – Broadway to Forest be referred to staff for a report to Council.

**CARRIED.**

## 9.4 Rothesay Pickleball Courts

12 September 2022 Report prepared by DRP Jensen

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Mackay French Council approve contract #R-2022-002: Rothesay Pickleball Court-Phase 1 in the amount of \$80,000 inclusive of HST to TerraEx Inc. and further that the Mayor and Town Clerk be authorized to execute the necessary contract documents.

## ON THE QUESTION:

Staff advised the popularity of pickleball continues to rise in Rothesay without access to outdoor courts. Councils. Brown, Lewis, and Shea raised concerns with the single bid and significant cost noting they cannot support the project at this cost. Inquiries were made about alternate locations and parking (Arthur Miller Fields). Staff acknowledged a single bid is not ideal however other bids were not submitted. Staff advised a tennis court in Wells was modified to accommodate pickleball, however specialized courts are preferred. Despite some environmental challenges and a higher cost, Arthur Miller Fields is the preferred location because it is centralized (easy to access for pedestrians) and has sufficient parking. Council. Boyle suggested it would be difficult to rationalize against the project when costs are rising everywhere. Council. McGuire clarified that the cost of Phase 1 is \$60,000 owing to a grant from the Regional Development Corporation (RDC) in the amount of \$20,000. DRP Jensen added discussions with RDC indicate there is a likelihood additional funding could be received next year. In light of this information, Councils. Lewis and Shea said they support the application.

**NAY vote recorded from Council. Brown.**

**CARRIED.**

## 10. NEXT MEETING

The next meeting is scheduled as follows:

**Regular meeting** TUESDAY, October 11, 2022 at 7:00 p.m.

## 11. ADJOURNMENT

**MOVED** by Counc. Mackay French and seconded by Counc. Shea the meeting be adjourned.

**CARRIED.**

The meeting adjourned at 8:45 p.m.

*Original signed by Mayor*

*Original signed by Town Clerk*

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CLERK

