

COUNCIL MEETING Rothesay Town Hall Common Room

Monday, May 8, 2023 7:00 p.m.



**PRESENT:** MAYOR NANCY GRANT

DEPUTY MAYOR MATT ALEXANDER

COUNCILLOR DAVE BROWN COUNCILLOR HELEN BOYLE 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

Rothesay Land Acknowledgement Deputy Mayor Alexander

Deputy Mayor Alexander read the Rothesay Land Acknowledgement.

Mayor Grant called the meeting to order at 7:07 p.m.

#### 1. APPROVAL OF AGENDA

**MOVED** by Counc. Mackay French and seconded by Counc. Lewis the agenda be approved with the following amendments:

- ➤ Item 9.1.1 be brought forward to follow Item 4.1
- ➤ Item 8.4 be brought forward to follow Item 4.2

CARRIED.

#### 2. ADOPTION OF MINUTES

Regular Meeting

11 April 2023

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Shea the Open Session Council minutes of April 11, 2023 be adopted as circulated.

CARRIED.

Business Arising from Minutes N/A

## 3. OPENING REMARKS OF COUNCIL

On behalf of Council, Mayor Grant congratulated Liz Hazlett on completion of a National Advanced Certificate in Local Authority Administration from Dalhousie University.

Mayor Grant announced the Rothesay Hive will host an open house celebration on June 1<sup>st</sup> for Intergenerational Day.

Deputy Mayor Alexander shared upcoming Spring Clean-up dates for solid waste (May 15<sup>th</sup>) and organic material (May 22<sup>nd</sup>).

#### 3.1 Declaration of Conflict of Interest

Counc. Shea declared a conflict of interest with respect to Item 7.3 World Performers sponsorship request.

#### 4. **DELEGATIONS**

**4.1 Melanoma Skin Cancer Awareness Month** Kathleen Barnard (see item 9.1.1) Council agreed to allow the next delegation to go first, as Ms. Barnard has not yet joined the meeting (by electronic means).

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# 4.2 New Brunswick International Student Program Wendy Brooks (see item 8.4)

Mayor Grant welcomed Ms. Brooks. Ms. Brooks thanked Council and introduced Debbie Thomas, Regional Manager (ASD-S) and Natalie Gaddess, Rothesay Homestay Coordinator. Ms. Brooks shared that NBISP connects international students (ages 11-18) with local hosts-of ranging demographics-for a period of 8 weeks or up to two semesters. During their stay, the students attend public schools, volunteer, and participate in extra-curricular activities. Canada is a popular study destination, and positive feedback was reported from participating students in the New Brunswick program; comments were made on the beauty, friendliness, and safety of the province. She informed Council southern New Brunswick (St. Stephen to Sussex) currently has 224 students from 22 different countries, and there is roughly the same number in other districts. She explained the importance of the program, citing benefits to local economies, immigration/population, jobs, and cultural diversity. Ms. Thomas mentioned each student brings roughly \$25,000 which is circulated into local schools, the district (English as a second language offerings), staff responsible for the program, and local communities. Ms. Brooks spoke of a recent tour where 65-75 students were able to experience College/University life, which ultimately encourages students to return for post-secondary education. Ms. Brooks concluded the presentation by requesting Rothesay help spread awareness of the program, noting homestay hosts are needed. Ms. Thomas added hosts are provided with an \$800 per month stipend to help with costs.

Mayor Grant inquired about the request for signage. Ms. Brooks elaborated, noting communities in Nova Scotia have put up signs to welcome students in the program, and help spread awareness. She added they have promotional materials to share such as brochures and door hangers.

Counc. Shea asked how many participating students are currently in Rothesay. Ms. Gaddess noted there are seven in Rothesay but there would be more if more hosts were available. She added Kennebecasis Valley High School has 24 students.

Counc. Lewis asked what the average age is. Ms. Brooks stated it is 11-18 (middle school and high school). She shared that there is only one middle school student in southern New Brunswick, most are high school students – with the average being grade 11.

Counc. McGuire inquired about a screening process as some residents may be wary about hosting strangers in their home. Ms. Thomas spoke of the process for eligibility for the program, noting it includes students and parents meeting with agents from their country, and submitting resumes. She assured Council students are not permitted into the country without satisfactory criminal record checks.

Counc. Mackay French mentioned her neighbours reported a positive experience participating in the program.

## Item brought forward.

# 8.4 NB International Student Program (signage) Remove from table

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Lewis the NB International Student Program (signage) be removed from the table.

CARRIED.

**MOVED** by Counc. Lewis and seconded by Counc. Shea the NB International Student Program (signage) be referred to the Works and Utilities Committee and promoted on social media.

CARRIED.

Ms. Brooks, Ms. Thomas, and Ms. Gaddess left the meeting.

Town Clerk Banks advised Ms. Barnard (Item 4.1) has still not joined the meeting.

# 5. CORRESPONDENCE FOR ACTION

5.1 10 April 2023 Email RE: Rothesay Train Station

**MOVED** by Deputy Mayor Alexander and seconded by Counc. McGuire the email RE: Rothesay Train Station dated 10 April 2023 be referred to staff.

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5.2 20 April 2023 Fundy Gymnastics non-profit rate request for the Bill McGuire Centre **MOVED** by Deputy Mayor Alexander and seconded by Counc. Lewis the Fundy Gymnastics non-profit rate request for Bill McGuire Centre dated 20 April 2023 be referred to the Finance Committee.

CARRIED

5.3 3 May 2023 Port City Elite non-profit rate request for the Bill McGuire Centre **MOVED** by Counc. McGuire and seconded by Counc. Boyle the Port City Elite non-profit rate request for the Bill McGuire Centre dated 3 May 2023 be referred to the Finance Committee.

CARRIED.

#### 6. CORRESPONDENCE - FOR INFORMATION

6.1 31 December 2022 Kennebecasis Valley Fire Department Inc. audited financial statements **MOVED** by Counc. Lewis and seconded by Counc. Shea the Kennebecasis Valley Fire Department Inc. audited financial statements dated 31 December 2022 be received/filed.

#### ON THE OUESTION:

Treasurer MacDonald advised the KVFD audited financial statements are used as a component of the Town's audited financial statements. Town Manager Jarvie mentioned the towns will have to compensate to address the deficit reported. He explained part of the reason is the renovations for the Station 2 project. Treasurer MacDonald elaborated noting the prior surplus was roughly \$213,000 whereas these statements show a \$4,000 deficit.

CARRIED.

6.2 21 April 2023 Letter to Malabeam/Maliseet/Rothesay Park residents RE: Spring Freshet **MOVED** by Counc. Lewis and seconded by Deputy Mayor Alexander the letter to Malabeam/Maliseet/Rothesay Park residents RE: Spring Freshet 2023 dated 21 April 2023 be received/filed.

#### ON THE QUESTION:

Mayor Grant and Deputy Mayor Alexander commended the proactive approach by staff. Deputy Mayor Alexander asked if similar correspondence went to other flood prone areas. Town Manager Jarvie advised letters were not sent to Cameron Road, but the Town has corresponded with property owners on Alexander Avenue. He mentioned a different approach was taken because Alexander Avenue could not be raised, instead a floating dock will be used as aid, if necessary.

CARRIED.

# 7. REPORTS

May 2023 N/A	Report from Closed Session
8 February 2023	Kennebecasis Valley Fire Department Inc. (KVFD) Board meeting minutes
31 December 2022	KVFD Statement of Expense
2022	KVFD Operating Budget
31 December 2022	KVFD Budget Variances
8 February 2023	Memorandum from Deputy Fire Chief RE: SCBA Capital Purchase
8 February 2023	KVFD Fire Chief's Report
December 2022	KVFD Response Report
	N/A  8 February 2023  31 December 2022 2022 31 December 2022 8 February 2023 8 February 2023

**MOVED** by Counc. Lewis and seconded by Counc. Shea the Kennebecasis Valley Fire Department Inc. (KVFD) Board meeting minutes dated 8 February 2023, the KVFD Statement of Expense dated 31 December 2022, the 2022 KVFD Operating Budget, the KVFD Budget Variances dated 31 December 2022, the memorandum from Deputy Fire Chief RE: SCBA Capital Purchase dated 8 February 2023, the KVFD Fire Chief's Report dated 8 February 2023, and the KVFD Response Report dated December 2022 be received/filed.

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## ON THE QUESTION:

Counc. McGuire mentioned that "structure fires" are missing from the Response Report, noting it used to be on the list. Counc. Lewis agreed to bring this point to the Board. Town Manager Jarvie suggested these incidents may be under the "Building Collapse" category, but he will follow-up for confirmation.

CARRIED

7.2 15 February 2023 Kennebecasis Public Library (KPL) Board meeting minutes

14 March 2023 KPL Board meeting minutes

**MOVED** by Counc. Shea and seconded by Deputy Mayor Alexander the Kennebecasis Public Library (KPL) Board meeting minutes dated 15 February 2023 and 14 March 2023 be received/filed.

CARRIED.

7.3 31 March 2023 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 March 2023 be received/filed.

CARRIED.

31 March 2023 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 March 2023 be received/filed.

#### ON THE QUESTION:

Deputy Mayor Alexander noted water volume consumption is lower than previous years, which results in lower revenue, and sewer revenue is higher because of new users. Treasurer MacDonald mentioned that connection fees include the newest apartment building under construction, noting the Town will meet budget expectations and funds will go into reserves.

CARRIED.

31 March 2023 Donation Summary

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Shea the Donation Summary dated 31 March 2023 be received/filed.

CARRIED.

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

20 April 2023 Draft Finance Committee meeting minutes

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Lewis the draft Finance Committee meeting minutes dated 20 April 2023 be received/filed.

CARRIED.

Association Heritage New Brunswick

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Boyle Council deny the grant request from Association Heritage NB.

CARRIED.

## > KV Girls Softball Association

**MOVED** by Deputy Mayor Alexander and seconded by Counc. McGuire Council approve a grant in the amount of \$500 to KV Girls Softball Association.

#### ON THE QUESTION:

Mayor Grant mentioned the donation is for the East Coast Games, in which the Wells ball field will be one of the venues.

CARRIED.

➤ Bradley Joudry (2023 Football Canada Cup)

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Boyle Council deny the grant request from Bradley Joudry.

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## ON THE QUESTION:

Deputy Mayor Alexander explained the rationale relates to Rothesay's Donation and Grants Policy Section 1(c). Mayor Grant expanded, noting Mr. Joudry received a grant last year and requests are not considered if a similar request was made within the preceding 36 months.

CARRIED.

➤ World Performers (2023 Dance World Cup)

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Lewis Council approve a grant in the amount of \$500 to the dance group attending the 2023 Dance World Cup.

CARRIED.

Counc. Shea returned to the meeting.

7.4 18 April 2023 Draft Age Friendly Advisory Committee meeting minutes **MOVED** by Counc. Boyle and seconded by Counc. Shea the draft Age Friendly Advisory Committee meeting notes dated 18 April 2023 be received/filed.

#### ON THE QUESTION:

Mayor Grant spoke of new activities at the Rothesay Hive: a walking group, puzzle library, and pickleball equipment available to borrow.

CARRIED.

7.5 19 April 2023 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 19 April 2023 be received/filed.

## ON THE QUESTION:

Deputy Mayor Alexander summarized the minutes. Counc. Shea requested clarification regarding Item 10.2 Holland Hills Development, noting this was not brought to the Planning Advisory Committee. Deputy Mayor Alexander mentioned the Committee discussed two matters:

1. the roadway that extends from the site to Hampton Road (only wide enough for one-way traffic and no intention to be used as a two-way street or to create a direct route to Hampton Road); and 2. the existence of Town infrastructure in the right-of-way near the property and how to proceed (transfer or retain ownership of the right-of-way).

Town Manager Jarvie stated the property proposed is the furthest one away from Chapel Road, and the closest to Canadian Tire. The other two properties are not being developed at this time but are entitled to road frontage. Therefore, unless the properties are consolidated it is not likely that a private road approach would work.

CARRIED.

7.6 25 April 2023 Draft Climate Change Adaptation Committee meeting minutes **MOVED** by Deputy Mayor Alexander and seconded by Counc. Shea the draft Climate Change Adaptation Committee meeting minutes dated 25 April 2023 be received/filed.

**CARRIED.** 

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Mackay French the Town express interest in the Food Cycle Program and subsequently solicit interest from the community, particularly apartments and multi-residential units.

#### ON THE QUESTION:

Some Council members expressed interest in participating in the program. Town Manager Jarvie advised the company requires confirmation by June 1<sup>st</sup> as a grant is involved. That said, the Town must figure out how best to invite participants.

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## ➤ Draft By-law Respecting Flyer Distribution

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Shea Council direct staff to prepare a report regarding the draft by-law respecting flyer distribution in Rothesay while comparing the draft by-laws for consistency with Saint John and any other members of the Fundy Regional Service Commission for consideration of 1<sup>st</sup> Reading of the draft by-law respecting flyer distribution in Rothesay at the June 2023 Council meeting.

#### ON THE OUESTION:

Council suggested an opt-in by-law would be more effective and preferable to opting-out. Town Manager Jarvie advised the Town does not have the authority to stop flyer deliveries. Based on research conducted by the city of Saint John, opting-out is recommended, but more investigation is needed. Counc. McGuire expressed concern that residents are not able to control "garbage" that is thrown onto their properties. Town Manager Jarvie clarified, to opt-in would require a call requesting the service whereas opting-out requires a sign on the property, stating flyer deliveries are not permitted. Should the proposed by-law be adopted, flyers would have to be delivered to either a mailbox or front step.

In response to an inquiry, Town Manager Jarvie noted enforcement may be challenging and likely will be complaint-based. When questioned, he added there have been complaints in the past, but only one was received this year.

Deputy Mayor Alexander mentioned, as an exercise, committee members called the distributor and were successful in canceling flyer deliveries to their properties. He expressed concern that the by-law has the potential to create sign pollution. He requested a reminder be posted to social media letting residents know they can call Brunswick News to opt-out of flyer deliveries.

Counc. Shea asked if the by-law extends to unsolicited mail as well, for instance he mentioned churches put things on doors. Town Manager Jarvie advised it does not cover this instance, and added the Town also cannot regulate Canada Post.

CARRIED.

Corporate Greenhouse Gas (GHG) Inventory and Action Plans

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Shea Council direct staff to prepare a tender document for soliciting bids to update the Town's 2015 Corporate Greenhouse Gas Inventory and Action Plans.

CARRIED.

7.7 1 May 2023 Draft Planning Advisory Committee meeting minutes

**MOVED** by Counc. Shea and seconded by Counc. Mackay French the draft Planning Advisory Committee meeting minutes dated 1 May 2023 be received/filed.

CARRIED.

➤ 38 Appleby Drive (PID 30194807)

**MOVED** by Counc. Shea and seconded by Counc. McGuire Council accept the waterfront parcel PID 30194815 as Land for Public Purposes for the proposed building Lot-2 to be subdivided from vacant land off Appleby Drive (PID 30194807).

CARRIED.

➤ Holland Drive (PID 00056598)

A Public Hearing is scheduled for May 15 at 6:00 p.m.

7.8 April 2023 Monthly Building Permit Report

**MOVED** by Counc. Lewis and seconded by Deputy Mayor Alexander the April 2023 Monthly Building Permit Report be received/filed.

CARRIED.

7.9 2 May 2023 Capital Projects Summary

**MOVED** by Counc. Lewis and seconded by Counc. Mackay French the Capital Projects Summary dated 2 May 2023 be received/filed.

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## ON THE QUESTION:

Counc. Mackay French requested an update be posted on social media, notifying residents that the lights have not yet arrived for the Hampton Road/Grove Avenue intersection.

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Counc. McGuire asked why the report states the Wells Building is only 30% when completion is expected by the end of July. Town Manager Jarvie clarified that the percentage in the report refers to the amount spent to date. Mayor Grant asked if the facility might be finished in time for the East Coast Games (last week of June). Town Manager Jarvie noted the building may be complete but other aspects such as landscaping may not, thus he recommends against planning to use the building before the project's full completion.

CARRIED.

#### 8. UNFINISHED BUSINESS

# 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 July 2022)

No action at this time.

8.4 NB International Student Program (signage) Dealt with above.

#### 9. **NEW BUSINESS**

# 9.1 BUSINESS ARISING FROM DELEGATIONS

#### 9.1.1 Melanoma Skin Cancer Awareness Month

10 February 2023 Proclamation request with attachments

Town Clerk Banks advised the representative had not connected to the meeting. Mayor Grant noted Council has reviewed the presentation and the request is to promote awareness and consider sunscreen dispensers.

**MOVED** by Counc. Lewis and seconded by Counc. Mackay French the Melanoma Skin Cancer Awareness Month proclamation request with attachments dated 10 February 2023 be referred to the Parks and Recreation Committee and promoted on social media.

CARRIED.

# **ADMINISTRATION**

# 9.2 Council appointments to Committees

25 April 2023 Memorandum from Mayor Grant

**MOVED** by Counc. Lewis and seconded by Counc. Boyle the Council appointments to Committees memorandum from Mayor Grant dated 25 April 2023 be received for information.

## ON THE QUESTION:

Mayor Grant advised all Council appointments to committees/boards were extended until the end of the term (2026). It was noted extensions of appointments to the P.R.O. Kids Board and Rothesay Living Museum Committee were omitted in error. In response to an inquiry, It was noted the EMO Committee was not listed because it is an internal committee.

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## 9.3 Amendment to By-law 2-14 Schedule B – Standing Committees

26 April 2023 Memorandum from Town Clerk Banks

REVISED Schedule B (By-law 2-14) – Standing Committees

**MOVED** by Counc. Lewis and seconded by Counc. McGuire Council hereby adopts the revised Schedule B, "Standing Committees", dated 8 May 2023 and forming a part of By-law 2-14, "A By-law of the Municipality of Rothesay Respecting the Procedure and Organization of Council"; more specifically the revision to approve the reduction from 10 to 8 for the minimum number of appointments to the Age Friendly Advisory Committee.

## ON THE QUESTION:

Mayor Grant summarized, noting obtaining quorum for the Age Friendly Advisory Committee has become challenging. Counc. Lewis mentioned the Nominating Committee is utilizing social media to advertise committee/board vacancies. He encouraged interested members of the public to submit applications.

CARRIED.

# 9.4 Kennebecasis Public Library Appointment

1 May 2023 Memorandum from Nominating Committee

**MOVED** by Counc. Lewis and seconded by Counc. McGuire Council appoint Cindy Millican as a Rothesay representative to the Kennebecasis Public Library Board for a term to expire December 31, 2024.

CARRIED.

# 9.5 2022 Rothesay Annual Report

DRAFT Rothesay Annual Report

**MOVED** by Counc. Brown and seconded by Counc. Boyle the draft 2022 Rothesay Annual Report be received/filed.

# ON THE QUESTION:

Town Manager Jarvie explained annual reports are required under legislation. He relayed that the Town had a better year in 2022 than 2021, noting operations are returning to normal post-covid.

Counc. Shea mentioned the salaries of senior staff (sunshine list) were included in previous reports. He asked why it was not included in this one. Staff advised the list is in the document. Counc. McGuire noted a community survey had been conducted in the past and suggested this be done again. Town Manager Jarvie advised this could be discussed for next year's budget. Town Clerk Banks advised the last community survey occurred in 2018. Mayor Grant commended staff on a comprehensive report. She spoke of impacts of local governance reform, regional collaboration, and the downloading of tasks onto municipalities (increased workloads). She highlighted the Town's responsible financial management, growth (multi-unit buildings), popular recreation programs, and successful efforts to obtain funding for the much-needed resurfacing of Rothesay Road.

CARRIED.

#### **OPERATIONS**

# 9.6 Contract T-2023-001 Asphalt Resurfacing

1 May 2023 Report prepared by DO McLean

**MOVED** by Deputy Mayor Alexander and seconded by Counc. Lewis Council cancel Contract T-2023-001: Asphalt Resurfacing.

#### ON THE QUESTION:

Town Manager Jarvie advised the recommendation was not easy to make. The project cost is extraordinary, and other municipalities are facing the same problem. He suggested construction on the Harbour Bridge could be a contributing factor as contractors may anticipate delays. Staff attempted to reduce the scope of the project to stay within budget but this could not be done in a reasonable manner. It is hoped that asphalt prices may decline next year; staff will continue to monitor. There was discussion about the impact of construction on the Harbour Bridge. Town Manager Jarvie clarified it is a speculation; an explanation of the substantial costs was not provided and could be attributed to many factors such as the increasing cost of labour and fuel.

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Counc. Shea left the meeting.

In response to an inquiry, Town Manager Jarvie advised all bids received were substantial. It is unlikely timing of the issuance of the tender had an impact as Quispamsis issued theirs earlier, yet still turned down the contract. Counc. McGuire asked if consideration has been given to discussing a joint contract with Quispamsis. Town Manager Jarvie noted it is possible, but the logistics may be challenging. For instance, it would need to be determined how the roads are prioritized. Mayor Grant noted the lowest bid was 50% over-budget.

Counc. Shea returned to the meeting.

CARRIED.

#### RECREATION

#### 9.7 Rothesay Pickleball Courts Plexi Pave Surface

8 May 2023 Report prepared by DRP Jensen

**MOVED** by Counc. Mackay French and seconded by Counc. Lewis Council approve Rothesay Pickleball courts plexi pave surface in the amount of \$22,695.55 plus HST, to Playteck Inc. and further that the Director of Recreation be authorized to issue a purchase order in that regard.

#### ON THE QUESTION:

Mayor Grant noted two bids were received and the proposed bid is within budget. Deputy Mayor Alexander asked if the surface is similar to material used for playgrounds. DRP Jensen advised it is not – playground surfaces are meant for fall protection whereas this surface absorbs some impact but is firm enough for balls to bounce. Counc. McGuire added the surface helps with impact to joints.

CARRIED.

#### 9.8 Recreation Master Plan

8 May 2023 Report prepared by DRP Jensen

**MOVED** by Counc. Lewis and seconded by Counc. Shea Council approve contract #R-2023-002: Rothesay Recreation Master Plan, in the amount of \$59,892.00 inclusive of HST, to Trace Planning and Design and further that the Mayor and Town Clerk be authorized to execute the necessary contract documents.

# ON THE QUESTION:

Counc. Brown appreciated that more than one proposal was received.

CARRIED.

# 10. NEXT MEETING

The next meetings are scheduled as follows:

**Public Hearing (Holland Drive)** Monday, May 15, 2023 at 6:00 p.m. **Regular meeting** Monday, June 12, 2023 at 7:00 p.m.

# 11. ADJOURNMENT

MOVED by Counc. McGuire and seconded by Counc. Lewis the meeting be adjourned.

The meeting adjourned at 8:15 p.m.		
Original signed by	Original signed by	
MAYOR	CLERK	