



## QUISPAMISIS TOWN COUNCIL REGULAR MEETING MINUTES

April 19, 2022, 7:00 pm  
Council Chambers  
Quispamsis Town Hall

Present: Mayor Libby O'Hara  
Deputy Mayor Mary Schryer (Electronic Attendance)  
Councillor Mike Biggar  
Councillor Noah Donovan  
Councillor Kerrie Luck  
Councillor Kirk Miller  
Councillor Emil T. Olsen  
Councillor Beth Thompson

Brandon, Krista; Treasurer  
Colbourne, Dwight; Municipal Planning Officer  
Kennedy, Aaron; Acting CAO  
Losier, Gary; Director of Engineering & Works  
MacInnis, Lisa; Assistant Clerk  
Purton Dickson, Dana; Director of Community Services

Absent: Snow, Catherine; Town Clerk (out of town)

### 1. Approval of Agenda

**Moved By** Councillor Thompson  
**Seconded By** Councillor Donovan

The Agenda be approved as presented.

**Motion Carried**

## 2. Mayor's Comments

Comex Public Transit – Mayor O’Hara referenced the rising gasoline costs and invited people to take advantage of the Comex Bus Service, noting it is an excellent opportunity to increase ridership as well as to reduce GHG emissions.

NB Power Program – Mayor O’Hara made note that the Town of Quispamsis’ Climate Change Committee has partnered with NB Power in a Community Outreach Program. Quispamsis residents, who are a senior on a fixed income, a tenant of a rental property, or a homeowner unable to introduce more expensive energy retrofits at this time, will qualify for a free Energy Efficiency Kit.

Earth Day (Friday, April 22) – Mayor O’Hara encouraged residents to get out and help beautify the community by cleaning up litter from around each neighbourhood.

## 3. Treaty Acknowledgement - Ukraine Solidarity - Moment of Reflection

Councillor Luck read the Treaty acknowledgement – Moment of Reflection and – Acknowledgement of Solidarity for the People of Ukraine.

## 4. Disclosures of Interest

No disclosures were declared.

## 5. Presentations

### 5.1 2022 Volunteer Recognition Awards

Councillor Biggar read introductions for each of the following 2022 Volunteer Recognition recipients:

1. Arthur Cipryk – KV Food Basket
2. Denis Talbot – Fundy Gymnastics Club
3. Dr. Lisa Yang – Kennebecasis Valley Community Caring for Children (KV3C)
4. Sherry Kiervin – KV Pickleball Club
5. Dean MacLean – KV Minor Baseball
6. Karen Parker – KV Girls Softball Association
7. Amanda Rouse – Girl Guides of Canada – Kennebecasis Area
8. Tim Lowery – Parkland in the Valley

9. Shawn Toner (Constable) – Kennebecasis Regional Police Force
10. Tina Cooper – Hockey Ministries Atlantic
11. Nita Driscoll- Kings Way Care Centre
12. Romain Torrecilla- Fundy Soccer
13. Regeena Christie- Chris Saunders Memorial Elementary School
14. Mike Currie- Yamaji Dojo Martial Arts & Fitness Centre
15. Grace Anderson- Royal Canadian Sea Cadet Corps Bras d'Or

**Moved By** Councillor Donovan

**Seconded By** Councillor Thompson

Council congratulate and applaud the recipients of the 2022 Volunteer Recognition Awards in acknowledgement of their many dedicated contributions and service to the community.

**Motion Carried**

**6. Public Hearings** (none)

**7. Minutes of Previous Meetings**

7.1 April 5, 2022 - Regular Meeting

**Moved By** Councillor Donovan

**Seconded By** Councillor Biggar

Minutes be approved as prepared.

**Motion Carried**

**8. Unfinished Business**

8.1 (Feb. 15/22) Review of Council Code of Conduct By-law - Staff Report from Acting CAO and Copy of Current By-law Showing Proposed Changes

A Staff Report from the Acting CAO provided the current by-law with proposed changes as per Council's motion from the Feb. 15, 2022 Regular meeting.

Council members reviewed and discussed proposed changes to the Code of Conduct By-law No. 056, and highlighted the following sections for additions, changes or clarity:

1. Section 3.g. Conflict of Interest - reference section on Conflict of Interest in *Local Governance Act*;
2. Section 3.i. Use of Municipal Assets and Services – clarification regarding political activity.
3. Section 4.d. Complaints - strengthen this section to provide greater clarity on procedure.

**Moved By** Councillor Olsen

**Seconded By** Councillor Biggar

This item be tabled pending further information from Staff reflecting the discussions and proposed changes recommended by the Acting CAO and Council members.

**Motion Carried**

8.2 (Oct 2021 - Budget Mtg) Hammond River Park - Driveway Resurfacing - Staff Report from Director of Community Services

The Director of Community Services' Staff Report indicated the Town is using \$384,000 in Canada Community-Building Funding (CCBF), formerly known as the Gas Tax Fund, to upgrade the entrance and greenspace at Hammond River Park.

In addition, as part of the 2022 Budget, the street leading to the park, Reynar Drive, is being paved as part of our 2022 Street Capital program and requested Council consider paving the driveway and parking lot to the Hammond River Park.

**Moved By** Councillor Biggar

**Seconded By** Councillor Thompson

That Council add paving the driveway and parking lot at Hammond River Park to the 2022 Street Capital Program, with funding for this additional work coming from the Canada Community-Building Fund/interest, operational savings within Community Services or capital reserves if needed.

**Motion Carried**

8.3 (Apr. 5/22) Request from Canada Games Aquatic Centre – CRA Liability for Wage Subsidy - Staff Report from Town Treasurer, Krista Brandon

A Staff Report from the Town Treasurer provided an update concerning the Covid Relief Funding for the Canada Games Aquatic Centre that was presented to Council at the April 5, 2022 Regular Meeting. The Regional Facilities Commission 2022 Budget request noted that the Canada Games Aquatic Centre had a \$325,000 deficit, relating to CRA liability for Wage Subsidy that was received but that the Aquatic Centre did not qualify for. The Commission voted not to fund the deficit at that time hoping that the CRA would reverse their decision and the liability would be removed.

Further, Ms. Brandon noted, unfortunately this is not the case, and the Town has received a formal request dated April 7, 2022 from the Canada Games Aquatic Centre to fund Quispamsis' portion of the liability plus the interest owing, the Town's portion of the deficit is \$56,346.30 plus \$4,320.11 in interest for a total of \$60,666.41.

**Moved By** Councillor Olsen

**Seconded By** Councillor Luck

Council approve the request for additional funding for the Canada Games Aquatic Centre due to their unfunded liability plus interest that is now due in the amount of \$60,666.41 with funding coming from any 2022 surplus or the General Operating Reserve.

**Motion Carried**

**9. Correspondence (none)**

**10. By-laws**

10.1 (Feb.15/22) KV Custom Homes - Rezoning Application - Proposed Zoning By-law Amendment No. 038-35 - Residential (R1) Single & Two Family to Residential (R3) - Terrace Dwellings - Property Identified as 124 Pettingill Road - PID No.'s 30216527 and PID No. 00251694

In Attendance: Andrew McIntyre, Proponent

Mr. Andrew McIntyre was in attendance to answer any question on his rezoning application to rezone approximately 4.7 hectares, (11.32 acres), of land with access off the Pettingill Road and Heritage Way from Residential (R1) to Terrace Dwelling (R3). The proposed three phased Terrace Dwelling Development will consist of a total of 44 Distinct Ownership units contained in 15 separate buildings.

**Moved By** Councillor Donovan

**Seconded By** Councillor Biggar

Council give third and final reading to Zoning By-law Amendment No. 038-35 to permit the following property to be rezoned from “Single & Two Family Residential (R1)” to “Terrace Dwelling Residential, (R3)”, subject to the property owner entering into a development agreement pursuant to the provisions of Section 59 of the *Community Planning Act, 2017, Ch. 19*:

A parcel of land, identified as PID No.: 30216527 and PID No.: 00251694, with Civic No.: 124 Pettingill Road, consisting of approximately 4.7 Hectares, (11.32 Acres), of land with access off the Pettingill Road and Heritage Way. Read First Time - March 15, Read Second Time March 15; and Read Third and Final Time April 19, 2022.

**Motion Carried**

10.2 Proposed By-law Amendment No. 036-05; A By-law of the Municipality of Quispamsis Respecting Signs - Staff Report from Municipal Planning Technologist - Jennifer Jarvis (Virtual Attendance)

(Consideration of 3rd and Final Reading)

**Moved By** Councillor Thompson

**Seconded By** Councillor Miller

Whereas a notice has been published on the town of Quispamsis website pursuant to Section 15(3) and 15(4) of the *Local Governance Act*;

And Whereas the proposed By-law Amendment No. 036-05 received first and second reading at the April 5, 2022 Regular Meeting;

And further proposed By-law Amendment No. 036-05 is hereby summarized as follows:

*To provide definitions for traffic control devices and feather signs;*

*To restrict the location of political signs in relation to any traffic control device;*

*To make civic numbering on freestanding signs mandatory;*

*To provide provisions regarding the use of feather signs within the municipal boundary;*

*To improve the provisions to regulate the display of sandwich boards; and t*

*To restrict the placement of all signs within one (1) metre of any Town owned property, with the exception of traffic control devices and signs placed by or for the Town.*

**NOW THEREFORE BE IT RESOLVED** That the Council of the town of Quispamsis give Third and Final Reading to Proposed Amendment No. 036-05; An Amendment to the Municipality of Quispamsis Sign By-law incorporating the aforementioned changes.

**Motion Carried**

- 10.3 Proposed Zoning By-law Amendment No. 038-37; A By-law of the Municipality of Quispamsis Respecting Zoning - Regulating Apiary (Hobby Beekeeping) Operations

**Moved By** Councillor Biggar

**Seconded By** Councillor Miller

Council refer the proposed Zoning By-law Amendment No. 038-37 to the Planning Advisory Committee for its written views, and set a Public Hearing date for May 17, 2022 to hear and consider those wishing to speak for or against the proposed Zoning By-law Amendment.

**Motion Carried**

## **11. New Business**

- 11.1 Proposed Earlier Start Time for Council Meetings - Staff Report from Acting CAO Aaron Kennedy

**Moved By** Councillor Olsen

**Seconded By** Councillor Thompson

Council agrees to change the Regular Meeting start time indicated in Section 7. B. of the Council Procedural By-law No. 033 for the months of June, July and August from 7:00 p.m. to 6:00 p.m.

**Motion Carried**

- 11.2 Tender No. 2022TQ03-7; Works Dept. - New Heavy Duty One Ton Crew Cab - Staff Report from Director of Engineering and Works

**Moved By** Councillor Miller

**Seconded By** Councillor Olsen

Based on staff review and information it is recommended that Council authorize staff to directly purchase a new 2022 - 4x4 Crew Cab from Dobson Chrysler Dodge to Lounsbury Automotive Limited for the bid price of \$74,585 (exclusive of HST, licensing & Tire Levy). Additional costs for the truck purchase will be assigned from any 2022 surplus if any are realized or as a reallocation of Capital reserves.

**Motion Carried**

- 11.3 Award of Tender No. 2022TQ03-10 - Street Capital Program 2022

**Moved By** Councillor Biggar

**Seconded By** Councillor Olsen

It is recommended Council award Tender 2022TQ03-10, 2022 Street Upgrading to the low bid from Debly Enterprises Ltd., and to enter negotiations with the low bidder to structure the tender value remove a portion of Meenan's Cove Road, as well as Sylvia Dr, Swanton Dr and Muriel Ct in their entirety from the project scope in order to adjust the project costs to \$2,199,000 (exclusive of HST). Once final project costs are accounted, any project cost beyond the current allocated budget will be redirected from any budget surplus in 2022 or be redirected from Capital reserve funds.

**Motion Carried**

## **12. Reports**

- 12.1 Town of Quispamsis - Building Report As At March 30, 2022
- 12.2 Planning Advisory Committee Meeting of March 8, 2022
- 12.3 CN Rail - Vegetation Program 2022
- 12.4 Kennebecasis Valley Fire Department Inc. - February 9, 2022 - Minutes, Financials & Reports



**Moved By** Councillor Olsen  
**Seconded By** Councillor Donovan

Reports be received and filed.

**Motion Carried**

13. **Business Arising from Committee of the Whole** (none)

14. **Adjournment**

**Moved By** Councillor Olsen  
**Seconded By** Councillor Donovan

Meeting adjourn.

**Motion Carried**

Meeting adjourned at 8:45 p.m.

X

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Elizabeth (Libby) O'Hara  
Mayor

X

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Lisa MacInnis  
Assistant Town Clerk