



**QUISPAMISIS TOWN COUNCIL
REGULAR MEETING
MINUTES
April 2, 2019, 7:00 pm
Council Chambers
Quispamsis Town Hall**

Present:

Mayor Gary Clark
Deputy Mayor Libby O'Hara
Councillor Beth Thompson
Councillor Pierre Rioux
Councillor Emil T. Olsen
Councillor Kirk Miller
Councillor Sean Luck
Councillor Lisa Loughery
Brandon, Krista; Town Treasurer
Kennedy, Aaron; Communications Manager
Losier, Gary; Director of Engineering & Works
Purton Dickson, Dana; Director of Community Services
Snow, Catherine; Town Clerk

Absent: Deuville, Susan; Chief Administrative Officer (vacation)

1. Approval of Agenda

Moved By Deputy Mayor O'Hara

Seconded By Councillor Olsen

The agenda be approved as prepared.

Motion Carried

2. Mayor's Comments

Mayor Clark announced the Quispamsis Comex Bus Route No. 52 will be free for everyone to ride on Friday, April 5, 2019, both morning and afternoon. He encouraged those in attendance to take the bus if they travel in and out of the City. He will be riding on the bus Friday morning to help raise awareness of this important public transit service during a live remote on 97.3 The Wave. The stops include the Vincent Road, the qplex and Parkside Drive before the Comex makes its way to King Square.

3. Moment of Reflection

Councillor Miller read the Moment of Reflection.

4. Disclosures of Interest

No disclosures were declared.

5. Presentations

5.1 Canada Winter Games 2019 - Recognition of Quispamsis Athletes, In Attendance

Mayor Clark recognized each of the community athletes who recently participated in the Canada Winter Games in Red Deer, Alberta, as part of Team New Brunswick. Each athlete was asked to stand when their name was called—

- Megan Costain, (Biathlon)
- Rachel Brewer, (Curling)
- Tyler Bishop, (Figure Skating)
- Shea-Lynne Blanchard, (Artistic Gymnastics)
- Amelie Blanton, (Artistic Gymnastics))
- Anna Rust, (Artistic Gymnastics)
- Patrick Talbot, (Artistic Gymnastics)
- Benjamin Talbot, (Artistic Gymnastics)
- Brandi Lingley (Judo)
- John Crawford, (Long-track Speed Skating)
- Alexandre Hayward (Wheelchair Basketball)
- Melissa Fong (Figure Skating) (Rothesay)
- Coach Nikki Marr-Woods (Figure Skating)
- Coach Nick Blanton (Artistic Gymnastics)

And, Special Mention was made of Isaiah Haya, who won a gold medal in boxing; and Cameron MacMaster who won a silver in Artistic Gymnastics.

Moved By Deputy Mayor O'Hara

Seconded By Councillor Thompson

Council congratulate and thank all local athletes and coaches who participated in the 2019 Winter Games representing Quispamsis on the national stage.

Motion Carried

5.2 Victoria Clark, Executive Director of Discover Saint John, - Canada 55+ Games Awarded the CSTA 2019 Prestige Award for Sports Event of the Year (Under \$1m Budget)

Ms. Victoria Clark informed those in attendance that Discover Saint John is a private public partnership between the City of Saint John and the City's Hotel Association. She announced the 2018 Canada 55+ Games event was this year's recipient of the CSTA, (Canadian Sport Tourism Alliance), Canadian Sport Event of the Year Award for Canada. The event, co-hosted by the City of Saint John and the Town of Quispamsis last August, celebrated healthy living in those aged 55 plus, brought in 2300 participants plus their family members to the Saint John region, and inspired many to compete provincially and nationally at future events. The event leveraged over 500 volunteers who gave thousands of hours, including co-chair, Councillor Emil Olsen, and Honorary Chair, Scott McCain. In addition, co-Chair, Ms. Barb Curry, was nominated as a finalist in the Volunteer of the Year Award category.

Ms. Clark stated sport tourism is the fastest growing segment of the tourism industry in Canada with over \$6.8 billion in annual spending by domestic and international visitors.

Moved By Councillor Luck

Seconded By Councillor Olsen

Ms. Clark be thanked for her presentation updating Council on the 2018 Canada 55+ Games Event being the recipient of the 2019 Prestige Award for Sports Event of the Year, and Discover Saint John be wished much success in its ongoing efforts to promote the greater Saint John Region.

Motion Carried

5.3 Volunteer Recognition Awards – 2019 – Officiated by Mayor Clark, Deputy Mayor O'Hara and Community Services Staff, Dana Purton Dickson and Megan Lucas

Volunteer Recognition Awards were presented to the following individuals:

- Norman Gaillard – Canadian Peacekeeping Veterans Association for Southern NB/Saskatchewan Interprovincial Chapters;
- Phyllis Currie – Kings Way Care Centre;

- Gary Stevens – Hockey Ministries International – Atlantic;
- Pat Ernst – KV Girls Softball Association;
- Tony Bogliuni – KV Committee for Disabled Persons;
- Paul Wilkins – Kennebecasis Regional Police Force;
- Evan & Shelley Doucet – PRO Kids;

Moved By Deputy Mayor O'Hara
Seconded By Councillor Miller

The recipients of the Town of Quispamsis' 2019 Volunteer Recognition Awards be congratulated, and Regular Session adjourn for a 15 minute reception in honour of the volunteers.

Motion Carried

6. Public Hearings (none)

7. Minutes of Previous Meetings

7.1 March 19, 2019 - Regular Meeting

Moved By Deputy Mayor O'Hara
Seconded By Councillor Rioux

Minutes be approved as prepared.

Motion Carried

8. Unfinished Business (none)

9. Correspondence

9.1 Gary Martin, Spokesperson, Cedar Ridge Boulevard Petition - Flooding Issues between Deer Path Court and Hampton Road

Mr. Martin read the petition, signed by 19 Cedar Ridge Boulevard residents, indicating 10 of these residents have had their basements flooded on at least one occasion during the three winter mega rain/snow storms of 2019. Mr. Martin stated it is his understanding that the Town is responsible for the maintenance of the 33 foot municipal right of way from the centre of the road to the property line, which includes ditches and culverts. When the Town has cleared the culverts and ditches from Deer Path Court to Lyman Street, there is not an issue, however when these ditches and culverts become plugged with compacted snow and ice, flooding occurs as there is no natural movement of storm water.

The residents, Mr. Martin said, are requesting in the short term a standing work order for the Town Work Crew's to attend to clearing the culverts/ditches in their area a day or two before a predicted storm of rain magnitude; and as a long term solution, installation of a storm sewer with catch basins before any road resurfacing is applied from Deer Path Court to Hampton Road, hopefully this year, or if not, as a priority for next year.

Mr. John Bacca of 51 Cedar Ridge Boulevard addressed Council as the second spokesperson for the group, stating he has resided at this address for the past 37 years, and flooding has been an issue all along as there is no grade to take the groundwater away.

The Director of Engineering & Works stated he would like to get his engineering crews to survey and measure the grades to provide Council with recommendations to address the residents' drainage concerns for consideration likely during budget time, unless Council wishes to approach a long term solution through a Local Improvement By-law. Council Members acknowledged it has been a difficult year for flooding at many locations around the Town this past winter, and thanked Mr. Martin and the Cedar Ridge Boulevard residents for their presentation.

Moved By Deputy Mayor O'Hara

Seconded By Councillor Luck

Mr. Martin and the Cedar Ridge Boulevard Residents' concerns and documentation be referred to the Director of Engineering & Works for review and recommendations to Council.

Motion Carried

10. By-laws (none)

11. New Business

11.1 Award of Tender for Snow Plow Services - Town of Quispamsis-Municipal Facilities - RFP 2019TQ03-7 Staff Recommendation

Moved By Councillor Miller

Seconded By Councillor Olsen

Council award the Snow Plow Services Town of Quispamsis Municipal Facilities 2019TQ03-7 to the low bidder, Renforth Construction Limited, for the bid price of \$3,410 (plus HST) per snowstorm.

Motion Carried

11.2 Award of Tender - Parks Department Tractor - RFP 2019TQ03-8 Staff Recommendation

Moved By Councillor Thompson

Seconded By Councillor Olsen

Council award Tender No 2019TQ03-8 New 45 H.P. Gross Tractor & Backhoe Attachment to the second low bid from Green Diamond Equipment for the bid price of \$58,600 (exclusive of HST), acknowledging that the low bid did not meet tender specification.

Motion Carried

11.3 Application for General 2019 Borrowing - Staff Report from Town Treasurer

Moved By Councillor Rioux

Seconded By Councillor Luck

That the Municipality of Quispamsis submit to the Municipal Capital Borrowing Board an application for authorization to borrow for capital expenses for the following terms and amounts:

PURPOSE	AMOUNT	TERM
<u>Transportation Services</u>		
2019 Street Capital - Paving	\$1,016,000	15 years
<u>Community Services</u>		
Meenan's Cove Upgrades – Preliminary Work	\$ 500,000	15 years

Motion Carried

11.4 Application for Utility 2019 Borrowing - Staff Report from Town Treasurer

Moved By Deputy Mayor O'Hara

Seconded By Councillor Luck

That the Municipality of Quispamsis submit to the Municipal Capital Borrowing Board an application for authorization to borrow for a capital expense for the following term and amount:

PURPOSE	AMOUNT	TERM
<u>Environmental Health Services</u>		
Water System Expansion – Old Coach to McCarron Dr.	\$500,000	25 years

Motion Carried

11.5 Resolutions - Building Permit Bonds – Staff Report from Director of Engineering and Works

Mr. Losier's Staff Report explained to Council as part of the Building Permit Process, applicants are required to post Construction Bond Security in order to guarantee completion of their project in accordance with the Building Code, Municipal By-laws and submitted development plans. These bonds are reviewed annually and outstanding projects are reviewed to determine the nature of the remaining item and the potential for completion. Staff make an effort to contact any applicant with outstanding bonds to provide them with an opportunity to fulfill the conditions of security and have the bond released.

If the applicant chooses not to complete their obligations or no longer exists as a company, then the bond is considered forfeited to the Town as penalty. The Town is not under an obligation to complete the outstanding work and will flag the address on the Provincial Land Gazette for prospective purchasers to address during any transactions. Any revenue forfeited to the town will be deposited to general revenue and allocated in accordance with budget requirements.

11.5.1 Blair Construction Ltd.

Moved By Councillor Luck

Seconded By Councillor Loughery

WHEREAS Section 13 of the Building By-law #044 provides for the payment of cash deposits as a condition of the issuance of Building Permits to ensure compliance with the By-law's provisions.

AND WHEREAS Blair Construction Ltd. made a cash deposit of \$1,800.00 to secure their compliance with the provisions of the Building

By-law in connection with a building permit issued for 18 Enterprise Drive, PID 30281158, on June 18, 2013.

AND WHEREAS there has been non-compliance with the By-law, particulars of which are as follows:

The work for which a Building Permit has been issued shall be carried out in conformance with the Code as required by Section 5.C. of the By-law.

NOW THEREFORE be it resolved the said deposit is hereby forfeited to the Town of Quispamsis and the Town Treasurer is directed to record the forfeiture as required.

Motion Carried

11.5.2 EXP

Moved By Deputy Mayor O'Hara

Seconded By Councillor Olsen

WHEREAS Section 13 of the Building By-law #044 provides for the payment of cash deposits as a condition of the issuance of Building Permits to ensure compliance with the By-law's provisions.

AND WHEREAS "EXP" made a cash deposit of \$450.00 to secure their compliance with the provisions of the Building By-law in connection with a building permit issued for 173 Hampton Road, PID30219422, on July 1, 2013.

AND WHEREAS the bond holder has voluntarily forfeited their bond to the town.

NOW THEREFORE be it resolved the said deposit is hereby forfeited to the Town of Quispamsis and the Town Treasurer is directed to record the forfeiture as required.

Motion Carried

11.5.3 Pathway Holdings Ltd

Moved By Councillor Miller

Seconded By Councillor Luck

WHEREAS Section 13 of the Building By-law #044 provides for the payment of cash deposits as a condition of the issuance of Building Permits to ensure compliance with the By-law's provisions.

AND WHEREAS Pathway Holdings Ltd made a cash deposit of \$2,925.00 and 6,825.00 to secure their compliance with the provisions of the Building By-law in connection with a building permit issued for 60 Millennium Drive, PID30298830, on October 5, 2012 and November 7, 2012.

AND WHEREAS there has been non-compliance with the By-law, particulars of which are as follows:

The work for which a Building Permit has been issued shall be carried out in conformance with the Code as required by Section 5.C. of the By-law.

NOW THEREFORE be it resolved the said deposit is hereby forfeited to the Town of Quispamsis and the Town Treasurer is directed to record the forfeiture as required.

Motion Carried

11.5.4 Castle Rock Construction

Moved By Councillor Loughery

Seconded By Deputy Mayor O'Hara

WHEREAS Section 13 of the Building By-law #044 provides for the payment of cash deposits as a condition of the issuance of Building Permits to ensure compliance with the By-law's provisions.

AND WHEREAS Castle Rock Construction Ltd. made a cash deposit of \$2,020.00 to secure their compliance with the provisions of the Building By-law in connection with a building permit issued for 11 Recreation Centre Road, PID00440370, on October 24, 2011.

AND WHEREAS there has been non-compliance with the By-law, particulars of which are as follows:

Inspections and work not completed within the one (1) year time frame as required by Section 13.B.i. of the By-law.

NOW THEREFORE be it resolved the said deposit is hereby forfeited to the Town of Quispamsis and the Town Treasurer is directed to record the forfeiture as required.

Motion Carried

11.5.5 Steven Bent

Moved By Councillor Olsen

Seconded By Councillor Miller

WHEREAS Section 13 of the Building By-law #022 provides for the payment of cash deposits as a condition of the issuance of Building Permits to ensure compliance with the By-law's provisions.

AND WHEREAS Steven Bent made a cash deposit of \$1,500.00 to secure their compliance with the provisions of the Building By-law in connection with a building permit issued for 18 Enterprise Drive, PID30246185, on September 10, 2007.

AND WHEREAS there has been non-compliance with the By-law, particulars of which are as follows:

Inspection results were not provided as required by Section 13.A.i.c. of the By-law.

NOW THEREFORE be it resolved the said deposit is hereby forfeited to the Town of Quispamsis and the Town Treasurer is directed to record the forfeiture as required.

Motion Carried

11.5.6 Sarlin Subway

Moved By Councillor Thompson

Seconded By Deputy Mayor O'Hara

WHEREAS Section 13 of the Building By-law #044 provides for the payment of cash deposits as a condition of the issuance of Building Permits to ensure compliance with the By-law's provisions.

AND WHEREAS Sarlin Subway made a cash deposit of \$500.00 to secure their compliance with the provisions of the Building By-law in connection with a building permit issued for 10 Millennium Drive, PID114595, on November 7, 2013.

AND WHEREAS there has been non-compliance with the By-law, particulars of which are as follows:

Inspections and work not completed within the one (1) year time frame as required by Section 13.B.i. of the By-law.

NOW THEREFORE be it resolved the said deposit is hereby forfeited to the Town of Quispamsis and the Town Treasurer is directed to record the forfeiture as required.

Motion Carried

11.5.7 Robert Stevens

Moved By Councillor Miller

Seconded By Councillor Luck

WHEREAS Section 13 of the Building By-law #044 provides for the payment of cash deposits as a condition of the issuance of Building Permits to ensure compliance with the By-law's provisions.

AND WHEREAS Robert Stevens made a cash deposit of \$1,490.00 to secure their compliance with the provisions of the Building By-law in connection with a building permit issued for 11 Jupiter Drive, PID30219422, on November 14, 2011.

AND WHEREAS there has been non-compliance with the By-law, particulars of which are as follows:

Inspections and work not completed within the one (1) year time frame as required by Section 13.B.i. of the By-law.

NOW THEREFORE be it resolved the said deposit is hereby forfeited to the Town of Quispamsis and the Town Treasurer is directed to record the forfeiture as required.

Motion Carried

11.5.8 Bison Investment

Moved By Councillor Luck

Seconded By Councillor Miller

WHEREAS Section 13 of the Building By-law #022 provides for the payment of cash deposits as a condition of the issuance of Building Permits to ensure compliance with the By-law's provisions.

AND WHEREAS Bison Investment made a cash deposit of \$6,000.00 to secure their compliance with the provisions of the Building By-law in connection with a building permit issued for 89, 91,93 Pettingill Road, PID00252536, on July 24, 2008.

AND WHEREAS there has been non-compliance with the By-law, particulars of which are as follows:

Inspection results were not provided as required by Section 13.A.i.c. of the By-law.

NOW THEREFORE be it resolved the said deposit is hereby forfeited to the Town of Quispamsis and the Town Treasurer is directed to record the forfeiture as required.

Motion Carried

11.5.9 Vanbetlehem Architect Inc.

Moved By Deputy Mayor O'Hara

Seconded By Councillor Luck

WHEREAS Section 13 of the Building By-law #044 provides for the payment of cash deposits as a condition of the issuance of Building Permits to ensure compliance with the By-law's provisions.

AND WHEREAS Vanbetlehem Architect Inc. made a cash deposit of \$506.00 to secure their compliance with the provisions of the Building By-law in connection with a building permit issued for 8 Millennium Drive, PID114595, on November 1, 2013.

AND WHEREAS there has been non-compliance with the By-law, particulars of which are as follows:

Inspections and work not completed within the one (1) year time frame as required by Section 13.B.i. of the By-law.

NOW THEREFORE be it resolved the said deposit is hereby forfeited to the Town of Quispamsis and the Town Treasurer is directed to record the forfeiture as required.

Motion Carried

11.6 Award of Tender No. 2019TQ03-11 - New 2019 4 x 2 3/4 Ton Regular Cab Truck

Moved By Councillor Rioux

Seconded By Councillor Luck

Based on staff review and information it is recommended that Council award tender no 2019TQ03-11 New 2019 4x2-¾ ton Truck & Cap to Downey Ford Sales for the bid price of \$38,033.00 (exclusive of HST and licensing).

Motion Carried

12. Reports

12.1 Planning Advisory Committee Minutes of Meeting - March 12, 2019

Moved By Councillor Loughery

Seconded By Councillor Olsen

Reports be received and filed.

Motion Carried

13. Business Arising from Committee of the Whole

13.1 Phase 3 of the Ritchie Lake Wastewater Collector Project – Longwood WWPS

Moved By Councillor Luck

Seconded By Councillor Thompson

Staff be authorized to enter into negotiation with Crandall Engineering to proceed with the completion of design and the tender of the Longwood WWPS for construction in 2019, (Phase 3 of the Ritchie Lake Wastewater Collector Project). In addition, Staff to submit to Council recommendations concerning the process for selection of a Consulting Engineering firm for the award of the design, tender, and contract administration of the remaining priority items.

Motion Carried

14. Adjournment

Moved By Councillor Olsen

Seconded By Councillor Miller

Meeting adjourn.

Motion Carried

Meeting adjourned at 8:50 p.m.

X

Gary Clark
Mayor

X

Catherine P. Snow
Clerk

