

QUISPAMISIS TOWN COUNCIL

REGULAR MEETING

MINUTES

October 2, 2018, 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

Brandon, Krista, Town Treasurer
Deuville, Susan; Chief Administrative Officer
Kennedy, Aaron; Communications Manager
Losier, Gary; Director of Engineering & Works
Purton Dickson, Dana; Director of Community Services
Snow, Catherine; Town Clerk

Absent: Councillor Sean Luck (personal)
Councillor Lisa Loughery (out of town)

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 and Deputy Mayor O'Hara officiated a presentation of Long Service Awards, which were recognized at the September 28-30, 2018 UMN Conference, to the following recipients:

- *Councillor Pierre Rioux – 14 years of Municipal Service*
- *Councillor Lisa Loughery – 17 years (Not present) of Municipal Service*
- *Councillor Beth Thompson – 21 years of Municipal Service*
- *Councillor Emil T. Olsen – 26 years of Municipal Service*

Mayor Clark further recognized Councillor Emil Olsen, who, at the UMN Conference, was presented the 2018 Louise Breau Memorial Award. This award is bestowed annually upon an elected official who has demonstrated a spirit of dedication similar to that of the late Mayor Louise Breau of Millville, NB. Councillor Olsen, like Mayor Breau, has worked diligently towards the betterment of his community, wanting to be involved and to help out in any capacity no matter how big or small the effort. A round of applause followed in acknowledgment of Mayor Olsen being the recipient of the 2018 Louise Breau Memorial Award.

3. **Moment of Reflection** - Councillor Thompson read the Moment of Reflection.

4. **Disclosure of Interest (none)**

5. **Presentations (none)**

6. **Public Hearings (none)**

7. **Minutes of Previous Meetings**

7.1 September 18, 2018 - Regular Meeting

Moved By Deputy Mayor O'Hara

Seconded By Councillor Rioux

Minutes be approved as prepared.

Motion Carried

8. **Unfinished Business**

.8.1 (Apr. 17/18) Performance Audit – Staff Report from CAO Susan Deuille

A Staff Report from CAO Deuille informed Council six proposals were received to provide Consulting Services for an Internal Performance Audit Review. The Evaluation Team felt Grant Thornton provided the best overall proposal offering the best value for taxpayers' dollars, offering to deliver a final product that would

provide the Town with a full, in-depth, operations audit that would support the Town in its continuous efforts to deliver municipal services as effectively and efficiently as possible. This was reflected in their methodology, their experience with municipal operations and the high volume of hours they propose to commit to the project.

Moved By Councillor Olsen

Seconded By Councillor Miller

Council refer \$97,720 plus HST to the 2019 Budget Deliberation process based on Grant Thornton's proposal for a Performance Audit Review of Town Operations; recognizing an award of the RFP will be contingent upon the outcome and final approval of the 2019 budget process.

Motion Carried

Against (1): Councillor Thompson

8.2 (Sept.18/18) Harbour Station Vacancy - Recommendation from Nominating Committee

Moved By Deputy Mayor O'Hara

Seconded By Councillor Miller

Councillor Rioux be appointed to fill the current vacancy as Quispamsis' representative on the Harbour Station Board of Directors for a six (6) month term, effective immediately and expiring May 1, 2019.

Motion Carried

Moved By Councillor Miller

Seconded By Councillor Olsen

A letter be issued to Ms. Kara McCready thanking her for the many years of dedicated service as the Town's representatives on the Harbour Station Board of Directors.

Motion Carried

8.3 Noise By-law Review - Memo from Town Solicitor

The Town Solicitor's memorandum informed Council he and Staff Members have reviewed the provisions of the Town's Noise By-law as well as by-laws of other jurisdictions. The outcome of the discussions recommend that the Noise By-law

not be amended at this time; the Town or police force consider the acquisition of a decibel meter for evidentiary purposes; and an exception not be made to the noise by-law to provide that the by-law would not apply to commercial establishments who play music outside their premises as there are many businesses located near residential properties in the Town. Currently it is not a breach of the by-law to play outside music, as long as it does not create a disturbance.

8.3.1 (June 19/18) Aphrodite's Hair Studio Inc. - Request to Amend Noise By-law to Permit Outdoor Music at Commercial Establishments

Moved By Councillor Rioux

Seconded By Deputy Mayor O'Hara

Correspondence be issued to Ms. Monique O'Brien Robichaud thanking her for her Presentation before Council in June; and advising her that, following a review of the Town's Noise By-law, Council will not be adding an exception to the by-law to provide that the by-law would not apply to commercial establishments who play music outside their premises as there are many businesses located near residential properties in the Town. The letter to note that it is currently not a breach of the by-law to play outside music, however, it must not create a disturbance. In addition, Ms. O'Brien Robichaud be asked to relocate or redirect her outdoor speakers away from the adjacent residential properties and control the loudness of music being played so as not to be in breach of the by-law.

Motion Carried

8.3.2 (July 17/18) Mr. Fred Short - Noise Complaint Process - Request for a More Defined Threshold Reading As to What Constitutes a Noise Disturbance

Moved By Councillor Thompson

Seconded By Councillor Rioux

A letter be issued to Mr. Short thanking him for bringing his concerns to Council, and advising him that following a review of the Town's Noise By-law, it has been decided that the By-law will not be amended at this time to incorporate a particular decibel reading, noting the reasoning for this decision is that there are numerous examples of noises which are disturbing even though they would probably fall below an arbitrary decibel

level set out in a by-law; however, this does not prohibit the Town or the Police Force from using a decibel meter for evidentiary purposes.

Motion Carried

8.4 (Sept.18/18) Art4Life - Request for Use of Town Space - Ms. Anita Punamiya, Founder & CEO

Staff Report from Director of Community Services

A Staff Report from the Director of Community Services informed Council Ms. Punamiya's request for space one day per week to hold the Art4Life Program does not meet the parameters of the policy for waiving of facility rental fees, which is why it is before Council. Ms. Purton Dickson advised Council the Moosehead Conference Centre at the qplex is available for a full day one day per week. The rental rate is \$185 per day. The request to waive fees for the pilot program, which would run one day per week from April 2019 until December 2020 or 92 weeks, would be valued at \$19,573. If the fees are waived, Ms. Punamiya would still be required to sign a Facility Use Agreement, pay the damage deposit, provide insurance and leave the facility clean and as it was found.

Moved By Deputy Mayor O'Hara

Seconded By Councillor Miller

Council turn down Ms Punamiya's request to waive fees for space at a Town facility, one day per week from April 2019 to November 2020, as the request does not meet the Town's new Facilities Policy for Waiving of Fees.

Motion Carried

8.5 (Sept.4/18) Nex Gen Energy Audit Proposal for Town Facilities (Mark McAloon) - Staff Report from Director of Community Services

A Staff Report from the Director of Community Services responded to NexGen Energy's request to perform energy audits on town facilities, (Civic Centre, Town Hall, Beach House), at a cost of \$9,500 before incentives are applied through NB Power's Commercial Buildings Retrofit Program, with the net costs of the audits at \$6,200. She informed Council in Staff discussions it was determined that it would be best to focus on the Town Hall initially for an Energy Audit. If approved by Council during the budget process, staff could then proceed with calling a RFP for this service. NexGen she noted, would be welcome to submit a proposal in response to the RFPs.

Moved By Deputy Mayor O'Hara
Seconded By Councillor Olsen

That the Town include funding to perform an energy audit of the Town Hall building as part of the 2019 budget process, taking into account funding partnership opportunities under the NB Power Commercial Buildings Retrofit Program, (up to \$3300 towards each audit and up to \$75,000 towards the implementation of energy upgrades), and if the energy audit is approved as part of the final budget process, then Staff in the New Year be directed to put out an RFP for this project.

Motion Carried

9. Correspondence (none)

10. By-laws

10.1 (May 15/18) 224 Hampton Road – PID No. 251825 – Rezoning Application – Residential (R1) to Central Commercial (CC) - Proposed Psychology & Wellness Clinic and Professional Office Space – Applicant, Dr. Caley McNamara Crowdis

A Staff Report from the Municipal Planning Officer informed Council that in order to finalize the Development Agreement, a transfer in land ownership needs to occur. To finalize the agreement and continue to move the development forward, Staff is recommending third and final reading be given to the Municipal Plan By-law and Zoning By-law amendments, subject to the execution of a development agreement and the posting of security bonding with the Town. Since there have been no objections or concerns expressed to the proposed development, and it carries the support of PAC, it would be reasonable for Council to move forward on the final readings of the amendments.

Moved By Councillor Olsen
Seconded By Councillor Miller

Council give third and final reading to Municipal Plan By-law 054-01 to re-designate the property at 224 Hampton Road (PID PID 251835) from Single or Two Family Dwelling (R1) to Central Commercial (CC) for the construction of a two-storey 557 sq. metre (6000 sq.ft) Professional Business Office building (3000 sq. ft per level); subject to the execution of a Development Agreement and posting of Security Bonding with the Town.

Motion Carried

Moved By Councillor Miller
Seconded By Councillor Olsen

Council give third and final Reading to Zoning By-law Amendment No. 38-27 to rezone the property at 224 Hampton Road (PID PID 251835) from Single or Two Family Dwelling (R1) to Central Commercial (CC) for the construction of a two-storey 557 sq. metre (6000 sq.ft) Professional Business Office building (3000 sq. ft per level); subject to the execution of a Development Agreement and posting of Security Bonding with the Town.

Motion Carried

Both the above referenced by-law amendments were read in their entirety.

11. New Business (none)

12. Reports

12.1 Prude Inc. – Annual Diversity Champions Awards Formal – November 16, 2018

12.2 Usher Syndrome Awareness Day - September 15th - Request for Proclamation

Moved By Councillor Olsen
Seconded By Councillor Miller

The Council of the Town of Quispamsis go on record recognizing that September 15th is “Usher Awareness Day” to promote awareness of this rare genetic or inherited progressive condition that affects hearing, vision and balance, and a link to the Usher Syndrome Awareness page be provided on the Town’s website in response to correspondence received from Quispamsis residents, Fran and John Hickmott of have two grandchildren afflicted with this disease.

Against (1): Councillor Rioux

Motion Carried

12.3 Quispamsis Emergency Preparedness Team Minutes of September 20, 2018

12.4 Kennebecasis Valley Fire Department Inc. – July 11, 2018 Meeting Minutes, Financials and Chief’s Report

12.5 Kennebecasis Regional Police Force – Crosswalk Safety Near QES, Hampton Road

12.6 PAC – Letter to Residents Re Habitat for Humanity’s Request for Land Donation and Rezoning

Moved By Councillor Olsen
Seconded By Deputy Mayor O'Hara

Reports be received and filed.

Motion Carried

13. Business Arising from Committee of the Whole

13.1 Canada Games Aquatic Centre - Contribution Request

Moved By Deputy Mayor O'Hara
Seconded By Councillor Olsen

The Council of the Town of Quispamsis contribute the additional funding, as requested, in the amount of \$54,281 to the Canada Games Aquatic Centre with funding to come from the Town's Reserve Fund and/or Year End Surplus.

Motion Carried

14. Adjournment

Moved By Deputy Mayor O'Hara
Seconded By Councillor Thompson

Meeting adjourn to October 16, 2018.

Motion Carried

Meeting adjourned at 7:50 p.m.



Mayor Gary Clark



Catherine Snow, Clerk

