



QUISPAMIS TOWN COUNCIL
REGULAR MEETING
MINUTES

October 6, 2020, 7:00 pm
Council Chambers
Quispamsis Town Hall

Present:

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

1. Approval of Agenda

Moved By Councillor Miller

Seconded By Councillor Luck

The Agenda be approved as amended by reordering Item 13. a. bringing it forward as Item 5. a. so that those in attendance or those listening to the meeting on the Town's Facebook page with respect to this matter will not have to wait until the end of the meeting.

Motion Carried

2. Mayor's Comments

Mayor Clark welcomed everyone back to in-person meetings noting Council has not conducted a full meeting in the Council Chambers since February 18, 2020 due to the Covid-19 Pandemic. Protocols are in place for the safety of those attending including active screening, signing the visitor's log and wearing face coverings. He thanked the CAO and her Staff for their preparation in making the room in-person ready, including the installation of plexi-glass between the Council table seats.

Mayor Clark also noted Public Health's advice and guidance on Halloween this year which is permitted under the Province's *Halloween Safety Guidelines* to ensure public safety while going door-to-door, including wearing a community face mask, frequent hand washing, sanitizing doorknobs, etc., and consideration of offering non-food treats such as stickers or colourful pencils, etc. Those participating door to door, he cautioned, should avoid contact with high risk persons for several days afterwards.

3. Moment of Reflection – Deputy Mayor O'Hara read the Moment of Reflection.

4. Disclosures of Interest

4.1 Councillor Olsen - Reconsideration of Decision Re Wash 66 Ltd. - 7 Pettingill Road - Car Wash Operation (Recused from Discussions)

5. Business Arising from Committee of the Whole

Councillor Olsen left the meeting.

5.1 Reconsideration of Decision Re Wash 66 Ltd. - 7 Pettingill Road - Car Wash Operation

Councillor Olsen left the meeting.

Moved By Councillor Luck

Seconded By Councillor Loughery

Pursuant to Section 20 of the Town of Quispamsis' Procedural By-law No. 033; Council reconsider its decision made at the July 21, 2020 Regular Meeting to deny approval of Wash 66 Ltd.'s application to amend their Agreement.

Motion Carried (6-1)

Against (1): Deputy Mayor O'Hara

The Municipal Planning Officer related the Town has received additional representation from Wash 66 Ltd. questioning the basis for Council's decision to deny the use of a well to supply water for car wash operations at 7 Pettingill Road. Further, the representation questioned Council's legal authority to render a decision of denial given that the Town's municipal by-laws establish criteria for

approval of land uses that require larger water demands; which Wash 66 Ltd. had provided and demonstrated they had the available water quantities to support. In addition, the representation questioned the Town's ability to exercise authority over well water usage on private property.

Mr. Colbourne summarized the contents of the amending agreement signed by the application, October 1, 2020 stating it aligns with the recommendations and requirements of the Fundy Engineering Comprehensive Water Source and Supply Assessment and provides for ongoing monitoring of the well by Wash 66 Ltd. under the review of a professional hydrogeologist. An annual report of the water demands on the well and the overall impacts to the water table is required to be drafted by a hydrogeologist and made available to the Town for compliance with the requirements of the development agreement.

Further, the Municipal Planning Officer stated, it is important to understand the onus on compliance with the recommendations of the CWSSA and the Provincial Acts and Regulations that govern groundwater use is on Wash 66 and the professional scientist who completed the study. It is the Town's responsibility to establish criteria that must be met to permit land uses that may place larger demands on groundwater. Regulatory requirements for extraction of groundwater, the volumes that can be extracted, the monitoring thereof, compliance with permits for groundwater extraction, etc., is a Provincial responsibility under the *Clean Water Act*, Well Water Regulations and Potable Water Regulations.

Council Members acknowledged one of the big differences in the amending agreement before them this evening is Section 1. (g), which requires that the Owner shall at all times comply with the *Clean Water Act*, and Water Well Regulation 90-79.

Reference was made to the Hydrogeological Modelling Study that was done for the Town in 2016, which demonstrated at the time the water table in the community supplies sufficient groundwater flows, recharged by snow and rain, to support continued growth of the Town on a groundwater system. Monitoring wells were established within a regulatory framework at that time to continuously monitor the Town's groundwater resource.

Moved By Councillor Luck

Seconded By Councillor Rioux

Council approve Wash 66 Ltd.'s application to use a well for the car wash operation at 7 Pettingill Road subject to the terms and conditions stated in the revised version of the Amending Agreement, hand delivered October 1, 2020 by Mel Norton's office; and signed by the applicant, Dr. Jeff Sheppard, which accurately reflects

the Fundy Engineering recommendations for the use of a well for the car wash operation.

Against (1): Deputy Mayor O'Hara

Motion Carried

Councillor Olsen returned.

6. Presentations (none)

7. Public Hearings (none)

8. Minutes of Previous Meetings

8.1 September 15, 2020 - Regular Meeting

Moved By Councillor Rioux

Seconded By Councillor Luck

Minutes be approved as prepared.

Motion Carried

9. Unfinished Business (none)

10. Correspondence

10.1 Joint Finance Committee Recommendations on KV Regional Budgets (from September 24, 2020 Meeting)

10.1.1 Kennebecasis Public Library's Proposed 2021 Budget

Moved By Deputy Mayor O'Hara

Seconded By Councillor Thompson

Council accept the Joint Finance Committee's recommendation to accept the Proposed 2021 Kennebecasis Public Library Budget as presented, representing a Municipal Funding Request of \$227,872; a 3% increase over 2020.

Motion Carried

10.1.2 Kennebecasis Valley Fire Department Inc.'s Proposed 2021 Budget

Moved By Councillor Luck

Seconded By Deputy Mayor O'Hara

Council accept the Joint Finance Committee's recommendation to accept the Proposed 2021 Kennebecasis Valley Fire Department Inc's Proposed 2021 Budget as presented, representing a total Operating Budget of \$5,624,058; a 5.64% increase over 2020; (includes Telecom Dispatch Contract), and a Proposed 2021 Capital Budget, totaling \$333,000.

Motion Carried

10.1.3 Kennebecasis Regional Joint Board of Police Commissioners' Proposed 2021 Budget

Moved By Councillor Miller

Seconded By Councillor Loughery

Kennebecasis Regional Joint Board of Police Commissioners' Proposed 2021 Budget – Council accept the Joint Finance Committee's recommendation to accept the Proposed 2021 Kennebecasis Regional Joint Board of Police Commissioners' Budget with the removal of the hiring of the three (3) Additional Term Officers from the 2021 budget, resulting in a reduced budget of \$6,991,990; a 6.305% increase over 2020, (includes Telecom Dispatch Budget), plus the \$213,750 extraneous labour costs, up 11% over the 2020 amount.

Motion Carried

10.2 Crosswalk Request 97 Vincent Road – Michael and Katherine Briggs

Correspondence from Mr. and Mrs. Briggs requested a crosswalk be installed in the vicinity of 97 Vincent Road to make it safer for the afterschool children who must cross the street to access the daycare.

A Staff Report from the Director of Engineering & Works indicated a daycare worker meets the after school children at the bus stop near the Convenience Store and escorts them across the crosswalk to the sidewalk on the opposite side of the street, down to the daycare, and then they cross the street again to access the daycare. Mr. Losier informed Council crosswalks are considered to exist whether marked or not at all intersections along streets. In this case the requested crosswalk would be located as a mid-block crossing across the Vincent Road.

Moved By Councillor Olsen

Seconded By Councillor Miller

Since the request for a mid-block crosswalk installation for two escorted children to use once a day does not fall under the normal town considerations and practice for Crosswalk installation, the request be denied.

Motion Carried

10.3 Terena Starkey and Kevin Snihur - Summer Court/Fairholme Street - Request for Sidewalk to Address Pedestrian Safety Concerns

Kevin Snihur, In Attendance to Expand on Letter

Mr. Snihur expanded on his wife, Terena Starkey's correspondence regarding the issue of safety for walkers to Quispamsis Elementary School via the back pathway along Fairholme Street and Summer Court. He noted during drop off and pick up times, particularly in the mornings, multiple cars are parked on both sides of the road at the bend of Summer Court resulting in a narrowing of the road down to one lane. All pedestrians must walk across Summer Court or from the same side of the path, which means children and their parents are walking near the middle of the road or on the grass of private properties. Once winter comes, snow makes the roads even narrower. Many motorists, he said, use this route as a short cut between Hampton Road and Millennium Drive compounding the traffic flow congestion in this area. Mr. Snihur requested a sidewalk be installed for the safety of pedestrians, and possibly a roadside mirror near the bend to help drivers see oncoming cars. He added serious consideration should be given to reopening Autumn Avenue to access Millennium Drive as it would benefit the larger population within the community.

Moved By Deputy Mayor O'Hara

Seconded By Councillor Olsen

Ms. Starkey and Mr. Snihur be thanked for their presentation and the issue of congested traffic and pedestrian safety in the area of Summer Court/Fairholme Street be referred to the Kennebecasis Regional Police Force's Traffic Division to review the Summer Court area during school drop off and pick up hours, and further, the area be re-scheduled for Engineering Department Traffic Review for signage, speeds and vehicle volumes.

Motion Carried

10.4 Patricia Pomeroy - Request for Public Skating at qplex

Staff Report from Director of Community Services re Public Skating

Ms. Pomeroy's letter requested the reopening of Public Skating at the qplex this fall, acknowledging the benefits it provides for the young people who look forward to participating in the public skate.

Ms. Purton Dickson expanded upon her Staff Report noting Staff is currently working on a schedule that will include a couple of hours of public skating per week. They are investigating an automated system to allow for contact tracing for both the walking track and public skating and hope to implement a new system in December. The current user groups that are booking for space, such as soccer, hockey, figure skating, etc., are required to provide their own tracking information, but as there is no user group booking for the walking track or ice for public skating, the responsibility for tracking lies with the Town. Currently those using the walking track are checking in at the qplex admin office. With each decision to offer more services, she added, the Department must evaluate their ability to provide the required sanitization in keeping with the Chief Medical Officer of Health's directives through the mandatory Provincial State of Emergency..

Moved By Councillor Luck

Seconded By Councillor Miller

The information related in Ms. Purton Dickson's Staff Report concerning the Town's plans to incorporate Public Skating in its weekly schedule at the qplex in December be forwarded to Ms. Pomeroy, and her letter be received and filed, with thanks.

Motion Carried

10.5 Draft Congratulatory Letters to Premier Higgs, and Ministers of Local Government and Environment

Moved By Deputy Mayor O'Hara

Seconded By Councillor Thompson

The draft correspondence be issued to Premier Blaine Higgs, and to the Honourable Daniel Allain, the new Minister of Local Government and Local Governance Reform; and to the Honourable Gary Crossman, new Minister of Environment and Climate Change and Minister Responsible for Regional Development Corporation congratulating them on their recent election victories and their new appointments to the Executive Council.

Motion Carried

10.6 CN Rail - 100 Anniversary Commemorative Book - 100 Years of Building a Legacy Together and Offer of Monetary Donation to Local Library

Councillor Rioux, Council's representative on the Kennebecasis Public Library Board, acknowledged CN's donation of their 100th Anniversary Commemorative Book to the local library, as well as their pledge to make a \$10,000 donation to public library's in the community. Mayor Clark presented the Commemorative Book to Councillor Rioux who stated he will pass it along to the Library for display at his next KPL Board Meeting. He suggested the idea of calling upon model train enthusiasts to display their model trains at the library to help commemorate CN's 100th Anniversary.

Moved By Councillor Rioux

Seconded By Councillor Olsen

Mr. Finn be thanked for his correspondence, and his letter be forwarded to Laura Corscadden, Kennebecasis Public Library Director for follow up with respect to the donation offer of \$10,000, along with the copy of CN's 100 anniversary commemorative book to be added to the library's collection.

Motion Carried

10.7 Shirley and Chris Fraser - Request for Sidewalks - French Village Road

Mr. and Mrs. Fraser's correspondence requested sidewalks be installed on the Quispamsis portion of the French Village Road due to high traffic speeds and several bends in the road creating an unsafe passage for pedestrians to walk, particularly in the area from Tacoma Drive to Rothesay.

A Staff Report from the Director of Engineering and Works noted the French Village Road was recently resurfaced and widened to accommodate a defined walking lane along the shoulder. Council has determined the level of service and priorities for sidewalk installation has been near designated walking paths to schools along main roads, portions of side streets that feed into these main roads and other high volume pedestrian routes.

Moved By Councillor Thompson

Seconded By Councillor Luck

Mr. and Mrs. Fraser be informed there are no immediate plans to install sidewalks along the French Village Road at this time since the street has been recently resurfaced and that future considerations will be made in accordance with Asset Management priorities and Transportation Master Plans for the community.

Motion Carried

- 10.8 Sara Magill, Decoding Dyslexia New Brunswick - Request to Install a Red Light at Town Hall in Recognition of "Mark It Red for Dyslexia" Campaign a Day in October

Moved By Councillor Thompson

Seconded By Deputy Mayor O'Hara

In response to Decoding Dyslexia New Brunswick's request, an exterior 'red light' will be installed outside the Town Hall to signify Council's support of the "Mark It Red for Dyslexia" Campaign to raise awareness around dyslexia for a day in October.

Motion Carried

11. By-laws (none)

12. New Business

- 12.1 Capital Reallocation to Works Department - Sewer Connection - Staff Report from Director of Engineering & Works

Moved By Councillor Loughery

Seconded By Councillor Olsen

The town reallocate up to \$95,000 to the proposed 2020 Works Dept Sanitary system upgrades project from the \$200,000 budget that was identified for the Backhoe replacement in the 2020 General Capital budget and staff prepare a revised budget amount for consideration of the Backhoe replacement in the upcoming 2021 Budget process.

Motion Carried

- 12.2 Serenity Heights Subdivision Phase 1-B (PID 253203) – Council Assent

Moved By Councillor Miller

Seconded By Councillor Luck

The Council grant assent to the Serenity Heights Subdivision Plan Phase 1-B, subject to the execution of a standard Subdivision Development Agreement, so the plan can be stamped and signed by the Town Clerk and Development Officer for registration in the provincial land registration system.

Motion Carried

- 12.3 Woodleigh Park Subdivision – Phase 28A – Council Assent

Moved By Councillor Luck

Seconded By Deputy Mayor O'Hara

The Council grant assent to Woodleigh Park Subdivision Phase 28A, subject to execution of a standard Subdivision Development Agreement, so the plan can be stamped and signed by the Town Clerk and Development Officer for registration in the provincial land registration system.

Motion Carried

13. Reports

13.1 Carolyn McCoy, RRT, Request for Recognition of Respiratory Therapists During Respiratory Therapy Week - October 25 -31, 2020

Councillor Thompson acknowledged October 25 – 31, 2020 is Respiratory Therapy Week, noting the very important role Respiratory Therapists play in healthcare, especially during the COVID-19 pandemic.

Moved By Councillor Luck

Seconded By Councillor Loughery

Reports be received and filed.

Motion Carried

13.2 Planning Advisory Committee Meeting Minutes of August 11, 2020

13.3 Steve Sanderson – ruminations on Municipal Planning Re Multiple Residential Housing Developments

14. Adjournment

Moved By Deputy Mayor O'Hara

Seconded By Councillor Thompson

Regular Meeting adjourn to October 20, 2020. Meeting adjourned at 8:30 pm.

Motion Carried

X

G a r y C l a r k
M a y o r

X

C a t h e r i n e P. S n o w
C l e r k