



## QUISPAMISIS TOWN COUNCIL REGULAR MEETING MINUTES

June 17, 2014, 7:00 p.m.  
Council Chambers  
Quispamsis Town Hall

Members Present: Mayor G. Murray Driscoll  
Deputy Mayor Libby O'Hara  
Councillor Gary Clark  
Councillor Lisa Loughery  
Councillor Kirk Miller  
Councillor Emil T. Olsen  
Councillor Pierre Rioux  
Councillor Beth Thompson

Staff Present Deville, Susan; Acting CAO  
Losier, Gary; Director of Engineering & Works  
McGraw, Jo-Anne; Town Treasurer  
Purton Dickson, Dana; Director of Community Services  
Snow, Catherine; Town Clerk

### 1. Approval of Agenda

**Moved By** Councillor Clark  
**Seconded By** Councillor Thompson

Agenda be approved as prepared.

**Motion Carried.**

### 2. Mayor's Comments

KVHS Graduation Prom & Ceremony – June 18 & 20, 2014 – qplex - Mayor Driscoll acknowledged this will be the second year the KVHS Prom and Graduation Ceremony are being held at the qplex, (June 18 and 20, 2014). He

noted he would be attending the Ceremony to bring greetings from Council, and extended his best wishes to all the 2014 graduates.

plex Pool - Mayor Driscoll announced the plex swimming pool is now opened for the season.

Condolences Extended to Three (3) RCMP Officers – Moncton Shootings – Mayor Driscoll expressed his heartfelt condolences to the families of the three slain officers, Constable Dave Ross, Constable Fabrice Gevaudan and Constable Douglas Larche, who were killed in the line of duty during the tragic shootings that occurred June 5, 2014 in Moncton. He noted members of the Kennebecasis Regional Police Force who serve on the Saint John SWAT Team assisted in the capture of the suspect, and other members of the Kennebecasis Regional Police Force aided the Town of Hampton in policing services when their RCMP officers were called to Moncton.

A moment of silence was held in honour of the fallen RCMP Officers.

3. **Moment of Reflection** – Deputy Mayor O’Hara led the meeting in prayer.
4. **Disclosures of Interest** - No disclosures were declared.
5. **Presentations**

5.1. 2013 Audited Financial Statements - Peter Logan, In Attendance

Mr. Logan presented the Town of Quispamsis’ 2013 Audited Financial Statements noting this is the 2<sup>nd</sup> year the statements were prepared under the PSAB accounting standards. He stated the Annual Surplus in the General Fund amounted to \$5,001,156, noting it is important to note \$4.9 million of this amount was grants, (Build Canada, Gas Tax), received for capital infrastructure projects that will be expensed over time. In the former accounting model, this surplus would have been recorded as \$47,234 for the General Operating Fund, as the capital grants would not have been reflected in the surplus amount. The Utility Fund reflected an annual surplus of \$119,636. Mr. Logan noted the Town’s debt ratio in the General Fund is 11.4%, well below the 20% threshold imposed by the Province, while the Utility Fund’s debt ratio is 28.8%, also well below the

50% threshold recommended by the Province. The Town's Consolidated Revenue for 2013 totaled \$28,702,197; with \$19,052,928 of this amount being the property tax warrant. Further, the Town has accumulated \$114,369,000 in tangible capital assets, including the capital utility projects and the Town's prorated share of the police, fire and library assets. After deducting the net debt of \$33,243,000 the consolidated surplus at the end of 2013 is \$81,531,000.

In closing, Mr. Logan stated the PSAB model has created very useful information concerning the Town's assets, and will be particularly helpful when preparing future capital budgets. He stated the Town's 2013 audited financial statements represent a clean audit in accordance with Canadian public sector accounting standards.

**Moved By** Councillor Clark

**Seconded By** Deputy Mayor O'Hara

The Municipality of Quispamsis Consolidated Financial Statements As at December 31, 2013 prepared by Teed Saunders Doyle & Co. be accepted as prepared.

**Motion Carried.**

- 5.2. NB Power's Light-Emitting Diode (LED) Street Light Replacement Program – In Attendance: Eric Boldon, LED Product Specialist, Nivanthi Amarakone and Marc Lejeune, Product & Services – Mr. Boldon presented NB Power's province-wide Light Emitting Diode (LED) Street Light Replacement Program to Council, noting they expect to start replacing 650 light bulbs in Quispamsis over a 2 – 3 week period in August. This will be the 2<sup>nd</sup> year of a 5 year program that will involve replacing a total of 72,000 existing High Pressure Sodium (HPS) street lights with the more efficient LED lights. The project is estimated to cost \$30 million, though the technology offers a 20 years lifespan compared to the current 6 years for HPS bulbs, and rates will be 8% less than the comparable HPS rates.

Quispamsis had participated as a community partner with NB Power in 2011 by including the installation of 9 LED lights along the entrance to the plex. Mr. Boldon stated the LED lights use about half of the electricity,

which is expected to save 27,000,000 kilowatt hours annually, the amount of electricity required to power 1600 homes/year. In addition, the LED lights will reduce Greenhouse gases by 324,000 tonnes over 20 years. This would be equivalent to removing 3000 cars from the road. In summary, the LED Street Light Program is felt to offer a brighter, more economical, environmentally sustainable choice for New Brunswickers.

Mayor Driscoll thanked the NB Power representatives for their positive, presentation, noting Council looks forward to the installation of the more efficient LED streetlights in Quispamsis.

**6. Public Hearings: (none)**

**7. Minutes of Previous Meetings**

7.1. May 20, 2014 - Regular Meeting

**Moved By** Deputy Mayor O'Hara

**Seconded By** Councillor Clark

Minutes be approved as prepared. Motion Carried.

**Motion Carried.**

**8. Unfinished Business**

8.1. (May 20/14) DNR's Proposed Deer Management Plan (Tabled from May 20, 2014 Regular Meeting)

Copy of Letter from Town of Hampton to Department of Natural Resources – Mayor Chorley's correspondence to DNR indicated Hampton's support of DNR's proposed Nuisance Deer Management Assistance Program with a recommendation that under the proposed implementation plan, DNR would be the appropriate body for interested property owners to contact and that DNR would determine if there properties qualified under the program.

Copy of Letter from Town of Rothesay to Department of Natural Resources – Mayor Bishop’s correspondence to DNR indicated Rothesay’s support of DNR’s Deer Management proposal, noting, they believe DNR Staff are in the best position to assess the suitability of specific property for special licenses, as DNR would be best equipped to establish conditions for safe hunting.

**Moved By** Deputy Mayor O'Hara

**Seconded By** Councillor Olsen

Quispamsis Council support the KV Regional Deer Committee’s recommendation that the Town has no objection to the Deer Management Proposal outlined in Natural Resources’ Deputy Minister Bill Levesque’s letter of April 23, 2014, and Quispamsis Council agrees with its neighbouring municipalities of Hampton and Rothesay that DNR Staff would be the more appropriate body for landowners to contact if interested in offering their properties for harvesting of deer, as DNR has the expertise to determine if the offered properties meet the required criteria for hunting.

**Motion Carried.**

Nay: Councillor Loughery

## **9. Correspondence**

- 9.1. Fundy Wellness Network - October 1 - 7, 2014 "Taking Action ... YOUR Community YOUR Way" – Correspondence from Co-Chairs Alberta Stanton and Keri Flood, informed Council the Fundy Wellness Network works in collaboration with municipalities, organizations, businesses and wellness enthusiasts in the community to provide inclusive events that offer opportunities to network, educate and promote wellness to citizens in the Fundy Region. During Wellness Week, October 1 – 7, 2014, they will host a workshop titled “Taking action – YOUR Community YOUR Way”, and expect upwards of 300 participants. They requested the Town’s support by contributing \$500 towards the workshop, noting in return, they would provide the Town with two (2) reserved seats for elected officials.

The Director of Community Services reported the qplex was the venue for last year's Fundy Wellness Network, which was an excellent, well attended workshop that included a \$20 per person registration fee. They have not yet finalized a location for this year's workshop, but were considering hosting it in Saint John. She noted, in lieu of a donation, Council could consider contributing the use of the qplex and waiving the \$600 rental fee for the wellness workshop.

**Moved By** Councillor Miller

**Seconded By** Deputy Mayor O'Hara

Council refers the Fundy Wellness Network's correspondence to the Director of Community Services for a recommendation.

**Motion Carried.**

- 9.2. Morrison Lane Residents' Request for Upgrade to Private Lane – Correspondence from Troy and Traci MacVay and Amen and Dilara Jaafari - Mr. MacVay and Mr. Jaafari, were in attendance and expanded upon their correspondence concerning the overall condition and safety of Morrison Lane, a private lane off Gondola Point Road, the only access to their properties. They noted during the winter months the road has a thick ice cover due to drainage issues to the point that, at times, they have been unable to source anyone willing to attend to snow removal or sanding of the road. The steep grade, combined with the icy and deteriorating conditions make the road a safety hazard. They have approached the owner of the road, who feels the situation is a shared responsibility. In closing, both men noted they want the issue resolved so they can have safe access to their properties.

Ms. Debbie Brewer also addressed Council, noting her son who could not attend the meeting, resides near the top of Morrison Lane, and they have had several near misses due to the deteriorated condition of the road, and its icy conditions in winter months.

A Staff Report from the Municipal Planning Officer provided background information on Morrison Lane. Mr. Colbourne noted Staff has met with the property owners including Mr. Morrison, the titled owner of Morrison Lane.

As the road is a private lane, the Town does not have an obligation to maintain it noting it was approved by PAC in 2002 as part of the Wallace Hamilton and Donald Morrison Amending Subdivision Plan – a plan creating two residential lots. At the time, these lots were owned and developed by members of the Morrison family, and subsequently purchased by the current owners. A standard condition of PAC approval of private lanes is that all maintenance of the lane is the obligation of the property owner(s), or a cost share arrangement between the property owners having a legal interest in the lane. These terms were part of the subdivision approval process to ensure the property owners are aware of their responsibilities to provide clear access to their homes, and were registered against the properties as part of the approval process. It appears that the current level of maintenance to ensure safe and uninterrupted access to the homes is not being carried out, Mr. Colbourne stated.

Mr. Colbourne's Staff Report further acknowledged the Town does have a vested interest in Morrison Lane as there is a 10.0 meter wide Municipal Services Easement that runs the length of this private street. The easement is for a sanitary sewerage line that conveys sewerage from the Sunset Ridge Subdivision development, (Chelsea Drive), to the Gondola Point Road sewerage system. To protect this infrastructure the Town maintains a storm sewer system within the Municipal Services Easement and has done maintenance work to the lower portion of the easement near the Gondola Point Road. The property owners on Morrison Lane were made aware the Town is not prepared to undertake the upgrading of Morrison Lane to bring it to a municipal standard, however the Town recognizes their concerns with stormwater and drainage along Morrison Lane, and would be prepared to have the Engineering Department review the stormwater management system to determine if the existing system is adequate and identify any inefficiencies, and to provide recommendations for any upgrades that may be required to mitigate impacts that are directly contributing to the maintenance difficulties expressed by the residents.

**Moved By** Councillor Clark  
**Seconded By** Deputy Mayor O'Hara

The Engineering Department complete a stormwater management review of Morrison Lane to determine the adequacy and efficiency of the existing system, the impact the system is having on Morrison Lane, and prepare a report outlining their findings and upgrade recommendations, if required, in order to mitigate any problems and aid in the maintenance of Morrison Lane by the property owners.

**Motion Carried.**

- 9.3. Letter from Norman Gaillard Re Hidden Driveway Sign - French Village Road – Correspondence from Mr. Gaillard stated it appears that someone removed the warning sign that warned motorists of his 'hidden drive-way'. The sign was situated to the East of his property as one ascends the hill and just before the sharp curve in the road. Since the disappearance of the sign, some motorists race up the hill with considerable speed and barely negotiate the curve.

**Moved By** Councillor Loughery  
**Seconded By** Deputy Mayor O'Hara

The Town's Engineering and Works maintenance staff be requested to review the site and install a "Hidden Driveway Sign" if conditions warrant.

**Motion Carried.**

The Director of Engineering & Works informed Council the "Hidden Driveway" sign has already been installed.

- 9.4. Provincially Designated Highways Program – Correspondence from Robert Sharpe, Director of Transportation and Infrastructure, requested municipalities to submit their updated Five Year Program for Provincially Designated Highways to his Department no later than July 15, 2014.



A Staff Report from the Director of Engineering & Works provided an updated Five Year Provincially Designated Highways Program, with the 2015 priority being identified as a proper seal layer of asphalt for the Hampton Road from its intersection of the Gondola Point Arterial to the intersection of Millican Drive, an estimated 1.4 km section for a cost of approximately \$150,000.

**Moved By** Councillor Thompson

**Seconded By** Councillor Olsen

Mayor and Council adopt the Designated Highway Priorities as identified by staff and that the list and cover letter be forwarded to the Provincial Department of Transportation and Infrastructure, as requested.

**Motion Carried.**

- 9.5. Letter from Nichola Downey - Concerns of Speeding Traffic - Stoneycroft Subdivision – Ms. Downey’s correspondence requested Council to install signage in the Stoneycroft Subdivision for the safety of the children in the area. She stated the subdivision includes many young families and she feels added signage will alert them to slow down as many motorists speed on their subdivision streets. She stated she will also be asking the Kennebecasis Regional Police Force to increase their surveillance in this area.

**Moved By** Councillor Olsen

**Seconded By** Councillor Clark

The Engineering Staff be requested to conduct a signage review of the Stoneycroft Subdivision and identify locations where additional signage would warrant being installed. Once a signage plan is completed it can be forwarded to the Works Department for ordering and installation of identified signage.

**Motion Carried.**

- 9.6. ALS Group - Request for Funding - Correspondence from Jaxon Smit and his team of 5 other children – Joe, Keesje, Kiley, Lauren Michelle and

Tyler requested a \$300 donation from the Town to go towards their goal of raising \$3500 to help a person with ALS buy a breathing machine. They have so far raised monies by going door to door and volunteered with the Triple C Club at their school as well as participated in the town wide yard sale and worked serving breakfast at the Kingston Market. They also participated in the ALS Walk at Market Square in early June where they had a stand for balloon animals, and sold shells they had painted.

**Moved By** Councillor Loughery

**Seconded By** Councillor Thompson

The Town contribute \$300 to the ALS Group, as per Jaxon Smit's request.

**Motion Carried.**

- 9.7. Sky Athletics Fundraiser - 5k Fun Run - Request to use Town Streets – Ms. Cumming's letter requested use of Town Streets for a 5 km Fun Run to be held on September 13, 2014 to help raise funds for Sky Athletics. The Fun Run would take place at 7:30 p.m., is a family friendly event, with the route leaving the Arts & Culture Park, going to the Hampton Road to Monaco Drive in Rothesay, through to Longwood Drive and down the Pettingill Road to Cedar Grove Drive, and returning to the Arts & Culture Park.

The Director of Engineering & Works noted approximately 1/3 of the Fun Run is in Rothesay, and Rothesay's portion of the Hampton Road may be under construction at that time.

**Moved By** Councillor Rioux

**Seconded By** Councillor Loughery

Council approve the Sky Athletics request to use the town streets for the 1k and 5k Fun Run Fundraiser on September 13, 2014, as outlined in their correspondence with the Emergency Services be advised of same, and subject to confirmation from the Town's Engineering Department that it will not impede any road construction underway as well as the Sky

Athletics group being advised to contact the Town of Rothesay also for approval, as 1/3 of the planned route falls within Rothesay's boundaries.

**Motion Carried.**

## **10. By-laws**

10.1. Dog Swim Area - Portion of Gondola Point Beach – A memorandum from the Director of Community Services informed Council a resoundingly favourable response was received from residents in support of establishing a “Dog Friendly Area”, (286 of the 326 respondents), and of this amount, 243 were in favour of the proposed Gondola Point Beach location. Based on the positive feedback from residents, Ms. Purton Dickson recommended third and final reading be given to the amended Parks and Beaches By-law and the Animal Control By-Law and that staff proceed in planning to have the dog friendly swim area at Gondola Point Beach open the first of July.

10.1.1. By-law Amendment No. 030-04; Parks & Beaches By-law

**Moved By** Councillor Thompson

**Seconded By** Councillor Loughery

Third and final reading be given to By-law No. 30-04; to permit dogs on the Gondola Point Beach in the area delineated as the “Dog Friendly Beach & Swim Area”

On the question, By-law Amendment No. 030-04 was read in its entirety.

**Motion Carried.**

10.1.2. By-law Amendment No. 031-07; Animal Control By-law

**Moved By** Councillor Miller

**Seconded By** Councillor Olsen

Third and final reading be given to By-law No. 31-07; to permit dogs on the Gondola Point Beach in the area delineated as the “Dog Friendly Beach & Swim Area”.

On the question, By-law Amendment No. 31-07 was read in its entirety.

**Motion Carried.**

- 10.2. 027-21 - Amendment to Traffic By-law – A memorandum from the Director of Engineering & Works informed Council residents have expressed concerns with the speed of vehicles along Sleepy Hollow lane and have requested the Town to examine various methods of speed control. Mr. Losier noted Sleepy Hollow is a short street looped around to connect to the Hampton Road. There are two main warrants for speed reduction, one is traffic volume and velocity, second is geometry and road design. His recommendation is to amend the Traffic By-law to post Sleepy Hollow to a reduced speed limit of 40 km/hour and to 30 km/hr in the area of the sharp corners along this street, and that the appropriate speed and warning symbols be erected.

**Moved By** Councillor Thompson

**Seconded By** Councillor Olsen

First reading be given to By-law Amendment No. 027-21 as amended by striking out Item No. 2.

**Motion Carried.**

**Moved By** Councillor Loughery

**Seconded By** Councillor Thompson

Second reading be given to By-law Amendment No. 027-21 as amended by striking out Item No. 2.

**Motion Carried.**

## 11. New Business

- 11.1. Gas Tax Funds Program - 2014 Priorities Pettingill Rd & Meenan's Cove Road – A Staff Report from the Director of Engineering & Works referenced the recent Federal Provincial Gas Tax Funding Model released for the 2014 – 2019 program. Under the new program, municipalities can identify critical infrastructure improvements and have an established fund in order to assist in the completion of these infrastructure projects. Through the budget process, Council has identified the need to invest in street capital projects, including resurfacing, reconstruction or curb, gutter and sidewalk programs. Mr. Losier recommended in order to take advantage of the program for street projects, those projects that are already 'shovel ready' and have preliminary engineering investigation and designs completed would be best suited to pursue as they could go out to tender and be awarded during the 2014 construction season.

**Moved By** Councillor Olsen

**Seconded By** Councillor Clark

Council identify the completion of the Pettingill Road as a priority for funding under the 2014 portion of Federal Provincial Gas Tax Fund (2014-2019), and that appropriate tender documents be prepared and advertised in order to see the project completed in 2014, In addition should funding levels permit, the Town also identify the completion of the Meenan's Cove resurfacing as the second priority for this program in 2014.

**Motion Carried.**

- 11.2. Award of Tender 2014TQ05-5; Storm Sewer & Streetscape Improvements 2014 - Meenan's Cove Road - Hammond River Road - Pettingill Road – A Staff Report from the Director of Engineering & Works informed Council the 2014 Street Capital Tender includes –

1. The second of three phases of road reconstruction on the Meenan's Cove Road near the qplex entrance, reconstructing road grades around the Cardinal Terrace intersection and widening the base road width along Meenan's Cove Road to the trail entrance near the WWPS.

2. Phase two of three, upgrade to the Hammond River Road, continuing with road base prep and drainage improvements to conduct road stability and geotechnical design review to examine ways to combat the road sinking in certain areas along the street; and,
3. Installation of storm sewer and conducting road base widening on the Pettingill Road, (from Lila Court to Hampton Road), with the remaining curb gutter and sidewalk portion being done under the 2014 Gas Tax program.

**Moved By** Councillor Clark

**Seconded By** Deputy Mayor O'Hara

Tender 14-9054 Storm Sewer and Streetscape Improvements be awarded to Keel Construction Ltd for a bid price of \$494,002.60 (inclusive of HST).

**Motion Carried.**

11.3. Nominating Committee's Recommendations on Town Committee Appointments

**Moved By** Deputy Mayor O'Hara

**Seconded By** Councillor Olsen

Council accept the Nominating Committee's recommendations to extend the appointments as indicated on the Committee Listing, dated July 1, 2014, for another two year period, effective July 1, 2014 and expiring June 30, 2016.

**Motion Carried.**

## 12. Reports

1. Quispamsis' Successful Award of the Telus Cup 2016 Event - National Midget Championship
2. Kennebecasis Regional Joint Board of Police Commissioners April 23, 2014 Minutes
3. Canada Day Grant - Canadian Heritage and Official Languages
4. Hon. Rob Moore - New Building Canada Fund Announcement

5. TransCanada Energy East Pipeline - Emergency Responder Engagement
6. Hammond River Angling Association - Thank You for Support
7. KVFD Audited Financial Statements Ended December 31, 2013
8. Fundy Regional Service Commission - Annual Report & Financial Statements, 2013
9. Kennebecasis Public Library Inc. - Financial Statements 2013
10. ESJ's Regional Oversight Committee - Annual Report to the Municipal & Strategic Partners of ESJ
11. Kennebecasis Public Library Board - Minutes - April 2014
12. Building Report - May 2014
13. Planning Advisory Committee Minutes
14. Animal Control Report As At May 30, 2014
15. UNMB Conference 2014 Information
16. Kingsway Care Centre - Jr. Volunteer Summer Camp
17. Letter from Regional Development Corp. (RDC) RE: Warming Centre
18. Gas Tax Fund (GTF) - New Administrative Agreement (DELG)

**Moved By** Councillor Clark

**Seconded By** Councillor Rioux

Reports be received and filed.

**Motion Carried.**

### **13. Business Arising from Committee of the Whole**

#### **13.1 Dangerous & Unsightly Premises – 436 Hampton Road**

**Moved By** Councillor Clark

**Seconded By** Deputy Mayor O'Hara

Council authorize Staff to proceed with posting a Notice To Comply on the property of 436 Hampton Road to clean the property including the following:

- Dwelling, (house), to be demolished with all materials being removed from the property and disposed at a provincially approved site;
- Accessory Structure, (detached garage), to be demolished with all materials being removed from the property and disposed at a provincially approved site.

- Derelict Vehicles to be removed from the property.
- Ashes, Junk, Rubbish and Refuse including wooden garbage container, tires, appliances, construction material, garbage, swing set, etc. must be removed from the property, including inside the buildings, and disposed in a provincially approved site.

**Motion Carried.**

**13.2 Appointment of Acting Clerk in Clerk's Absence and Acting Treasurer in Treasurer's Absence**

**Moved By** Councillor Olsen  
**Seconded By** Councillor Loughery

The Acting CAO, Susan Deuille, be appointed as Acting Clerk in the Clerk's absence, and Acting Treasurer in the Treasurer's absence.

**Motion Carried.**

**14. Adjournment**

**Moved By** Deputy Mayor O'Hara  
**Seconded By** Councillor Clark

Open Session adjourn to Committee of the Whole.

**Motion Carried.**

**BACK TO OPEN SESSION**

**Moved By** Councillor Rioux  
**Seconded By** Councillor Olsen

Meeting adjourn.

**Motion Carried.**

Meeting adjourned at 9:10 p.m.

  
G. Murray Driscoll  
Mayor

  
Catherine P. Snow  
Clerk