



**QUISPAMISIS TOWN COUNCIL
REGULAR MEETING
MINUTES**

July 21, 2015, 7:00 pm
Council Chambers
Quispamsis Town Hall

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

Members Absent: Councillor Lisa Loughery (vacation)
Brennan, Michael; CAO/ Acting Town Clerk
Snow, Catherine; Town Clerk
Purton Dickson, Dana; Director of Community Services

Staff Present Deuille, Susan; Assistant CAO/Director of Human Resources/
Acting Town Clerk
Losier, Gary; Director of Engineering & Works
MacInnis, Lisa; Recording Secretary
McGraw, Jo-Anne; Town Treasurer

1. Approval of Agenda

Moved By Councillor Clark
Seconded By Deputy Mayor O'Hara

Be approved as prepared

Motion Carried

2. Mayor's Comments

Mayor Driscoll welcomed those in attendance and made reference to the number of people who participated in the 1st Annual Quispamsis Run and Swim that was held at the qplex on June 27, 2015. He thanked those who participated, as well as, the organizers on a successful event.

3. Moment of Reflection – Councillor Olsen led the moment of reflection.

4. Disclosures of Interest

5. Presentations

5.1 PRO Kids Cheque Presentation & 2014 Annual Report - Evan & Shelley Doucet, Race Organizers and David Dobbelsteyn, PRO Kids Manager, In Attendance

Evan and Shelley Doucet were in attendance presenting a cheque to the PRO Kids Foundation from proceeds of the 1st Annual Quispamsis Run and Swim that was held at the qplex on June 27, 2015.

Mr. and Mrs. Doucet spoke to Council about their efforts in organizing this event for PRO Kids. They thanked those that helped them organize and participated in the event and thanked the Town for their contributions. Mr. and Mrs. Doucet and Councillor Gary Clark, PRO Kids Advisory Committee Vice-Chair, presented a cheque to David Dobbelsteyn, PRO Kids Manager, in the amount of \$4,054. Mr. Dobbelsteyn noted that this donation will give 25 children the opportunity to participate in arts, cultural, recreation, and sport activities.

Mayor Driscoll thanked them for all of their hard work to make this a successful event. Mayor Driscoll also thanked Councillor Clark for being a great representative on the PRO Kids Advisory Committee.

Moved By Councillor Clark

Seconded By Deputy Mayor O'Hara

PRO Kids Annual Report 2014 be received and filed.

Motion Carried

5.2 Residents Concerns - Amendment 023-1 Noise Bylaw Of The Town Of Quispamsis

Jacqui Whiting and Sheila Henry, In Attendance

Sheila Henry, from 63 Peat Drive, thanked Council for the opportunity to share her concerns in relation to the proposed Amendment 023-1 of the Noise Bylaw.

She presented the following issues:

- Believes that the outbreaks of the use of consumer fireworks are in pockets of neighbourhoods; in her neighbourhood there has been 8 separate occurrences since June 30th, 2015;
- Makes note of Section 3.B.v in Draft Bylaw and wonders how this will be controlled;
- Referenced 'Letters to Editor from the Telegraph Journal' that were submitted to Council;
- Notes other municipalities who have banned fireworks;
- Has concerns about the enforcement, the associated fines not being strong enough and the absence of mention of fire bans from the Bylaw;
- Asking Council to consider a ban of consumer fireworks and better communicate with the residents who have to deal with the problem on a day to day basis.

Jacqui Whiting (Doncaster Drive), in attendance, expressed concerns regarding the noise and nuisance from fireworks in her neighbourhood which has caused difficulty in sleeping and smoke from fireworks drifting into windows.

She went on to say that she would like to see Quispamsis take a closer look at this bylaw and make further restrictions to the following area:

- specific locations where fireworks are permitted;
- specific days in which fireworks are permitted ie. holidays
- set stronger fines;

- identify specifically who will enforce it.

Mayor Driscoll thanked Jacqui Whiting and Sheila Henry for their presentation.

5.3 2014 Audited Financial Statements - Peter Logan, In Attendance

Mr. Logan presented the Town of Quispamsis' 2014 Audited Financial Statements noting this is the 3rd year the statements were prepared under the PSAB accounting standards. He stated the Annual Surplus in the General Fund amounted to \$1,214,857, and it is important to note that \$1,199,050 was due to Gas tax Funds received in 2014. Under PSAB accounting rules, capital grants have been included in revenue. In the former accounting model, this surplus would have been recorded as \$14,327 in the General Operating Fund, as the capital grants would not have been included in the surplus amount.

The Utility Fund reflected an annual surplus of \$70,138. Mr. Logan noted the Town's debt ratio in the General Fund is 12%, well below the 20% threshold imposed by the Province, while the Utility Fund's debt ratio is 42%, also below the 50% threshold recommended by the Province.

The Town's Consolidated Revenue for 2014 totaled \$23,905,706; with \$19,441,242 of this amount being the property tax warrant, up approximately two (2) percent from 2013. After expenses, the surplus was \$1,214,857.

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 2014 audited financial statements represent a clean audit in accordance with Canadian public sector accounting standards.

Moved By Councillor Olsen

Seconded By Councillor Clark

The Municipality of Quispamsis Consolidated Financial Statements As at December 31, 2014 prepared by Teed Saunders Doyle & Co. be accepted as prepared.

Motion Carried

6. Public Hearings (None)

7. Minutes of Previous Meetings

7.1 June 16, 2015 - Regular Meeting

Moved By Councillor Thompson
Seconded By Deputy Mayor O'Hara

The minutes be approved as prepared.

Motion Carried

7.2 June 30, 2015 - Special Meeting

Moved By Deputy Mayor O'Hara
Seconded By Councillor Olsen

The minutes be approved as prepared.

Motion Carried

8. Unfinished Business

8.1 (Jun 16/15) 2015 Street Capital program - Project 2015TQ04-614-9710
Resurfacing Additional Streets

Staff Report from Director of Engineering & Works - Mr. Losier's Staff Report informed Council, as requested at the June 16, 2015 Regular Meeting, that staff has reviewed the program budget and timelines and have identified the reconstruction and resurfacing of Stoneyplain Avenue as the most suitable candidate street to bring to the current program.

The staff report indicated since Stoneyplain is in close proximity to streets they have yet to complete, the addition of this proposed street should not

present any issues other than a slight extension to the completion deadline.

Moved By Councillor Rioux

Seconded By Councillor Olsen

Council accepts the staff recommendation to authorize the following:

- Addition of 1 (one) street, Stoneypain Avenue, to the Tender 2015TQ04-6 Street Upgrading 2015 which was awarded to Classic Construction (2012) Ltd.
- Approve funding from the remaining unused budget identified for the 2015 Street Capital Program
- Bring forward to 2015 an additional \$141,400 from the Gas Tax Fund allocation and the remaining years funding model be adjusted accordingly.

Motion Carried

8.2 Town Committee Appointments - Nominating Committee's Recommendations

Moved By Councillor Clark

Seconded By Deputy Mayor O'Hara

Council accepts the Nominating Committee's recommendation to extend the following Town Committee appointments to June 30, 2016:

1. PAC – Bob McLaughlin, Marc Gosselin
2. KV Police Board – Cslr. Emil Olsen
3. KV Fire Board – Cslr. Kirk Miller
4. Kennebecasis Public Library Board – Deputy Mayor Libby O'Hara
5. Aquatic Centre – Sal Losier

Motion Carried

8.3 Appointment to Kennebecasis Regional Joint Board of Police Commissioners

Moved By Deputy Mayor O'Hara
Seconded By Councillor Thompson

Nancy Creamer appointment to Kennebecasis Regional Joint Board of Police Commissioners is for a three (3) year term, effective immediately and expiring June 30, 2018.

Motion Carried

9. Correspondence

The Mayor relinquished the Chair to Deputy Mayor O'Hara, as item 9.1, *Letter from Lise Driscoll - KV Comex Route Reductions*, is a letter from a family relative.

9.1 Letter from Lise Driscoll - KV Comex Route Reductions

Lisa Driscoll's letter stated that she was discouraged to learn of recent route reductions to the KV Comex, which has eliminated this public transit option for her and her husband.

Highlights include concerns and ideas about:

- Reducing routes will further reduce ridership
- Environmental concerns and greenhouse gas emissions
- Incentives and an increase in promotion and awareness ie. subsidized bus passes

Moved By Councillor Olsen
Seconded By Councillor Clark

Lise Driscoll's letter be received and filed.

Motion Carried

The Mayor resumed the Chair.

9.2 Correspondence from Department of Health - Amendments to the Smoke Free Places Act

Moved By Deputy Mayor O'Hara
Seconded By Councillor Clark

Information regarding the amendments to the Smoke Free Places Act to be placed on signs posted throughout the Town and also communicated via social media.

Motion Carried

9.3 The Learning Partnership's 2015 Tribute Luncheon - November 9, 2015

Correspondence from 'The Learning Partnership's 2015 Tribute Luncheon' organizers requesting sponsorship and/or the purchase of a table.

Moved By Councillor Rioux
Seconded By Deputy Mayor O'Hara

Correspondence from Ms. Hick's be received and filed.

Mayor Driscoll made special note of the event date, November 9, 2015, if anyone wished to attend.

Motion Carried

10. By-laws

10.1 Amendment 23-1 Noise Bylaw; A By-Law Of The Town Of Quispamsis Respecting Disturbance By Noise

Staff Report from Assistant CAO - Staff Report informed Council of the proposed amendments to the existing Noise By-Law # 23 to:

- Differentiate between Display fireworks and Consumer fireworks;
- To set a specific time frame for the use of consumer fireworks;
- To set specific locations for the use of and/or prohibition of consumer fireworks;

- To set safety parameters for the use of consumer fireworks; and
- To change the penalty section to allow the Town, Police or the Fire Department to write tickets for violations.

Council Members spoke to the amendments, noting the concerns and comments expressed by residents, acknowledging that there were some good points brought up during earlier presentation and in letters received by Council, several noting fire bans.

Moved By Deputy Mayor O'Hara
Seconded By Councillor Clark

Third and Final reading of the Amendment No.1 to Noise By-law No. 023; A By-law of the Town of Quispamsis Respecting Disturbance by Noise, be tabled pending receipt of an additional paragraph dealing with fireworks not being permitted during a fire ban from Staff.

Motion Tabled

10.2 (July 21/15) By-law No. 011-2015-1, Local Improvement

Moved By Councillor Olsen
Seconded By Councillor Miller

First reading be given to By-law No.011-2015-1 Local Improvement; A By-law Respecting the Undertaking of Certain Works as a Local Improvement on Various Streets in Quispamsis.

Motion Carried

Moved By Councillor Olsen
Seconded By Councillor Miller

Second reading be given to By-law No.011-2015-1 Local Improvement; A By-law Respecting the Undertaking of Certain Works as a Local Improvement on Various Streets in Quispamsis.

Motion Carried

11. New Business

11.1 Application for Authorization to Borrow

Moved By Councillor Thompson

Seconded By Councillor Miller

BE IT RESOLVED that the Council of the Town of Quispamsis submit to the Municipal Capital Borrowing Board a request to consider an application for \$1,000,000 for authorization to borrow for a capital expense, for the following purposes, terms and amounts:

UTILITY CAPITAL FUND

Environmental Health Service

Ritchie Lake Collector Sewer and Lagoon Upgrades (25 Yrs)
\$1,000,000

Total Utility Capital Fund \$1,000,000

Motion Carried

11.2 Assent to Subdivision Plan - Gondola Point Park, Phase 9

Moved By Councillor Clark

Seconded By Deputy Mayor O'Hara

It would be appropriate for Council to consider granting assent to this phase, subject to the following conditions:

1. Execution of a standard Developer's Agreement with the Town;
2. Depositing with the Town the appropriate bonding as determined by the Town in accordance with the Development Agreement;
3. Subdivision filing fees of \$300.00 for a ten (10) lot phase;

4. LPP requirement of 1478 sq.m. to be satisfied through land dedication for the construction of pedestrian trails; specific parcel and transfer to the Town to be completed prior to Final Completion of the Subdivision in accordance with the Development Agreement;
5. Properly signed plans are submitted to the Town for final approvals; and
6. Building permit issuance will be subject to the provisions of Quispamsis Subdivision By-law No. 35, and Quispamsis Building By-law No. 44.

Motion Carried

11.3 2015TQ06-14 Drainage Improvements - Tender Award Recommendations

Moved By Councillor Olsen

Seconded By Councillor Clark

Accept staff recommendation to award the tender designated as 2015TQ06-14 Drainage Improvements to the low tenderer, Kevin H. Steele Contracting Ltd. for their tender Price of \$ 134,072.46 including HST.

Motion Carried

12. Reports

- 12.1 PAC Minutes of June 9, 2015
- 12.2 Animal Control Call Numbers & Monthly Report Summary – June 2015
- 12.3 UMNBC Conference – October 2 - 4, 2015 – Fredericton
- 12.4 Finance Committee Record of Proceedings – June 30, 2015
- 12.5 Kennebecasis Regional Police Board of Commissioners' Minutes of May 27, 2015 Meeting
- 12.6 Building Report – June 2015
- 12.7 Thank You – Samantha Teichman – Town Bursary Recipient
- 12.8 Thank You – Christine Seyoung Hong – Town Bursary Recipient
- 12.9 QES Summer Newsletter - Thank You
- 12.10 Canada 150 Community Infrastructure Program - ACOA Application

- 12.11 Request for Proclamation - National Peacekeeper's Day - August 9, 2015
- 12.12 Letter from Krista Collins - General Manager, Construction Association of New Brunswick
- 12.13 Letter from Allan Bonner - Crisis Plan
- 12.14 Response to Letter and Petition - Wellington Court
- 12.15 Sport Tourism Fund Recipient - Fundy Tide 2015
- 12.16 Town of Quispamsis - Unaudited Financial Statements As At May 31, 2015
- 12.17 2014 Kennebecasis Regional Police Force Annual Quality Assurance Audit
- 12.18 New Horizons for Seniors Grant Application
- 12.19 Invitation - New Brunswick Medical Education Trust Scholarships – August 5, 2015

Deputy Mayor O'Hara wanted to make note of the two thank you letters received from the Bursery recipients, Samantha Teichman and Christine Seyoung Hong and wished them well in their future endeavors in post-secondary education.

Councillor Clark requested that particular notice be given to the 2014 Kennebecasis Regional Police Force Annual Quality Assurance Audit, in which he was proud to say the Police received a "glowing report".

Moved By Councillor Olsen
Seconded By Councillor Miller

Reports be received and filed.

Motion Carried

13. Business Arising from Committee of the Whole

13.1 Starlight Acres Subdivision Phases 1 to 3 - Deficiencies

Moved By Councillor Olsen
Seconded By Deputy Mayor O'Hara

Council authorizes staff to claim on securities posted by Hughes Development Inc and transfer cash security held for Starlight Acres Subdivision Phases 1

through 3 into operating funds in order to apply the funds to costs incurred by the town to remedy deficiencies with street construction in Phase 3 Starlight Acres on the extension of Jupiter Drive. Any costs incurred by the town in excess of the bonding forfeiture must be paid by Hughes Development Inc.

Motion Carried

13.2 Council Meeting Schedule – Date Change

Moved By Councillor Clark

Seconded By Deputy Mayor O'Hara

Council authorize the change of the December 15th, 2015 Regular Council Meeting to Monday December 14th, 2015.

Motion Carried


14. Adjournment

Moved By Deputy Mayor O'Hara

Seconded By Councillor Olsen

Meeting adjourned at 8:22 p.m.

Motion Carried

G. Murray Driscoll
Mayor

Susan Deuville
Acting Clerk