

Village of New Maryland Council

21 September 2022

Present: Mayor Judy Wilson-Shee
Councillor Laurie Pearson
Councillor Alex Scholten
Cynthia Geldart, CAO/Clerk

Deputy Mayor Tim Scammell
Councillor Mike Pope
Councillor Mariet van Groenewoud

Special Guest: MLA Jeff Carr



1. Call to Order

Mayor Judy Wilson-Shee called the meeting to order at 7:30 p.m. with the acknowledgement that the land on which we gather is the traditional unceded territory of the Wolastoqiyik and Mi'kmaq people and that we should live and work on this land in relationships of peace, friendship, and mutual respect. She also explained that the meeting was being recorded for broadcast.

2. Approval of the Agenda

MOVED BY Councillor Mariet van Groenewoud and **seconded by** Councillor Alex Scholten that the agenda be approved as distributed. **MOTION CARRIED.**

3. Approval of the Minutes

MOVED BY Councillor Mike Pope and **seconded by** Deputy Mayor Tim Scammell that the minutes of the regular session of Council of 17 August 2022 be approved as circulated. **MOTION CARRIED.**

MOVED BY Councillor Mike Pope and **seconded by** Councillor Mariet van Groenewoud that the minutes of the Special Session of Council of 14 September 2022 be approved as circulated. **MOTION CARRIED.**

4. Disclosure of Interest

No *Disclosures of Interest* were declared.

5. Presentations

There were no presentations.

6. Proclamations

There were no proclamations.

7. Correspondence:

There was no correspondence to read into the record.

8. Mayor's Comments

Mayor Wilson-Shee provided an update of the meetings and events that she attended since the last Council meeting:

- August 21: Pride Parade;
- August 22: Regional Service Commission 11 (RSC11) Special Board meeting, hosted via Zoom, at the request of Deputy Minister Ryan Donaghy to further discuss Economic Development and Tourism mandates;
- August 23: New Maryland Heritage Association meeting;
- August 25: Mayor's Tea Social held at Victoria Park; Katherine Moller and Tom Richards performed; Mayor Wilson-Shee expressed appreciation to the sponsors of the event – Covey Basics and New Maryland Pharmacy owner Joe Valentino (*Councillor Mariet van Groenewoud also attended*);

- August 26: RSC11 Finance Committee meeting, in an observer capacity via Zoom, for the presentation of the draft 2023 Budget;
- August 27: 50th Wedding Anniversary celebration for Mr. & Mrs. Graves;
- September 6: New Maryland Heritage Association meeting;
- September 6 – 12: Team Up to Slow Down Awareness Campaign; the Mayor shared her gratitude for the participation of members of Council, staff and the RCMP who joined the campaign; the campaign is intended as a friendly reminder to residents to obey the posted speed limit and Cst. Rice provided an opportunity for the participants on Crown Avenue to use her hand-held radar gun;
- September 7 & 8: visited the homes of winners of the Best Garden Contest with Recreation Coordinator Michelle Sawler to present certificates and prizes;
- September 8: RSC11 Special Board meeting for the presentation of the draft 2023 Budget;
- September 9: State of the City Address (*Councillor Alex Scholten also attended*);
- September 11: *Walk A Mile In Her Shoes* event to support victims of domestic and sexual violence; Mayor Wilson-Shee explained that 100% of funds raised are donated to Women In Transition House (*Councillor Alex Scholten, Treasurer Scott Sparks and many residents of our community also attended*);
- September 12: Planning Advisory Committee meeting;
- September 13: signed the Condolence Book at the Legislature in honour of Her Majesty Queen Elizabeth II;
- September 13: RSC11 Advisory Committee meeting regarding regional transportation;
- September 14: meeting with CAO Cynthia Geldart, Councillor Mariet van Groenewoud and Janelle Doan of The Integrated Focus Group to discuss direction on moving forward with a positive and updated CAO evaluation process; Councillor van Groenewoud will share details of the meeting with Council at a future Council-In-Committee meeting;
- September 19: New Maryland Heritage Association meeting; and
- September 20: New Maryland Lions Club meeting where plans were discussed for the Lions Club, Fredericton High School and the New Maryland Fire Department to host a breakfast on 15 October 2022 from 8:00 a.m. to 11:00 a.m.

9. Comments by Members of Council

Councillor Alex Scholten reported that he had participated in the following meetings and/or events since the last Council meeting:

- August 18: online meeting of the Union of Municipalities of New Brunswick (UMNB)'s Zone 4 to discuss concerns regarding municipal reform and the new Regional Service Commission (RSC) mandates; Councillor Scholten clarified that he participated in the meeting in his capacity as UMNB's President;
- August 18: UMNB Executive meeting to prepare for the UMNB Board meeting hosted in Fredericton on August 18 and 19, 2022;
- August 19: chaired a meeting of UMNB's Resolutions Committee in preparation for UMNB's Annual General Meeting (AGM) and annual conference scheduled for October 6 and 7, 2022; the resolutions are proposed by municipalities for consideration by the membership and if approved, help to focus and guide UMNB's advocacy work with the provincial government;
- August 25: UMNB meeting to discuss upcoming consultations regarding the equalization grant formula for municipalities with the consultants who are acting on behalf of the Department of Local Government and Local Governance Reform (LG/LGR);

- August 29: meeting with representatives of UMNb, AFMNb (Association of Francophone Municipalities of NB), CNBA (Cities of NB Association), and AMANb (Association of Municipal Administrators of NB) to discuss the equalization grant consultations and approaches to provide feedback to Minister Allain and his team at LG/LGR;
- September 1: meeting with UMNb Executive Director Dan Murphy to finalize a letter to Minister Allain, LG/LGR, detailing the results of a survey UMNb conducted of member municipalities regarding municipal reform concerns, including a lack of communication/awareness to provide details on the impacts of municipal reform, impacts of the aggressive timeline for reforming the RSCs, effects on elected officials and staff, costs and responsibilities associated with the new mandated services (including the need to pay for services without having details of what the payment covers), and the concern around the extra work required of municipal staff who are working on the reform process in addition to their own daily workload; Councillor Scholten explained that the impacts to staff are estimated to be adding anywhere from 4 (four) hours to 1 (one) full extra day per week of work;
- September 6: chaired a meeting of UMNb's Resolutions Committee in preparation for UMNb's AGM and annual conference;
- September 6: Zoom call with RSC11 Local Service District (LSD) representative John Williamson to discuss RSC reforms and concerns regarding the process and potential budget implications of the new mandated services in RSC11; Councillor Scholten thanked Mayor Wilson-Shee for setting up the meeting;
- September 6, 7, 8, 9 & 12: the Village's annual Team Up to Slow Down Campaign (*Mayor Wilson-Shee, Deputy Mayor Tim Scammell, Councillor Mariet van Groenewoud and Village staff also participated*); Councillor Scholten thanked staff for their participation and noted that the campaign provides an opportunity to reach out to residents and share an awareness of the speed limit within the municipality;
- September 8, 9, 13, 14, & 15: Federation of Canadian Municipalities (FCM) online board meetings, Provincial Territorial Association (PTA) committee meeting, Rural Forum Committee meeting, Atlantic Regional Caucus meeting, FCM Municipal Finance Committee meeting, FCM Anti-Racism and Equity Committee meeting and the Municipal Infrastructure and Transportation Policy forum;
- September 8: chaired a UMNb online board meeting;
- September 13: meeting with representatives from UMNb, AFMNb, CNBA and AMANb to discuss an upcoming meeting with Premier Higgs regarding infrastructure funding;
- September 15: meeting with Premier Higgs and representatives of UMNb, AFMNb, CNBA and AMANb to discuss infrastructure funding, municipal reform, the equalization grant formula, housing, mental health and addictions, policing and public safety, and Municipality Week; Premier Higgs signed a provincial declaration celebrating Municipality Week;
- September 16: meeting with 2 (two) recently hired Chief Administrative Officers (CAOs) for new municipal entities to discuss UMNb and provide an update about municipal reform;
- September 16: Provincial Municipal Council (PMC) meeting with LG/LGR Minister Allain, Deputy Minister Donaghy, and representatives from UMNb, AFMNb, CNB and AMANb where topics of discussion included municipal reform updates, RSC mandates, RCMP policing costs, sharing of Cannabis NB revenue with municipalities, Ministry of Health initiatives and Municipality Week; and
- September 21: UMNb Municipal Reform Committee meeting to discuss the new RSC mandates and reform concerns as shared by UMNb's municipal members.

Councillor Scholten concluded his report by explaining that his term as President of UMNb will come to an end at the AGM scheduled for early October and therefore the meetings noted above were the last ones that he would attend in his capacity as President of UMNb. He remarked on the importance of the PMC

meetings and the opportunities they provide to share concerns with the provincial Ministers and other colleagues.

Mayor Wilson-Shee and Councillor Pope both thanked Councillor Scholten for his dedication and commitment to his work with UMN and commented on the significant benefits to our municipality through his participation and from being in a position to share current information with Council. Councillor Pope also thanked the members of Council who participated in the Team Up to Slow Down campaign and explained that although he was unable to attend this year, he appreciated the efforts made by other members of Council and staff to ensure the campaign took place.

10. Planning Advisory Committee (PAC)

Councillor Alex Scholten provided a summary of the Planning Advisory Committee (PAC) meeting of Monday, 12 September 2022.

- The committee reviewed the Building Permit Summary Reports for July and August 2022 as presented by staff. The July summary noted that 12 (twelve) permits were issued for various residential renovation projects. The monthly totals amounted to \$161,791.55 (*one hundred sixty-one thousand, seven hundred ninety-one dollars and fifty-five cents*) in estimated value of construction and \$1,443.50 (*one thousand, four hundred forty-three dollars and fifty cents*) in permit fee revenue for the month. The August summary noted 13 (thirteen) permits having been issued for various residential renovation projects. The monthly totals amounted to \$107,793.00 (*one hundred seven thousand, seven hundred ninety-three dollars*) in estimated value of construction and \$1,080.25 (*one thousand, eighty dollars and twenty-five cents*) in permit fee revenue for the month.
- The current year-to-date totals for the Building Permits are on par with the results from the same period in 2021. The 2022 year-to-date totals include 120 (one hundred twenty) permits with \$4,116,382.55 (*four million, one hundred sixteen thousand, three hundred eighty-two dollars and fifty-five cents*) in construction value and \$32,353.00 (*thirty-two thousand, three hundred fifty-three dollars*) in permit fee revenue.
- The PAC reviewed a variance application for 5 Spirea Street regarding setbacks. The applicant is requesting reasonable front yard, side yard and driveway setback variances to support the proposed construction of a bungalow-style home at the corner lot adjacent to Spirea and Alban Streets in the Centennial Gardens Subdivision. The PAC discussed the proposed position of the dwelling on the lot, property lines and compared the proposal to other similarly developed corner lots in the Village. No concerns were noted and the committee passed a motion for approval of the application.

MOVED BY Councillor Alex Scholten and **seconded by** Councillor Mariet van Groenewoud the adoption of the Planning Advisory Committee report as presented. **MOTION CARRIED.**

11. Emergency Response Plan (ERP) Committee

The ERP Committee has not met since the last Council meeting.

12. Project Reports / Updates

12. (i) Recreation & Leisure Services Department Updates

Councillor Laurie Pearson provided an update of the Recreation & Leisure Services Department activities.

- The Athletic Park Redevelopment Project is well underway and staff have been working diligently with the planning consultant, UPLAND, as we move into the public consultation phase of this project. An engagement strategy document and background report have been prepared by the consultants and additional details will be announced in the near future. Stakeholder interviews will be conducted this month with several recreation and sport user groups. In addition, a public design workshop, hosted by

UPLAND and REConsulting, has been scheduled for Thursday, October 15th at 7:00 p.m. at the New Maryland Centre. We encourage and welcome the participation and input of our residents, neighbours, and user groups. Information on this important recreation project is on our website and regular updates will be provided on our social media.

- The Wetmore-Street Duel and Trial re-enactment will be presented on Thursday evening at the New Maryland Centre at 7:00 p.m. beginning with the duel, to be held outside in the park, followed by the trial and a question period with a local historian. The Wetmore-Street duel was the last fatal duel held in New Brunswick and the subsequent trial, which took place in 1822, has a significant 200th anniversary in 2022. This event is presented by the Village of New Maryland and Frantically Atlantic, who wrote the historically verified script. This exclusive presentation is a unique New Maryland experience and appreciation was expressed to the sponsors, the Provincial Government, the Wetmore-Street Pub, Covey Digital and WSP. The event will be offered free of charge and members of the public are welcome to attend. Councillor Pearson displayed the poster that has been created to promote the event.
- The Village has received the *2022-2023 Reciprocal Agreement* with the School District. A motion of Council will follow this report to authorize the Mayor and Village Clerk to sign the one-year agreement. We are pleased to welcome back 2 (two) returning gym supervisors and we will be hiring a 3rd (third) staff member later this month. The New Maryland Basketball League, REDS Volleyball and Fredericton Fusion Basketball are all booked for the fall. Open Gym has also been reintroduced and scheduled for Friday evenings from 6:00 p.m. to 9:00 p.m. and Co-ed Adult Volleyball is scheduled on Sunday evenings from 7:00 p.m. to 9:30 p.m. The cost of these drop-in programs is \$4 (*four dollars*) per person or an annual pass may be purchased for \$50 (*fifty dollars*).
- The New Maryland Speeding Cheetahs Run Club has resumed activities this fall on Tuesday evenings in the New Maryland Elementary School soccer field. The six-week outdoor program will run until 25 October 2022.
- We are pleased to announce receipt of 3 (*three*) orders for the “Honour our Veterans” banner program. The banner proofs were sent to production this month and they will be installed along with the Remembrance Day banners in mid-October. The program will also be promoted again around Remembrance Day.
- The date has been set for the Village’s Annual Pumpkin Carving Event. The event will be hosted at the New Maryland Centre on Saturday, 22 October 2022. There will be 3 (*three*) options offered for times to participate (10:00 a.m., 11:30 a.m. and 1:00 p.m.) and registration will be required. There will 15 (*fifteen*) tables available per session. Details will be provided later this month on our website and social media.
- Councillor Pearson shared sincere congratulations to the players and coaches of the New Maryland 1 (One) 13 (thirteen)-Under team that defeated the New Maryland 2 (Two) 13 (thirteen)-Under team in an all-New Maryland match-up in the Fredericton 13 (thirteen)-Under City championship. The teams have done a great job all summer and represented the Village extremely well.
- The Recreation maintenance staff recently rebuilt and relocated the Victoria Hall flower box. It is now in a more visible location and was in place for the Mayor’s Tea held on 25 August 2022.
- The Parish of New Maryland (PNM) Zoomers resumed their activities this month. Highlights of their programs and activities include the following:
 - everyone must be double-vaccinated and a member of the PNM Zoomers to attend activities;
 - monthly meetings are held on the first Monday of the month at 10:00 a.m. in the boardroom or via Zoom and the next meeting is scheduled for Monday, 03 October 2022;
 - stretch and strengthening classes resumed last week in the Senior’s Centre and are held every Tuesday and Thursday from 10:00 a.m. to 11:00 a.m.;

- the craft group meets every other Wednesday from 9:00 a.m. until noon in the Senior's Centre and their next meeting is scheduled for Wednesday, 21 September 2022;
- the book club meets the fourth Thursday of the month at 11:00 a.m. in the Senior's Centre or via Zoom and their next meeting is scheduled for Thursday, 22 September 2022;
- memberships run from January to December at a cost of \$20 (*twenty dollars*) and membership forms can be found on the Village's website; and
- a monthly newsletter is sent to the PNM Zoomer members each month and residents can subscribe to the newsletter and/or for more information on programming or events contact pnmzoomers@gmail.com.

MOVED BY Councillor Laurie Pearson and **seconded by** Deputy Mayor Tim Scammell the adoption of the Recreation and Leisure Services Department report as presented.

Discussion on the Motion: The date mentioned for the Athletic Park Redevelopment project public open house of Thursday, 15 October 2022 is not correct as October 15th is a Saturday. Cynthia Geldart, CAO/Clerk will confirm the correct date with the Recreation Coordinator and advise Council tomorrow.

MOTION CARRIED.

Councillor Pearson explained that the 2022-2023 Reciprocal Agreement has been received from the School District and allows the Village to run various programs and leisure activities at the New Maryland Elementary School after hours and on weekends. The agreement is for 1 (one) year from 01 July 2022 until 30 June 2023. The following motion of Council is required to authorize signatures on the agreement.

MOVED BY Councillor Laurie Pearson and **seconded by** Councillor Alex Scholten the following Resolution of Council: ***Be It Resolved That*** the Council for the Village of New Maryland, as per the recommendation of the Recreation Coordinator, authorize the Mayor and Village Clerk to sign 2 (two) copies of the 2022-2023 Reciprocal Agreement, as attached, for the use of the New Maryland Elementary School for sport and recreation programs after hours. **MOTION CARRIED.**

12. (ii) Public Works Department Updates

Deputy Mayor Tim Scammell provided an update of the activities of the Public Works Department.

- Village staff investigated 7 (seven) Public Works Reports during the month of August 2022. The reports were inquiries from residents regarding culvert repair, street repair and tree maintenance. Residents shared their appreciation with staff for their efforts when investigating the reports.
- Deputy Mayor Scammell explained that with the recent start of the new school year, the Village would like to remind motorists to be cognizant of their speeds as there is an increase in children walking along sidewalks and streets, and crossing at intersections. The posted speed limit on Village streets is 40 km/hr and in the vicinity of the elementary school it is 30 km/hr. The Village has implemented several speed deterrents over the past years such as: speed radars to capture speeds and identify to motorists their speed of travel, line painting to narrow the traffic lanes, 3D Child Silhouette signs to remind motorists to watch for children and pedestrians, and have recently started planting trees in boulevards to help deter motorists from speeding.
- Members of Council, RCMP and staff recently participated in the annual *Team Up to Slow Down* campaign to bring speeding awareness to residents. Appreciation was expressed to staff members Harry, Braydon, Grayson, Greg, Kyle and Rockland for their participation in the campaign this year. Many positive comments were received from motorists during the campaign. Deputy Mayor Scammell reminded residents that if they would like to be involved in helping to promote awareness, there are *Keep It To 40km/hr* signs available free of charge at the Village office.

- The speed radars currently in place captured 75,500 (seventy-five thousand, five hundred) vehicles last month and observed speeds between 42 km/hr and 48 km/hr. Staff evaluate the data to identify trends and times of day when motorists may be travelling above the posted speed limit. Residents can help by calling the RCMP at 1-888-506-7267 when they notice vehicles travelling above the posted speed limits. The RCMP create a file for each call they receive and if trends are identified, they will consider increasing patrols of that area.
- The early leaf drop-off for the annual Fall Leaf Collection is scheduled for Saturday, 22 October 2022 from 9:00 a.m. until 12:00 p.m. at the Village Office and residents can drop off leaves that are contained in compostable bags. The pick-up dates have been scheduled for Wednesday, 02 November 2022 and Thursday, 03 November 2022. The bags should contain only leaves and no other yard debris. It is necessary to use compostable bags as only the compostable bags will be picked up during the Leaf Collection.
- We would like to take this opportunity to thank the students for their hard work this summer. They have all finished their work with us for this summer and have headed back to school. It was a hot and humid summer for outdoor labour and we appreciate the work they were able to accomplish on behalf of the Village. The summer students play a significant role in the outdoor maintenance that is required of the municipal Transportation Department. We wish all of the students the best of luck with their future endeavors.
- Public Works staff have been busy with the following activities: repairs and maintenance on equipment, hydrant repairs, water main flushing, culvert repairs, and the maintenance of green spaces throughout the Village.

MOVED BY Deputy Mayor Tim Scammell and **seconded by** Councillor Mike Pope the adoption of the Public Works Department report as presented. **MOTION CARRIED.**

12. (iii) Development Services Department

Councillor Mariet van Groenewoud explained that she had 3 (three) motions to bring forward.

The first motion is regarding a Notice of Intent to Expropriate at proposed lot 22-01 – the Barrett/Provost lands. For the past 18 (eighteen) years the Village has worked diligently to secure a supplemental water source and in 2020 commenced the multi-phase construction of a wellfield development and water distribution system expansion project. The referenced project is crucial to the municipality for a number of reasons. Council's goals are not only to provide redundancy to our existing water system that currently relies on only one wellfield, but also to develop a new, sustainable, and safe water supply source, and to increase our water capacity to allow for development, such as much-needed senior housing. Proposed Lot-22-01 has been chosen by the Village Engineer and the Public Works Supervisor as the ideal location for a proposed water pressure control building which will be constructed as part of the municipal water system expansion project. Senior staff have been negotiating with the property owners and their lending institution for the past several months to secure the freehold acquisition of the proposed lot however negotiations have been unsuccessful to date. Time being of the essence to ensure that critical timelines for the referenced project are preserved, the Village is unfortunately left with no option other than expropriation. Therefore the following resolution of Council is proposed.

MOVED BY Councillor Mariet van Groenewoud and **seconded by** Deputy Mayor Tim Scammell the following Resolution of Council: ***Be It Resolved That*** WHEREAS the Village of New Maryland requires certain land located in the Village of New Maryland for the purpose of developing, operating and maintaining a proposed water pressure control building;

AND WHEREAS the development and commissioning of the water pressure control building is a critical component in securing and maintaining a reliable municipal water supply for the residents of the Village of New Maryland;

AND WHEREAS section 184 of the *Local Governance Act*, SNB 2017, Chapter 18 grants municipalities the authority to expropriate, within the meaning of and in accordance with the *Expropriation Act*, RSNB 1973, Chapter E-14 (the “*Expropriation Act*”), land or an interest in land for the purpose of carrying out any of the municipality’s powers or providing any of its services;

AND WHEREAS there are certain lands currently registered in the name of Stephanie Marie Barrette and David Provost, located within the Village of New Maryland more particularly described under the New Brunswick Registry System for the County of York as having PID 75260331 (the “subject land”);

AND WHEREAS Stephanie Marie Barrette and David Provost, 472 New Maryland Highway, New Maryland, NB, E3C 1G9, are identified as the “Owners”;

AND WHEREAS it has been determined that the services must be installed on the subject land;

AND WHEREAS it has been determined by the Village of New Maryland that the land needed to install the services is as follows: a fee simple interest in the land marked as Lot 22-01 on a plan of survey entitled *Tentative Subdivision Plan: Barrette-Provost Subdivision – Lot 22-01*, prepared by WSP and initial survey dated June 17, 2019 (the “Subdivision Plan”), a copy of which is attached hereto;

NOW THEREFORE BE IT RESOLVED that the Village of New Maryland hereby confirms its intention to seek to expropriate a fee simple interest in those lands marked as Lot 22-01 on the Subdivision Plan; and authorizes the Village Chief Administrative Officer/Clerk and her representatives to take all necessary action to give effect to this resolution, including but not limited to: (1) the filing and service of a Notice of Intention to Expropriate pursuant to sections 6 and 8 of the *Expropriation Act* and the *Expropriation Act* generally, (2) initiating and proceeding with all steps necessary to carry out the expropriation, (3) executing any documents necessary to complete the expropriation, and/or (4) entering onto the subject lands to carry out such steps as may be necessary pursuant to section 5 of the *Expropriation Act*. **MOTION CARRIED.**

Councillor van Groenewoud explained that her next motion of Council is regarding the award of the contract for the *Standard Municipal Specifications & Subdivision Development Guide*. She reported that in recent months staff solicited proposals from engineering consultants for the update and revamp of the Village’s existing *Specifications for Developers* document into two new companion documents, being the *Standard Municipal Specifications* and a *Subdivision Development Guide*. The purpose of the project is to create modernized technical and procedural reference documents for developers and their consultants, and contractors. The final deliverables will aid in providing clarity for all stakeholders with regard to subdivision and development approval processes, updated infrastructure and material specifications, and minimum standards with respect to appropriate construction methods.

MOVED BY Councillor Mariet van Groenewoud and **seconded by** Councillor Alex Scholten the following Resolution of Council: ***Be It Resolved That*** the Council for the Village of New Maryland, as per the recommendation of senior staff, proceed to engage the services of Englobe Corp. for the preparation of the *Village of New Maryland Standard Municipal Specifications & Subdivision Development Guide*, as per their submitted proposal at a cost of \$32,990.00 (*thirty-two thousand, nine hundred ninety dollars and zero cents*)

plus \$4,948.50 (*four thousand, nine hundred forty-eight dollars and fifty cents*) HST for a total submitted bid of \$37,938.50 (*thirty-seven thousand, nine hundred thirty-eight dollars and fifty cents*); and that the Mayor and Clerk are authorized to execute said contract. **MOTION CARRIED.**

Councillor van Groenewoud reported that her final motion was regarding a rezoning application for 196 Phillips Drive. She explained that staff are in receipt of a re-zoning application from Zzap Consulting Inc. on behalf of 7324333 NB Inc. for the property formerly known as 196 Phillips Drive. The property consists of approximately 1.7 (one point seven) acres of vacant land at the intersection of Phillips Drive (south) and New Maryland Highway. The submitted application is requesting to re-zone the subject parcels from Residential Zone Two (R-2) to Residential Zone Three (R-3) to permit the construction of a 30 (thirty) unit, 3 (three) storey apartment building and a 6 (six) unit row dwelling building. As per the *Community Planning Act* (the “Act”), Council shall formally request the views from the Planning Advisory Committee (PAC) in relation to proposed amendments to the Zoning By-law. The following resolution is required to fulfill the legislated obligations. Subject to adoption of the resolution, PAC will be informed of the application at their meeting in October 2022 and will subsequently provide their recommendations to Council.

MOVED BY Councillor Mariet van Groenewoud and **seconded by** Councillor Mike Pope the following Resolution of Council: ***Be It Resolved That*** the Council for the Village of New Maryland, in accordance with Section 110 of the *Community Planning Act, S.N.B. (2017) Chapter 19* and amendments thereto, hereby requests that staff forward to the Planning Advisory Committee, for their review, the Applicant’s request to amend the Zoning By-law designation for the property at 196 Phillips Drive, being Property Identification Numbers 75260265, 75260273, 75260281, 75260257 and 75062208, from Residential Zone Two to Residential Zone Three, subject to terms and conditions. Council further requests that the Planning Advisory Committee provide their views prior to Thursday, 06 October 2022.

Discussion on the Motion: Councillor Alex Scholten remarked that Council’s decision to request input from PAC on this file was an indication of Council’s efforts to provide housing options for our resident. Residents have been very vocal in requesting housing alternatives and Council is working towards making that happen. **MOTION CARRIED.**

12. (iv) Finance Department Motion

Councillor Mike Pope explained that Contract # 5 of the Sunrise Wellfield Development Project was awarded at the Special Session of Council on 14 September 2022. Due to significant cost overrun projections, we were hesitant to award the contract but wanted to keep this critical project moving forward. To say the current economic realities have had a major impact on this project is a massive understatement. The original funding application through the Integrated Bilateral Agreement (IBA) program was for a total estimated cost of \$9,265,710 (*nine million, two hundred sixty-five thousand, seven hundred ten dollars*). The first 4 (four) contracts previously completed were fairly close to the budgeted amounts. However, Contract # 5 was originally estimated in the IBA application at \$620,000 (*six hundred twenty thousand dollars*) and the lowest tendered bid we received was \$1,970,525 (*one million, nine hundred seventy thousand, five hundred twenty-five dollars*). Due to the overwhelming cost increase, staff reached out to the Regional Development Corporation, RDC, who administer the IBA funding program, for guidance on how to proceed and RDC requested a new estimate detailing projected cost overruns. Our engineer completed a summary of the initial projected costs compared to the current opinion of probable costs, resulting in an estimated \$6,881,010 (*six million, eight hundred eighty-one thousand, ten dollars*) **over the budgeted amount.**

The Village is not in a financial position to fund an additional \$6.8M (*six point eight million dollars*) through reserve amounts or utility fees and has no option but to seek additional funding through the IBA program. RDC has advised staff that the project must be halted at this time and a new application submitted for additional funds. This has left us in the difficult but necessary position of rescinding the previous motion awarding Contract # 5. We recognize the long-term impacts that the COVID-19 pandemic has created for our economy regarding inflated costs, supply chain issues, etc. and there are previously unheard-of impacts to all municipalities. Cost overruns are resulting in cancelled projects in many municipalities and even the larger cities are running into situations where only one contractor is bidding on tenders, which to our knowledge has not happened before. The Sunrise Wellfield Development Project is crucial for our community in order to provide redundancy to our current water system and to allow for growth of our municipality. Council will work diligently to ensure the provincial and federal levels of government understand and respond to the current financial impacts and will lobby extensively for approval of the funding that is necessary to move our project forward.

MOVED BY Councillor Mike Pope and **seconded by** Councillor Mariet van Groenewoud the following Resolution of Council: ***Be It Resolved That*** the Council for the Village of New Maryland, as per the recommendation of Senior Staff, rescind the motion relating to the award of Contract # 5 of the *Sunrise Wellfield Development Project* adopted at the September 14th, 2022 Special Session of Council.

Discussion on the Motion: Councillor Scholten commented on the meeting he attended yesterday and the relevance of the discussions to this motion. Premier Higgs and various provincial Ministers were in attendance at the meeting and they recognized that the cost increases for our project will jeopardize the completion of the project if additional funds are not secured. There is also strong support for water projects and the Regional Development Corporation (RDC) has indicated support to cover cost overruns. He also noted that rescinding the contract award is not done lightly and hopefully we'll reach a conclusion with the provincial and federal representatives that will result in the project moving forward.

MOTION CARRIED.

13. Approval of the Treasurer's Report

MOVED BY Councillor Mike Pope and **seconded by** Councillor Mariet van Groenewoud the following Resolution of Council: ***Be It Resolved That*** the Treasurer's Report be adopted as follows: payments made in the month of August 2022 from: the General Operating account by cheques and direct payments **\$352,048.11** (*three hundred fifty-two thousand, forty-eight dollars and eleven cents*); the Water & Sewer Operating account **\$21,808.31** (*twenty-one thousand, eight hundred eight dollars and thirty-one cents*); the General Capital account **\$73,255.00** (*seventy-three thousand, two hundred fifty-five dollars*); and the Water & Sewer Capital account **\$58,000.88** (*seventy-three thousand, two hundred fifty-five dollars*). **MOTION CARRIED.**

14. Public Input / Inquires

MLA Jeff Carr attended the meeting and shared brief comments. He thanked Council for the invitation to attend and remarked on all of the hard work that goes on outside of the Council Chamber as well. He explained that this week has been designated by the Premier as Municipalities Week and that municipal Councils are the backbone of all communities. MLA Carr noted that it was heartbreaking to hear that we may need to put a pause on our Sunrise Wellfield Development project after all of the work that went into securing the initial funding and due to all of the work that has been completed on the project to date. He concluded his remarks by noting that although municipal reform has significant challenges, he hopes that communities will work together to come out as strong as possible. He congratulated Council and senior staff for all the work that has been accomplished to date for our community.

15. New Business

No *New Business* items were brought forward.

16. Date, Time and Location of Next Meeting

The next formal Council meeting is scheduled for Wednesday, 19 October 2022 at 7:30 p.m. in Council Chamber.

17. Motion for Adjournment

MOVED BY Councillor Mariet van Groenewoud and **seconded by** Councillor Mike Pope to adjourn the meeting. **MOTION CARRIED**

The meeting adjourned at 8:16 p.m.

Respectfully submitted,

Cynthia Geldart
CAO/Clerk

Judy Wilson-Shee
Mayor

Cynthia Geldart
CAO/Clerk