



**City of Saint John
Common Council Meeting
AGENDA**

Monday, February 25, 2019

6:00 pm

8th Floor Common Council Chamber (Ludlow Room), City Hall

Si vous avez besoin des services en français pour une réunion de Conseil communal, veuillez
contacter le bureau du greffier communal au 658-2862.

	Pages
1. Call to Order	
2. Approval of Minutes	
2.1 Minutes of February 11, 2019	5 - 23
3. Approval of Agenda	
4. Disclosures of Conflict of Interest	
5. Consent Agenda	
5.1 Huntington Society of Canada - Awareness of Huntington Disease (Recommendation: Refer to Clerk to Prepare Proclamation)	24 - 26
5.2 Contract 2019-01: Wentworth Street (Union Street to Elliot Row) - Water, Sanitary and Storm Sewer Renewal and Street Reconstruction (Recommendation in Report)	27 - 29
5.3 Contract 2019-12: Ellerdale Street - 200mm Water Main (Recommendation in Report)	30 - 32
5.4 Traffic Paint Sole Source (Recommendation in Report)	33 - 35
5.5 Emera Brunswick Pipeline Company Ltd. Reinstatement, Continuation & Amending Agreement Required for Contract 2019-09: M-R-G Forcemain Renewal - Phase 1 (Recommendation in Report)	36 - 61
5.6 Saint John Jeux Canada Games Foundation, Inc. - Proposed Amendment of Letters Patent (Recommendation: Refer to the City Manager)	62 - 87

5.7	Fleet Replacement Procurement - February 2019 (Recommendation in Report)	88 - 90
6.	Members Comments	
7.	Proclamation	
7.1	Freedom to Read Week - February 24th to March 2nd, 2019	91 - 91
8.	Delegations / Presentations	
8.1	Saint John Tool Library & DIY Centre	92 - 119
9.	Public Hearings - 6:30 p.m.	
10.	Consideration of By-laws	
10.1	Public Presentation - Proposed Municipal Plan Amendment re: Policies Related to Regional Retail Centres	120 - 139
10.2	Public Presentation - Proposed Municipal Plan Amendment re: 1007-1019 Millidge Avenue	140 - 156
10.3	By-Law Respecting the Feeding of Deer within The City of Saint John (3rd Reading)	157 - 162
10.4	A By-Law Respecting Closing of Roads, Streets or Highways in The City of Saint John (1st and 2nd Reading)	163 - 171
11.	Submissions by Council Members	
11.1	Localized Flooding (Councillor Strowbridge)	172 - 172
12.	Business Matters - Municipal Officers	
12.1	Love Your City Campaign	173 - 183
13.	Committee Reports	
13.1	Growth Committee: 2019 Expectation Letters for Economic Development Agencies	184 - 190
14.	Consideration of Issues Separated from Consent Agenda	
15.	General Correspondence	
15.1	Ticket Purchase Request - 2019 Red Triangle Award Gala	191 - 194
15.2	Ticket Purchase Request - Children's Wish Foundation	195 - 196

16. Supplemental Agenda
17. Committee of the Whole
18. Adjournment



**City of Saint John
Common Council Meeting
Monday, February 25, 2019**

Committee of the Whole

1. Call to Order

Si vous avez besoin des services en français pour une réunion de Conseil communal, veuillez contacter le bureau du greffier communal au 658-2862.

Each of the following items, either in whole or in part, is able to be discussed in private pursuant to the provisions of subsection 68(1) of the Local Governance Act and Council / Committee will make a decision(s) in that respect in Open Session:

4:30 p.m., 8th Floor Boardroom, City Hall

- 1.1 Approval of Minutes 68(1)
- 1.2 Legal Matter 68(1)(c,f,g)
- 1.3 Security Issue 68(1)(h)



**Ville de Saint John
Séance du conseil communal
Lundi 25 février 2019
18 h**

Salle du conseil communal (salle Ludlow), au 8^e étage de l'hôtel de ville

Comité plénier

1. Ouverture de la séance

Si vous souhaitez obtenir des services en français pour une réunion du conseil communal, veuillez communiquer avec le bureau du greffier communal au 658-2862.

Chacun des points suivants, en totalité ou en partie, peut faire l'objet d'une discussion en privé en vertu des dispositions prévues à l'article 10 de la *Loi sur les municipalités*. Le conseil/comité prendra une ou des décisions à cet égard au cours de la séance publique :

16 h 30 – Salle de conférence, 8^e étage, hôtel de ville

- 1.1 Approbation du procès-verbal – paragraphe 68(1)
- 1.2 Question juridique – alinéas 68(1)c), f) et g)
- 1.3 Question de sécurité – alinéa 68(1)h)

Séance ordinaire

1. Ouverture de la séance

2. Approbation du procès-verbal

- 2.1 Procès-verbal du 11 février 2019

3. Approbation de l'ordre du jour

4. Divulgations de conflits d'intérêts

5. Questions soumises à l'approbation du Conseil

- 5.1 Société Huntington du Canada – Sensibilisation à la maladie de Huntington (recommandation : transmettre au greffier pour qu'une proclamation soit rédigée)
- 5.2 Contrat n° 2019-01 : Rue Wentworth (entre la rue Union et la ruelle Elliot) – Renouvellement de la conduite d'eau et des égouts sanitaires et pluviaux et travaux de réfection de la rue (recommandation figurant au rapport)

- 5.3 Contrat n° 2019-12 : Rue Ellerdale – conduite principale de 200 mm (recommandation figurant au rapport)
- 5.4 Fournisseur unique pour la peinture de signalisation routière (recommandation figurant au rapport)
- 5.5 Emera Brunswick Pipeline Company Ltd. – Rétablissement, poursuite et modification de l’entente requise pour le contrat n° 2019-09 : Renouvellement de la conduite de refoulement M-R-G – Phase 1 (recommandation figurant au rapport)
- 5.6 Fondation Jeux Canada Games Saint John Inc. – Modification proposée aux lettres patentes (recommandation : transmettre au directeur général)
- 5.7 Acquisition de la flotte de remplacement – février 2019 (recommandation figurant au rapport)

6. Commentaires présentés par les membres

7. Proclamation

- 7.1 Semaine de lecture en toute liberté – du 24 février au 2 mars 2019

8. Délégations et présentations

- 8.1 Saint John Tool Library & DIY Centre

9. Audiences publiques – 18 h 30

10. Étude des arrêtés municipaux

- 10.1 Présentation publique relative au projet de modification du plan d’aménagement visant les politiques concernant les centres régionaux de commerce
- 10.2 Présentation publique sur le projet de modification du plan d’aménagement visant le 1007-1019, avenue Millidge
- 10.3 Arrêté concernant l’alimentation des chevreuils dans la Ville de Saint John (troisième lecture)
- 10.4 Arrêté concernant la fermeture des chemins, des rues et des routes dans la Ville de Saint John (première et deuxième lectures)

11. Interventions des membres du Conseil

- 11.1 Inondations localisées (conseiller Strowbridge)

12. Affaires municipales évoquées par les fonctionnaires municipaux

- 12.1 Campagne « Aimez votre ville »

13. Rapports déposés par les comités

- 13.1 Comité de croissance : Lettres d’attentes à l’égard des organismes de développement économique pour 2019

14. Étude des sujets écartés des questions soumises à l’approbation du Bureau

15. Correspondance générale

- 15.1 Demande d’achat de billets – Gala du Red Triangle Award de 2019
- 15.2 Demande d’achat de billets – Fondation Rêves d’Enfants

16. Ordre du jour supplémentaire

17. Comité plénier

18. Levée de la séance



The City of Saint John

MINUTES – REGULAR MEETING
COMMON COUNCIL OF THE CITY OF SAINT JOHN
FEBRUARY 11, 2019 AT 6:00 PM
IN THE COUNCIL CHAMBER

Present: Mayor Don Darling
Deputy Mayor Shirley McAlary
Councillor-at-Large Gary Sullivan
Councillor Ward 1 Blake Armstrong
Councillor Ward 1 Greg Norton
Councillor Ward 2 Sean Casey
Councillor Ward 2 John MacKenzie
Councillor Ward 3 Donna Reardon
Councillor Ward 4 David Merrithew
Councillor Ward 4 Ray Strowbridge

Also Present: City Manager J. Collin
Police Inspector Tanya LeBlanc
Fire Chief K. Clifford
City Solicitor J. Nugent
Commissioner Growth and Community Development J. Hamilton
Commissioner of Finance and Treasurer K. Fudge
Commissioner of Transportation and Environment M. Hugenholtz
Commissioner of Saint John Water B. McGovern
Common Clerk J. Taylor
Deputy Common Clerk P. Anglin

Mayor Darling, Deputy Mayor McAlary and Council presented certificates of appreciation to the City's athletes and coaches who have been selected to attend the 2019 Canada Winter Games in Red Deer Alberta.

1. Call to Order

2. Approval of Minutes

2.1 Minutes of January 28, 2019

Moved by Deputy Mayor McAlary, seconded by Councillor Armstrong:

RESOLVED that the minutes of the meeting of Common Council, held on January 28, 2019, be approved.

MOTION CARRIED.

3. Approval of Agenda

Moved by Deputy Mayor McAlary, seconded by Councillor Sullivan:

RESOLVED that the agenda of this meeting, with the addition of the following items be approved:

- 17.1 Safe, Clean Drinking Water – Payment of Relief Events
- 17.2 Funding Agreement with ACOA and Province
- 17.3 Recommended Appointments to Committees

MOTION CARRIED.

4. Disclosures of Conflict of Interest

J. Nugent, City Solicitor and Councillor G. Norton declared a conflict of interest with item 12.4 West Saint John – Corrosion Control Investigation.

5. Consent Agenda

5.1 That pursuant to Section 14 of the Police Act of the Province of New Brunswick, the Common Council of the City of Saint John does hereby appoint the following member of the Canadian Corps of Commissionaires as By-Law Enforcement Officer with the responsibility and authority to enforce provisions of the Parking Meter By-Law and the provisions of Section 5, Section 5.1, Section 7, Section 8, Section 15 and Section 16 of the Saint John Traffic By-Law, namely: Markus Edison, Badge No. 9964.

And further that this appointment shall continue until such time as the appointee ceases to be a member of the Canadian Corps of Commissionaires or until the appointment is rescinded by Common Council, whichever comes first.

5.2 That the Quebec Major Junior Hockey League Letter re Facilities Updates in Amphitheatres be referred to the Harbour Station Commission.

5.3 That as recommended by the City Manager in the submitted report *2019-015: City of Saint John Transportation Strategic Plan MoveSJ Phase 3 Consulting and Engineering Services*:

- 1) Common Council award engineering and consulting services for Transportation Strategic Plan MoveSJ, Phase 3 to IBI Group at a cost of \$180,615 plus applicable taxes.
- 2) That the Mayor and Common Clerk be authorized to execute the Consulting Engineering Agreement.

5.4 That as recommended by the City Manager in the submitted report *2019-010: Designation of Community Standards Coordinator*, Common Council adopt the following:

1. **WHEREAS** the Common Council of The City of Saint John has enacted certain by-laws pursuant to the authority of the *Local Governance Act*, S.N.B. 2017 c.18, and amendments thereto, (the "*Local Governance Act*") including the *Saint John Unsightly Premises and Dangerous Buildings and Structures By-law*, By-law Number M- 30 and amendments thereto, and it may from time to time be necessary to make inspections for the administration or enforcement of the By-law;

AND WHEREAS section 72 of the *Local Governance Act* provides that a council may appoint by-law enforcement officers for the local government and may determine their terms of office;

AND WHEREAS subsection 144(2) of the *Local Governance Act* provides that a council may authorize officers enter the land, building or other structure at any reasonable time, and carry out the inspection after giving reasonable notice to the owner or occupant of the land, building or other structure to be entered;

NOW THEREFORE BE IT RESOLVED, that Mark O'Leary, By-law Enforcement Officer, is hereby appointed as an inspection officer and authorized to enter at all reasonable times upon any property within the territorial boundaries of the City of Saint John for the purpose of making any inspection that is necessary for the administration or enforcement of the *Saint John Unsightly Premises and Dangerous Buildings and Structures By-law* which received first and second reading by Common Council on May 22, 2018 and third reading on June 4, 2018, being enacted upon approval by the Minister of Local Government, and/or the *Local Governance Act*

effective immediately, and this authorization shall continue until he ceases to be an employee of the Growth and Community Development Services department of The City of Saint John or until rescinded by Common Council, whichever comes first.

2. **WHEREAS** the Common Council of The City of Saint John has enacted certain by-laws pursuant to the authority of the *Local Governance Act*, including the *Saint John Unsightly Premises and Dangerous Buildings and Structures By-law*, By-law Number M-30, and amendments thereto, (the "*Saint John Unsightly Premises and Dangerous Buildings and Structures By-law*") and it may from time to time be necessary to commence proceedings in the Provincial Court of the Province of New Brunswick, when a person has violated or failed to comply with the said By-law;

AND WHEREAS section 72 of the *Local Governance Act* provides that a council may appoint by-law enforcement officers for the local government and may determine their terms of office;

AND WHEREAS subsection 132(1) and 132(2) of the *Local Governance Act* provides that an officer appointed by council may notify the owner or occupier of premises, a building or structure by notice in the form prescribed by regulation when a condition exists pursuant to subsections 131(1), 131(2) or 131(3) of the said Act;

AND WHEREAS section 150(1) of the *Local Governance Act* provides that proceedings for breach of a by-law shall be commenced in the name of the clerk of the municipality or such other person as is designated for that purpose by the council;

NOW THEREFORE BE IT RESOLVED, that Mark O'Leary is hereby appointed as a By-law Enforcement Officer with respect to the enforcement of the *Saint John Unsightly Premises and Dangerous Buildings and Structures By-law*, effective immediately, and this appointment shall continue until he ceases to be an employee of Growth and Community Development Services of The City of Saint John or until it is rescinded by Common Council, whichever comes first;

AND BE IT FURTHER RESOLVED, that Mark O'Leary is hereby appointed and authorized to notify owners and occupiers with respect to premises, buildings or structures that are unsightly; buildings or structures that are a hazard to the safety of the public by reason of being vacant or unoccupied; buildings or structures that are a hazard to the safety of the public by reason of dilapidation or unsoundness of structural strength, as set out in the *Saint John Unsightly Premises and Dangerous Buildings and Structures By-law*, effective immediately, and this appointment and authorization shall continue until he ceases to be an employee of Growth and Community Development Services of The City of Saint John or until it is rescinded by Common Council, whichever comes first;

AND BE IT FURTHER RESOLVED, that Mark O'Leary is hereby designated and authorized to lay informations in the Provincial Court of the Province of New Brunswick for breach of the *Saint John Unsightly Premises and Dangerous Buildings and Structures By-law*, effective immediately, and this designation and authorization shall continue until he ceases to be an employee of Growth and Community Development Services of The City of Saint John or until it is rescinded by Common Council, whichever comes first.

3. **WHEREAS** the Common Council of The City of Saint John has enacted certain by-laws pursuant to the authority of the *Community Planning Act*, S.N.B 2017, c. 19, and amendments thereto, (the "*Community Planning Act*") including the *Saint John Building By-law*, By-law Number C.P. 102 and amendments thereto, and it may from time to time be necessary to make inspections for the administration of this By-law;

AND WHEREAS subsection 133(1) of the *Community Planning Act* provides that a council may authorize persons at all reasonable times, and with the consent of the owner or occupant, enter any land, building or premises for the purposes of inspection if the Director, the development officer or the person authorized by the Minister or the council has reasonable grounds to believe that a development or form of development on or in the land, building or premises violates a provision of this Act or the regulations or a bylaw or an order made under this Act;

NOW THEREFORE BE IT RESOLVED, that Mark O'Leary, who is a By-law Enforcement Officer, is hereby authorized at all reasonable times, and with the consent of the owner or occupant, enter any land, building or premises within the territorial boundaries of the City of Saint John for the purpose of making any inspection that is necessary for the administration of the *Saint John Building By-law*, effective immediately, and this authorization shall continue until he ceases to be an employee of the Growth and Community Development Services department of The City of Saint John or until rescinded by Common Council, whichever comes first.

4. **WHEREAS** the Common Council of The City of Saint John has enacted certain by-laws pursuant to the authority of the *Community Planning Act*, S.N.B 2017, c. 19, and amendments thereto, (the "*Community Planning Act*") including the *Saint John Building By-law*, By-law Number C.P. 102, and amendments thereto, and it may from time to time be necessary to make orders for the administration of this By-law;

AND WHEREAS subsection 134(1) of the *Community Planning Act* provides that a council may authorize persons to, when a development is undertaken in violation of the *Community Planning Act*, a by-law or regulation under the *Community Planning Act*, a by-law or terms and conditions imposed on the development, order the cessation of the development, alteration of such development so as to remove the violation, or the doing of anything required to restore the land, building or structure to its condition immediately prior to the undertaking of such development;

NOW THEREFORE BE IT RESOLVED, that Mark O’Leary who is a By-law Enforcement Officer, is hereby authorized to, when a development is undertaken in violation of the *Community Planning Act*, the *Saint John Building By-law* or the terms and conditions imposed on the development, order the cessation of the development, alteration of such development so as to remove the violation, or the doing of anything required to restore the land, building or structure to its condition immediately prior to the undertaking of such development, effective immediately, and this authorization shall continue until he ceases to be an employee of the Growth and Community Development Services department of The City of Saint John or until rescinded by Common Council, whichever comes first.

5. **WHEREAS**, the Common Council of The City of Saint John has enacted certain by-laws pursuant to the authority of the *Local Governance Act* and the *Community Planning Act*, including the *Saint John Dog Control By-law*, By-law Number M-13, *Mobile Home Parks By-law*, By-law Number M-20, *City of Saint John Flood Risk Areas By-law*, By-law Number C.P. 11, *Saint John Building By-law*, By-law Number C.P. 101, and *The Zoning By-law*, By-law Number C.P. 110, including all amendments thereto, and it may from time to time be necessary to commence proceedings in the Provincial Court of the Province of New Brunswick, when a person has contravened or failed to comply with these By-laws;

AND WHEREAS section 72 of the *Local Governance Act* provides that a council may appoint by-law enforcement officers for the local government and may determine their terms of office;

AND WHEREAS section 150(1) of the *Local Governance Act* provides that proceedings for breach of a by-law shall be commenced in the name of the clerk of the municipality or such other person as is designated for that purpose by the council;

NOW THEREFORE BE IT RESOLVED, that Mark O’Leary is hereby appointed as a By-law Enforcement Officer with respect to the enforcement of the *Saint John Dog Control By-law*, the *Mobile Home Parks By-law*, the *City of Saint John Flood Risk Areas By-law*, the *Saint John Building By-law*, and *The Zoning By-law*, effective immediately, and this appointment shall continue until he ceases to be an employee of Growth and Community Development Services of The City of Saint John or until it is rescinded by Common Council, whichever comes first;

AND BE IT FURTHER RESOLVED, that Mark O’Leary is hereby designated and authorized to lay informations in the Provincial Court of the Province of New Brunswick for breach of the *Saint John Dog Control By-law*, the *Mobile Home Parks By-law*, the *City of Saint John Flood Risk Areas By-law*, the *Saint John Building By-law*, and *The Zoning By-law*, effective immediately, and this appointment and

authorization shall continue until he ceases to be an employee of Growth and Community Development Services of The City of Saint John or until it is rescinded by Common Council, whichever comes first.

6. **WHEREAS** subsection 135(4) of the *Local Governance Act* provides that within thirty days after the terms of a notice have been complied with or a debt due to a municipality or due to the Minister of Finance, as the case may be, is discharged, the municipality shall provide a certificate in the form prescribed by regulation which requires that the corporate seal of the municipality to be affixed.

NOW THEREFORE BE IT RESOLVED, that Jonathan A. Taylor, Common Clerk, is hereby authorized to affix the corporate seal of The City of Saint John to a Certificate of Discharge that is issued by Mark O'Leary under the *Saint John Unsightly Premises and Dangerous Buildings and Structures By-law*, and such authorization shall continue until Jonathan A. Taylor ceases to be the Common Clerk of The City of Saint John or until it is rescinded by Common Council, whichever comes first.

5.5 Refer to Item 14.1

5.6 That as recommended by the City Manager in the submitted report *2019-012: Contract No. 2018-10: Sanitary Sewer System - CSO-SSO Controls Phase III*, the tender be awarded to the low Tenderer, Galbraith Construction Ltd., at the tendered price of \$121,635.50 (including HST) as calculated based upon estimated quantities, and further that the Mayor and Common Clerk be authorized to execute the necessary contract documents.

5.7 That as recommended by the City Manager in the submitted report *2019-020: Contract 2019-08: King Square South (Charlotte Street to Civic #12) – Watermain Renewal and Storm Sewer Installation*, the tender be awarded to the low Tenderer, Fairville Construction Ltd., at the tendered price of \$217,114.25 (including HST) as calculated based upon estimated quantities, and further that the Mayor and Common Clerk be authorized to execute the necessary contract documents.

5.8 That as recommended by the City Manager in the submitted report *2019-022: Contract 2019-04: Queen Square North (Charlotte Street to Sydney Street) – Water Main, Sanitary and Storm Sewer Installation and Street Reconstruction*, the tender be awarded to the low Tenderer, Galbraith Construction Ltd., at the tendered price of \$469,896.90 (including HST) as calculated based upon estimated quantities, and further that the Mayor and Common Clerk be authorized to execute the necessary contract documents.

5.9 That Shining Horizons Therapeutic Riding Association – Request to Present be referred to the Clerk to Schedule.

5.10 That as recommended by the City Manager in the submitted report *2019-027:*

CentralSquare Technologies Maintenance Fees, Common Council:

1. Authorize payment to CentralSquare Technologies (formally Superion) of up to \$192,524.40 + HST associated with the maintenance and support for 2019 for various applications related to the City's Enterprise Resource Planning (ERP) system; and
2. Approve the payment of future maintenance and support costs until such time as the City implements a new ERP system.

5.11 That the Saint John Board of Police Commissioners Letter re 2019 Executive be received for information.

5.12 That the Carleton Community Centre, Inc. – 2018 Final Report be received for information.

Moved by Deputy Mayor McAlary, seconded by Councillor Sullivan:

RESOLVED that the recommendation set out in each consent agenda item respectively, excluding item 5.5 that was identified for discussion, be adopted.

MOTION CARRIED UNANIMOUSLY.

6. Members Comments

Council members commented on various community events.

7. Proclamations

7.1 Heritage Week – February 11th to 18th, 2019

The Mayor declared February 11th to 18th, 2019 as Heritage Week in the City of Saint John.

8. Delegations/Presentations

8.1 Saint John Heritage Awards 2018

Bob Boyce, Chair of the Heritage Development Board announced the 2018 Saint John Heritage Award winners:

1. Residential Façade Restoration, 16 Queen Street, Colin & Jan Waldschutz,
Contractors: Manchester Enterprises; William Leaman – TING Painting.
2. Residential Façade Rehabilitation, 30 Queen Street, C. O'Brien & G.R. Webb

Contractors: McDonough Bros. Landscaping; M&M Painting; Ultimate Windows and Doors; Fundy Fencing; Jim O'Reilly.

3. Commercial Façade Restoration, 112 Princess Street, Saint John Theatre Company
Contractors: Dowd Roofing Inc.; Terry Butler; Echelon Home Improvements; Design Art Signs; Robert Boyce; Bonfire Communications.

8.2 HMCS Brunswicker Naval Memorial Presentation

Referring to the submitted report entitled *HMCS Brunswicker Naval Memorial Presentation*, D.M. Brown Commanding Officer HMCS Brunswicker, Senator Noel Kinsella Honorary Captain HMCS Brunswicker, requested that Common Council approve a license to place the memorial of City land. The sod turning is planned for May 5th, 2019, the anniversary of the Battle of the Atlantic.

The City Solicitor advised that a licensing agreement would be required.

Moved by Councillor Sullivan, seconded by Deputy Mayor McAlary:
RESOLVED that HMCS Brunswicker request to locate a Naval Memorial on City owned land on Harbour Passage be referred to the City Manager for implementation.

MOTION CARRIED.

8.3 Saint John Energy – A Vision for the Future

Referring to the submitted report entitled *Saint John Energy – A Vision for the Future* R. Robinson President & CEO outlined the opportunities SJ Energy projects will bring to the City.

Benefits of SJ Energy:

- Rates are the lowest in Atlantic Canada
- No long term debt
- Customer satisfaction 85%
- Reliability higher than the National Average
- Customer support for renewables 95%

Challenges / Opportunities:

- Disruptive technologies – change presents opportunities for those who embrace it
- To be relevant and sustainable to consumers
- SJE is uniquely positioned to be able to play a leadership role in the new energy economy.

Projects:

- Wind Projects: Burchill Wind Project
- NRCAN Smart Grid Project (\$11M)
- PV Pilot (Solar Pilot)

In summary, SJ Energy remains committed to the growth strategy and the evolution from a pure electric distribution utility to a more diverse generation, distribution and customer-driven energy services firm, a model that has been successfully implemented by municipalities of all sizes across Canada.

Moved by Deputy Mayor McAlary, seconded by Councillor Strowbridge:

RESOLVED that the Saint John Energy Presentation – A Vision for the Future, be received for information.

MOTION CARRIED

9. Public Hearings 6:30 PM

10. Consideration of By-laws

10.1 Nuisance Deer Management Program and Bylaw Respecting the Feeding of Deer within the City (1st and 2nd Reading)

Referring to the submitted report entitled *Nuisance Deer Management Program*, Commissioner M. Hugenholtz introduced the Deer Management Program, and the *Feeding of Deer Bylaw*. As recommended in the report the Commissioner suggested that Council give first and second reading of the *Feeding of Deer Bylaw* at this meeting and that part two of the recommendation, the *Nuisance Deer Management Assistance Program* be tabled to a future meeting.

Responding to a question, the City Manager advised that trespassing will be defined before third reading.

Responding to a question, the City Solicitor advised that the Bylaw does not permit trespassing.

Moved by Councillor Sullivan, seconded by Councillor MacKenzie:

RESOLVED that the by-law entitled, "A By-Law Respecting the Feeding of Deer within The City of Saint John", be read a first time.

MOTION CARRIED with Deputy Mayor McAlary voting nay.

Read a first time by title, the by-law entitled, "A By-Law Respecting the Feeding of Deer within The City of Saint John".

Moved by Councillor Sullivan, seconded by Councillor MacKenzie:

RESOLVED that the by-law entitled, "A By-Law Respecting the Feeding of Deer within The City of Saint John", be read a second time.

MOTION CARRIED with Deputy Mayor McAlary voting nay.

Read a second time by title, the by-law entitled, "A By-Law Respecting the Feeding of Deer within The City of Saint John."

10.2 By-Law Respecting the Procedures of the Common Council of The City of Saint John

Moved by Deputy Mayor McAlary, seconded by Councillor Sullivan:

RESOLVED that the by-law entitled, "By-Law Number M-5 A Law to Amend a By-Law respecting the Procedures of the Common Council of the City of Saint John" to permit remote participation for Council members via telephone conference call for special meetings, emergency meetings and Committee of the Whole closed session; and provide a formal process for managing submissions or representations received by the City subsequent to a legislated public hearing held by Council, be read.

MOTION CARRIED.

In accordance with the *Local Governance Act* sub-section 15(3) the by-law entitled, "By-Law Number M-5 A Law to Amend a By-Law respecting the Procedures of the Common Council of the City of Saint John" instead of being read in its entirety was read in summary as follows:

"The bylaw will permit remote participation for Council members via telephone conference call for special meetings, emergency meetings and Committee of the Whole closed session; and provide a formal process for managing submissions or representations received by the City subsequent to a legislated public hearing held by Council."

Moved by Deputy Mayor McAlary, seconded by Councillor Sullivan:

RESOLVED that the by-law entitled, "By-Law Number M-5 A Law to Amend a By-Law respecting the Procedures of the Common Council of the City of Saint John" to permit remote participation for Council members via telephone conference call for special meetings, emergency meetings and Committee of the Whole closed session; and provide a formal process for managing submissions or representations received by the City subsequent to a legislated public hearing held by Council, be read a third time, enacted and the Corporate Common Seal affixed thereto.

MOTION CARRIED.

Read a third time by title, the by-law entitled, “By-Law Number M-5 A Law to Amend a By-Law respecting the Procedures of the Common Council of the City of Saint John.”

10.3 Zoning Bylaw Amendment – 3700 King William Road (3rd Reading) with Section 59 Conditions

Moved by Deputy Mayor McAlary, seconded by Councillor Sullivan:

RESOLVED that the by-law entitled, “A Law to Amend the Zoning By-Law of The City of Saint John” amending Schedule A, the Zoning Map of The City of Saint John, by re-zoning a parcel of land having an area of approximately 31.1 hectares, located at 3700 King William Road, also identified as PID Number 55218754 from Medium Industrial (IM) to Pit and Quarry (PQ), be read in its entirety.

MOTION CARRIED.

The by-law entitled, “A Law to Amend the Zoning By-Law of The City of Saint John” was read in its entirety.

Moved by Deputy Mayor McAlary, seconded by Councillor Sullivan:

RESOLVED that, pursuant to the provisions of Section 59 of the *Community Planning Act*, the use of the parcel of land with an area of 31.1 hectares, located at 3700 King William Road, also identified as PID Number 55218754, for the use of a Pit and for the use of a Quarry, be subject to the following conditions:

- a. An engineered storm drainage submission must be provided for excavation and rehabilitation activities. No storm drainage to the roadway or adjacent lands is allowed.
- b. Notwithstanding the provisions of 12.4(6)(a) of the Zoning By-law, the existing treed buffer along the portions of the property along King William Road shall be maintained. If the existing treed buffer along King William Road is damaged or further reduced, the owner must replant the buffer to meet the requirements of 12.4(6)(a) of the Zoning By-law.

MOTION CARRIED.

Moved by Deputy Mayor McAlary, seconded by Councillor Sullivan:

RESOLVED that the by-law entitled, “A Law to Amend the Zoning By-Law of The City of Saint John” amending Schedule A, the Zoning Map of The City of Saint John, by re-zoning a parcel of land having an area of approximately 31.1 hectares, located at 3700 King William Road, also identified as PID Number 55218754 from Medium Industrial (IM) to

Pit and Quarry (PQ), be read a third time, enacted and the Corporate Common Seal affixed thereto.

MOTION CARRIED.

Read a third time by title, the by-law entitled, "A Law to Amend the Zoning By-Law of The City of Saint John."

11. Submissions by Council Members

12. Business Matters - Municipal Officers

12.1 Demolition of Vacant, Dilapidated and Dangerous Building at 76 St. James Street West (PID# 55145916)

Commissioner Hamilton introduced R. Van Wart Manager of the Demolition of Vacant Buildings Program to provide an overview of the demolition.

The Mayor read the cautionary statement as follows:

"The information which has been provided in the Council Kit includes the report of the Building Inspector stating that the building located at 76 St. James Street West (PID 55145916) is a hazard to the safety of the public by virtue of its being, amongst other things, dilapidated or structurally unsound. Is there present an owner, including anyone holding any encumbrance upon this property, who wishes to present evidence to the contrary, i.e. that the building is structurally sound and not dilapidated?"

No one came forward to present evidence that the building is structurally sound and not dilapidated.

Moved by Councillor Sullivan, seconded by Councillor MacKenzie:

RESOLVED that as recommended by the City Manager in the submitted report *M&C 2019-021: Demolition of Vacant, Dilapidated and Dangerous Building at 76 St. James Street West (PID 55145916)*, Common Council approve the following:

RESOLVED that the building located at 76 St. James Street West, PID# 55145916, is to be demolished as it has become a hazard to the safety of the public by reason of dilapidation; and

BE IT FURTHER RESOLVED, that said building is to be demolished as it has become a hazard to the safety of the public by reason of unsoundness of structural strength; and

BE IT FURTHER RESOLVED, that one or more by-law enforcement officers appointed and designated under the Saint John Unsightly Premises and Dangerous Buildings and

Structures By-law are hereby authorized to arrange for the demolition, in accordance with the applicable City purchasing policies.

MOTION CARRIED.

12.2 2019 Community Grant Recommendations

Commissioner Hugenholtz outlined the Committee's work reviewing and evaluating 52 grant applications totaling over \$648,503. The total grant envelope of \$179,721 will be dispersed in community grants. B. Freeze responded to questions on criteria for selection.

Moved by Deputy Mayor McAlary, seconded by Councillor Sullivan:

RESOLVED that as recommended by the City Manager in the submitted report entitled *M&C 2019-019: 2019 Community Grant Recommendations*, Common Council approve that the following applicants be approved for funding at the indicated amount:

360 Stand.....	\$4,000.00
ARCf de Saint-Jean.....	\$2,000.00
Bee Me Kidz.....	\$6,000.00
Brilliant Labs.....	\$15,000.00
Cherry Brook Zoo.....	\$15,000.00
Denis Morris Community Centre.....	\$6,000.00
Fog Lit Festival.....	\$1,500.00
Fundy Gymnastics.....	\$2,000.00
Fundy Fringe Festival.....	\$5,000.00
Human Development Council.....	\$15,000.00
Junior Achievement.....	\$300.00
KBM Outing Association.....	\$6,000.00
Lancaster Kiwanis Club.....	\$1,500.00
Latimore Lake Community Centre	\$6,000.00
Lorneville Community Centre	\$6,000.00
Marathon by the Sea.....	\$8,000.00
Martinon Community Centre.....	\$6,000.00
Milford Community Centre	\$6,000.00
NB Competitive Festival of Music.....	\$2,000.00
NBYO – Sistema.....	\$5,000.00
New Dawn Community.....	\$1,000.00
PRUDE Inc.....	\$15,000.00
Read SJ.....	\$2,000.00
Seaside Lawn Bowling Club.....	\$1,500.00
Seniors Resource Centre	\$8,000.00
Shining Horizons Therapeutic Riding Assoc.....	\$15,000.00
SJ Multicultural NRC.....	\$15,000.00

Symphony New Brunswick.....	\$2,000.00
The Y's Men.....	\$250.00
Saint John Cycling Club/Trail Miners.....	\$1,671.00

MOTION CARRIED.

12.3 2019 Sports Field Rates and Outdoor Facility Allocation Policy

Commissioner Hugenholtz stated the increases are based on a council resolution and report from 2016.

Responding to questions on continuing increases to user fees and residency requirements, the City Manager stated that user fees, residency and administration will be examined in a long term sustainability plan.

Moved by Deputy Mayor McAlary, seconded by Councillor Armstrong:

RESOLVED that as recommended by the City Manager in the submitted report *M&C 2019-017: 2019 Sports Field Rates and Outdoor Facility Allocation Policy*, Common Council approve the proposed 2019 Field Rates and Outdoor Facility Allocation Policy.

MOTION CARRIED.

The City Solicitor and Councillor Norton withdrew from the meeting. The Acting City Solicitor M. Tompkins took her seat at the Council Table.

12.4 West Saint John - Corrosion Control Investigation

Referring to the submitted report entitled *M&C 2019-24: West Saint John - Corrosion Control Investigation*, Commissioner McGovern updated Council on the results from Dalhousie University's Centre for Water Resources and the review by Mr. Chaulk of CBCL Limited.

Mr. Chaulk communicated his review of the results from the study.

The Acting City Solicitor advised Council that the Water Dispute is under a litigation process begun by a group of residents on the West Side. Council committed to investigate and make the results of the investigation undertaken by Dalhousie University publicly available. Staff presented the results of the investigation this evening, and the information has been posted publicly on the City website. The solicitor cautioned that there is a court and plaintiff approved communication that provides that council as a public body is in a precarious position in that it has to fulfill its political obligations while at the same time not negatively impacting the legal process which is why questions that relate to the fundamental core or causation of this problem should be directed to legal

counsel. The solicitor cautioned council members to keep that in mind as they proceed with their questions.

Moved by Councillor Sullivan, seconded by Deputy Mayor McAlary:

RESOLVED that the submitted report *M&C 2019-024: West Saint John - Corrosion Control Investigation*, be received for information.

MOTION CARRIED.

13. Committee Reports

14. Consideration of Issues Separated from Consent Agenda

14.1 Service Agreements - Priority Neighbourhood Associations

Referring to the submitted report entitled *M&C 2019-023: Service Agreements - Priority Neighbourhood Associations*, Commissioner Hugenholtz stated that in previous years the term had been three years, however due to the forthcoming sustainability review the term has been reduced to two years.

Responding to a question the Commissioner stated that each Agreement has a cancellation clause.

Moved by Councillor Reardon, seconded by Councillor MacKenzie:

RESOLVED that the term for the Service Agreements be extended to three years.

MOTION DEFEATED with Deputy Mayor McAlary and Councillors Armstrong, Merrithew, Norton, Casey and Sullivan voting nay.

Moved by Deputy Mayor McAlary, seconded by Councillor Sullivan:

RESOLVED that as recommended by the City Manager in the submitted report 2019-023: Service Agreements - Priority Neighbourhood Associations:

- 1) Common Council approve service agreements with the Priority Neighbourhood Association's identified in this report, and that;
- 2) The City Solicitor be directed to prepare all necessary documents outlining the terms and conditions for specific Service Agreement with each Neighbourhood Association, and that;
- 3) The Mayor and Common Clerk be authorized to sign any required documentation.

MOTION CARRIED with Councillor Reardon voting nay.

15. General Correspondence

15.1 Ticket Purchase Request - Amazeatorium 2019 at Harbour Station

Moved by Deputy Mayor McAlary, seconded by Councillor MacKenzie:

RESOLVED that the ticket purchase request for Amazeatorium 2019 at Harbour Station be approved and the Office of the Common Clerk be directed to purchase the minimum number (25) tickets for those Council members wishing to attend the event subject to PRO kids not having already purchased tickets.

MOTION CARRIED.

16. Supplemental Agenda

17. Committee of the Whole

17.1 Safe, Clean Drinking Water – Payment of Relief Events

Moved by Deputy Mayor McAlary, seconded by Councillor Sullivan:

RESOLVED that as recommended by the Committee of the Whole having met on February 11th, 2019 Common Council adopt the following:

1. That the City accept the documentation provided by Port City Water Partners (PCWP) establishing at \$2,019,917.25 plus HST the increase to PCWP's net cost of carrying out the SCDWP Works caused by contamination Relief Events, for which the City retained the risk under the Project Agreement, during the Construction Period; and further,
2. That, pursuant to section 14 of the Project Agreement, the City pay to PCWP \$2,019,917.25 plus HST for all open Relief Events on the project, except Relief Events 23 and 36, in return for a Full and Final Release.

MOTION CARRIED.

17.2 Funding Agreement with ACOA and Province of New Brunswick

Moved by Deputy Mayor McAlary, seconded by Councillor Sullivan:

RESOLVED that as recommended by the Committee of the Whole having met on February 11th, 2019 Common Council adopt the following:

RESOLVED that pursuant to applications for funding made by The City of Saint John (the "City") to the Atlantic Canada Opportunities Agency ("ACOA") and to the Province of New Brunswick (the "Province"), Common Council approves a funding agreement with each of ACOA and the Province;

BE IT FURTHER RESOLVED that the Mayor and Common Clerk be authorized to execute each such funding agreement;

BE IT FURTHER RESOLVED that the Mayor and Common Clerk authorize the allocation of \$66,774 from the Growth Reserve over the coming three years to support the Succeed and Stay tri-government partnership;

AND BE IT FURTHER RESOLVED that the aforesaid funding agreements be kept confidential as required by ACOA, until a public announcement is coordinated by all involved partners.

MOTION CARRIED.

17.3 Recommended Appointments to Committees

Moved by Deputy Mayor McAlary, seconded by Councillor Sullivan:

RESOLVED that as recommended by the Committee of the Whole having met on February 11, 2019, Common Council approve the following appointments:

Citizen Recognition Awards Committee: to appoint Deputy Mayor McAlary, Councillor Norton, and Jonathan Taylor from Feb 11, 2019 until a recommendation is brought back to Council

Heritage Development Board: Notwithstanding the policy adopted by Common Council on October 29, 2012 regarding appointments to agencies, boards, and commissions, to reappoint Bob Boyce for a 1 year term from April 4, 2019 to April 4, 2020

Lord Beaverbrook Rink: to appoint Heather McBriarty for a 3 year term from April 29, 2019 to April 29, 2022

PRO Kids: to appoint Jason Court, Laura Gould, and Caleb Jones for 3 year terms from February 11, 2019 to February 11, 2022

Saint John Aquatic Centre Commission: to appoint Leslie Keirstead for a 3 year term from February 11, 2019 to February 11, 2022

Saint John Parking-Transit Commission: to reappoint Patricia Ellsworth for a 3 year term from April 29, 2019 to April 29, 2022 to both the Parking and Transit Commissions

Saint John Substandard Properties Appeal Committee: Notwithstanding the policy adopted by Common Council on October 29, 2012 regarding appointments to agencies, boards, and commissions, to reappoint Cheryl Johnson from April 4, 2019 to April 4, 2022

FCM Committee: Mayor Darling and Councillor MacKenzie to attend the 2019 FCM Conference in Quebec City.

MOTION CARRIED.

18. Adjournment

Moved by Councillor Sullivan, seconded by Councillor Armstrong:

RESOLVED that the meeting of Common Council held on February 11, 2019, be adjourned.

MOTION CARRIED.

The Mayor declared the meeting adjourned at 9:48 p.m.

11/02/2019

Dear City of Saint John :

I, Marthe Gautreau, New Brunswick Resource Centre Director, am pleased to invite you to participate in our Huntington Disease (HD) awareness campaign in May 2019. This campaign is about **increasing awareness** of Huntington disease across Canada. The better we understand the disease the more we can support those who are affected. Every year, in Canada, the month of May is designated as Huntington Disease Awareness Month.

What is Huntington disease?

Huntington disease is an inherited brain disorder. HD causes cells in parts of the brain to die: specifically the caudate, the putamen and, as the disease progresses, the cerebral cortex. As the brain cells die, a person with Huntington becomes less able to control movements, recall events, make decisions and control emotions. The disease leads to incapacitation and, eventually, death.

What is the Huntington Society of Canada?

The Huntington Society of Canada (HSC) is a not-for-profit charitable organization, which raises funds to deliver individual and group counselling service to support individuals and families living with Huntington disease (HD) and to fund medical research to delay or stop the progression of the disease. HSC also works with health and social services professionals to enable them to better serve people living with HD. Our national office is located in Kitchener, Ontario, we have offices providing service in every province and territory as well as over 40 volunteer chapters across Canada.

You can participate by lighting up a well-known site in your region for example a building, a wharf, a bridge or a park with blue and purple lights. Blue lights are for adults affected with Huntington Disease and purple lights are for Juvenile Huntington Disease. In May 2017, the City of Fredericton participated by lighting up City Hall. The City of Moncton participated in May 2018 by lighting up Downing Street for two weeks during the month of May. We hope to have more sites participate in N. B. this year. To watch a video featuring last year's sites, visit <https://www.youtube.com/watch?v=3YsFS-r0rrI>. We will be featuring N.B sites in the May 2019 video. This is a great opportunity to highlight our beautiful province, not only to the rest of Canada, but globally as well!

Please be sure to let us know if you can support this campaign as we want to make sure we include pictures of your site and of course inform our HD Community. These families need, and appreciate your support in raising awareness!

Thank you,

Marthe Gautreau, RSW/TSI

New Brunswick Resource Centre Director/Directrice Centre de ressources du N.-B.

Huntington Society of Canada / Société Huntington du Canada

P. O. Box 29052 / C.P. 29052

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HSC toll free/ SHC sans frais 1-800-998-7398

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COUNCIL REPORT

M&C No.	2019-31
Report Date	February 14, 2019
Meeting Date	February 25, 2019
Service Area	Saint John Water

His Worship Mayor Don Darling and Members of Common Council

***SUBJECT: Contract 2019-01: Wentworth Street (Union Street to Elliot Row) –
Water, Sanitary and Storm Sewer Renewal and Street Reconstruction***

OPEN OR CLOSED SESSION

This matter is to be discussed in open session of Common Council.

AUTHORIZATION

Primary Author	Commissioner/Dept. Head	City Manager
<i>Kevin O'Brien</i>	<i>Brent McGovern / Brian Keenan</i>	<i>John Collin</i>

RECOMMENDATION

It is recommended that Contract No. 2019-01: Wentworth Street (Union Street to Elliot Row) – Water, Sanitary and Storm Sewer Renewal and Street Reconstruction be awarded to the low Tenderer, TerraEx Inc., at the tendered price of \$483,194.35 (including HST) as calculated based upon estimated quantities, and further that the Mayor and Common Clerk be authorized to execute the necessary contract documents.

EXECUTIVE SUMMARY

The purpose of this report is to recommend that Council award Contract 2019-01: Wentworth Street (Union Street to Elliot Row) – Water, Sanitary and Storm Sewer Renewal and Street Reconstruction to the low Tenderer.

PREVIOUS RESOLUTION

July 30, 2018; 2019 Water & Sewerage Utility Fund Capital Program approved

July 30, 2018; 2019 General Fund Capital Program approved

REPORT

BACKGROUND

The approved 2019 General Fund and Water and Sewerage Utility Fund Capital Programs include funding for the reconstruction of Wentworth Street from Union Street to Elliot Row. The work involves the replacement of the existing watermain and sanitary sewer, installation of a new storm sewer for separation and full street reconstruction including new concrete curb and sidewalk, roadway granulars, asphalt and landscaping.

TENDER RESULTS

Tenders closed on February 12, 2019 with the following results, including HST:

- | | |
|---|---------------|
| 1. TerraEx Inc., Saint John, NB | \$ 483,194.35 |
| 2. Galbraith Construction Ltd., Saint John, NB | \$ 505,583.70 |
| 3. Fairville Construction Ltd., Saint John, NB | \$ 562,350.00 |
| 4. NRB Construction Company Limited, Saint John, NB | \$ 620,425.00 |

The Engineer's estimate for the work was \$594,353.35, including HST.

ANALYSIS

The tenders were reviewed by staff and all were found to be formal in all respects. Staff is of the opinion that the low tenderer has the necessary resources and ability to perform the work, and recommend acceptance of their tender.

FINANCIAL IMPLICATIONS

The Contract includes work that is charged against the 2019 General Fund and Water and Sewerage Utility Fund Capital Programs. This project is partially funded by the Clean Water Wastewater Fund program. Assuming award of the Contract to the low tenderer, an analysis has been completed which includes the estimated amount of work that will be performed by the Contractor and Others.

The analysis is as follows:

Budget	\$ 620,000.00
Project net cost	\$ 546,700.00
Variance (Surplus)	\$ 73,300.00

POLICY – TENDERING OF CONSTRUCTION CONTRACTS

The recommendation in this report is made in accordance with the provisions of Council's policy for the tendering of construction contracts, the City's General Specifications and the specific project specifications.

STRATEGIC ALIGNMENT

This report aligns with Council's Priority for Valued Service Delivery, specifically as it relates to investing in sustainable City services and municipal infrastructure.

SERVICE AND FINANCIAL OUTCOMES

The municipal infrastructure on this street is in poor condition and requires replacement. The renewal of the infrastructure will reduce the likelihood of future service disruptions to the local residents due to infrastructure failures. The storm water and sanitary sewer flows will also be separated on this section of Wentworth Street. In addition, this project provides the opportunity to improve the streetscape with the installation of grass medians and street trees.

INPUT FROM OTHER SERVICE AREAS AND STAKEHOLDERS

N/A

ATTACHMENTS

N/A

COUNCIL REPORT

M&C No.	2019-34
Report Date	February 15, 2019
Meeting Date	February 25, 2019
Service Area	Saint John Water

His Worship Mayor Don Darling and Members of Common Council

SUBJECT: Contract 2019-12: Ellerdale Street – 200mm Water Main

OPEN OR CLOSED SESSION

This matter is to be discussed in open session of Common Council.

AUTHORIZATION

Primary Author	Commissioner/Dept. Head	City Manager
<i>John Campbell</i>	<i>Brent McGovern / Brian Keenan</i>	<i>John Collin</i>

RECOMMENDATION

It is recommended that Contract No. 2019-12: Ellerdale Street – 200mm Water Main be awarded to the low Tenderer, Galbraith Construction Ltd., at the tendered price of \$635,170.30 (including HST) as calculated based upon estimated quantities, and further that the Mayor and Common Clerk be authorized to execute the necessary contract documents.

EXECUTIVE SUMMARY

The purpose of this report is to recommend that Council award Contract 2019-12: Ellerdale Street – 200mm Water Main to the low Tenderer.

PREVIOUS RESOLUTION

July 30, 2018; (M&C 2018-219) 2019 Water & Sewerage Utility Fund Capital Program approved.

REPORT

BACKGROUND

The approved 2019 Water and Sewerage Utility Fund Capital Program includes funding for the installation of a new 200mm water main on Ellerdale Street, between Valley Street and Margaret Street, to facilitate the removal of services from the 400mm Concrete Pressure Pipe (CPP) transmission main, and repair the holes where the services were removed.

TENDER RESULTS

Tenders closed on February 14, 2019 with the following results, including HST:

1. Gailbraith Construction Ltd., Saint John, NB	\$ 635,170.30
2. TerraEx Inc., Saint John, NB	\$ 651,216.25
3. NRB Construction Company Limited, Saint John, NB	\$ 664,815.00
4. Fairville Construction Ltd., Saint John, NB	\$ 687,320.50
5. Maguire Excavating Ltd., Saint John, NB	\$ 743,391.63

The Engineer's estimate for the work was \$667,480 including HST.

ANALYSIS

The tenders were reviewed by staff and all were found to be formal in all respects. Staff is of the opinion that the low tenderer has the necessary resources and expertise to perform the work, and recommend acceptance of their tender.

FINANCIAL IMPLICATIONS

The Contract includes work that is charged against the 2019 Water and Sewerage Utility Fund Capital Program. Assuming award of the Contract to the low tenderer, an analysis has been completed which includes the estimated amount of work that will be performed by the Contractor and Others.

The analysis is as follows:

Budget	\$ 650,000.00
Project net cost	\$ 611,900.00
Variance (Surplus)	\$ 38,100.00

POLICY – TENDERING OF CONSTRUCTION CONTRACTS

The recommendation in this report is made in accordance with the provisions of Council's policy for the tendering of construction contracts, the City's General Specifications and the specific project specifications.

STRATEGIC ALIGNMENT

This report aligns with Council's Priority for Valued Service Delivery, specifically as it relates to investing in sustainable City services and municipal infrastructure.

SERVICE AND FINANCIAL OUTCOMES

The new 200mm water main is required to service the properties in the project area that are currently serviced from the 400mm transmission main. The relocation of the services will reduce the likelihood of future, large-scale service disruptions due to infrastructure failures.

This project will be completed within the original approved financial budget.

INPUT FROM OTHER SERVICE AREAS AND STAKEHOLDERS

N/A

ATTACHMENTS

N/A

COUNCIL REPORT

M&C No.	2019-36
Report Date	February 15, 2019
Meeting Date	February 25, 2019
Service Area	Transportation and Environment Services

His Worship Mayor Don Darling and Members of Common Council

SUBJECT: Traffic Paint Sole Source

OPEN OR CLOSED SESSION

This matter is to be discussed in open session of Common Council.

AUTHORIZATION

Primary Author	Commissioner/Dept. Head	City Manager
<i>Katherine Shannon</i>	<i>Michael Hugenholtz</i>	<i>John Collin</i>

RECOMMENDATION

Notwithstanding the City's Procurement Policy, your City Manager recommends that Common Council authorize City staff to purchase Franklin Paint Company traffic paint for the 2019 construction season as a sole source procurement from Stinson Equipment Limited at a cost of \$95,307.17 plus HST.

EXECUTIVE SUMMARY

The purpose of this report is award a sole source contract for traffic paint due to improved overall quality and value.

PREVIOUS RESOLUTION

RESOLVED that the recommendation set out for each consent agenda item be adopted.

That as recommended by the City Manager in the submitted report M&C2018-63: Traffic Paint Sole Source, notwithstanding the City's Procurement Policy, Common Council authorize City staff to purchase Franklin Paint Company traffic paint for the 2018 constructions season as a sole source procurement from Stinson Equipment Limited at a cost of \$73,797.64 plus HST.

REPORT

Previous to 2016, the City had procured traffic paint from four different manufacturers. Three of these four manufacturers ultimately did not meet the City's specifications. One manufacturer did not meet the material composition

requirements and the other two manufacturers provided product that clumped during the painting season causing damage to equipment and excessive down time. Only Franklin Paints met specifications upon delivery and throughout the subsequent painting season.

City staff has endeavored over the years to maintain the competitive bidding process. Tender specifications had been updated each year including more stringent material and performance specifications, ability for the city to test the paint at its discretion and penalty clauses for non-conformance. Despite these efforts paint supplied by other manufacturers still had quality and other issues impacting operations. This more than offsets the lower cost of the low tender process.

Quantifying the net benefit of procuring the higher quality and more costly Franklin Paint through a sole source procurement versus continuing a competitive bid process in 2019 is difficult. In 2015, a quote submitted for Franklin Paint was approximately \$31,000 greater than the low tender based on the quantities needed in 2015. It is expected the relative cost savings on material if a low tender process was used for 2019 would be similar.

The question then turns to quantifying the operational effectiveness and efficiency benefits, by using the higher cost and quality of Franklin paint. When using lower quality paints clumping occurs, when clumping occurs there is lost production. One lost day of productivity when clumping of the lower quality paints occur, would cost approximately \$1400 to make up in labor costs when overtime is required.

It would only take 11 days of lost productivity to offset half this difference in material cost. The clumping is also hard on the painting equipment that the City owns, requiring more frequent replacement of parts such as pumps and filters. Additional staff time, both in working with manufacturers/suppliers of non-conforming paint and in explaining to the public delays to the painting program, is also an added cost.

One key measurement of the operational effectiveness of the annual painting program is the repainting of all the approximately 3300 traffic markings and 350 KM of centre and lane lines in a timely manner. This is not possible when we receive sub-standard material.

In 2016, 2017 and 2018 a sole source tender was awarded to Stinson Equipment Limited who is the sole distributor of the Franklin Paint Company product in this region. The product performed very well and none of the aforementioned issues related to the other vendors was experienced. The Department experienced zero downtime related to the quality of the paint and is happy with its performance and longevity.

City staff remains committed to respecting the competitive bidding process and is always open to having manufacturers demonstrate that their traffic paint meets the City's specifications. At this point, staff has not had any other manufacturer demonstrate compliance with our required quality requirements. From a service efficiency and effectiveness perspective, Staff is confident a sole source purchase of Franklin Paint Company product, through Stinson Equipment Limited, is the best solution for the 2019 painting season.

STRATEGIC ALIGNMENT

This report demonstrates the City's commitment to effective and efficient service delivery.

SERVICE AND FINANCIAL OUTCOMES

Funding is included in the 2019 General Fund Operating Budget for the anticipated purchase price of \$95,307.17 of the Franklin paint.

INPUT FROM OTHER SERVICE AREAS AND STAKEHOLDERS

Input from the Materials Management Division has been incorporated into this report.

The City of Fredericton has used Franklin Company paint for the last seven years and is content with the product. The two previous years Fredericton used two different other manufacturers (same from the list of those used by Saint John) with similar negative results.

The City of Moncton has also experienced issues with other manufacturers. They commenced a sole source procurement of Franklin Paint through Stinson Equipment Ltd. in 2015, and are planning the same in 2019.

City staff has worked with the two cities to place a single larger order of paint to reduce the price with the larger order.

ATTACHMENTS

None

COUNCIL REPORT

M&C No.	2019-33
Report Date	February 20, 2019
Meeting Date	February 25, 2019
Service Area	Saint John Water

His Worship Mayor Don Darling and Members of Common Council

**SUBJECT: Emera Brunswick Pipeline Company Ltd. Reinstatement,
Continuation & Amending Agreement Required for Contract 2019-09:
M-R-G Forcemain Renewal – Phase 1**

OPEN OR CLOSED SESSION

This matter is to be discussed in open session of Common Council.

AUTHORIZATION

Primary Author	Commissioner/Dept. Head	City Manager
John Campbell	Brent McGovern/Brian Keenan	John Collin

RECOMMENDATION

It is recommended that:

1. The City of Saint John enter into the Emera Brunswick Pipeline Company Ltd. Reinstatement, Continuation & Amending Agreement attached to M&C 2019-33 for the one-time fee of \$10 plus HST, and further,
2. That the Mayor and Common Clerk be authorized to execute the attached Agreement document.

EXECUTIVE SUMMARY

The attached Agreement between Emera Brunswick Pipeline Company Ltd. and the City of Saint John is necessary in order to reinstate and amend the previous Consent Agreement between Brunswick Pipeline and the City of Saint John for the proposed Encroachment of Brunswick Pipeline KP 23.525 in the County of St. John, in the Province of New Brunswick. The encroachment is necessary in order to carry out the work of Contract 2019-09: M-R-G Forcemain – Phase 1.

There is a one-time fee for the Reinstatement, Continuation & Amending Agreement in the amount of \$10 plus HST.

PREVIOUS RESOLUTION

December 9, 2013, (M&C 2013-272), 2014 Water & Sewerage Utility Fund Capital Fund Program Approved.

September 29, 2014, (M&C 2014-168), Consent Agreement for Proposed Encroachment of Brunswick Pipeline KP 23.525 Approved.

STRATEGIC ALIGNMENT

This report aligns with Council's Priority for Valued Service Delivery, specifically as it relates to investing in sustainable City services and municipal infrastructure.

SERVICE AND FINANCIAL OUTCOMES

N/A

INPUT FROM OTHER SERVICE AREAS AND STAKEHOLDERS

This report and attachments have been reviewed by the City Solicitor's Office.

ATTACHMENTS

1. Emera Brunswick Pipeline Company Ltd. Reinstatement, Continuation & Amending Agreement.
2. On-Site Activity Permit Application and Technical Guidelines.
3. M-R-G Forcemain Renewal – Phase 1, Civil Plan & Profile, STA 0+000 to 0+180, P.Eng. Stamp date 4, Jan 2019.

REINSTATEMENT, CONTINUATION & AMENDING AGREEMENT

THIS REINSTATEMENT, CONTINUATION and AMENDING AGREEMENT made and effective as of this ____ day of February, 2019

BETWEEN:

Emera Brunswick Pipeline Company Ltd., a company incorporated under the Federal laws of Canada

(Hereinafter called "Company")

-and-

The City of Saint John, a body corporate by Royal Charter in the County of Saint John and Province of New Brunswick

(Hereinafter called the "City")

-

WHEREAS:

1. The Parties have entered into a Consent Agreement dated the 6th of October, 2014 (the "Consent Agreement");
2. The Consent Agreement, by its terms, has expired; and
3. The Parties wish to reinstate and continue the Consent Agreement and amend its terms.

NOW THEREFORE THIS AGREEMENT WITNESSES THAT in consideration of the mutual undertakings and obligations herein contained, the reinstatement and continuation of the Consent Agreement, the sum of \$10.00 and other good and valuable consideration (the receipt and sufficiency which is acknowledged by each Party hereto), the Parties covenant and agree as follows:

1. The termination of the Consent Agreement is hereby revoked and, except as expressly modified by this Agreement, the Consent Agreement shall be, and hereby is, reinstated in its entirety and shall be in full force and effect as if the same had never been terminated.
2. The reference to the "Company's Transmission Guideline TG-10C, attached hereto" in Article 2 of the Consent Agreement is amended to read the "Company's Technical Guidelines found on the Company's website at <http://www.emeranewbrunswick.com/site-emera/media/EmeraNewBrunswick/Brunswick%20Pipeline%20On-Site%20Activity%20Permit%20and%20Technical%20Guidelines.pdf>".
3. The reference in Article 3 of the Consent Agreement to drawing "(Dever Road Lift Station Y Replacement, Civil Plan Dever Road Sta. 0+000 to 0+180, stamp dated 8/7/2014)" is amended to read "(M R G Forcemain Renewal-Phase 1, Civil Plan & Profile Sta. 0+000 to 0+180, P.Eng. Stamp date 4 Jan 2019)".

4. The reference in Article 4 of the Consent Agreement to “completed within one (1) year of the date of this letter” is amended to read “completed by February 4, 2021 unless the Parties agree to extend the completion date in writing prior to February 4, 2021,...”.
5. The reference to “TG-10” in the last paragraph of the Consent Agreement is amended to read “the Company’s Technical Guidelines”.
6. The City shall submit to the Company two (2) copies of As-built drawings of the completed facilities as per the Company’s Technical Guidelines within forty-five (45) days of the completion of the facilities.
7. Save and except for the amendments stated herein, the terms and conditions of the Consent Agreement shall remain unchanged and in full force and effect. To the extent any provisions of this Agreement are inconsistent with any of the provisions set forth in the Consent Agreement, the provisions of this Agreement shall govern and control.

REMAINDER OF PAGE INTENTIONALLY LEFT BLANK.

NEXT PAGE IS EXECUTION PAGE.

IN WITNESS WHEREOF the Parties hereto have duly executed this Agreement, effective as of the date first written above.

SIGNED in the presence of

Emera Brunswick Pipeline Company Ltd.

WITNESS

Per: _____


The City of Saint John

Mayor

Common Clerk


Common Council Resolution:

_____, 2019

	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES		Doc No.	DPP-PDR-03
			Rev Status	01
			Issue Date	2018-10-04

REVISION HISTORY

Rev No.	Issue Date	Brief Description of the Change
01	2018-10-04	New document

 BRUNSWICK PIPELINE An Emera Company	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES		Doc No.	DPP-PDR-03
			Rev Status	01
			Issue Date	2018-10-04

OVERVIEW

Emera Brunswick Pipeline Company ("EBPC" or "the Company") is regulated by the National Energy Board of Canada (NEB). The intent of these guidelines (the "Guidelines") is to provide the necessary information to individuals, companies, stakeholders and other entities planning potential construction activities in the EBPC's Brunswick Pipeline prescribed area (see Section 2 of the *NEB Pipeline Damage Prevention Regulations – Authorizations (SOR/2016-124)* ("Regulations")) for the definition of "prescribed area"). In these Guidelines, the word "pipeline" means the Company's buried facilities and associated surface facilities. Any work (or planned work) in the prescribed area which could interfere with EBPC easement rights or could create safety concerns for EBPC and/or the public is prohibited without an **On-Site Activity Permit** issued by the Company. Please note, these Guidelines are general in nature and any proposed activity by external parties, whether addressed in these Guidelines or not, requires consultation with the Company and its prior written approval.

The general prohibition on activities in and around the pipeline and its ROW is found in Section 112(1) of the *NEB Act*. Section 112(1) of the *NEB Act* states:


Prohibition — construction or ground disturbance

112 (1) It is prohibited for any person to construct a facility across, on, along or under a pipeline or engage in an activity that causes a ground disturbance within the prescribed area unless the construction or activity is authorized by the orders or regulations made under subsection (5) and done in accordance with them.

Prohibition — vehicles and mobile equipment

- (2) It is prohibited for any person to operate a vehicle or mobile equipment across a pipeline unless
- (a) that operation is authorized by the orders or regulations made under subsection (5) and done in accordance with them; or
 - (b) the vehicle or mobile equipment is operated within the travelled portion of a highway or public road.

These Guidelines have been developed pursuant to Section 112(1) of the *NEB Act* as well as to meet the *NEB Pipeline Damage Prevention Regulations – Authorizations (SOR/2016-124)*. Links to NEB resources can be found on the NEB website (www.neb-one.gc.ca).

	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES		Doc No.	DPP-PDR-03
			Rev Status	01
			Issue Date	2018-10-04

For any questions regarding the information provided in these Guidelines, please contact Brunswick Pipeline:

Emera Brunswick Pipeline Company


1 Germain Street, Suite 1102

Saint John, NB E2L 4V1

Telephone: (506) 693-4214


Fax: (506) 658-0199

Email: brunswickpipeline@emera.com

 BRUNSWICK PIPELINE <small>An Emera Company</small>	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES		Doc No.	DPP-PDR-03
			Rev Status	01
			Issue Date	2018-10-04

Contents

1	ACTIVITIES REQUIRING AN ON-SITE ACTIVITY PERMIT	5
•	Facility Construction.....	5
•	Crossing	5
•	Ground Disturbance Activities.....	5
•	Operation of Vehicles/Mobile Equipment Crossing Brunswick Pipeline	5
2	ON-SITE ACTIVITY PERMIT APPLICATION PROCESS	6
•	Request for a Permit	6
•	Permit Application - Required Information.....	6
•	Permit Application Assessment	7
i)	Activity Approval	7
ii)	Emergency Activity Approval	7
iii)	Permit Application Rejection	7
3	TECHNICAL GUIDELINES FOR PERMIT ACTIVITIES	8
•	Facility Construction.....	8
i)	Surface facilities (e.g. buildings, parking lots, monuments).....	8
ii)	Excavations (e.g. trenches, foundations, boreholes, open pits)	9
iii)	Subsurface facilities not crossing the pipeline (e.g. cables, utility pipes, tanks)	11
iv)	Overhead facilities (e.g. powerlines, towers)	12
v)	Abandonment of facilities.....	13
•	Crossing	13
i)	Surface crossing (e.g. roads, driveways/access roads, sidewalks, railway)	13
ii)	Subsurface crossing (e.g. cables, utility pipes, transmission/distribution pipelines)	14
•	Ground Disturbance Activities.....	15
i)	Blasting	15
ii)	Seismic Activity	15
•	Operation of Vehicles/Mobile Equipment Crossing Brunswick Pipeline	16
4	LOCATE REQUESTS.....	17
5	APPENDICES.....	18

 BRUNSWICK PIPELINE <small>An Emera Company</small>	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES		Doc No.	DPP-PDR-03
			Rev Status	01
			Issue Date	2018-10-04


1 ACTIVITIES REQUIRING AN ON-SITE ACTIVITY PERMIT

The following activities, if undertaken in the prescribed area, require an On-Site Activity Permit:

- **Facility Construction**
 - Surface facilities (e.g. buildings, parking lots, monuments)
 - Excavations (e.g. trenches, foundations, boreholes, open pits)
 - Subsurface facilities not crossing the pipeline (e.g. cables, utility pipes, tanks)
 - Overhead facilities (e.g. powerlines, towers)
 - Abandonment of facilities
- **Crossing**
 - Surface crossing (e.g. roads, driveways/access roads, sidewalks, railway)
 - Subsurface crossing (e.g. cables, utility pipes, transmission/distribution pipelines)
- **Ground Disturbance Activities¹**
 - Blasting
 - Seismic Activity
- **Operation of Vehicles/Mobile Equipment Crossing Brunswick Pipeline**

Note: The activities listed above as requiring a Permit is not a complete list. Any person considering an activity in the prescribed area, whether listed in these Guidelines or not, is required to contact the Company prior to commencing the activity to determine if the activity requires the Company's approval as well as any mitigation measures to protect the public, the environment, the Permit Applicant, and/or the Company's employees and its facilities.

¹ Ground disturbance activities within 200 metres of the pipeline, even though outside of the prescribed area, still require an On-Site Activity Permit.

 BRUNSWICK PIPELINE <small>An Emera Company</small>	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES		Doc No.	DPP-PDR-03
			Rev Status	01
			Issue Date	2018-10-04

2 ON-SITE ACTIVITY PERMIT APPLICATION PROCESS

An On-Site Activity Permit is required between the Company and anyone seeking to undertake the activities outlined above in the prescribed area.

The party entering into the On-Site Activity Permit ("Permit Holder") with the Company (and those working for them or on their behalf) shall adhere to the terms and conditions of the Permit, the requirements of these Guidelines and the *NEB Regulations*.

A minimum of 3 business days' written notification to the Company is required prior to beginning any activities in the prescribed area. The Company requires a minimum of 10 business days' notice for larger construction projects and blasting activities.

- **Request for a Permit**

For larger projects or blasting activities, the request for an On-Site Activity Permit must be made to the Company via email (brunswickpipeline@emera.com; attention: On-Site Activity Permit) a minimum of 10 business days in advance of the planned activity.


For all other activities in the prescribed area, to request an On-Site Activity Permit, the Company must be contacted via the One-Call System (1-888-410-2220 or www.clickbeforeyoudig.com) a minimum of 3 business days in advance of the planned activity.

Regardless of the activity, Locate Requests must be made via the One-Call System (1-888-410-2220 or www.clickbeforeyoudig.com) a minimum of 3 business days in advance of the planned activity. See Section 5 of these Guidelines for more information about Locate Requests.

- **Permit Application - Required Information**

The Company will determine the supporting information required to be submitted for review and approval by the Company in support of Permit Applications. The following is the general information the Company requires at a minimum to be submitted for an On-Site Activity Permit:

- Applicant contact information;
- A detailed scope and description of Applicant's project and associated activities;
- Proposed equipment to be used;
- All design standards mandated by federal, provincial, and/or local government agencies shall be satisfied;
- A letter shall be submitted to the Company stating that all appropriate federal, provincial, and/or local permits, authorizations and/or approvals have been granted or obtained for the subject project;
- Excavation Plan, if applicable; and

	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES	Doc No.	DPP-PDR-03
		Rev Status	01
		Issue Date	2018-10-04

- Issued for Construction (IFC) Drawings (see Appendix 1 for IFC Drawing requirements).

The Company will not consider incomplete Permit Applications.

- **Permit Application Assessment**

Upon receipt of a Permit Application, the Company will inform the Permit Applicant within ten (10) business days whether or not approval is granted or additional information or time is required to consider the Permit Application. The Company will determine the complexity of the proposed activity, the degree of Company assessment and the level of Company approval required. For example, the Company may require additional information, time, assessment and/or levels of approval for projects that may affect the integrity of the Company's pipeline.

i) Activity Approval

The Permit Applicant, if approval is received, will be required to provide the Company with a duly executed On-Site Activity Permit as provided by the Company. The On-Site Activity Permit outlines the Company's requirements and conditions for the approved activity.

The On-Site Activity Permit must be completed, executed by both parties and returned to the Company prior to initiating any work. A copy of the On-Site Activity Permit must be present on site at all times during construction activities.


Within 45 days of the completion of the activity, the Permit Holder shall provide the Company all as-built drawings of all installations identifying their location in relation to the pipeline.

ii) Emergency Activity Approval

In the case of emergency repairs to critical public infrastructure or for public safety, where it is not practicable to provide the standard 3 business days' notice, the Applicant is still required to contact the Company via the One-Call System (1-888-410-2220 or www.clickbeforeyoudig.com) and obtain an On-Site Activity Permit.

iii) Permit Application Rejection

If the Permit Application is refused, the unsuccessful Permit Applicant will be provided with the reasons for refusal. The unsuccessful Permit Applicant has the right to contact the NEB to review the request as provided by the *NEB Act*, Section 112.

	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES	Doc No.	DPP-PDR-03
		Rev Status	01
		Issue Date	2018-10-04

3 TECHNICAL GUIDELINES FOR PERMIT ACTIVITIES

- **Facility Construction**

- i) **Surface facilities (e.g. buildings, parking lots, monuments)**

- (1) **Fencing**

Any fences are to cross the pipeline ROW at or near as possible to right angles. Fencing must be easily removed and replaced, if necessary, and contain a 3.7-metre (12-foot) wide gate for access at each location where the fence intersects the ROW. This would include fencing of any type or kind including, but not limited to, wire type, chain-link, snow-fencing, PVC, wood, stockade, and decorative type fencing.

The location of fence posts in the prescribed area shall be approved by the Company. The Company will not allow any type of fence to be erected parallel to the Company's pipeline within the pipeline ROW.

- (2) **New Facilities within the prescribed area but not crossing the Company's pipeline**


Test pits may be required, at the discretion of the Company, in areas where equipment/vehicle crossings and/or Permit Applicant facility crossings are proposed.

Based on assessments undertaken by the Company at the Permit Holder's expense, if the Company deems that the installation of easing pipe and/or other alterations are necessary to protect the pipeline, the Permit Holder shall be required to pay to the Company the estimated cost of such alterations prior to the Company beginning the work. At the completion of the work and when the actual costs have been incurred and tabulated by the Company, any additional costs incurred above the estimate shall be paid by the Permit Holder to the Company and any savings shall be remitted to the Permit Holder.

The Company will furnish applicable as-built pipeline location information upon request by the Permit Applicant seeking to construct facilities within the prescribed area of the Company's pipeline. In this context "facilities" means, without limitation, any utilities, buildings, fencing, structures (permanent or temporary) or other obstructions (including trees, shrubs, bushes, plants and landscaping) proposed to be erected or placed within, above or below the prescribed area.

- (3) **Landscaping**

The only circumstance where the Company will allow the planting of trees on the pipeline ROW is if it has been negotiated and defined in a landowner Letter of Commitments. It is the Permit Holder's responsibility to maintain trees adjacent to the ROW to eliminate

	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES	Doc No.	DPP-PDR-03
		Rev Status	01
		Issue Date	2018-10-04

obstruction of the ROW visibility from ground or air, however, the Company reserves the right to prune or cut trees that overhang the Company's ROW.

Planting of shrubs, bushes or other plants on the Company's ROW is subject to the Company's prior written approval.

Landscaping grades and drainage swales will comply with the following requirements:


- No drainage swales or reduction in grade will be allowed on the Company's ROW. With prior written approval from the Company, predetermined and approved limited additional fill over the existing grade may be deposited on the ROW.
- Proposed landscaping grades will not exceed the Company's maximum allowable slope of 4:1 longitudinal with the pipeline and/or 8:1 cross slope, and have a minimum coverage as per the most recent version of CSA Z662 - Oil and Gas Pipeline Systems. The maximum cover will be determined by the Company, taking into account pipeline specifications and local conditions.
- Proposed grades will not cause the ponding of surface water, or redirect the flow of water or generate any amount of erosion on or near the Company's ROW. The Permit Holder may be required to install erosion and control measures upstream to limit the amount of surface runoff across the ROW.
- Company access to the pipeline ROW shall not be restricted by the proposed grades.
- The Company reserves the right at any time, without notice or approval, to modify all cover/grade requirements.

ii) Excavations (e.g. trenches, foundations, boreholes, open pits)

Excavation operations shall be performed in accordance with the Guidelines set forth below.

No excavation, crossing, backfilling or construction operations in the prescribed area of the Company's pipeline shall be performed unless the authorized Company representative is on site. The Company representative shall have the authority to stop work or an activity at any time should the Company representative deem the work or activity unsafe or a danger to the public, the environment, the Permit Holder, the Company's employees and/or its facilities.

Test pits within the prescribed area employing mechanical excavation can be scheduled during the period of April 15-November 01 by contacting the Company at least 10 business days in advance and submitting at that time an Excavation Plan (as described in this Section below). Excavation of test pits may be performed provided a Company representative is present. The Company will make reasonable efforts to accommodate the requested schedule but such scheduling will be subject to, among other things, availability

	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES	Doc No.	DPP-PDR-03
		Rev Status	01
		Issue Date	2018-10-04

of appropriate Company personnel as determined by the Company, weather, or field operating conditions.


Excavation of test pits within the prescribed area by means of mechanical equipment is not allowed during the period of November 01-April 15. During this time period, pipeline elevations may be obtained with the Company's consent, depending on field conditions, by hand digging or soft digging equipment. The Company must be contacted at least 10 business days in advance to coordinate these activities, and an Excavation Plan must be submitted (as described below) at that time.

Once an Excavation Plan has been reviewed and approved by the Company, excavation may proceed in accordance with the approved Plan. The Excavation Plan shall be a written document approved by the authorized Company representative. When developing an Excavation Plan, the following should be considered as well as any other relevant considerations:

- Backhoe/excavator set-up position in relationship to the pipeline;
- Need for benching to level backhoe;
- Required excavation depth and length;
- Sloping and shoring requirements;
- Ingress/egress ramp locations;
- Minimum clearance requirements for mechanical equipment;
- Pipeline location and depth;
- Verify bar has been welded onto backhoe teeth and side cutters have been removed;
- Spoil pile location; and
- Compliance with Canada Occupational Health and Safety regulations.

The authorized Company representative will direct the use of mechanical equipment within the NEB prescribed area associated with the Company's facilities (see Section 2 of the Regulations for the definition of "prescribed area"). Excavations by third party personnel using mechanical equipment will comply with the Company's tolerance zone of 5 metres until the pipeline is visually located. Once the pipeline is visually located, hand tools or soft dig equipment shall be used to complete the final excavation of the pipeline inside the 5 metre "restricted" mechanical equipment limits of the excavation.

In the case of a trenchless excavation method within the NEB prescribed area, a plan shall be submitted to the Company for its approval that indicates the minimum radial clearance required by applicable standards between the new facility and the Company's pipeline(s). Note: This clause refers to trenchless excavation within the 30-metre NEB prescribed area only; crossing the pipeline requires further approvals.

	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES	Doc No.	DPP-PDR-03
		Rev Status	01
		Issue Date	2018-10-04

In the case the Company's pipeline is exposed, the Company will be complying with Federal regulations that require the pipeline to be inspected by the Company. In order to ensure the safety of the authorized Company's representative and others in the field, Canada Occupational Health and Safety regulations that pertain to excavations must be adhered to. A minimum 24-hour written notice to the Company is required to perform the relevant inspections prior to proceeding with backfill operations.

Permit Holder Excavation & Backfill Activities:


- Bucket teeth shall be barred and side cutters removed.
- The excavator shall be positioned parallel to the Company's pipeline to safely excavate near the pipeline.
- A line locator and/or probe bar shall be used to maintain the minimum 5-metre clearance to the pipeline.
- Soft digging equipment shall be required at the Permit Holder's expense for excavating within 5 metres of the Company's pipeline.
- The Permit Holder shall continue to locate the pipe using industry best practices (such as line locator, daylighting, or probe bar) during the excavation process to ensure no unidentified works or infrastructure is damaged until the final ditch grade is achieved.
- A minimum 24 hours' written notice shall be provided to the Company in order to allow the authorized Company representative to perform relevant inspections prior to proceeding with backfill operations.
- A Company representative is available during normal business hours (Monday to Friday, excluding holidays, 8:30 am– 4:30 pm AT). Permit Holder bears all costs and expenses (as determined by the Company) for the supply of a Company representative outside normal business hours.

iii) Subsurface facilities not crossing the pipeline (e.g. cables, utility pipes, tanks)

All buried facilities shall be installed as per the appropriate typical crossing drawing as listed in Appendix 2 and in accordance with the process and procedures set out below.

To the fullest extent possible, all foreign lines, roads, electrical cables and other utilities shall cross the Company's pipeline right-of-way at an angle at or near right angles.

Buried facilities shall be installed below the Company's pipeline. The Company requires a minimum clearance as indicated in the appropriate typical crossing drawing. This clearance may need to be increased in some circumstances, as determined by the Company in its discretion.

	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES	Doc No.	DPP-PDR-03
		Rev Status	01
		Issue Date	2018-10-04

The Company will not be responsible for any loss, damage or required repairs to a Permit Holder's facilities which are caused by the Company's operating and maintenance activities (or otherwise). All such loss, damage and repairs shall be at the sole risk, cost and expense of the Permit Holder.

Acceptable backfill must be free of rocks, organic material, impacted soils, refuse and any foreign material. Acceptable backfill will be placed between the Permit Holder's facility and the Company's pipeline

Installation of fiber optic cables upon the Company's pipeline prescribed area will be considered by the Company on a case-by-case basis and will be subject to the On-Site Activity Permit terms as specified by the Company.

Installation of all electrical cables within the Company's prescribed area will require the Permit Applicant to provide the information listed below to the Company for its review and approval prior to any such installation:

- Number, spacing and voltage of cables
- Line loading and phase relationship of cables
- Grounding system
- Position of cables and load facilities relative to pipeline

Specific installation requirements for cables carrying less than 600 volts shall be determined by the Company on a case-by-case basis.


Installation of buried electrical cables carrying 600 volts or more upon the Company's pipeline prescribed area will be considered by the Company on a case-by-case basis and will be subject to the On-Site Activity Permit terms as specified by the Company.

The Company's pipeline is designed with a cathodic protection system which includes AC mitigation. Any crossing will require an assessment of this system at the cost, risk and responsibility of the Permit Applicant. Any additions or modifications that result from the assessment to the Company's system will be the responsibility of the Permit Holder.

For metallic line installations two No. 10 THWN black insulated copper wires for the use of test leads will be installed and attached at the point of crossing for corrosion control monitoring at the discretion of the authorized Company representative. The test wires will be routed underground and terminated at a point specified by the Company.

iv) Overhead facilities (e.g. powerlines, towers)

Overhead power lines, telephone lines and telecommunication installations shall be reviewed by the Company on a case-by-case basis using the following assessment criteria:

 BRUNSWICK PIPELINE <small>An Emera Company</small>	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES		Doc No.	DPP-PDR-03
			Rev Status	01
			Issue Date	2018-10-04

The Permit Applicant shall be responsible to provide a mitigation design in accordance with CSA Standard C22.3 No 6M (most recent version or its replacement), "Principles and Practices of Electrical Coordination Between Pipelines and Electric Supply Lines" whenever there is a determination of electrical interference between its facilities and the Company's pipeline. This solution will be presented prior to construction, if applicable.

The vertical distance between the lowest wire of an overhead line catenary and the surface of the ground within the pipeline easement shall not be less than the minimum vertical clearance distance set out in that part of the Canadian Electrical Code Part III (CSA Standard C22.3, "Overhead Systems and Underground Systems").

Overhead lines shall be installed with the minimum clearance as required by CSA and other local/provincial regulations above the grade of the Company's pipeline right-of-way. The installation of poles and support wires will not be permitted on the Company's pipeline ROW.

The Permit Holder, where directed by the Company, shall install aerial warning devices on an overhead line for the protection of the Company's personnel and equipment conducting aerial patrols.

Crossing of the Company's surface facilities with power lines will not be permitted.

v) Abandonment of facilities

When abandoning facilities within the prescribed area of the Company's pipeline, a separate On-Site Activity Permit is required.


The abandonment (including means and methods) of existing facilities must be approved by the Company. As a precondition to obtaining the Company's approval for the abandonment of existing facilities, all federal, provincial, and/or local government laws, regulations, by-laws, permits, authorizations, rules, procedures and mandated requirements must be obtained and adhered to by the Permit Holder.

Once all applicable federal, provincial, and/or local permits, authorizations and/or approvals are granted, a letter certifying same shall be submitted to the Company by the Permit Holder prior to the commencement of any facility abandonment activities.

• Crossing

i) Surface crossing (e.g. roads, driveways/access roads, sidewalks, railway)

Access Road

	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES	Doc No.	DPP-PDR-03
		Rev Status	01
		Issue Date	2018-10-04

Typical drawings for Private Access Roads or Temporary Access Roads will be made available by the Company to the Permit Applicant upon request. A list of the typical drawings is found in Appendix 2.

Maximum and minimum depths of cover for all areas of equipment/vehicular travel (e.g., highways, roads, railroads, construction access, driveways, parking lots, etc.) will be determined by the Company and local, provincial, and federal requirements. For this purpose, cover can be defined as the distance from the top of the pipe to the finished grade. Mitigative methods where the cover is insufficient will be determined on a case-by-case basis by the Company.

Test pits may be required, at the discretion of the Company, in areas where equipment/vehicle crossings and/or Permit Applicant facility crossings are proposed.

When planning parking areas, the pipeline ROW location is to be taken into account so as to avoid covering the ROW.

ii) Subsurface crossing (e.g. cables, utility pipes, transmission/distribution pipelines)

Installation of fiber optic cables upon the Company's pipeline prescribed area will be considered by the Company on a case-by-case basis and will be subject to the On-Site Activity Permit terms as specified by the Company.


Installation of all electrical cables within the Company's prescribed area will require the Permit Applicant to provide the information listed below to the Company for its review and approval prior to any such installation:

- Number, spacing and voltage of cables
- Line loading and phase relationship of cables
- Grounding system
- Position of cables and load facilities relative to pipeline

Specific installation requirements for cables carrying less than 600 volts shall be determined by the Company on a case-by-case basis.

Installation of buried electrical cables carrying 600 volts or more upon the Company's pipeline prescribed area will be considered by the Company on a case-by-case basis and will be subject to the On-Site Activity Permit terms as specified by the Company.

The Company's pipeline is designed with a cathodic protection system which includes AC mitigation. Any crossing will require an assessment of this system at the cost, risk and responsibility of the Permit Applicant. Any additions or modifications that result from the assessment to the Company's system will be the responsibility of the Permit Holder.

	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES	Doc No.	DPP-PDR-03
		Rev Status	01
		Issue Date	2018-10-04

For metallic line installations two No. 10 THWN black insulated copper wires for the use of test leads will be installed and attached at the point of crossing for corrosion control monitoring at the discretion of the authorized Company representative. The test wires will be routed underground and terminated at a point specified by the Company.

- **Ground Disturbance Activities**

Any ground disturbance activity within the prescribed area shall not be performed unless the authorized Company representative is on site. The Company representative shall have the authority to stop work or an activity at any time should it deem the work or activity unsafe or a danger to the public, the environment, the Permit Holder, and/or the Company's employees and/or its facilities.

i) Blasting

Ground disturbance activities within 200 metres of the pipeline, even though outside of the prescribed area, still require an On-Site Activity Permit.

Blasting operations, in addition to applicable federal, provincial and local laws, regulations, by-laws and codes, shall comply with the guidelines set forth below.


Under no circumstances shall blasting occur within the Company's pipeline ROW, and no blasting shall occur outside the Company's pipeline right-of-way if the Company determines that such blasting may be detrimental to its facilities. For any blasting proposed within 200 m (656 ft) of the pipeline ROW, the Company shall be advised in writing 90 calendar days prior to commencement of the blasting. A Blasting Proposal outlining the scope and location of work must accompany the notice.

The Company requires all applicable blasting codes, by-laws, regulations and laws to be strictly followed in all cases. In addition, the Company reserves the right to require the Permit Applicant who will be undertaking blasting activity to furnish a certified Blasting Plan (including estimated peak particle velocities at the closest pipeline location and a proposed monitoring plan), incorporating the Company's requirements based on the Blasting Proposal, a minimum of ten (10) business days prior to the commencement of blasting work. This shall provide the Company time to evaluate and to arrange for a Company representative to witness the blasting operation, including blast-hole drilling and loading activities.

The Company will require blast reports, including monitoring, within 24 hours of a blast for review.

ii) Seismic Activity

The Company's written permission is required prior to commencing seismic activity within 60 metres of the Company's pipeline ROW.

	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES	Doc No.	DPP-PDR-03
		Rev Status	01
		Issue Date	2018-10-04

- **Operation of Vehicles/Mobile Equipment Crossing Brunswick Pipeline**


Temporary vehicle or mobile equipment crossings at any location along the pipeline shall be performed in accordance with the guidelines set forth below:

For the purposes of paragraph 112(2)(a) of the *NEB Act*, the operation of a vehicle or mobile equipment across a pipeline is authorized if the person that intends to operate the vehicle or mobile equipment across the pipeline obtains the Company's prior written consent.

For the purposes of paragraph 112(2)(a) of the *NEB Act*, the operation across the pipeline of a vehicle or mobile equipment that is used to perform an agricultural activity is authorized if the following conditions are met:

- (a) the loaded axle weight and tire pressures of the vehicle or mobile equipment are within the manufacturer's approved limits and operating guidelines; and
- (b) the point of crossing has not been the subject of a notification under the *NEB Pipeline Damage Prevention Regulations – Authorizations (SOR/2016-124)*.

Temporary bridging such as, but not limited to, additional cover, construction mats, or temporary structural spans shall be installed for the protection of the Company pipeline at any point of construction equipment crossing, unless approval to cross without protection is specifically granted in writing by the Company.

	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES	Doc No.	DPP-PDR-03
		Rev Status	01
		Issue Date	2018-10-04


4 LOCATE REQUESTS

All pipelines must be located using either Call Before You Dig: 1-888-410-2220 or Click Before You Dig: www.clickbeforeyoudig.com.

The Company will provide field locate services and mark its pipeline(s) at selected points in accordance with federal, provincial and local requirements.

If the Company representative requires the pipeline be located by excavation, the cost to excavate the pipeline and restore surface improvements (e.g., pavement, landscaping, and sidewalks) shall be the responsibility of the Permit Holder. Note: A Company representative must be present during any excavation to expose the pipeline. During this period, accurate survey data of the Company's pipeline(s) shall be obtained by a qualified surveyor/engineer provided by and for the account of the Permit Holder. The surveyor shall prepare the plans, sections, and profile drawings and the Company shall be provided with a copy of the completed plans and drawings. All survey data shall be referenced to the New Brunswick High Precision Network (NBHPN) with coordinates referenced to NB Stereographic Projection and vertical datum using geoid model Ht1_01.

In addition to complying with the above requirements, Permit Holders shall comply with the provisions of all federal, provincial and/or local laws, regulations, by-laws and permits relating to excavation and demolition work in the vicinity of underground facilities, including, but not limited to, the local one-call regulations and procedures.

	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES	Doc No.	DPP-PDR-03
		Rev Status	01
		Issue Date	2018-10-04

5 APPENDICES

Appendix 1

Drawing Requirements

Issued for Construction Drawings

In order to maintain accurate records of the Brunswick Pipeline System, when applicable, the Permit Applicant is required to submit 'Issued for Construction' (IFC) drawings as part of the Permit Application that identifies all modifications and activity that could affect the pipeline. As a minimum, the Permit Applicant will be required to submit the following drawings:

Plan view with scale indicated


- clearly defines all details of the Applicant's facility;
- Accuracy to one tenth (0.1) metre or better;
- Facilities which tie dimensions to lot or survey line. Show location of Company's pipeline(s), pipeline appurtenances, markers, cathodic test facilities and right-of-way and other utilities and utility easements;
- Proposed activities (measured to the Company's pipeline easement);
- Temporary facilities used for construction purposes (examples: parking lots, storage yards, staging areas, laydown areas, etc.).

Profile/Cross Section view(s) with scales indicated

- Section view(s) along the proposed facilities that crosses the Company's pipeline or within the prescribed area.
- Depth of the Company's pipeline;
- Company pipeline right-of-way limits;
- Vertical distance of the proposed utility below grade;
- Existing and proposed grades, with reference point;
- Clearance to the Company's pipeline(s);
- Identify and state diameter of each underground facility;
- Identify coordinate system;
- Indicate vertical datum.

Notes

- All specifications for all of the proposed Applicant's facilities;
- Note referencing compliance with all applicable CSA standards and the National Energy Board Pipeline Crossing Regulations;
- Include a North Arrow and Scale on all drawings;
- Legal description of location of the Applicant's facility on all drawings (i.e. PID, parish, town, village, etc.);

	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES	Doc No.	DPP-PDR-03
		Rev Status	01
		Issue Date	2018-10-04

- Name of the Applicant and the name of the engineering company who compiled the drawing (where applicable);
- Drawing number and the date of the drawing;
- Date and method of the survey;
- Signature of the Applicant and the engineering company;

Change orders


During the course of the work, any change orders that impact the Company approved IFC scope and/or drawings will require review and approval from the Company.

As-Built Drawings

As a minimum, all information listed in regards to Issue for Construction drawings is required to be submitted in an As-Built state within 45 days of the project completion. As-built drawings submission must include:

- one (1) paper copy;
- one (1) PDF copy; and
- a digital AutoCAD file using the latest edition.

NOTE: The Permit Holder drawing(s) must be available to on site Company representative for reference during construction.

	ON-SITE ACTIVITY PERMIT APPLICATION and TECHNICAL GUIDELINES		Doc No.	DPP-PDR-03
			Rev Status	01
			Issue Date	2018-10-04

Appendix 2

Typical Crossing Drawings

The Company has generated typical drawings, which are available upon request, as reference for the following common activities:

- Typical Road Crossing
- Typical Overhead Power Crossing
- Typical Pipeline / Cable Crossing
- Typical Access Road Timber Crossing



THE SAINT JOHN JEUX CANADA GAMES FOUNDATION, INC.
LA FONDATION JEUX CANADA GAMES SAINT JOHN, INC.

206 King Street West, Saint John, NB E2M 1S6 (506) 634-1985

February 15, 2019

DELIVERED BY HAND

City of Saint John
15 Market Square
P.O. Box 1971
Saint John, NB E2L 4L1

Attention: Mayor and Members of Common Council

Dear Mayor Darling and Councillors:

Re: Proposed Amendment of Letters Patent of The Saint John Jeux Canada Games Foundation, Inc. (the “**Foundation**”)

The Foundation was created by the attached Letters Patent under the *Companies Act* (New Brunswick) on July 28, 1986. The Foundation was created as a Canadian Amateur Athletic Association (A Charitable Organization) to receive, invest and distribute the surplus funds from the 1985 Canada Games for the general benefit and development of amateur athletics in Canada. The Foundation’s purpose is to assist in the development of amateur sport by making financial contributions to athletes, coaches, sport organizations, and educational institutions to assist them in the pursuit of excellence in sport, so that Canada, and New Brunswick in particular, will be well represented at the national and international level.

In 2016, the City of Saint John instituted an Agency, Board or Commission (an “**ABC**”) nomination process which has created problems with the efficient operation of the Foundation. Attached for your information is my letter of July 5, 2018 which illustrates the issues considered in this letter.

In particular, you will see on page 13 of the attached Letters Patent that the Governors shall consist of the Mayor or designate and 8 other Governors appointed by Common Council after taking into consideration of the Governors then in office.

The ABC process is not compatible with the efficient operation of the Foundation for several reasons including:

- (i) the 6 (six) year term limits are not practical in light of Governor meetings normally taking place two or three times a year;
- (ii) the Governors have traditionally been selected based on their background and experience to ensure the Foundation’s most efficient operation. The 6 year term limits are not conducive to capitalizing on the experience of the Governors as a whole;

(iii) the ABC process does not allow for a consultative procedure in nominations. Contrary to the Letters Patent requirements, appointments have been made without consultation; and

(iv) the Foundation does not, and will not, receive funding from the City.

The Foundation has its own nomination process in place to recommend replacements for retiring Governors. The Foundation proposes making amendments to the Letters Patent as set out in attached Schedule "A". The suggested additions are underlined, and the deletions are crossed out.

The Foundation seeks support from the City to these suggested amendments to remove the Foundation from the ABC process.

We thank you in advance for your time, and would be pleased to discuss with you further at your convenience.

Yours truly,

A handwritten signature in black ink, appearing to read "Jeff White", written in a cursive style.

Jeff White
Chairman, Board of Governors

Schedule "A"

Letters Patent Excerpts:

[From pages 13 to 16]

.....

~~Thereafter t~~ The Governors of the Foundation shall consist of the Mayor of SAINT JOHN or a member of the Common Council of SAINT JOHN designated by the Mayor, together with eight (8) nine (9) Governors appointed by the Common Council of SAINT JOHN after taking into consideration the recommendation of the Governors of the Foundation then in office or, as appointed by the Common Council of SAINT JOHN in the event that there are no Governors then in office.

~~All Governors, other than the Mayor or member of Common Council of SAINT JOHN, shall be appointed for a term of three (3) years and shall hold office until their successors are appointed. The Mayor of SAINT JOHN shall hold office only while Mayor of SAINT JOHN and the Mayor's designate shall hold office at the pleasure of the Mayor.~~

All Governors shall be residents of New Brunswick to be eligible for appointment and to continue to hold the office of Governor of the Foundation. Other qualifications of a person to serve as a Governor of the Foundation may be established from time to time by by-law.

A Governor upon being appointed to, designated as or assuming the office of Governor shall be deemed to be a member of the Foundation and the Governors shall be the only members thereof.

~~A Governor, other than the Mayor of SAINT JOHN or the member of Common Council designated by the Mayor, may be removed (either with or without cause) at any meeting of the members called for that purpose by the vote of at least two thirds of all the members.~~

~~In case of a vacancy occurring on the Board for any cause or reason, other than a vacancy occurring as a result of a vacancy in the office of the Mayor of SAINT JOHN, the Common Council of SAINT JOHN, after taking into consideration the recommendation of the Governors of the Foundation then in office, shall appoint a Governor for the duration of the term of the Governor whose office was vacated.~~

Meetings of members and Governors of the Foundation may be held together.

The Governors and officers of the Foundation shall serve without remuneration.

~~The Governors of the Foundation shall report annually to the Common Council of SAINT JOHN on the operations of the Foundation for the past fiscal year within three (3) months of the end of such fiscal year.~~

.....

THE SAINT JOHN JEUX CANADA GAMES FOUNDATION, INC.

APPLICATION FOR INCORPORATION
UNDER THE NEW BRUNSWICK COMPANIES ACT

TO: THE HONOURABLE MINISTER OF JUSTICE

THE APPLICATION of Elsie E. Wayne of the City of Saint John in the County of Saint John and Province of New Brunswick, James A. MacMurray of the said City of Saint John and Harry P. Gaunce of the said City of Saint John, RESPECTFULLY SHEWETH AS FOLLOWS:-

COMPANY NAME

The undersigned applicants are desirous of obtaining Letters Patent under the provisions of the COMPANIES ACT, constituting your applicants and such others as may become members in the Company hereby created, a body corporate and politic, under the name of THE SAINT JOHN JEUX CANADA GAMES FOUNDATION, INC. (hereinafter sometimes referred to as the "Foundation") or such other name as shall appear to you to be proper in the premises.

Transmitted herewith is the consent of THE CORPORATION OF THE CITY OF SAINT JOHN (hereinafter sometimes referred to as "SAINT JOHN") and THE SAINT JOHN 1985 CANADA SUMMER GAMES SOCIETY, INC. (hereinafter sometimes referred to as the "SOCIETY") to the use of the aforementioned name.

The undersigned have satisfied themselves and are assured that the proposed corporate name of the Company under which incorporation is sought is not the name of any other known corporation or association, incorporated or unincorporated, or of any syndicate or partnership, or of any individual or any name under which any known business is being carried on or so nearly resembling the same as to be liable to be confounded therewith or is otherwise on public grounds objectionable.

OBJECTS

The objects for which incorporation is sought are to receive and maintain a fund or funds and apply from time to time all or a part of the income therefrom.

and/or the capital thereof for the training and development of amateur athletes for the general benefit and development of amateur athletics in Canada, and to do all things necessary, incidental or conducive to the attainment of the aforementioned objects, and in particular, for the further attainment of the above objects:-

- (a) to receive the surplus funds of the SOCIETY, a company incorporated to conduct the 1985 CANADA SUMMER GAMES for the general benefit and development of amateur athletics in Canada, and to hold and utilize such funds for the aforementioned objects on the terms and conditions herein set out;
- (b) to use, apply, give, donate, devote, accumulate or distribute from time to time all or part of the income therefrom and/or capital thereof of the fund or funds of the Foundation for the objects aforementioned by such means or in such manner as the Governors

of the Foundation consider appropriate or expedient;

- (c) to promote the training and development of amateur athletes in Saint John, in New Brunswick, and in Canada through the provision of funds to athletes, amateur athletic associations, sports governing bodies, universities and others involved in the training and development of amateur athletes to be used for education, training, instruction or other similar programs for the development of amateur athletes where funding is not otherwise available from government, university or private sources, or to provide funds to enhance existing or future government, university or privately sponsored programs;
- (d) to enter into arrangements with any public or private authorities that may seem conducive to the attainment of the above objects and to

obtain from any such authority any arrangements, rights, privileges or concessions which the Foundation may think it desirable to obtain and to carry out, exercise and comply with any such arrangements, rights, privileges and concessions;

- (e) to acquire, accept, solicit or receive by purchase, lease, contract, donation, legacy, gift, grant, bequest, devise or otherwise any kind of property; and to enter into and carry out agreements, contracts, arrangements and undertakings incidental thereto;
- (f) to hold, manage, sell or convert any of the property from time to time owned by the Foundation, and to invest and reinvest any income or principal of the fund or funds of the Foundation as a trustee thereof in such manner as may from time to time be determined by the Governors exercising the judgment and

care that a man of prudence, discretion and intelligence would exercise as a trustee of the property of others;

- (g) to exercise all voting rights, or to authorize and direct the execution and delivery of proxies in connection therewith, attached to any shares, bonds, debentures or other obligations or securities in any corporation owned by the Foundation;
- (h) to demand, receive, sue for, recover and compel the payment of all sums of money that may become due and payable to the Foundation, and generally to sue and be sued;
- (i) to employ and pay such assistants, clerks, agents, representatives or employees, and to procure, equip and maintain such offices and other facilities, and to incur such reasonable expenses as may be necessary;

- (j) to draw, make, accept, discount, execute and issue bills of exchange, promissory notes and other negotiable instruments; and
- (k) to apply for registration as a Canadian Amateur Athletic Association, Charitable Organization or Charitable Foundation under the provisions of the Income Tax Act (Canada); and
- (l) to do all such other acts and things as may seem directly or indirectly to be incidental to or conducive to or convenient or proper for the attainment of the above objects, or necessary or expedient for the protection of the Foundation and its members.

POWERS

The Foundation may exercise all powers and shall be subject to the provisions of Section 18 of the COMPANIES ACT. The incidental and ancillary powers set out in subsection 14(1) of the Act are withheld from the Foundation.

The members of the Foundation and its officers and Governors, in relation to the Foundation, may employ and act upon the opinion or advice or information obtained from any lawyer, accountant, valuer, broker or other professional or expert, and shall not be responsible for any loss occasioned by acting or not acting thereon, and shall be entitled to employ such assistance as in their opinion may be necessary or desirable for the proper discharge of their duties, and pay proper and reasonable compensation for all such advice and assistance.

The Foundation shall not carry on any business or trade for the profit of its members, Governors or officers and any profit or other accretion to the Foundation shall be held in trust and used in promoting its objects.

PROPERTY

The Foundation is to have no capital stock and may acquire personal property to a cost value not

to exceed Ten Thousand Dollars (\$10,000.00) Canadian in) - ?
1986 dollars.

The Foundation shall hold all property or funds acquired by it by purchase, gift, bequest, devise or otherwise, and the income and profit arising therefrom, in trust for the objects aforementioned.

The surplus funds of the Society transferred to the Foundation shall be held in trust subject to the following terms and conditions:-

- (a) The capital of the funds shall not be spent for a period of ten (10) years; and
- (b) At least the minimum percentage of the income or profit therefrom required under the provisions of the Income Tax Act (Canada) shall be expended annually for the objects of the Foundation.

The Foundation is otherwise authorized to expend both income and capital in pursuit of its objects.

HEAD OFFICE

The Head Office of the Foundation within New Brunswick will be at the City of Saint John in the County of Saint John.

APPLICANTS

The following are the names in full and the addresses and callings of the applicants:-

APPLICANT AND
ADDRESS

CALLING

Elsie E. Wayne
25 Holland Street
Saint John, N.B.
E2H 1Z1

Mayor, The
Corporation of the
City of Saint John

James A. MacMurray
Pelton Road
R.R. #1
Saint John, N.B.
E2L 3W2

Executive

Harry P. Gaunce
946 Manawagonish Road
Saint John, N.B.
E2M 3X1

Executive

Each of your applicants is of the full age of nineteen (19) years.

A company register has been opened and a Memorandum of Agreement by the applicants under seal in accordance with the statute has been executed in duplicate, one of the duplicates being transmitted herewith.

DIRECTORS/GOVERNORS

The directors of the Foundation shall be designated as Governors, and the Board of Directors shall be designated as the Board of Governors.

The applicants will be the first or provisional Governors and members of the Foundation and shall hold office until the 31st day of August, 1986.

The following are the names in full, the addresses and calling, and the terms for the

individuals who shall become Governors and members of
the Foundation after the 31st day of August, 1986:-

NAME CALLING AND ADDRESS

TERM

Elsie E. Wayne
Mayor of SAINT JOHN
25 Holland Street
Saint John, N.B.
E2H 1Z1

While holding the office of
Mayor of SAINT JOHN

James A. MacMurray
Executive
Pelton Road
R.R. #1
Saint John, N.B.
E2L 3W2

From September 1, 1986 to
December 31, 1989 and until
his successor is appointed

Harry P. Gaunce
Executive
946 Manawagonish Road
Saint John, N.B.
E2M 3X1

From September 1, 1986 to
December 31, 1989 and until
his successor is appointed

Richard H. Oland
Executive
Almon Lane
Rothesay, N.B.
E0G 2W0

From September 1, 1986 to
December 31, 1989 and until
his successor is appointed

Patrick D. Darrah
Executive
27 Kelton Street
Saint John, N.B.
E2J 3A8

From September 1, 1986 to
December 31, 1988 and until
his successor is appointed

Application for Incorporation
Jeux Canada Games Foundation

Page #13

Norman C. Sinclair
Chartered Accountant
124 Park Drive
Renforth, N.B.
E2H 1A8

From September 1, 1986 to
December 31, 1988 and until
his successor is appointed

Joseph E. Flynn
Plant Manager
66 Bay Street
R.R. #7
Saint John, N.B.
E2L 3W7

From September 1, 1986 to
December 31, 1988 and until
his successor is appointed

Kenneth V. Cox
Executive
216 Roderick Row
Saint John, N.B.
E2M 4J8

From September 1, 1986 to
December 31, 1987 and until
his successor is appointed

George Bouchard
Executive
42 Reading Street
Fredericton, N.B.
E3B 6B9

From September 1, 1986 to
December 31, 1987 and until
his successor is appointed

Thereafter the Governors of the Foundation shall consist of the Mayor of SAINT JOHN or a member of the Common Council of SAINT JOHN designated by the Mayor, together with eight (8) other Governors appointed by the Common Council of SAINT JOHN after taking into consideration the recommendation of the Governors of the Foundation then in office.

All Governors, other than the Mayor or member of Common Council of SAINT JOHN, shall be appointed for a term of three (3) years and shall hold office until their successors are appointed. The Mayor of SAINT JOHN shall hold office only while Mayor of SAINT JOHN and the Mayor's designate shall hold office at the pleasure of the Mayor.

All Governors shall be residents of New Brunswick to be eligible for appointment and to continue to hold the office of Governor of the Foundation. Other qualifications of a person to serve as a Governor of the Foundation may be established from time to time by by-law.

A Governor upon being appointed to, designated as or assuming the office of Governor shall be deemed to be a member of the Foundation and the Governors shall be the only members thereof.

A Governor, other than the Mayor of SAINT JOHN or the member of Common Council designated by the

Mayor, may be removed (either with or without cause) at any meeting of the members called for that purpose by the vote of at least two thirds of all the members.

In case of a vacancy occurring on the Board for any cause or reason, other than a vacancy occurring as a result of a vacancy in the office of the Mayor of SAINT JOHN, the Common Council of SAINT JOHN, after taking into consideration the recommendation of the Governors of the Foundation then in office, shall appoint a Governor for the duration of the term of the Governor whose office was vacated.

Meetings of members and Governors of the Foundation may be held together.

The Governors and officers of the Foundation shall serve without remuneration.

The Governors of the Foundation shall report annually to the Common Council of SAINT JOHN on the

operations of the Foundation for the past fiscal year within three (3) months of the end of such fiscal year.

INDEMNITY TO GOVERNOR

Each and every Governor of the Foundation shall assume office on the express undertaking, agreement and condition that every Governor and his heirs, executors, administrators and estate shall from time to time and at all times be indemnified and saved harmless out of the fund or funds of the Foundation from and against all costs, losses, charges and expenses whatsoever which such Governor sustains or incurs in or about any action suit or proceeding which is brought, commenced or prosecuted against him for or in respect of any act, deed, matter or thing whatsoever made, done or permitted by him in or about the execution of the duties of his office, and also from and against all other costs, losses, charges and expenses whatsoever, including travelling and other expenses which he sustains or incurs in or about or in relation to the affairs of the Foundation, except such

costs, losses, charges or expenses which are occasioned by his own wilful neglect, misconduct or default.

LIABILITY OF GOVERNORS

No Governor, officer or member for the time being of the Foundation, as such, shall be liable to the Foundation, to its members, to SAINT JOHN or to any other person, firm, association or corporation:-

- (a) for the acts, receipts, neglects or defaults of any other Governor, officer, member or employee of the Foundation;
- (b) for the joining in any receipt or act for conformity;
- (c) for the loss, damage or expense happening to the Foundation through the insufficiency, or deficiency of title to any property acquired by order of the Board for or on behalf of the Foundation;

- (d) for the insufficiency or deficiency of any security in or upon which any of the funds of or belonging to the Foundation shall be placed out or invested;
- (e) for any loss or damage arising from the bankruptcy, insolvency or tortious act of any person, firm or corporation with whom or with which any money, securities or effects of the Foundation shall be lodged or deposited; or
- (f) for any other loss, damage or misfortune whatsoever which may happen to the Foundation in the execution of the duties of his office or in relation thereto;

unless the same shall happen by or through his own wilful or intentional neglect, misconduct or default.

No Governor, officer or member for the time being of the Foundation, as such, shall be liable for

any debts, obligations or liabilities of the Foundation.

RESOLUTIONS BY SIGNATURE

A resolution in writing signed by all the Governors entitled to vote on the resolution at a meeting of the Governors or a Committee thereof, is as valid as if it had been passed at a meeting of the Governors or Committee of Governors, and a copy of every such resolution shall be kept with the minutes of the meetings or proceedings of the Governors or Committee of Governors.

A resolution in writing signed by all the members of the Foundation entitled to vote on the resolution at a meeting of members is as valid as if it had been passed at a meeting of the members, and a copy of every such resolution shall be kept with the minutes of the meetings of members.

BORROWING

The Foundation may borrow money upon the credit of the Foundation to a maximum limit in the aggregate at any time of Ten Thousand Dollars (\$10,000.00) Canadian in 1986 dollars and may hypothecate, mortgage or pledge the property of the Foundation only for the purpose of securing the borrowing of the Foundation as authorized herein. The borrowing authorized hereunder shall be for the sole purpose of providing liquidity to the Foundation by way of an operating line of credit for use in the ordinary course of the operations of the Foundation.

The Foundation shall not issue bonds, debentures, debenture stock or other securities of the Foundation.

LIQUIDATION

On the liquidation or other dissolution of the Foundation the property, assets and funds of the Foundation shall be distributed to SAINT JOHN or to a corporate body or bodies designated and controlled by SAINT JOHN and in which SAINT JOHN holds at least a 90% interest, to be held in trust and to be used for the

objects of the Foundation in the manner hereinbefore set out.

The undersigned therefore request that a Charter may be granted constituting them and such other persons as hereafter become members in the Foundation a body corporate and politic for the objects set forth.

SIGNATURE OF WITNESS

John L. Nugent

John L. Nugent

John L. Nugent

SIGNATURE OF APPLICANT

Elsie E. Wayne

James A. MacMurray

Harry P. Gaunce

DATED at the City of Saint John in the County
of Saint John this 11th day of ~~May~~, 1986.
June



THE SAINT JOHN JEUX CANADA GAMES FOUNDATION, INC.
LA FONDATION JEUX CANADA GAMES SAINT JOHN, INC.

206 King Street West, Saint John, NB E2M 1S6 (506) 634-1985

July 5, 2018

Mayor Don Darling
Chair Nominating Committee
City of Saint John
P. O. Box 1971
Saint John, NB E2L 4L1

Dear Mayor Darling:

On behalf of the Board of Governors of The Saint John Jeux Canada Games Foundation, Inc. I am writing concerning the appointment of Governors of the Foundation.

The By-laws of the Foundation state:

"The Governors of the Foundation shall consist of the Mayor of Saint John or a member of the Common Council of Saint John designated by the Mayor, together with eight other Governors appointed by the Common Council of Saint John after taking into consideration the recommendation of the Governors of the Foundation then in office."

In accordance with the above by-law, the Governors of the Foundation recommend to Common Council that Andrew Gaunce be re-appointed as Governor for a three year term ending in 2021 or until his successor is appointed. Mr. Gaunce was previously appointed by resolution of Common Council on August 4, 2015 for a three year term that will expire on August 4, 2018.

Although the reappointment of Mr. Gaunce would be his third term as Governor, we feel that it is extremely important that he continue for at least one more term. Mr Gaunce has many additional duties as Vice Chairman of the Foundation and Chair of the Fundy Sports Club Development Program. This program is a pilot project of the Foundation whose goal is to provide funding to select sports clubs in the Fundy region with the specific purpose of increasing participation and the continuation of strong leadership. Mr. Gaunce has been instrumental in the implementation and the operation of this program which is scheduled to continue in the next several months to assess past results, to select local organizations to participate in the fall 2018 program and to recommend the awarding of grants to assist in the development of the various sports. It would be difficult for someone to assume the ongoing and upcoming responsibilities and events of this committee from Mr. Gaunce.

We would appreciate confirmation from Common Council of this appointment in due course.

Respectfully submitted,

Jeff White
Chairman, Board of Governors

JW/lfs



THE SAINT JOHN JEUX CANADA GAMES FOUNDATION, INC.
LA FONDATION JEUX CANADA GAMES SAINT JOHN, INC.

206 King Street West, Saint John, NB E2M 1S6 (506) 634-1985

July 5, 2018

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Chair Nominating Committee
City of Saint John
P. O. Box 1971
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Respectfully submitted,

Jeff White
Chairman, Board of Governors

JW/lfs

COUNCIL REPORT

M&C No.	2019-39
Report Date	February 19, 2019
Meeting Date	February 25, 2019
Service Area	Finance and Administrative Services

His Worship Mayor Don Darling and Members of Common Council

SUBJECT: Fleet Replacement Procurement – February 2019

OPEN OR CLOSED SESSION

This matter is to be discussed in open session of Common Council.

AUTHORIZATION

Primary Author(s)	Commissioner/Dept. Head	City Manager
<i>Kevin Loughery / Chris Roberts</i>	<i>Kevin Fudge / Ian Fogan</i>	<i>John Collin</i>

RECOMMENDATION

It is recommended that Common Council award the purchase of one (1) Vacuum/Jetter Truck at a total cost of \$538,843.00 plus HST to FST Canada Inc. O/A Joe Johnson Equipment.

EXECUTIVE SUMMARY

The City manages a fleet of 52 heavy trucks utilized by the City of Saint John and Saint John Water.

Each year, the City's Fleet Services Division works with various City departments and commissions to identify and replace vehicles which have reached the end of their useful service lives. The purpose of this report is to make recommendations to award the latest tendered vehicles and/or equipment which require Common Council approval.

The City currently has over 100 vehicles and equipment past their optimal replacement point (ORP, a calculation based on the age of a vehicle, the odometer reading, overall condition and maintenance cost) and this year, vehicles (some of which are the least reliable and most expensive to maintain) will be replaced through the City's procurement processes.

The one (1) vacuum/jetter truck in this recommendation is to replace one (1) vacuum/jetter truck, like for like; unit 454.

Unit 454 is a 2009 International cab and chassis with a Vactor body and ORP index of 21. The lifetime maintenance cost for unit 454 is \$311,474.58 with \$89,608.01 representing the last two years of use.

The total lifetime maintenance costs of this unit are quickly approaching the initial purchase price and the escalating maintenance costs are expected to continue with continued operation. This unit is also equipped with Navistar MaxxForce Advanced EGR diesel engine, which has traditionally had higher than usual life maintenance costs. The expected delivery timeframe on the new Vacuum/Jetter Truck is thirty-five (35) weeks.

The Vacuum/Jetter Truck is a critical piece of equipment for Saint John Water. On the water distribution side, this equipment serves as a hydro excavation tool to locate critical infrastructure like natural gas and electrical wires. It also serves to clean out and thaw valve chambers and service boxes. The Vacuum/Jetter Truck similarly assists with controlling the water in a trench during a water main repair under pressure.

On the sewer side, the Vacuum/Jetter Truck is vital to flush low grade sewers to prevent sewer backup, which reduces or eliminates the city's liability. It also serves to flush other sewers that are plugged with grease, debris or other materials. In addition, the Vacuum/Jetter Truck assists with the maintenance of pump stations by pumping down the wet wells, cleaning out manholes and other related tasks.

The Vacuum/Jetter Truck furthermore enables Saint John Water to locate underground infrastructure by hydro excavation, which significantly reduces the excavation perimeter and is therefore considerably more cost effective, as it reduces reinstatement expenses.

PREVIOUS RESOLUTION

Not applicable.

STRATEGIC ALIGNMENT

This report aligns with Council's Priority for Valued Service Delivery, specifically as it relates to investing in sustainable City services and municipal infrastructure.

SERVICE AND FINANCIAL OUTCOMES

This purchase is a planned replacement of existing fleet equipment, approved in the 2018 capital budget. The funds specifically are provided for in the fleet reserve, funded from the operating budget.

The specifications allow for vendors to submit proposals of new and/or used equipment to be evaluated using common criteria.

INPUT FROM OTHER SERVICE AREAS AND STAKEHOLDERS – MATERIALS MANAGEMENT

Materials Management facilitated the Request for Proposal (RFP) process to solicit proposals for the Vacuum/Jetter Truck. As such the RFP closed on December 6, 2018 with the following proponents responding by submitting proposals:

Asybco-Tremcar	Saint-Jean-sur-Richelieu, QC
East Coast International Trucks Inc.	Moncton, NB
Saunders Equipment	Fredericton, NB
FST Canada Inc. O/A Joe Johnson Equipment	Dartmouth, NS
MacFarland's Industrial	Dartmouth, NS
C.M. Equipment Inc.	Ajax, ON
SNT solutions Inc.	Dartmouth, NS

A review committee, consisting of staff from Materials Management, Saint John Water and Fleet Management reviewed the submissions for completeness and compliance with the RFP requirements and selection criteria consisting of the following:

1. Presentation and Quality of Proposal
2. Compliance with Specifications
3. Delivery Timeframe
4. Service Response Time
5. Value Added
6. Cost

Also in accordance with the City's standard procedures, the committee members evaluated and ranked each proposal based on the proposals' technical merits. Following this, the financial proposals were opened and evaluated and corresponding scores were added to the technical scores.

FST Canada Inc. O/A Joe Johnson Equipment's proposal was selected as the best proposal based on an overall rating of the evaluation criteria offering the strongest overall solution for the City at a cost acceptable to staff.

The above processes are in accordance with the City's Procurement Policy and Materials Management support the recommendations being put forth.

ATTACHMENTS

None



The City of Saint John

PROCLAMATION


WHEREAS: The right to pursue the truth through free inquiry is essential to democratic decision-making; and

WHEREAS: The freedom to read is the essence of free inquiry; and

WHEREAS: The freedom to read is under assault from left and right in our society.

THEREFORE: Be it resolved that Saint John Common Council recognizes, reaffirms, and defends the right of the citizens in this community individually to decide what he or she will or will not read (the freedom to read); and

Further in support of this resolution, this Council, on behalf of the citizens of Saint John, proclaims this city henceforth a Freedom to Read Zone in which the freedom to read is inviolable.

NOW THEREFORE: I, *Mayor Don Darling*,  of *Saint John* do hereby proclaim the week of February 24th – March 2nd, 2019 as “Freedom to Read Week” in the City of Saint John.

In witness whereof I have set my hand and affixed the official seal of the Mayor of the City of Saint John.





Presentation to SJ City council

A review of 2018 and what's next for 2019 and beyond

Goals of this presentation



To inform the city council about the unique value proposition and mission that SJTL brings to Saint John and New Brunswick



To talk about the success and challenges of the Tool Library



To introduce the Community Build concept and pitch a culture of barn raising for our community

Our mission: to inspire, equip
and revitalize our
neighborhoods





+ 15-40%











Our members rock!

A great value proposition for SJ

- Affordable access to nearly any tool you need to fix up a home
- We don't have customers, we have members. Members make good citizens, customers make sales targets. This is about community
- Addressing environmentalism (next slide)
- No other tool library in NB! On the cutting edge of a sharing economy movement that started here in SJ.
- A place to learn essential DIY skills in

What's that about
environmentalism?

Carbon Footprint of Owning vs. Sharing



#ACCESSOVEREXCESS

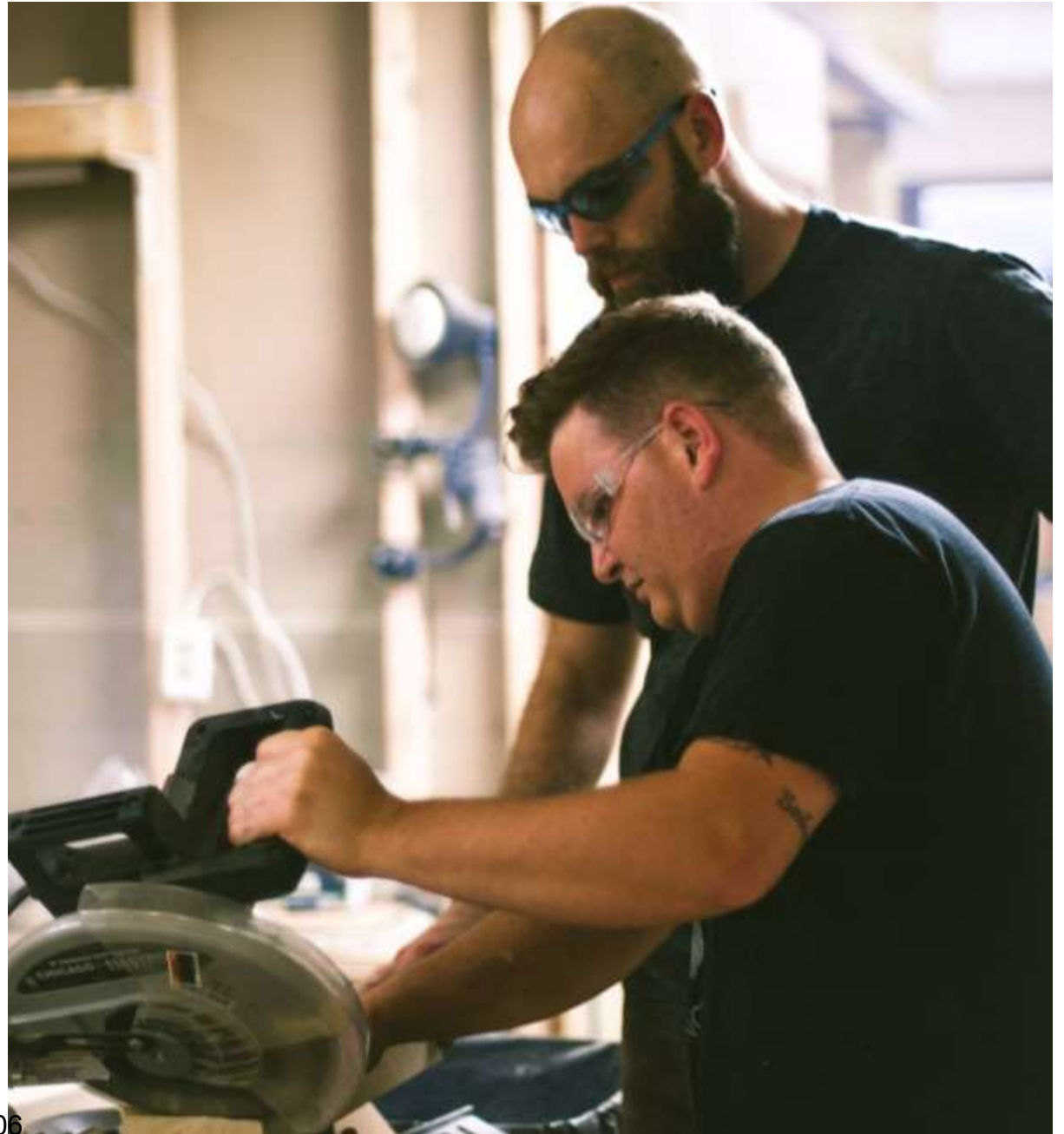


Precious
Plastics SJ
coming
soon!





Classes you said?



Our Successes

- 120 members in 8 months. Need 270 annual members by June 2020
- 1400 completed loans
- 12 renovations supported
- 2 businesses fully renovated (Visitors on Union and 1 more coming soon)
- 90+ people in classes
- Starting a renovation and construction team
- The Community Build (coming later)
- 8 jobs created including 3 external jobs un related to SJTL



sjtools

Saint John, New Brunswick

sjtools Check this out guys! This is LITERALLY why we exist! So many revitalization goals realized in this post :)

#Repost @scrawford29 • • • • •

Shoutout to @sjtools for helping us get the DIY parts of this project done at a fraction of the cost of the last one!!

Know somebody looking for a 2 bedroom rental Uptown? This is a whole house, with laundry & parking. Contact

@weavercrawfordcreative for more info.

#Repost @weavercrawfordcreative on

Instagram: "she cleans up alright

#hardinghouse 🏠🔧🏠 we're looking for tenants - 2 bedrooms, new kitchen and bathroom, and parking in Uptown..."

..... #toollibrary #toolrevolution #DIY

#saintjohn #inspiration #imagination

#homedecor #exteriordesign #revitalize

#restore #rebuild



Liked by dachs_republic and 62 others

JANUARY 23

Add a comment...



weavercrawfordcreative



108
scrawford29

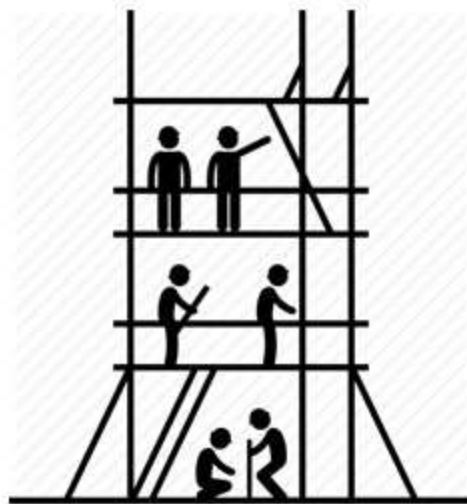
Our challenges

- Grey area in community development funding streams.
- Lack of willingness to collaborate by some other groups.
- Awareness of our library and shop features/existence

SJTL

Impact In the next 5 years

- T Connect 200 people to training and work
- T Do 5 or more community builds (100k+)
- T Fix 100 broken windows (30k)
- T Fix 100 doors (30k)
- T Connect 20 students to apprenticeship
- T Seriously raise the bar for trades competency and DIY potential among our residents





Our big event, The Community Build!



<https://youtu.be/bz5g5n2ewb8>











117



So what is our ask?

- Help us form this Community build and barn raising thing further. A couple of thoughts on how
 - What about these boarded up homes? Can we mobilize a build around these to make them into a CO-OP housing solution?
 - Procurement. With no major donors yet, we lack building materials to help homeowners who can't afford their own. Owning a home is only half the battle!
 - Rundown housing can literally ruin the psychology of the people who live in their neighborhoods..
- Help the Tool Library become a de facto piece of the cities infrastructure! Let's think long term about it being a municipal library or extension of the existing library systems.

<p align="center">PROPOSED MUNICIPAL PLAN AMENDMENT</p>	<p align="center">PROJET DE MODIFICATION DU PLAN MUNICIPAL</p>
<p align="center">RE: POLICIES RELATED TO REGIONAL RETAIL CENTRES</p>	<p align="center">OBJET : POLITIQUES CONCERNANT AUX CENTRE RÉGIONAL DE COMMERCE DE DÉTAIL</p>
<p>Public Notice is hereby given that the Common Council of The City of Saint John intends to consider an amendment to the Municipal Development Plan which would include amendments to the Municipal Plan policies including those in subsections 2.3.2 Employment Areas, 3.5.2 Employment Areas and 4.3.5 Urban Design Principles for Employment Areas in addition to other relevant subsections and policies to provide for residential development within the Regional Retail Centre land use designation or a mix of commercial and residential land uses as part of a mixed use development proposal.</p> <p>A public presentation of the proposed amendment will take place at a regular meeting of Common Council on Monday, February 25, 2019 in the Ludlow Room, 8th floor of City Hall.</p>	<p>Par les présentes, un avis public est donné par lequel le conseil communal de The City of Saint John a l'intention d'étudier la modification du plan d'aménagement municipal, ce qui comprendrait la modification aux politiques du plan d'aménagement, y compris celles des sous-sections 2.3.2 Secteurs d'emploi, 3.5.2 Secteurs d'emploi et 4.3.5 Principes d'aménagement urbain applicables aux secteurs d'emploi, en plus des autres sous-sections et politiques pertinentes afin de prévoir l'aménagement urbain selon la désignation d'utilisation des sols pour un centre régional de commerce ou un mélange d'utilisations commerciales et résidentielles dans le cadre d'une proposition d'aménagement à utilisations mixtes.</p> <p>Une présentation publique du projet de modification aura lieu lors de la réunion ordinaire du conseil communal le lundi 25 février 2019 dans la salle Ludlow, 8^{ème} étage de l'hôtel de ville.</p>
<p>REASON FOR CHANGE: To provide for residential development within the Regional Retail Centre land use designation or a mix of commercial and residential land uses as part of a mixed use development proposal.</p>	<p>RAISON DE LA MODIFICATION : Prévoir l'aménagement résidentiel dans le cadre de la désignation d'utilisation des sols pour un centre régional de commerce ou un mélange d'utilisations commerciales et résidentielles dans le cadre d'une proposition d'aménagement à utilisations mixtes.</p>
<p>Written objections to the proposed amendment may be made to the Council, in care of the undersigned, by March 27, 2019. Enquiries may be made at the office of the Common Clerk or Growth and Community Development Services, City Hall, 15 Market Square, Saint John, N.B. between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday, inclusive, holidays excepted.</p>	<p>Veillez faire part au conseil par écrit de vos objections au projet de modification au plus tard le 27 mars 2019 à l'attention du soussigné. Pour toute demande de renseignements, veuillez communiquer avec le bureau du greffier communal ou le bureau de service de la croissance et du développement communautaire à l'hôtel de ville au 15, Market Square, Saint John, N.-B., entre 8 h 30 et 16 h 30 du lundi au vendredi, sauf les jours fériés.</p>
<p>Jonathan Taylor, Common Clerk 658-2862</p>	<p>Jonathan Taylor, Greffière communale 658 2862</p>

LOCATION	CIVIC ADDRESS : Retail Drive 40, 85-89, 310	PID # : 55230544, 55122212, 55196166																																												
STAFF USE	HERITAGE AREA: Y / N INTENSIFICATION AREA: Y / N FLOOD RISK AREA: Y / N APPROVED GRADING PLAN: Y / N																																													
	APPLICATION #: 19-31 DATE RECEIVED: Feb. 6, 2019																																													
APPLICANT INFORMATION	RECEIVED BY: Aimee + Ken																																													
	APPLICANT Horizon Management Ltd. EMAIL jwheatley@horizonmgt.ca PHONE 506-634-5717																																													
	MAILING ADDRESS PO Box 1289 Saint John, NB E2L 4G7 POSTAL CODE																																													
	CONTRACTOR EMAIL PHONE																																													
	MAILING ADDRESS POSTAL CODE																																													
	OWNER East Point Inc. EMAIL PHONE																																													
	MAILING ADDRESS PO Box 1289 Saint John, NB E2L 4G7 POSTAL CODE																																													
PRESENT USE: Regional Commercial PROPOSED USE: addition of residential																																														
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DESCRIPTION OF WORK	refer to attached																																													

☐ I consent to the City of Saint John sending to me commercial electronic messages, from time to time, regarding City initiatives and incentives.

General Collection Statement

This information is being collected in order for the City of Saint John to deliver an existing program / service; the collection is limited to that which is necessary to deliver the program / service. Unless required to do so by law, the City of Saint John will not share your personal information with any third party without your express consent.

The legal authority for collecting this information is to be found in the Municipalities Act and the Right to Information and Protection of Privacy Act. For further information or questions regarding the collection of personal information, please contact the Access & Privacy Officer:

City Hall Building
 8th Floor - 15 Market Square
 Saint John, NB E2L 1E8
 commonclerk@saintjohn.ca
 (506) 658-2862



I, the undersigned, hereby apply for the permit(s) or approval(s), indicated above for the work described on plans, submissions and forms herewith submitted. This application includes all relevant documentation necessary for the applied for permit(s) or approval(s). I agree to comply with the plans, specifications and further agree to comply with all relevant City By-laws and conditions imposed.

Horizon Management Ltd.

Applicant Name

Applicant Signature

Feb 5, 2019

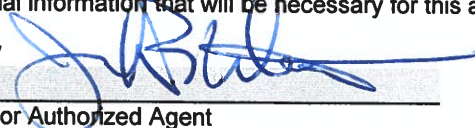
Date

CIVIC ADDRESS	Retail Drive	APPLICATION #		FEE PAID	Y	N
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TYPE OF APPLICATION		
<input type="checkbox"/> Land for Public Purposes Release Service Fee: \$300	<input type="checkbox"/> Non-Conforming Use Service Fee: \$200	<input type="checkbox"/> Satisfactory Servicing Service Fee: \$200
<input type="checkbox"/> Section 39 Amendment Service Fee: \$2,500	<input type="checkbox"/> Zoning By-law Amendment Service Fee: \$2,500	<input checked="" type="checkbox"/> Zoning By-law Amendment with a Municipal Plan Amendment Service Fee: \$3,500

DETAILED DESCRIPTION OF APPLICATION
Where applicable, indicate the changes to existing Section 39 conditions, zoning, or Municipal Plan designation being requested. Attach site plans, building elevations, floor plans, and other documentation to fully describe the application. The submission of a preliminary proposal and a Pre-Application Meeting is encouraged prior to seeking approval. Please contact the One-Stop Development Shop at (506) 658-2911 for further information.
Refer to attached

ENCUMBRANCES
Describe any easements, restrictive covenants, and other encumbrances affecting the land.

AUTHORIZATION	
As of the date of this application, I, the undersigned, am the registered owner of the land described in this application or the authorized agent thereof, and I have examined the contents of this application and hereby certify that the information submitted with the application is correct insofar as I have knowledge of these facts, and I hereby authorize the applicant to represent this matter and to provide any additional information that will be necessary for this application.	
John Wheatley  Registered Owner or Authorized Agent	_____ Additional Registered Owner
BB 5, 2019 Date	_____ Date
The information contained in this application and any documentation, including plans, drawings, reports, and studies, provided in support of this application will become part of the public record.	

Residential Component

Zoning By-law Amendment with a Municipal Plan Amendment

February 5, 2019

Horizon Management Ltd.. is requesting an amendment to the zoning by-law, with a municipal plan amendment, to allow for the construction of residential units at the East Point development. We are proposing that one of the existing permitted uses outlined in Zone SJ Section 11.6(1), “Accommodations”, be broadened to include residential accommodations, or alternatively that “Dwellings” be added to the list of permitted uses.

The City of Saint John is facing a challenge to increasing its property tax base:

A January 7, 2019 CBC news article headlined “Quispamsis and Rothesay growth rate catching up to Saint John” - Over the past year, driven largely by multi-unit residential apartments the two communities posted a combined \$112 million increase in assessment while the much larger Saint John showed a \$126 million increase.

The development of residential housing units at the East Point site will increase the City of Saint John’s offering of quality housing options in order to remain competitive in the regions housing market. Located on available land, the development would utilize existing city infrastructure adding significant new tax base with little or no capital investment by the city. Studies conducted by Exp Services and Fundy Engineering has confirmed that the cost impact on existing city infrastructure is inconsequential.

The addition of a residential component to the development will support a number of key objectives of Plan SJ:

- Densification – infill existing developed & serviced areas
- Infrastructure utilization – utilize existing roads & pipes
- Reverse out-migration – another alternative to suburban living
- Greater reliance on active transportation – located on existing transit route and serviced by sidewalks
- Improve housing stock – new residential construction
- Adapt to a changing age demographic – adjusting to market demand from seniors and younger singles & families

The property is currently zoned Regional Commercial (CR) with Section 59 conditions including a maximum floor plan footprint area of 600,000 sq. ft. The 80-acre site currently has 13 buildings with a combined footprint area of ~460,000 sq. ft. The proposed mixed-use retail/residential component could be located on PID's #55230544, #55122212 and/or #55196166. The footprint of the planned residential units is less than 10% of the approved development area.

While the traffic and services studies conducted for the site established a capacity for some 400 residential units, the preliminary site proposal includes three buildings with a combined footprint of 44,000 sq. ft. containing some 200 units.

The residential units would be located on multiple levels above a ground floor of retail. The three proposed buildings would be located on a 10-acre site (Site 3) bounded by Retail Drive, Fashion Drive, Indigo Way and East Point Way and would share the site with complimentary retail, accommodation and food service establishments. Site 6A (0.9 acres) and Site 9 (1.7 acres) would also be potential sites for a residential component. Sites 3, 6A and 9 are part of the larger 80-acre East Point development. A proposed building layout is shown on the attached Turner Fleischer drawings A1-612 & A1-612.1 (Appendix "C") as buildings Res.K.1, 4 & 5 on Site 3.

The current municipal plan, Plan SJ, was developed nearly 10 years ago and was adopted by the city in 2011. In the relatively short time period since then, we are today seeing significant changes taking place in age demographics, people's life styles and the retail shopping experience. Traditional retail developments across North America are evolving. The industry is quickly adjusting to the new reality of changing consumer living habits and shopping trends by transforming developments to a more mixed-use model. In order to maintain vibrant and economically healthy retail centers, developers and operators are quickly shifting towards meeting the new demands of today's changing demographic that are increasingly looking for a wider mix of services where they can live, work, shop and play.

Our aging demographic are quickly moving to smaller, simpler accommodations, more likely to be apartment or condo units as compared to more spacious suburban properties. Many younger people are raising smaller families, and increasingly no families, reducing as well the demand for the larger detached homes with big back yards.

The City of Saint John must be in a position to offer a quality supply of housing options to these two rapidly growing demographics in order to remain competitive in the regions housing market. It should be noted that the town of Quispamsis, after several years with very little apartment construction, have already approved 170 units for 2019 – they have a new strategy in place. The Town of Rothesay currently have two major new condo/apartment projects underway – condominiums on Rothesay Road and an apartment building on Millennium Drive.

Today's consumers are looking for a more comprehensive shopping and living experience embracing lifestyle components including food, services and entertainment, active transportation and new residential options, replacing the older and more traditional shopping experience. This consumer shift applies equally to the younger generation who are adopting new approaches to living as well as the more senior generation who are looking to downsize and simplify their lives.

East Point is, fortunately, well positioned to adapt to this changing trend. A small portion of the development is available and well located to be utilized as a mixed-use retail/residential component. Centrally located, this to date undeveloped portion of the property is within easy access to a wide range of consumer needs – grocery & beverage, financial institutions, medical & personal services, women's & men's apparel, home décor, restaurant, entertainment and hospitality. The proposed location is also currently served by public transit and excellent pedestrian access; all in all an excellent location for a "one stop" residential living location.

The proposed retail/residential component would include multi-family housing, located over retail, that could be rental units or resident owned. The proposed multi-story buildings would offer amenities and landscaping features to make them attractive for all ranges of the age demographic. Ample parking areas are available immediately adjacent to the proposed buildings.

Integrating a residential component is an excellent utilization of currently available and serviced land and will increase the density of the development and contribute to a larger tax base for the city without the need to add additional city infrastructure. The synergy of co-locating commercial and residential uses in a single location where commercial supports residential and residential supports commercial is a win-win situation.

The proposed mixed-use retail/residential area will contribute to the realization of the vision of the City's Municipal Plan through the further build out of the East Point development. Continuing the new standard for quality, design and experience for retail, and applying this to a mixed-use component, East Point is well positioned to provide a greater diversity and quality of life for residents, while strengthening the areas use as an important Regional Retail Center.

This proposed mixed-use residential component represents less than 10% of the site and is located adjacent to the main Saint John Retail hub and the high-density residential area along Ellerdale Street. The incorporation of residential into this area is a natural fit, supporting this transition. This will also strengthen the local retail market and enhance the strategic advantages for the location of retail within East Saint John over competing commercial areas outside of the city.

Plan SJ Policies

The proposed addition of a residential component to the development is in line with many key policies of the municipal plan, specifically:

1. **Policy LU – 2** *“Provide sufficient land to accommodate the projected demands for residential, commercial, industrial and other land uses over the planning period, and provide for a limited range of compatible uses to occur within the land use designations ...”*

The addition of a small component of residential housing to the development will not detract from East Point’s capacity to provide for further retail/commercial development. It will at the same time add capacity to the city’s residential housing stock to meet future market demands and support the City’s desire to grow its residential tax base. The proposed housing will be located above already planned retail space and offer a new option for city living within the city.

Residential housing located over retail has become not only a compatible use but a very desirable use for those individuals looking to live adjacent to many lifestyle services, including food, entertainment, medical & travel services and retail, in a non-suburban environment. A great example is the recent rezoning at Dartmouth Crossing in Halifax that provides for construction of residential housing within that development.

2. **Policy LU – 4** *“Not consider changing the designation of lands on the Future Land Use map (Schedule B) through a Municipal Plan amendment, unless ...”*

This application is not requesting a change in the designation of the property from Regional Retail Centre (CR). This request is asking that one of the existing permitted uses outlined in Zone SJ Section 11.6(1), “Accommodations”, be broadened to include residential accommodations, or alternatively that “Dwellings” be added to the list of permitted uses.

Permitting residential accommodations in the CR zone is consistent with the general intent of the Municipal Plan including directing the majority of growth within the Primary Development Area, directing the majority, but not all, of new housing to Primary, Local and Mixed Use Centres. The moderate size of this proposal would not threaten the desire to encourage residential building in intensification areas identified in the Plan SJ.

There are limited opportunities outside of the downtown core to provide the

residential over retail option to home seekers in the City of Saint John. An undeveloped portion of the development is available and well located to be utilized as such a mixed-use retail/residential component. East Point is, fortunately, well positioned to adapt to this changing trend and to create an area of integrated mix of land uses in one of the city's Centres. This is in line with the Plan SJ objective of establishing policies to foster high quality, attractive and functional development in the public and private realm.

Developing a residential option in a regional commercial centre will enhance the city's offerings of quality of life locations offered to residents. It will most certainly increase the efficient use of city infrastructure; will not negatively impact the enjoyable use of adjacent lands or neighborhoods and will not result in any significant environmental impacts.

3. **Policy LU – 60** *"Acknowledge that each Regional Retail Centre in the city is unique and will evolve differently to serve the needs of the community."*

Plan SJ recognizes that the needs of the city and its residents do evolve and change over time and provides the flexibility for change. This flexibility is essential in order to maintain the economic vitality of retail centers, in light of a rapidly changing shopping environment, and to offer a wide range of housing choices for those people who wish to maintain or relocate their homes to the city. Retail centres are very significant employers and economic drivers for the city and their continued prosperity is critical to a thriving economy. Similarly the city's tax base is driven in large part by residential construction and the city needs to offer a variety of living options to both retain and attract new residents.

Incorporating a residential component located over retail will in no way impact on East Point's, or Saint John's main regional retail hub's, ability to function as a key regional retail centre for Saint John and the region. In fact by contributing to the vitality and economic prosperity of East Point it will contribute to the long-term success of this centre as a key employment driver for the region.

4. **Policy LU – 61** *"When considering development in the Regional Retail Centres:*
- a. *Ensure the specific land uses established in the Regional Retail Centre are appropriate and strengthen the role of the City's Primary Centres;*
 - b. *Strongly discourage new major professional offices and residential uses to locate;*
 - c. *Encourage quality urban design and where possible, more intense land use and development;*
 - d. *Require development applicants to demonstrate consideration of transit and pedestrian connectivity to the street and between retail locations;*

- e. *Ensure development contributes to a more pedestrian-oriented atmosphere by minimizing surface parking lots, encouraging shared parking, increasing landscaping and improving sidewalks and streetscaping; and*
- f. *Ensure infrastructure improvements made necessary by a development are generally the financial responsibility of the developer. "*

The proposed addition of a small residential component to the existing East Point development is in line with these policies outlined above

- a. Residential housing within retail centres is very quickly becoming the norm, not just in our region, but also across North America. A residential component will serve to strengthen the economic vitality of the existing retail development well in to the future.
- b. The proposed residential component is not a major addition to the site or to the housing stock of the City of Saint John. The footprint of the planned residential units is, less than 10% of the 600,000 sq. ft. of approved development area. The anticipated 200 to 400 residential units is less than one percent of Saint John's over 50,000 units of housing stock.
- c. The East Point development is recognized for its creative urban design approach with architectural features and landscaping not typically found in similar developments in the region. Locating residential units above retail spaces will certainly result in more intense land use.
- d. The location of the proposed housing units will give residents direct access to the sidewalks of East Point and will be located on an existing Saint John Transit route that currently services the East Point development.
- e. The units close proximity to a number of services including, grocery, entertainment, professional services and retail will encourage active transportation pedestrian oriented use.
- f. The proposed housing units are located on property currently serviced with excellent traffic access. The proponent has completed both a site services (domestic water, sewage, fire protection & storm water) and traffic impact studies to confirm that impacts on existing city infrastructure are minimal, if any.

5. Policy LU – 62 *“Require the preparation of a comprehensive stormwater management plan ...”*

The East Point development has been constructed in accordance with a comprehensive Storm Water Management Plan and the key physical components of that plan are in place including storm water retention infrastructure. The recently completed services study by Fundy Engineering confirms that the addition of residential units over already planned retail buildings will not negatively impact the existing storm water management capacity of the site.

6. Policy UD - 9 *“Ensure all development proposals generally conform to the following General Urban Design Principles...”*

The East Point development is recognized for its creative urban design that incorporates architectural features and landscaping not typically found in similar developments in the region. The proposed residential component will follow the developer’s standing approach to create a unique shopping experience by including architectural features that will support this objective and continue the quality of architectural design and construction found at the East Point development.

7. Policy I – 2 *“In considering amendments to the Zoning Bylaw ... have regard for the following:*

- a. Conformity with the goals, policies and intent of the Municipal Plan and the requirements of all City bylaws;*
- b. Not premature or inappropriate by reason of: i. Financial inability of the City to absorb costs related to development and ensure efficient delivery of services; ii. The adequacy of central wastewater or water services and storm drainage measures; iii Adequacy or proximity of school, recreation or other community facilities; iv. Adequacy of road networks leading to or adjacent to the development; and v. Potential for negative impacts to designated heritage buildings or areas.*
- c. Any conflict with adjacent land uses by reason of: Type of use; Height, bulk or appearance and lot coverage of any proposed building; Traffic generation, vehicular, pedestrian, bicycle or transit access to and from the site; Parking;v. Open storage;vi. Signs; and vii. Any other relevant matter of urban planning.*
- d. Suitable in terms of steepness of grade, soil and geological conditions, locations of watercourses, wetlands and susceptibility of flooding as well as any other relevant environmental consideration;*
- e. Satisfies the terms and conditions of Policy I-5 related to timeframes and phasing of development; and*
- f. Meets all necessary public health and safety considerations.”*

The proponent feels, as outlined in this application, that the addition of a residential component to its East Point development respects these issues.

City Infrastructure

The applicant retained Fundy Engineering and Exp Services to conduct sites services and traffic impact studies to identify any potential impacts to city infrastructure, copies of which are attached.

Site Services Requirements (Report attached as Appendix "A")

The Fundy Engineering "Preliminary Site Services Requirements for Proposed Residential Development" report identified the following requirements, based on a maximum of 400 residential units:

- Domestic water flow peak requirements of 432 USGPM at minimum water pressure of 70 PSI
- Total sanitary drainage fixture unit (DFU) count of 1,636 DFU's and a total drainage fixture count of 6544 DFU's
- There are no additional parking areas nor an increase in building footprint square footage being proposed for this development, therefore there should be no impact on the current storm water management plan for the development.

Fundy Engineering is in discussions with city staff to confirm that the existing municipal water and sewer infrastructure servicing the site has sufficient capacity to service these requirements.

Traffic Impact Study (Report attached as Appendix "B")

The Exp "Residential Development Traffic Impact Study" report studied 6 intersections in the Retail Drive area between Westmorland Road and Rothesay Avenue and identified the following with the proposed residential development in place:

1. The Westmorland Road/Retail Drive intersection is projected to operate at an overall satisfactory level of service LOS-D.
2. No operational deficiencies were projected for the Retail Drive/East Point Way and Retail Drive Right In/Right Out intersections.
3. The Retail Drive/Fashion Drive and Retail Drive/Driveway intersections are projected to operate at an excellent level of service LOS-A.
4. Rothesay Avenue / Retail Drive / Ashburn Lake Road - Constructing up to 200 residential units will see the level of service remain at an acceptable level of service LOS-E. Currently operational deficiencies exist without the development in place. Proceeding with additional residential units would have an incremental negative impact on intersection service levels however the construction of 200 residential units would see the level of service remaining at an overall acceptable level of service LOS-E.
5. It is recommended to coordinate signals at the Westmorland Road/Retail Drive intersection with signals along Westmorland Road to reduce delays and queuing.
6. Consideration should be given, as we approach 2028, to implementing a double left turn from Retail Drive on to Westmorland Road

Appendix “A”

**Fundy Engineering Report: Preliminary Site Services Requirements for Proposed
Residential Development – East Point**

Forwarded Electronically

Appendix “B”

Exp Services Report: Residential Development Traffic Impact Study

Forwarded Electronically

Appendix "C"

Proposed Site Plan – Turner Fleischer Dwg. A1-612 and Dwg. A1-612.1



Quispamsis and Rothesay growth rate catching up to Saint John



Kennebecasis Valley communities close in on rate of growth in assessment base

Connell Smith · CBC News · Posted: Jan 07, 2019 5:00 AM AT | Last Updated: 2 hours ago



One of two 36-unit apartment buildings under construction on top of Merritt Hill in Quispamsis. (CBC)

Saint John's suburban neighbours in the Kennebecasis Valley are closing in on the city when it comes to growth.

Over the past year, the two communities posted a combined \$112 million increase in assessment while much larger Saint John showed a \$126 million increase.

That amounts to a 4.1 percent increase for Quispamsis, where Mayor Gary Clark says the town has been promoting multi-unit projects.

"It's residential," said Clark. "More people are moving into Quispamsis. We've approved several apartment buildings in the area."

Clark said those include two 36-unit buildings on Merritt Hill overlooking the Kennebecasis River, a 42-unit building on Hampton Road, and a mixed single-family townhouse and apartment building complex off Millennium Drive.

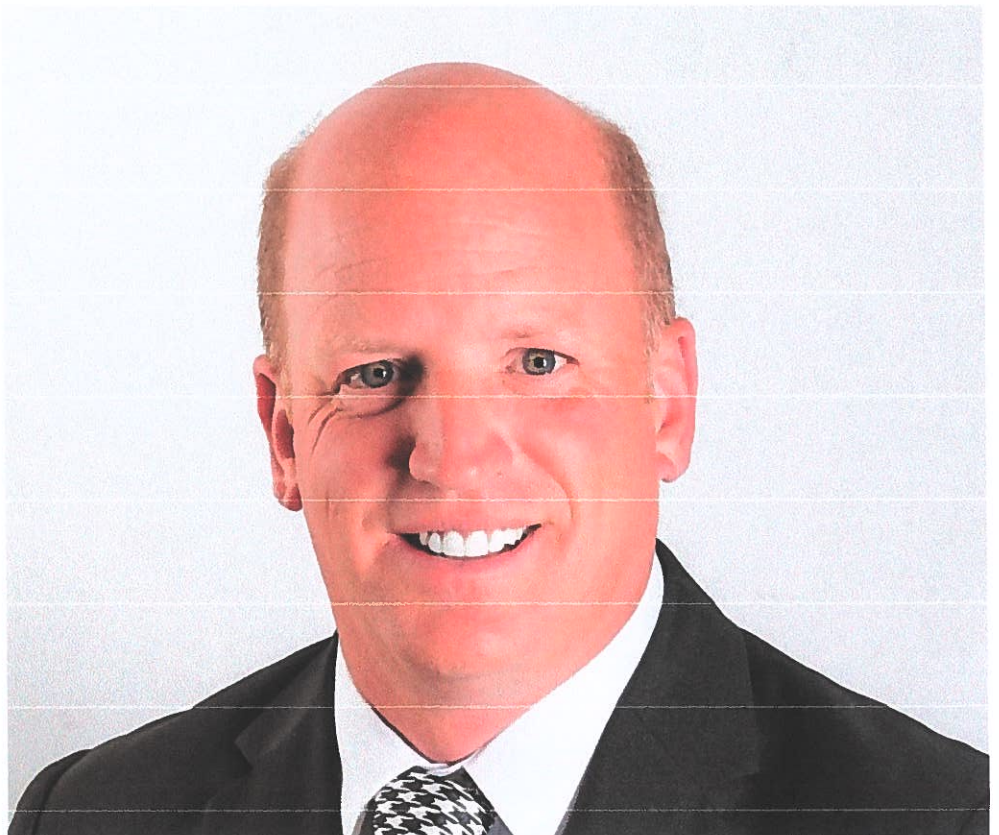
Total growth in the 2019 assessment base amounts to more than \$69 million.

In adjacent Rothesay, assessment growth for this year amounts to more than \$42 million, with a number of multi-unit projects expected to be completed in coming months.

Saint John Mayor Don Darling showed dismay at a December council meeting while comparing the valley's growth numbers with those of the city.

"Rothesay and Quispamsis had \$112 million. How is that even possible?" he asked.

Darling said the city would have the province's highest assessment base by far, the best roads and lowest taxes



if the system of local government operated as it should.

"We're out of balance," he said.

Clark said he's not apologizing for the town's success at attracting development.



Quispamsis Mayor Gary Clark. The town's assessment base grew by more than \$69 million over the past year. (Town of Quispamsis)

"We recognize that there are concerns in Saint John, we co-operate with our neighbours and will continue to do that in the future."

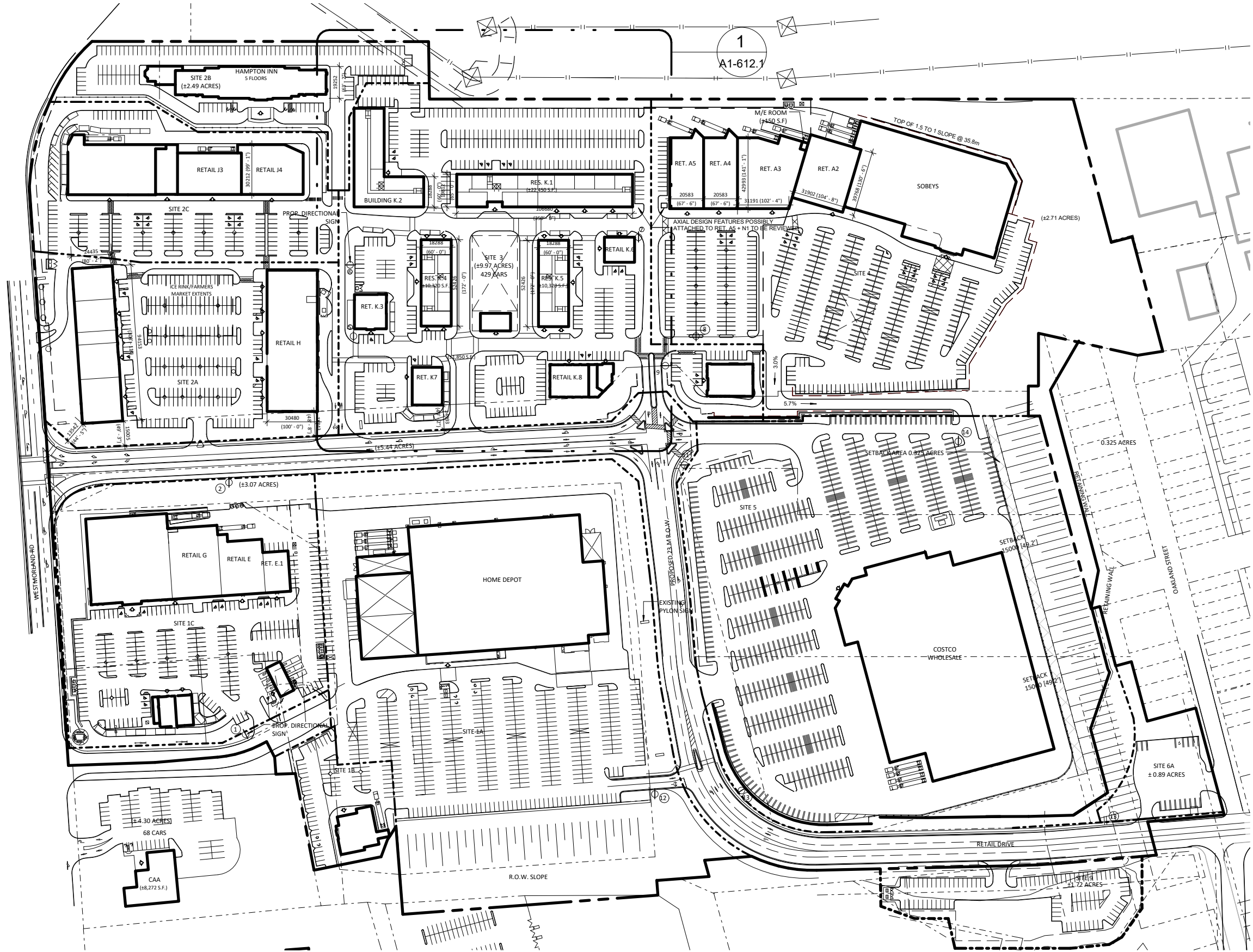
While pacing the city in terms of growth the two KV communities' combined assessment base of \$304 million remains well behind the city's \$6.7 billion.

And it's not yet clear how much the Kennebecasis Valley's assessment growth will translate into population growth.

As in Saint John, Rothesay's population declined slightly in the 2016 census.

A town official said growth in population will depend on whether buyers can be found for the homes soon to be vacated by those moving into the apartment buildings now under construction.

Quispamsis was one of the few Saint John-area communities that showed a increase in population in that latest census but it amounted to just 304 souls.



\\YFAI-CPS\DATA\proj\0511001 Design\01 Site Plan\REV\TS110A1-612.1.dwg



EAST POINT CENTRE

SAINT JOHN, NEW BRUNSWICK
05.110
SITE PLAN

PRELIMINARY

DWG #: A1-612
2019-01-30
SCALE = 1 : 2500



SITE 3 STATISTICS	
TOTAL SITE 3 AREA	±9.97 ACRES
TOTAL RETAIL AREA SITE 3	±33,890 S.F.
TOTAL HOTEL AREA SITE 3	±99,000 S.F.
TOTAL RESIDENTIAL AREA SITE 3	±226,500 S.F.
TOTAL GFA	±359,390 S.F.
TOTAL RESIDENTIAL UNITS	196 UNITS
TOTAL HOTEL UNITS	100 UNITS

PARKING PROVIDED	196 CARS
RESIDENTIAL	1.00 CARS/UNIT
RETAIL	133 CARS
	3.92/1000 S.F.
HOTEL	100 CARS
	1.00 CARS/UNIT
TOTAL PARKING	429 CARS
TOTAL GROUND FLOOR AREA SITE 3	
COVERAGE	±80,830 S.F.
	18.6%

NOTES:

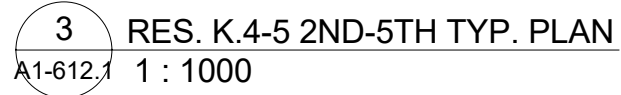
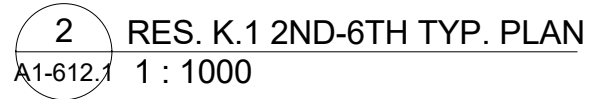
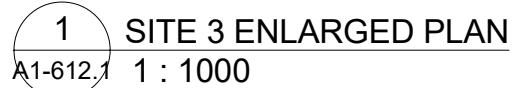
VISITORS WILL USE RETAIL PARKING



SAINT JOHN, NEW BRUNSWICK
05.110
ENLARGED PLANS

PRELIMINARY

DWG #: A1-612.1
2019-01-30
SCALE = 1 : 1000



<p align="center">PROPOSED MUNICIPAL PLAN AMENDMENT</p> <p align="center">RE: 1007-1019 MILLIDGE AVENUE</p>	<p align="center">PROJET DE MODIFICATION DU PLAN MUNICIPAL</p> <p align="center">OBJET : 1007-1019, AVENUE MILLIDGE</p>
<p>Public Notice is hereby given that the Common Council of The City of Saint John intends to consider an amendment to the Municipal Development Plan which would:</p> <ol style="list-style-type: none"> 1. Redesignate on Schedule A of the Municipal Development Plan, a parcel of land with an area of approximately 7242 square metres located at 1007-1019 Millidge Avenue, also identified as PID Nos. 00048397, and 00048389, from Stable Area and Park and Natural Area to Employment Area as illustrated below; 2. Redesignate, on Schedule B of the Plan, the same parcel of land, from Stable Residential and Park and Natural Area to Stable Commercial. <p>A public presentation of the proposed amendment will take place at a regular meeting of Common Council on Monday, February 25, 2019 in the Ludlow Room, 8th floor of City Hall.</p>	<p>Par les présentes, un avis public est donné par lequel le conseil communal de The City of Saint John a l'intention d'étudier la modification du plan d'aménagement municipal comme suit :</p> <ol style="list-style-type: none"> 1. Modifier la désignation, à l'annexe A du plan, d'une parcelle de terrain d'une superficie d'environ 7242 mètres carrés, située au 1007-1019, avenue Millidge, et portant les NID 00048397, et 00048389, afin de la faire passer de secteur stable et parc ou aire naturelle à secteur de d'emploi, comme il est indiqué ci-dessous; 2. Modifier la désignation, à l'annexe B du plan, de la parcelle de terrain précitée, afin de la faire passer de secteur résidentiel stable et parc ou aire naturelle à secteur commercial stable. <p>Une présentation publique du projet de modification aura lieu lors de la réunion ordinaire du conseil communal le lundi 25 février 2019 dans la dans la salle Ludlow, 8^{ème} étage de l'hôtel de ville.</p>



<p>REASON FOR CHANGE: To construct a building for boat repair and large recreational vehicle sales and service.</p>	<p>RAISON DE LA MODIFICATION : Construire un bâtiment pour la réparation de bateaux et la vente et réparation de gros véhicules de plaisance.</p>
<p>Written objections to the proposed amendment may be made to the Council, in care of the undersigned, by March 27, 2019. Enquiries may be made at the office of the Common Clerk or Growth and Community Development Services, City Hall, 15 Market Square, Saint John, N.B. between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday, inclusive, holidays excepted.</p>	<p>Veillez faire part au conseil par écrit de vos objections au projet de modification au plus tard le 27 mars 2019 à l'attention du soussigné. Pour toute demande de renseignements, veuillez communiquer avec le bureau du greffier communal ou le bureau de service de la croissance et du développement communautaire à l'hôtel de ville au 15, Market Square, Saint John, N.-B., entre 8 h 30 et 16 h 30 du lundi au vendredi, sauf les jours fériés.</p>
<p>Jonathan Taylor, Common Clerk 658-2862</p>	<p>Jonathan Taylor, Greffière communale 658 2862</p>

LOCATION	CIVIC ADDRESS :	1019 MILLIDGE AVE, SAINT JOHN		PID #:	00048397
STAFF USE	HERITAGE AREA: Y / <u>(N)</u>	INTENSIFICATION AREA: Y / N	FLOOD RISK AREA: Y / N	APPROVED GRADING PLAN: Y / N	
	APPLICATION #:	19-33	DATE RECEIVED:	Feb. 14, 2019	
		RECEIVED BY:	Kathryn/Mark/Ken/Aimee		
APPLICANT INFORMATION	APPLICANT	EMAIL	PHONE		
	GEORGE (GEOBIE) RING BROTHERS-COVE-VENTURES @ROGER.COM		(506) 651-2879		
	MAILING ADDRESS			POSTAL CODE	
	1019 MILLIDGE AVE, SAINT JOHN, E2K 2P7		SAME	SAME	
	CONTRACTOR	EMAIL	PHONE		
	MAILING ADDRESS			POSTAL CODE	
	OWNER	EMAIL	PHONE		
	MAILING ADDRESS			POSTAL CODE	
PRESENT USE:		PROPOSED USE:			
CHECK ALL THAT APPLY	BUILDING		PLANNING	INFRASTRUCTURE	HERITAGE
	<input type="checkbox"/> INTERIOR RENOVATION <input type="checkbox"/> EXTERIOR RENOVATION <input type="checkbox"/> ADDITION <input type="checkbox"/> DECK <input type="checkbox"/> CHANGE OF USE <input type="checkbox"/> MINIMUM STANDARDS	<input type="checkbox"/> NEW CONSTRUCTION <input type="checkbox"/> ACCESSORY BLDG <input type="checkbox"/> POOL <input type="checkbox"/> DEMOLITION <input type="checkbox"/> SIGN <input type="checkbox"/> OTHER	<input type="checkbox"/> VARIANCE <input type="checkbox"/> PLANNING LETTER <input type="checkbox"/> PAC APPLICATION <input type="checkbox"/> COUNCIL APP <input type="checkbox"/> SUBDIVISION <input type="checkbox"/> OTHER	<input type="checkbox"/> STREET EXCAVATION <input type="checkbox"/> DRIVEWAY CULVERT <input type="checkbox"/> DRAINAGE <input type="checkbox"/> WATER & SEWERAGE <input type="checkbox"/> OTHER	<input type="checkbox"/> HERITAGE DEVELOPMENT <input type="checkbox"/> HERITAGE SIGN <input type="checkbox"/> HERITAGE INFILL <input type="checkbox"/> HERITAGE DEMO <input type="checkbox"/> OTHER
DESCRIPTION OF WORK	Rezoning requiring MP amendment				

☐ I consent to the City of Saint John sending to me commercial electronic messages, from time to time, regarding City initiatives and incentives.

General Collection Statement

This information is being collected in order for the City of Saint John to deliver an existing program / service; the collection is limited to that which is necessary to deliver the program / service. Unless required to do so by law, the City of Saint John will not share your personal information with any third party without your express consent.

The legal authority for collecting this information is to be found in the Municipalities Act and the Right to Information and Protection of Privacy Act. For further information or questions regarding the collection of personal information, please contact the Access & Privacy Officer:

City Hall Building
 8th Floor - 15 Market Square
 Saint John, NB E2L 1E8
commonclerk@saintjohn.ca
 (506) 658-2862



I, the undersigned, hereby apply for the permit(s) or approval(s), indicated above for the work described on plans, submissions and forms herewith submitted. This application includes all relevant documentation necessary for the applied for permit(s) or approval(s). I agree to comply with the plans, specifications and further agree to comply with all relevant City By-laws and conditions imposed.

George G Ring
 Applicant Name

[Signature]
 Applicant Signature

8/02/19
 Date

CIVIC ADDRESS		APPLICATION #		FEE PAID	Y	N
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TYPE OF APPLICATION		
<input type="checkbox"/> Land for Public Purposes Release Service Fee: \$300	<input type="checkbox"/> Non-Conforming Use Service Fee: \$200	<input type="checkbox"/> Satisfactory Servicing Service Fee: \$200
<input type="checkbox"/> Section 39 Amendment Service Fee: \$2,500	<input type="checkbox"/> Zoning By-law Amendment Service Fee: \$2,500	<input checked="" type="checkbox"/> Zoning By-law Amendment with a Municipal Plan Amendment Service Fee: \$3,500

DETAILED DESCRIPTION OF APPLICATION
 Where applicable, indicate the changes to existing Section 39 conditions, zoning, or Municipal Plan designation being requested. Attach site plans, building elevations, floor plans, and other documentation to fully describe the application. The submission of a preliminary proposal and a Pre-Application Meeting is encouraged prior to seeking approval. Please contact the One-Stop Development Shop at (506) 658-2911 for further information.

Looking to rezone portion of 1019 Millidge Ave from ~~Residential~~ Residential to commercial to permit backyard use (currently legal non-conforming) Future subdivision of residence part of this application.

ENCUMBRANCES
 Describe any easements, restrictive covenants, and other encumbrances affecting the land.

AUTHORIZATION

As of the date of this application, I, the undersigned, am the registered owner of the land described in this application or the authorized agent thereof, and I have examined the contents of this application and hereby certify that the information submitted with the application is correct insofar as I have knowledge of these facts, and I hereby authorize the applicant to represent this matter and to provide any additional information that will be necessary for this application.

☒ Registered Owner or Authorized Agent
 ☐ Additional Registered Owner

Date 5/02/2018
 Date See attached letter

The information contained in this application and any documentation, including plans, drawings, reports, and studies, provided in support of this application will become part of the public record.

2/7/2019

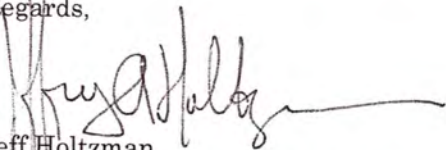
City of Saint John, ZoneSJ

To Whom it may concern,

RE: Proposed Re-zoning - 1019 Millidge Avenue - Ring

Biscayne Holdings Ltd., titleholder of NB property PAN # 01670581 - 1007 Millidge Avenue, Saint John, NB which is bound on two sides by the property in discussion, is in support of Mr. Ring's February 2019 re-zoning proposal of 1019 Millidge Avenue. Mr Ring has also approached Biscayne Holdings Ltd. to commence discussions for the proposed sale of 1007 Millidge Avenue.

Regards,

A handwritten signature in black ink, appearing to read 'Jeff Holtzman', with a long horizontal flourish extending to the right.

Jeff Holtzman
on behalf of Biscayne Holdings Ltd.

234 Bedell Avenue, Saint John, NB, E2K4J6

BISCAYNE HOLDINGS LTD.



To Whom it may concern;

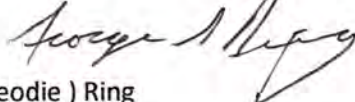
As the owner and operator of Brothers Cove Ventures Ltd located at 1019 Millidge Ave Saint John NB . I am the 3rd generation at this location as a boat yard boat building repair yard and storage. The Ring family is 6 generation strong in Saint John boating industry and the family pier in the harbour is still visible beside the Loyalist landing site.

I have been in business for myself since 1992 out of the family yard and employ as many as 14 workers in a season . We are looking to grow our business to a year round operation to keep a yearly employment for my workers and to expand into other marine areas.

The largest area for my business to expand is in fiberglass repairs to commercial fishing boats . There is a large demand as most of the work is being done in boat yards in Nova Scotia which there is a 3 -4 year waiting list. There are only 2 boat shops in the Bay of Fundy area that are doing this type of work and can only fit 1 boat at a time. This type of repair work is done in the between seasons of fishing in the months of July – September and I can fit 2-3 boats at that time frame.

The new shop will also allow us to work on boats in the off season to prep and ready for the summer season , and not hinder us from losing days off due to the weather. As an employer of a seasonal operation keeping a good employee is very difficult and attracting new skilled employees even harder. This is the largest reason for me to expand and build the large shop to fill a void in the boating industry and create year round employment and more economic spin off.

In addition, the new building will provide some inside storage space which will assist in maintaining cleanliness and order in the boat yard.

Sincerely: 

George (Geodie) Ring

President, Brothers Cove Ventures Ltd

January 23, 2019



To Whom it May Concern:

In May 2018, Brothers Cove Ventures Ltd. 1019 Millidge Ave was issued an Unsightly Premises Clean Up Order by the City of Saint John.

On January 17, 2019, the City of Saint John issued an Inspection letter (copy attached) confirming that all required clean up has been completed and we are now in full compliance with the city regarding this matter.

Part of this included the removal of a large shop and storage building that had started to collapse. Moving forward, we are in the process of applying to the city for rezoning and a building permit for a new building. This will allow for a lot of our work to be completed inside, as well as allowing for inside storage for the materials which have been stored around the yard and are required for our business.

I am committed to maintaining the cleanliness and order of the yard. The new building is instrumental to this. 3 Generations of Ring's have maintained this business location for 50+ years. I am looking for your support in this rezoning issue, so we can move forward with the new building. Your support is greatly welcomed and appreciated. Please sign attached to show your support.

Sincerely:

A handwritten signature in black ink, appearing to read "George A Ring", written over a light blue horizontal line.

George (Geodie) Ring

President, Brothers Cove Ventures Ltd.



The City of Saint John

**Permitting & Inspection / Service des inspections et de l'application
By-Law Enforcement / Service d'Application des Arrêtés Municipaux**

**Phone / Tél: (506) 658-2911
Fax / Téléc: (506) 632-6199**

January 17, 2019

Case Number: 16-996

Geodie Ring
1019 Millidge Avenue,
Saint John, New Brunswick
E2L 4L1

Dear Sir:

RE: 1019 Millidge Avenue, PID # 00048397

Following an inspection on December 21, 2018, all violations listed in the Notice to Comply dated April 3, 2018 were found to be complete. We do not anticipate conducting any further inspections at this time.

A reminder that compliance with the Saint John Unsightly Premises and Dangerous Buildings and Structures By-law is required at all times.

Thank you for your co-operation.

Regards,

Christopher McKiel, P. Eng.
Standards Officer

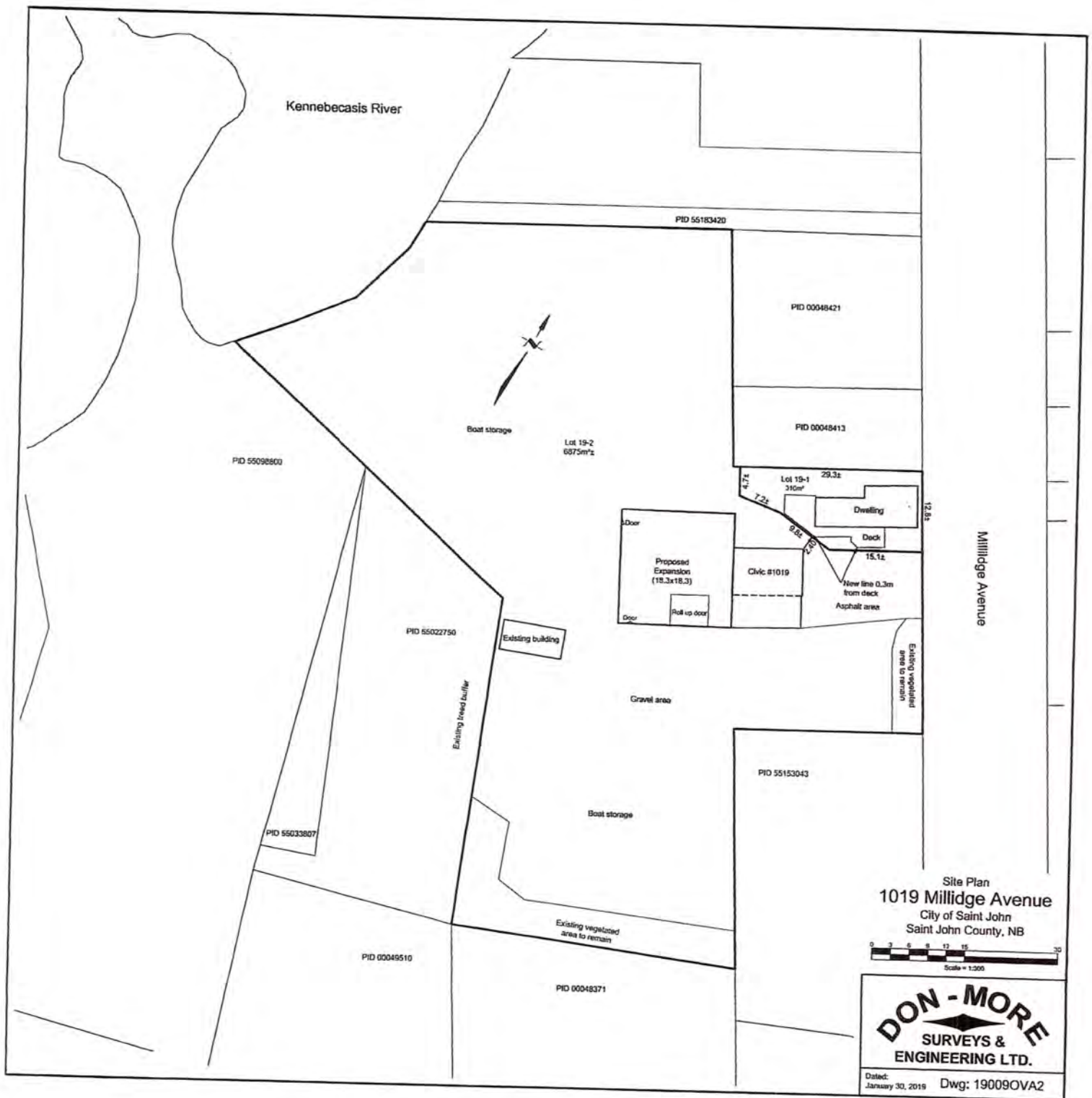


SAINT JOHN

P.O. Box 1971
Saint John, NB
Canada E2L 4L1

C.P. 1971
Saint John, N.-B.
Canada E2L 4L1

www.saintjohn.ca

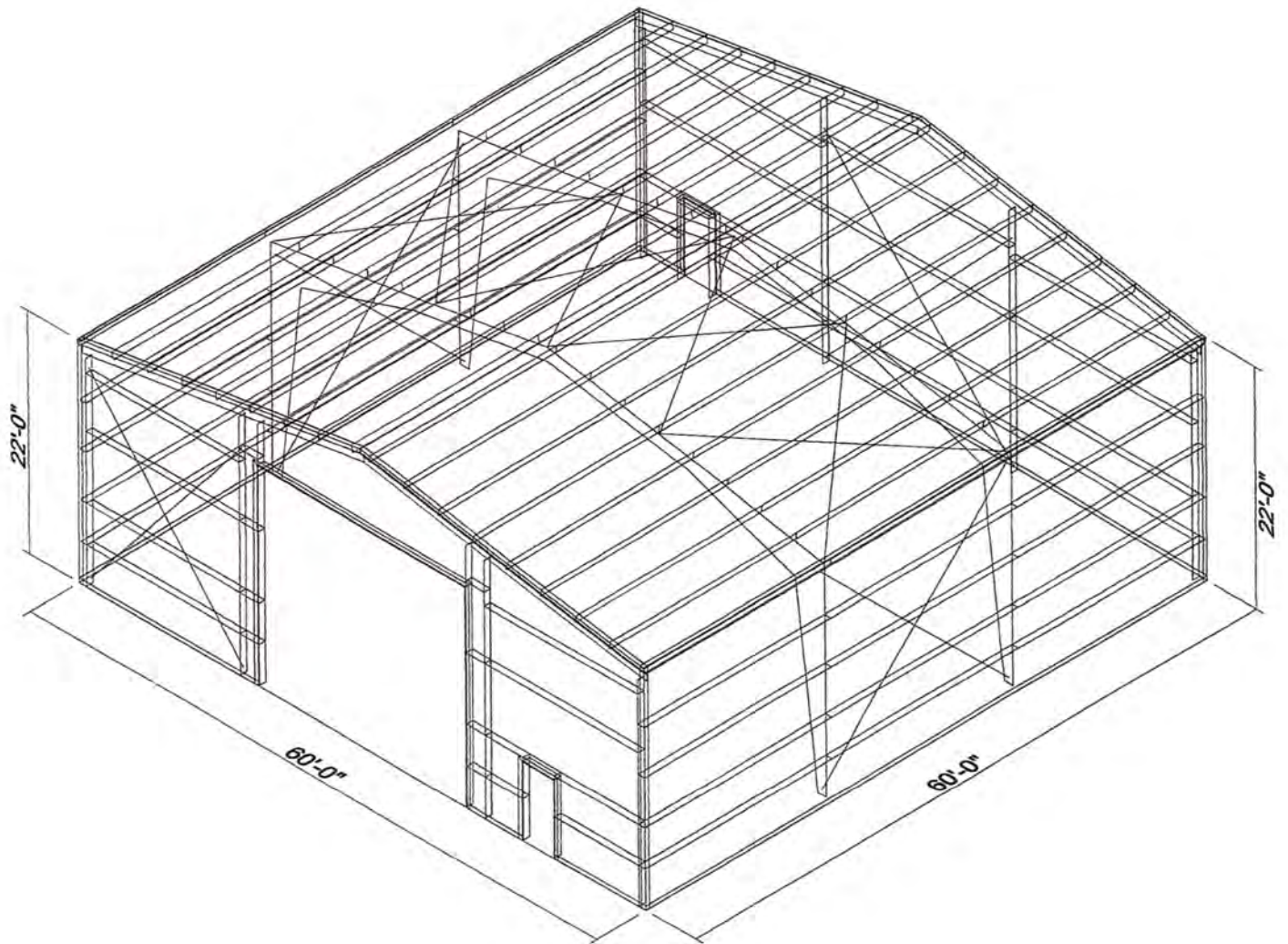












I support the application

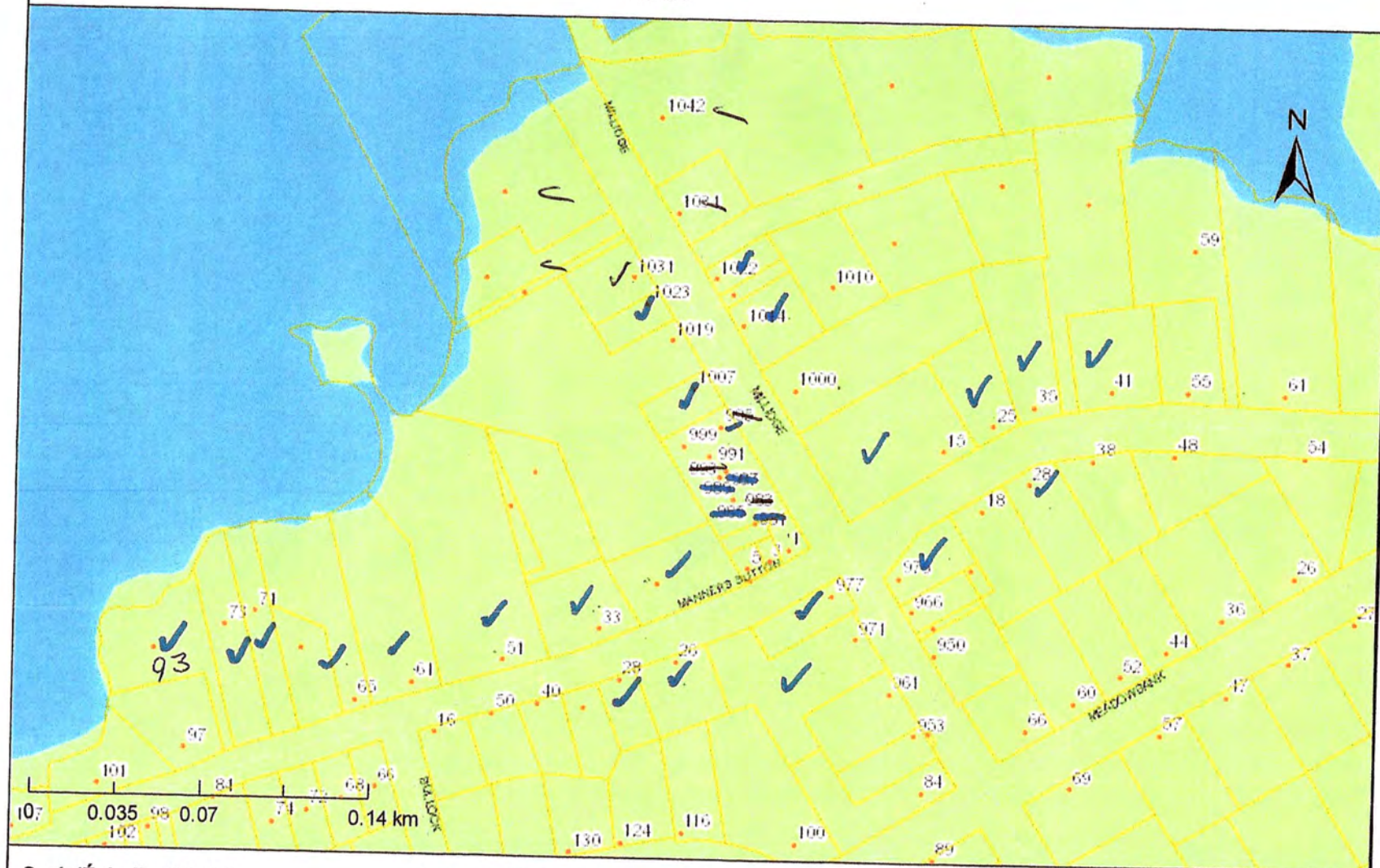
Name (Please Print)	Address	Signature	Date
BRIAN & Sandra McKENNEY	1022 Millidge Ave	[Signature]	Jan 24/19
CHRIS JOHNSON	1041 MILLIDGE AVE	[Signature]	JAN 29/19
Shane Collins	15 Kennebecasis Dr	[Signature]	Jan 24/19
Bob Guyline Bossé	977 Millidge Ave	[Signature]	Jan 24/19
FR. Allen	976 Millidge Ave	Jim Butler	Jan 24/19
Ben DeLong	28 Kennebecasis Dr	Ben DeLong	Jan 24/19
Kim Brown	35 Kennebecasis Dr.	Kim Brown	Jan 24/19
DAVID PARLEE	25 KENNEBECASIS DR	David Parlee	Jan 24/19
CHARLES WALLACE	71 MANNERS SUTTON	Charles Wallace	Jan 24/19
Beth Wallace	71 Manners Sutton Rd	Beth Wallace	Jan 24/19
Maledon Storey	73 Manners Sutton Rd	The Storey	Jan 24/19
JOAN B. STONEY	73 MANNERS SUTTON RD.	Joan B. Stoney	Jan 24/19
ELWOOD JOHNSTON	65 MANNERS SUTTON ROAD	Elwood Johnston	Jan 24/19
Mark Saulnier	28 Manners Sutton	Mark Saulnier	Jan 24/19
Teri Emrich	26 Manners Sutton	Teri Emrich	Jan 24/19
Kim Brown	995 Millidge Ave	all S	Jan 25/19
Susan O'Dell-Ring	1023 Millidge Ave	SD	Jan 25/19
[Signature]	1031 Millidge Ave	[Signature]	Jan 28/19
NORMAN HAMBURG	141 MANNERS SUTTON RD	Norman Hamburg	01/27/19
MARK HOVEY	131 MANNERS SUTTON RD.	Mark Hovey	01/30/19
Robert Barnes	995 Millidge Ave	Robert Barnes	
Jim O'Connell	61 Manners Sutton	Jim O'Connell	
PETER KENNEDY	93 MANNERS SUTTON RD	Peter Kennedy	01/30/19

I support the application

Name (Please Print)	Address	Signature	Date
PATRICIA Bastarache	51 Manners Sutton Rd	P. Bastarache	Jan 30/19
Michael Banks	33 Manners Sutton Rd	Michael Banks	Feb 1/19
Jenny McKim	971 Millidge Ave 1ST	Jenny McKim	Feb 1/19
Brian & Marie Lachrie	989 Millidge Ave	Brian Lachrie	Feb 1/19
Brian Williams	987 Millidge Ave	Brian Williams	Feb 1/19
John MacNeil	985 Millidge Ave	John MacNeil	Feb 1/19
Cathy MacNeil	985 Millidge Ave	Cathy MacNeil	Feb 1/19
Jenny DeGasper	981 Millidge Ave	Jenny DeGasper	Feb 1 st /19
Capt Robert W. Wray	1019 Millidge Ave	Capt Robert W. Wray	Feb 1/19
Betty Ryan	1019 Millidge Ave	Betty Ryan	Feb 4/2019
Jean Celeste	983 Millidge Ave	Jean Celeste	Feb 4/2019
Wherson Wright	1031 Millidge Ave	Wherson Wright	Feb 4/2019
Robert H. H.	1042 Millidge Ave	Robert H. H.	Feb 7, 2019

L> MGR. - RKYC

Title:



Scale/Échelle: 1:2,457

Date: 1/31/2019

Printed by/Imprimé par:

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CITY OF SAINT JOHN NEW BRUNSWICK

**A By-Law Respecting the
Feeding of Deer Within
The City of Saint John**

**Arrêté relatif à l'interdiction
de nourrir les chevreuils dans
The City of Saint John**

By-Law Number LG-3

Arrêté numéro LG-3

An uncertified copy of this by-law
is available online

Une copie non certifiée de l'arrêté
est disponible en ligne

TABLE OF CONTENTS

TABLE DES MATIÈRES

Section	Description	Page	Article	Désignation	Page
	Recitals			Préambule	
1	Title	4	1	Titre	4
2	Definitions	4	2	Définitions	4
3	Interpretation	4	3	Interprétation	4
4	Prohibition	5	4	Interdiction	5
5	Offenses and Fines	5	5	Infractions et amendes	5

RECITALS

WHEREAS, the presence of deer within The City of Saint John (the “City”) is seen by the Common Council of the City as posing a material risk to public health and safety; and

WHEREAS, the Province of New Brunswick is prepared, through its Nuisance Deer Management Assistance Program administered by the Department of Energy and Resource Development, to support the City in addressing the aforesaid public health and safety risk; and

WHEREAS, the City wishes to avail itself of the aforementioned support of the Province of New Brunswick; and

WHEREAS, the aforementioned support of the Province of New Brunswick is conditional upon the City’s first enacting a by-law prohibiting the feeding of deer; and

WHEREAS, the City has been delegated the authority pursuant to paragraph 10(1)(k) of the *Local Governance Act*, SNB 2017 c.18 to enact a by-law respecting *inter alia*, “. . . wild, domestic and exotic animals and activities in relation to them, including animal control activities;”,

NOW THEREFORE, the Common Council of The City of Saint John, enacts as follows:

Title

1 This By-Law may be cited as the *Prohibition of Deer-Feeding By-Law* (hereinafter the “By-Law”).

PRÉAMBULE

ATTENDU QUE, la présence des chevreuils dans The City of Saint John (la municipalité) est considérée par le conseil communal comme représentant un risque considérable à la santé publique et à la sécurité; et

ATTENDU QUE, par l’entremise du programme d’aide à la gestion des chevreuils nuisibles, géré par le ministère du Développement de l’énergie et des ressources, la province du Nouveau-Brunswick est préparée à appuyer la municipalité pour gérer le risque à la santé publique et à la sécurité susmentionné; et

ATTENDU QUE, la municipalité désire avoir recours à l’appui de la province du Nouveau-Brunswick susmentionné; et

ATTENDU QUE, l’appui susmentionné de la province du Nouveau-Brunswick est conditionnel à ce que la municipalité édicte d’abord un arrêté interdisant de nourrir les chevreuils : et

ATTENDU QUE, la municipalité s’est vu confier le pouvoir, conformément à l’alinéa 10(1)(k) de la *Loi sur la gouvernance locale*, L.N.-B., 2017, ch. 18, de prendre un arrêté relatif, entre autres, aux « animaux sauvages, domestiques et exotiques ainsi que les activités qui s’y rapportent, dont la surveillance des animaux;»,

À CES CAUSES, le conseil communal de The City of Saint John édicte :

Titre

1 Le présent arrêté peut être cité sous le titre : *Arrêté concernant l’interdiction de nourrir les chevreuils* (ci-après « l’arrêté »).

Definitions

2 The following definitions apply in this By-Law.

“**City**” means The City of Saint John (*municipalité*);

“**Common Council**” means the elected municipal council of the City (*conseil communal*);

“**deer**” means any hoofed, grazing or browsing animal of the family Cervidae, the males of which usually have deciduous branching antlers;

Interpretation

3 Rules for interpretation of the language used in this By-law are contained in the lettered paragraphs as follows:

(a) The captions, article and section names and numbers appearing in this By-law are for convenience of reference only and have no effect on its interpretation.

(b) This By-law is to be read with all changes of gender or number required by the context.

(c) Each reference to legislation in this By-law is printed in Italic font. The reference is intended to include all applicable amendments to the legislation, including successor legislation. Where this By-law references other by-laws of the City, the term is intended to include all applicable amendments to those by-laws, including successor by-laws.

(d) The requirements of this By-law

Définitions

2 Les définitions qui suivent s’appliquent au présent arrêté.

« **municipalité** » désigne The City of Saint John (*City*);

« **conseil communal** » désigne les membres élus du conseil municipal de la municipalité (*Common Council*);

« **chevreuil** » désigne tout animal ongulé herbivore (pâturage et broutage) de la famille des cervidés, dont le mâle a des bois comportant des embranchements.

Interprétation

3 Les règles d’interprétation suivantes s’appliquent au présent arrêté comme suit :

a) Les titres, intertitres et numéros des dispositions ne servent qu’à faciliter la consultation de l’arrêté et ne doivent pas servir à son interprétation.

b) Le genre ou le nombre grammaticaux doivent être adaptés au contexte.

c) Les renvois législatifs paraissent en italique. Le renvoi à une loi vise également les modifications qui s’y appliquent, y compris toute législation de remplacement. Les renvois à d’autres arrêtés de la municipalité visent également les modifications qui s’y appliquent, y compris tout arrêté de remplacement.

d) Les obligations qu’il crée

are in addition to any requirements contained in any other applicable by-laws of the City or applicable provincial or federal statutes or regulations.

(e) If any section, subsection, part or parts or provision of this By-law, is for any reason declared by a court or tribunal of competent jurisdiction to be invalid, the ruling shall not affect the validity of the By-law as a whole, nor any other part of it.

Prohibition

4 No person shall, on his own property or any other property located within the City, feed or otherwise purposefully attract deer.

Offences and Fines

5(1) Subject to subsection (2), a person who violates a provision of this By-Law is guilty of offence and liable upon summary conviction to a fine of not less than One Hundred Dollars (\$100.00) and not more than Five Hundred Dollars (\$500.00).

5(2) If an offence continues for more than one (1) day, the minimum fine that may be imposed is the minimum fine established under subsection (1), multiplied by the number of days during which the offence continues, and the maximum fine that may be imposed is the maximum fine established under subsection (1) multiplied by the number of days during which the offence continues.

s'ajoutent à celles découlant d'autres arrêtés applicables de la municipalité ou des lois et règlements applicables des gouvernements fédéral ou provinciaux.

e) Si une disposition quelconque est déclarée invalide par un tribunal compétent pour quelque motif que ce soit, la décision n'entache en rien la validité de l'arrêté dans son ensemble ni de toute autre disposition.

Interdiction

4 Personne ne doit, sur sa propriété ou sur toute autre propriété située à l'intérieur de la municipalité, nourrir ou attirer délibérément les chevreuils.

Infractions et amendes

5(1) Sous réserve du paragraphe (2), toute personne qui contrevient à une disposition du présent arrêté est coupable d'une infraction et est passible sur condamnation sommaire d'une amende d'au moins cent dollars (100 \$) et d'au plus cinq cents dollars (500 \$).

5(2) Si l'infraction se poursuit pour plus d'une journée, l'amende minimale qui pourra être imposée est l'amende minimale prévue au paragraphe (1), multipliée par le nombre de jours pendant lesquels l'infraction se poursuit, et l'amende maximale qui pourra être imposée est l'amende maximale prévue au paragraphe (1) multipliée par le nombre de jours pendant lesquels l'infraction se poursuit.

IN WITNESS WHEREOF the City of Saint John has caused the Corporate Common Seal of the said City to be affixed to this By-Law the _____ day of _____, A.D. 2019 and signed by:

EN FOI DE QUOI, The City of Saint John a fait apposer son sceau municipal sur le présent arrêté le _____ 2019, avec les signatures suivantes :

Mayor/Maire

Common Clerk/Greffier communal

First Reading	- February 11, 2019	Première lecture	- le 11 février 2019
Second Reading	- February 11, 2019	Deuxième lecture	- le 11 février 2019
Third Reading	-	Troisième lecture	-

COUNCIL REPORT

M&C No.	2019-38
Report Date	February 21, 2019
Meeting Date	February 25, 2019
Service Area	Corporate Services

His Worship Mayor Don Darling and Members of Common Council

SUBJECT: A By-Law Respecting Closing of Roads, Streets or Highways in The City of Saint John

OPEN OR CLOSED SESSION

This matter is to be discussed in open session of Common Council.

AUTHORIZATION

Primary Author	Commissioner/Dept. Head	City Manager
<i>John L. Nugent</i>	<i>John L. Nugent</i>	<i>John Collin</i>

RECOMMENDATION

It is recommended that Common Council give first and second reading to a By-Law Respecting the Closing of Roads, Streets or Highways in The City of Saint John.

EXECUTIVE SUMMARY

The Municipalities Act while in effect set out in detail the process to be followed prior to a Council's closing a public street. A street closing under that process was accomplished by Council's enacting a by-law identifying the street or portion thereof in question. However, the Local Governance Act ("LGA") which repealed and replaces the Municipalities Act does not stipulate the process to be followed. Rather, the LGA simply enables a council to adopt a by-law respecting: "(p) subject to the Highway Act, (ii) the temporary and permanent opening and closing of roads, streets and highways,". The attached proposed by-law would, if enacted, assure from a legal perspective the legitimacy and effectiveness of any Council decision to close a public street or portion thereof.

PREVIOUS RESOLUTION

N/A

STRATEGIC ALIGNMENT

A Street Closing By-Law supports Council decisions which align with the Council priorities of growth and prosperity and valued service delivery.

REPORT

The Municipalities Act stipulated certain conditions precedent to the closing of a public street:

1. publication of a notice of Council's intention to consider the passing of a by-law to close a street,
2. the fixing by Council of the time and place for consideration of objections to the by-law; and to hear from those wishing to speak to the proposed closing, and
3. as well as hearing and considering any written objections received as well as any verbal representations from persons wishing to speak for or against the proposed closing.

The LGA by contrast simply enables a Council to: "10(1) ... make by-laws for municipal purposes respecting

(p) subject to the Highway Act,

(ii) the temporary and permanent opening and closing of roads, streets and highways"

The proposed by-law in large part mimics the process as had been stipulated by the now repealed Municipalities Act. The only significant change is that the publication of notice will be satisfied by posting on the City's website for 14 days prior to the scheduled hearing to be conducted by Council. This contrasts with the earlier requirement that publication be by way of newspaper notice.

The matter of a possible street closing will reach Council in the same fashion as has been the case for many years, i.e. a recommendation will be made by the City Manager that Common Council consider enacting a by-law which would close an identified public street or portion thereof.

If Council accepts the recommendation, the Common Clerk would be directed to advertise that decision for the stipulated period of time;

Council would at the time and date stipulated in the Notice consider any written objections received and hear from anyone wishing to speak in favour of or opposition to the proposed closing; and

Finally, Common Council would decide whether to enact a by-law effecting the closing of the street in question.

SERVICE AND FINANCIAL OUTCOMES

The consideration of a requested street closing is oft times associated with proposed development or City infrastructure initiatives.

INPUT FROM OTHER SERVICE AREAS AND STAKEHOLDERS

The text of the proposed by-law has been distributed to the Transportation and Environment, Growth and Community Development and Finance and Administration (Real Property Division) service areas for review and any comments or questions received have been accounted for in the submitted text.

ATTACHMENTS

Draft of the text of the proposed Street Closing By-Law.



CITY OF SAINT JOHN NEW BRUNSWICK

A By-Law Respecting the Closing of Roads, Streets or Highways in The City of Saint John

By-Law Number LG-__

Arrêté numéro LG-__

An uncertified copy of this by-law
is available online

Une copie non certifiée de l'arrêté
est disponible en ligne

	TABLE OF CONTENTS			TABLE DES ATÈRES	
Section	Description	Page	Article	Désignation	Page
	Recitals	3		Préambule	3
1	Title	3	1	Titre	3
2	Definitions	3	2	Définitions	3
3	Interpretation	3	3	Interprétation	3
4	Closing	4	4		4
5, 6	Procedure	4-5	5, 6		4-5

RECITALS

WHEREAS, subparagraph 10(1)(p)(ii) of the *Local Governance Act*, S.N.B. 2017, c. 18 provides that a local government may make by-laws for municipal purposes respecting “.. the temporary and permanent opening and closing of roads, streets and highways”; and

WHEREAS, the City from time to time might wish to exercise the authority, as referred to in the immediately preceding recital, to close a road, street or highway; and

WHEREAS, it is deemed desirable to establish the procedure to be followed by Common Council in considering whether to close any road, street or highway within the City;

NOW THEREFORE, the Common Council of The City of Saint John, enacts as follows:

PRÉAMBULE

ATTENDU QUE,

ATTENDU QUE,

ATTENDU QUE,

À CES CAUSES, le conseil communal de The City of Saint John édicte :

Title

1 This By-Law may be cited as the *Road Closures By-Law* (hereinafter the “By-Law”).

Definitions

2 The following definitions apply in this By-Law.

“**City**” means The City of Saint John (*municipalité*);

“**Common Council**” means the elected municipal council of the City (*conseil communal*);

Interpretation

3 Rules for interpretation of the language used in this By-law are contained in the lettered paragraphs as follows:

Titre

1

Définitions

2 Les définitions qui suivent s’appliquent au présent arrêté.

« **municipalité** » désigne The City of Saint John (*City*);

« **conseil communal** » désigne les membres élus du conseil municipal de la municipalité (*Common Council*);

Interprétation

3 Les règles d’interprétation suivantes s’appliquent au présent arrêté comme suit :

(a) The captions, article and section names and numbers appearing in this By-law are for convenience of reference only and have no effect on its interpretation.

(b) This By-law is to be read with all changes of gender or number required by the context.

(c) Each reference to legislation in this By-law is printed in *Italic font*. The reference is intended to include all applicable amendments to the legislation, including successor legislation. Where this By-law references other by-laws of the City, the term is intended to include all applicable amendments to those by-laws, including successor by-laws.

(d) The requirements of this By-law are in addition to any requirements contained in any other applicable by-laws of the City or applicable provincial or federal statutes or regulations.

(e) If any section, subsection, part or parts or provision of this By-law, is for any reason declared by a court or tribunal of competent jurisdiction to be invalid, the ruling shall not affect the validity of the By-law as a whole, nor any other part of it.

a) Les titres, intertitres et numéros des dispositions ne servent qu'à faciliter la consultation de l'arrêté et ne doivent pas servir à son interprétation.

b) Le genre ou le nombre grammaticaux doivent être adaptés au contexte.

c) Les renvois législatifs paraissent en italique. Le renvoi à une loi vise également les modifications qui s'y appliquent, y compris toute législation de remplacement. Les renvois à d'autres arrêtés de la municipalité visent également les modifications qui s'y appliquent, y compris tout arrêté de remplacement.

d) Les obligations qu'il crée s'ajoutent à celles découlant d'autres arrêtés applicables de la municipalité ou des lois et règlements applicables des gouvernements fédéral ou provinciaux.

e) Si une disposition quelconque est déclarée invalide par un tribunal compétent pour quelque motif que ce soit, la décision n'entache en rien la validité de l'arrêté dans son ensemble ni de toute autre disposition.

Closing

4 The City may by by-law and subject to **4** the provisions hereof and to any applicable provisions of the *Highway Act* (R.S.N.B. 1973, c-5 and amendments thereto) close any road, street or highway within the City of Saint John.

Procedure

5 Prior to determining whether to close any **5** road, street or highway, Common Council shall:

- (a) Fix a time and place for the consideration of objections to the proposed closing;
- (b) Give notice of its intention to consider the enacting of a by-law for the closing of a road, street or highway by posting its intention on the City website for a period of not less than fourteen days preceding the time fixed under paragraph (a); and
- (c) Hear and consider any written objections to the proposed closing and hear any person who wishes to speak for or against the proposed closing, at the time and place fixed under paragraph (a).

6 The notice under section 5 shall:

6

- (a) Define the road, street or highway, or portion thereof, to be considered for closing;
- (b) State the time and place fixed under paragraph 5(a),
- (c) State whether the proposed closing is of a permanent or temporary nature, and if temporary, the proposed duration thereof;
- (d) State, in the instance of a proposal which would apply to vehicular traffic only, that pedestrian traffic would not be affected;
- (e) State the place where the hours during which the proposed closing by-law may be inspected, and
- (f) State the person together with the corresponding address to whom written objections may be sent.

IN WITNESS WHEREOF the City of Saint John has caused the Corporate Common Seal of the said City to be affixed to this By-Law the _____ day of _____, A.D. 2019 and signed by:

EN FOI DE QUOI, The City of Saint John a fait apposer son sceau municipal sur le présent arrêté le _____ 2019, avec les signatures suivantes :

Mayor/Maire

Common Clerk/Greffier communal

First Reading -
Second Reading -
Third Reading -

Première lecture -
Deuxième lecture -
Troisième lecture -

Received Date	February 21, 2019
Meeting Date	February 25, 2019
Open or Closed	Open Session

His Worship Don Darling and
Members of Common Council

Your Worship and Councillors:

Subject: Localized Flooding

Background:

January 23rd 2019 the city experienced a rain storm event that resulted in localized flooding that resulted in significant damage to residential homes and commercial businesses in East Saint John, specifically around Glen Falls and the Golden Grove Road area. The local storm water systems and holding ponds became frozen and essentially blocked thus preventing the water escaping which has raised concerns with the condition of the holding pond on Golden Grove Road and if it is big enough to hold these amounts of water because these types of rain events, complicated with snow ice, could easily reoccur. I believe we must be proactive and not reactive.

Motion:

Direct the City Manager to report back on this areas entire storm water infrastructure and specifically if a second holding pond should be constructed, assess if the current maintenance schedule and protocol is adequate, provide the surveyor results that show the holding pond and subsequent ditches are still able to hold the amounts of water of their original design, address the flood storage policy and if this area is maxed out for new construction, the condition of Marsh Creek and its ability to accommodate the storm water exit capacity to the Bay of Fundy, a more aggressive approach to the current storm response protocol in this area such as thawing the storm water drains, snow removal on the existing holding pond.

Respectfully Submitted,

(Received via email)

Ray Strowbridge,
Councillor, City of Saint John Common Council
Telephone (506) 977-3846
Email: Ray.strowbridge@saintjohn.ca



COUNCIL REPORT

M&C No.	2019-40
Report Date	February 20, 2019
Meeting Date	February 25, 2019
Service Area	Corporate Services

His Worship Mayor Don Darling and Members of Common Council

SUBJECT: Love Your City Campaign

OPEN OR CLOSED SESSION

This matter is to be discussed in open session of Common Council.

AUTHORIZATION

Primary Author	Commissioner/Dept. Head	City Manager
<i>Lisa Caissie</i>	<i>Neil Jacobsen</i>	<i>John Collin</i>

RECOMMENDATION

Receive for Information

EXECUTIVE SUMMARY

The purpose of this report is to provide Mayor and Council with an update on the City's *Love Your City* civic pride campaign.

REPORT

In the Fall of 2018, the City of Saint John launched the *Love Your City* civic pride campaign with a vision to inspire our greatest ambassadors for growth – our citizens. The focus of the campaign is to foster an even greater self-image of Saint John.

The goals are to inspire citizens to share what they love about Saint John, encourage positive online dialogue and remind each other of Saint John's many incredible assets.

The hashtag for the campaign is #MySaintJohn, and the first phase included an online photograph submission contest through the City's social media channels. Citizens were asked to share photos of their favourite fall places across the City. Anyone who submitted a photo that met the contest requirements had their name entered into a draw for a Saint John 'Brag Bag' filled with various items including SWAG, tickets and gift cards that had been generously donated by local business, organizations and agencies. Five winners were drawn over a five week period and presented with the brag bags in City Hall. Over the course of the

contest, close to 200 beautiful and unique photographs were submitted and shared. The photographs included everything from beaches, parks and trails, to neighbourhoods, streets, social gatherings, animals, and Uptown architecture and events. Phase one wrapped up at the end of November after accomplishing what it set out to achieve.

We thank the community for the submissions of their favourite Saint John places. We saw those where people go to take selfies, and places that would make you stop in your tracks to snap a photo for the view. Together, they are the places that set Saint John apart from the rest of the world; those that make us proud to call #MySaintJohn home.

In December, a plan was developed for phase two of the *Love Your City* campaign, which was set to begin in February of 2019.

Phase two is a 'show and tell' effort that involves civic pride through storytelling to capture the voices of Saint John citizens and staff. Over the coming months, a series of videos will appear on the City's social media pages featuring stories about what citizens love about Saint John. Social media followers are encouraged to watch, like, comment on, tag an out-of-town friend and share videos using the hashtag #MySaintJohn.

In addition to social media channels, the City has partnered with Country 94 and 97.3 The Wave to host a radio call-in contest. Beginning the week of February 18, the weekday morning shows will ask listeners to call in and share what they love about Saint John. This can be anything, from people, places, activities, our heritage, culture, arts, entertainment, neighbourhoods, etc. The ninth caller will have their name entered into a draw for a #MySaintJohn prize package, which includes an exclusive print of the City skyline by local artist, Kevin Goggan, along with \$100 in City Market Money. The draw for each radio station will take place on Friday, March 8.

A dedicated webpage has been developed for the campaign and can be found at www.saintjohn.ca/mysaintjohn.

STRATEGIC ALIGNMENT

This report aligns with the City's growth strategy

INPUT FROM OTHER SERVICE AREAS AND STAKEHOLDERS

Growth and Community Development

ATTACHMENTS

PowerPoint Presentation:



#MySaintJohn

Love Your City: A Civic Pride Campaign

2018/2019



Campaign background

- A deliverable of the *Population Growth Framework: Love Your City* social media campaign
- The Focus: Serves to inspire our greatest ambassadors for growth – our citizens
- We need to grow and in order to do this, our best feet have to be forward
- We want to give those who have something positive to say about life in Saint John a platform to do so
- The Goals:
 - Inspire citizens to share what they love about Saint John
 - Allow for positive online dialogue
 - Increase social media engagement
 - Educate and remind citizens of Saint John's greatest assets



Phase I – show and share

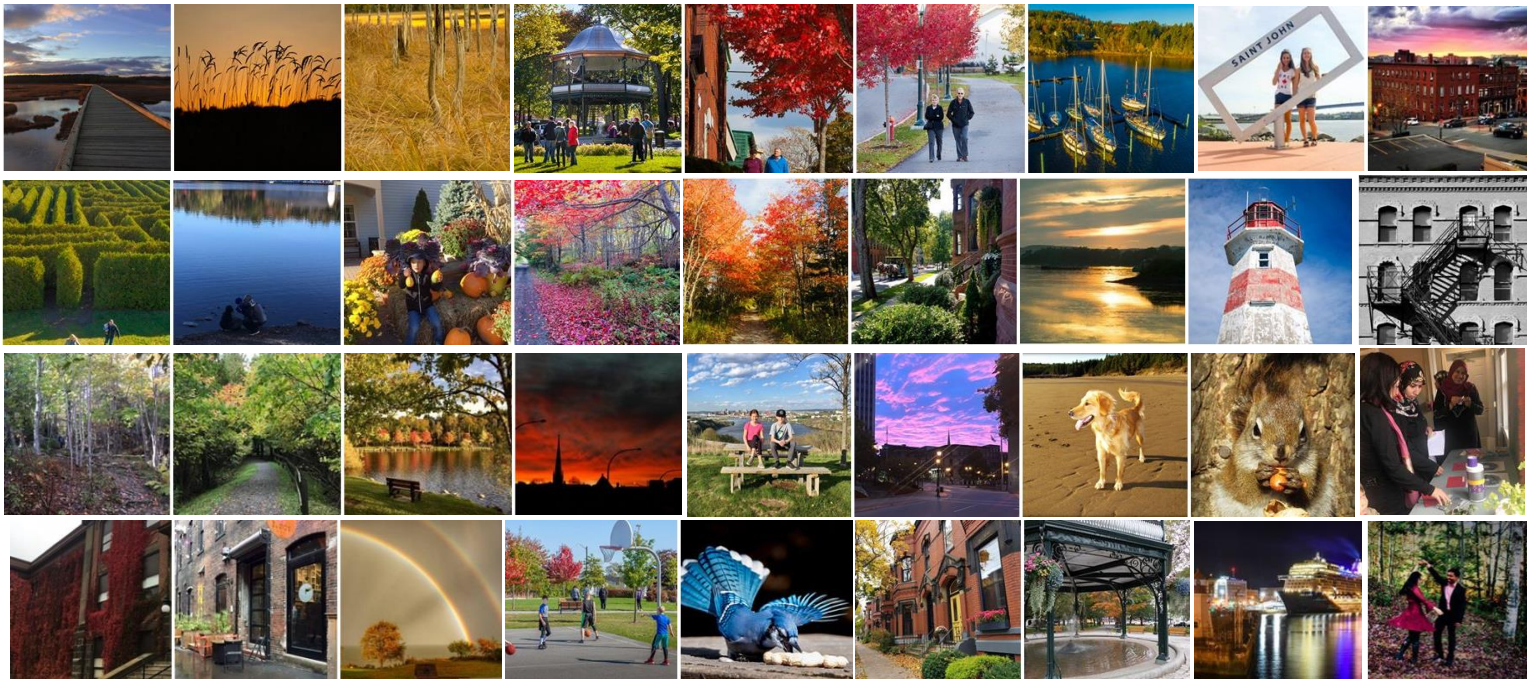
- Focus: PLACES
- Explored the places people love and what attracts people to Saint John
- Social media campaign, included photo contest with donated prizes
 - Ran from the beginning of October to the end of November
 - Target audience: Saint John residents; Facebook & Twitter users
 - Was a success!














Results - what we saw

Visit our online album on Facebook [@CityofSaintJohnNB](#)

Think about how *you* feel after seeing the photos!



Results - what we heard

-  **Sandra Marie Phillips** thank you for a reminder of what a beautiful city we live in...I think we sometimes forget just how gorgeous our city can be
-  **Karen Macneill** My home city
-  **Peggy LeBlanc** Each & every picture is breathtaking.
-  **Zilma Ruas Cutrim**
😍😍😍
-  **Tammy Cormier-Raynes** Love these pictures.
Thanks everyone.
I luv living in Saint John.
-  **Akram Akram** So nice pictures 😍
-  **Jean Bell** Oh i am so homesick when I see these pictures ...
Like · Reply · Message · 17w
-  **Hazel Gaudet** So is my daughter in BC- i tell her COME HOME
-  **Jim Beckett** What a great idea.
-  **Judy Wallis** I truely miss Home, North Ender
-  **Assunção Flx Augusto** My mane is Assunção
I am from Angola 🇳🇬 in Africa continent, I am 29 years old
I am mechanic and I work in Angolan National company of electricity producers. I real want to move to Canada 🇨🇦 concretely to Saint John, live and take one opportunity to work .

Phase II – show and tell

- Focus: PEOPLE
- Explore what keeps people in Saint John; their city love story
- Social media campaign, supported by radio with a contest
 - Will run from mid-February to the spring of 2019
 - Target audience: Saint John residents; Facebook & Twitter users, radio listeners
 - Co-sponsored with 97.3 The Wave and Country 94



Public engagement

- Videos of citizens and staff telling their Saint John **love** stories
 - First up, Emilie....next, John and Carol



- Radio promotion
 - City ad to kick-start the campaign 
 - Call-ins run for 2 weeks, weekdays, with montage every Friday
 - Contest is sponsored by the City of Saint John & Acadia Broadcasting Limited, and supported by the City Market & local artist Kevin Goggan
- Dedicated webpage for the campaign: saintjohn.ca/mysaintjohn

Join the conversation

- Be our greatest ambassadors and tell *your* Saint John love stories.
- Share our efforts through your own social media channels.
 - Watch, like, love, comment on and tag an out-of-town friend

Thank you for...



COMMON COUNCIL REPORT

Report Date	February 19, 2019
Meeting Date	February 25, 2019

SUBJECT: 2019 Expectation Letters for Economic Development Agencies

OPEN OR CLOSED SESSION

This matter is to be discussed in open session.

AUTHORIZATION

Primary Author	Commissioner/Dept. Head	City Manager
<i>Growth Committee</i>		

RECOMMENDATION

Growth Committee recommends that Common Council approve the 2019 expectation letters with DevelopSJ and Economic Development Greater Saint John.

EXECUTIVE SUMMARY

The purpose of this report is to seek Common Council's approval of the proposed 2019 expectation letters with the City's two economic agencies – DevelopSJ and Economic Development Greater Saint John (EDGSJ). These letters set the City's expectations to promote a positive working relationship with its agencies and a more robust process with larger reporting expectations, to improve accountability for the City's investment into economic development. City expectations for DiscoverSJ form part of a contract with the City, which expires at the end of 2019.

PREVIOUS RESOLUTION

On Tuesday February 12th, 2019, the Growth Committee adopted the recommendation to Council for 2019 Develop SJ and EDGSJ expectation letters.

STRATEGIC ALIGNMENT

Common Council has adopted a new set of Council Priorities: 2016-2020 in early November 2016, and under the heading of "Growth and Prosperity," the following is stated: "Saint John is recognized by residents and businesses as a positive and supportive city. We grow in a smart way and attract talent, innovation and opportunities so all people can thrive." In addition, Council adopted key performance indicators to evaluate its ability to *Grow SJ*, including,

among others: “Building permit value,” “Change in tax base assessment within the City,” “Change in population.” Finally, Saint John Common Council adopted the Roadmap for Smart Growth on Monday March 27th, 2017.

REPORT

The purpose of this report is to seek Common Council’s approval of the 2019 expectation letters with the City’s two economic agencies, DevelopSJ and Economic Development Greater Saint John (formerly Enterprise Saint John). City expectations for DiscoverSJ form part of a contract with the City, which expires at the end of 2019.

New Approach to Expectation Letters

Last December, the Growth Committee endorsed a new approach to the expectation letters, one that ensures a more robust process with larger reporting expectations and improved accountability for the City’s investment in economic development.

The approach being recommended achieves the following:

- *Greater clarity on the City’s expectations* for the investment provided, while respecting the agency’s expertise in their respective areas of focus in driving economic development on behalf of the City. The letters are intended to set a positive tone for an improved working relationship with the City.
- *More robust requirements for agency reporting.* The agencies will be accountable for setting targets, reporting results and communicating how their activities contributed in a measurable way to achieving the results. A new timeline is included which defines expectations and key milestones for reporting of targets and results.
- *Signal changes to the economic delivery structure are likely for 2020,* linked to the City’s fiscal sustainability efforts. The City Manager will be communicating further details on this initiative expected to roll out in 2019 to ensure greater alignment to optimize the governance model for growth.

The 2019 process will involve:

- In February, Common Council approves and issues the 2019 letters.
- Q2 agencies present to Common Council annual work plan and targets.
- Q3 agencies present mid-year progress report to Growth Committee.
- Q1 (2020) Agencies present year-end report to Common Council.
- Review of economic service delivery governance model.

SERVICE AND FINANCIAL OUTCOMES

The intended outcomes of the City of Saint John's growth-related efforts and investments are to achieve new levels of employment, population and tax base growth.

INPUT FROM OTHER SERVICE AREAS AND STAKEHOLDERS

N/A

ATTACHMENTS

2019 Expectation Letters with DevelopSJ & Economic Development Greater Saint John



The City of Saint John

February 26, 2019

Francis Power
Chair, DevelopSJ
One Market Square, Suite 301
P.O. Box 1971
Saint John, N.B. E2L4L1

Dear Mr. Power,

The City of Saint John is excited about its future. We have an innovative and pioneering spirit and we are focussed on leading change. We know the challenges, but we are optimistic we can overcome them and we believe that DevelopSJ plays a key role in shaping a brighter future for our City.

This letter is intended to share expectations related to DevelopSJ's role in supporting the City's economic development service delivery. The City's expectations are broad in nature to permit flexibility in execution but, in the end, you can appreciate that we hope to see an excellent return on our investment. We look forward to collaborating and working in partnership with the agency in achieving the following goals:

- To accelerate tax base growth for the City of Saint John with the City's 2019 investment of \$821,002 into DevelopSJ.
- To improve and strengthen the working relationship with the City, in particular at the staff level, by building trust and supporting alignment in achieving growth outcomes. This is critical to ensure continued cooperation and maximize growth outcomes for the citizens of Saint John.
- To foster a greater level of transparency and improved communication to build confidence with Council and clearly demonstrate the return on investment. Enhanced reporting and accountability measures will help the City better understand how its investments in your organization have generated progress on growth outcomes. This will be achieved through a schedule of regular reporting to members of Common Council:
 - Q2 present annual work plan and targets to Common Council;
 - Q3 present mid-year progress report to Growth Committee of Common Council;
 - Q1 (2020) present year-end report to Common Council.



SAINT JOHN

P.O. Box 1971
Saint John, NB
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C.P. 1971
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In 2019, the City will also be pursuing efforts to enhance the economic landscape for Saint John. This will involve a work plan alignment exercise and efforts to optimize the governance model for growth. Details will soon be provided by the City Manager. We welcome your participation in these discussions as they move forward.

We look forward to working with your organization to achieve Council's growth outcomes and move Saint John towards a more prosperous future.

Yours Truly,

Mayor Don Darling



The City of Saint John

February 26, 2019

Andrew Oland
Chair, Economic Development Greater Saint John
40 King Street
Saint John, N.B.

Dear Mr. Oland,

The City of Saint John is excited about its future. We have an innovative and pioneering spirit and we are focussed on leading change. We know the challenges, but we are optimistic we can overcome them and we believe that Economic Development Greater Saint John (EDGSJ) plays a key role in shaping a brighter future for our City.

This letter is intended to share expectations related to Economic Development Greater Saint John's role in supporting the City's economic development service delivery. The City's expectations are broad in nature to permit flexibility in execution but, in the end, you can appreciate that we hope to see an excellent return on our investment. We look forward to collaborating and working in partnership with the agency in achieving the following goals:

- To accelerate employment growth for the City of Saint John with the City's 2019 investment of \$475,000 into Economic Development Greater Saint John.
- To improve and strengthen the working relationship with the City, in particular at the staff level, by building trust and supporting alignment in achieving growth outcomes. This is critical to ensure continued cooperation and maximize growth outcomes for the citizens of Saint John.
- To foster a greater level of transparency and improved communication to build confidence with Council and clearly demonstrate the return on investment. Enhanced reporting and accountability measures will help the City better understand how its investments in your organization have generated progress on growth outcomes. This will be achieved through a schedule of regular reporting to members of Common Council:
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We look forward to working with your organization to achieve Council's growth outcomes and move Saint John towards a more prosperous future.

Yours Truly,

Mayor Don Darling



**YMCA of
Greater Saint John**
191 Churchill Blvd.
Saint John, NB E2K 3E2
Tel: 693-9622 Fax: 634-0783

Mayor Don Darling and Members of Common Council
City of Saint John
PO Box 1971
Saint John NB E2L 4L1

February 8, 2019

Dear Mayor Darling, Deputy Mayor McAlary and Council Members,

We are excited to be hosting the 2019 Red Triangle Award Gala at the Saint John Regional Y on April 11th. This will be a great opportunity to recognize outstanding community leaders while raising funds to support the YMCA Strong Communities Campaign.

Dr. Shelley Rinehart will be receiving the prestigious Red Triangle Award. This award is presented in recognition of long and meritorious volunteer service, outstanding contributions and achievement in the community. The Leader to Watch is presented to an individual that provides skilled and enthusiastic leadership in the community and the award is being presented to Jennifer Brown.

They are both very deserving recipients and we are excited to share this evening with them. Both individuals have contributed to the growth and well-being of the City of Saint John in many ways, including Dr. Rinehart's tenure on Common Council and Jennifer Brown's current role as Vice-Chair of the P.R.O. Kids Advisory Committee. Further information regarding the event and recipients can be found in the attached media release.

The Red Triangle Award Gala will be held on Thursday, April 11 at 6:30pm. Tickets can be purchased online at www.saintjohnny.ymca.ca, at the front desk of the Saint John Regional Y or by phoning 634-4422. They cost \$100 each or 10 for \$900. It would be appreciated if you could mention this important fundraising event at an upcoming Council Meeting. Perhaps you will also consider purchasing 10 tickets in support of the recipients and the Strong Communities Campaign.

Thank you for sharing news about this event and considering the purchase of event tickets. Please let me know if you require any additional information.

Sincerely,

Cindy Floyd, CFRE,
VP, Philanthropy and Communications



YMCA of Greater Saint John
191 Churchill Blvd.
Saint John, NB E2K 3E2
Tel: 506-693-9622
Fax: 506-634-0783

For Immediate Release

January 24th, 2019

Red Triangle Award Recipients Announced

Saint John, NB— The YMCA of Greater Saint John announced details of the 2019 Red Triangle Award Gala and the recipients of the Red Triangle and Leader to Watch Awards at a Press Conference held today at the Saint John Regional Y.

The 28th annual Red Triangle Award Gala will be held at the Saint John Regional Y on April 11th. The elegant reception style event will feature delicious food catered by popular restaurants and the formal presentation will highlight the evening.

Funds raised at this event will support the Strong Communities Campaign, ensuring that YMCA programs are accessible to everyone. The year's presenting sponsor is Emera New Brunswick. They were represented by General Manager, Rob Belliveau at today's event, "Emera New Brunswick is proud to be part of this community and proud to be part of The Red Triangle Awards which recognizes leaders who are making a difference in our community."

The Red Triangle Award recognizes long and meritorious service, outstanding contributions and achievement in the community. This year's recipient is Dr. Shelley Rinehart.

Shelley is passionate about her community and displays her love for community development through her dedicated volunteer work. Besides her commitment to building healthy communities through volunteerism at the YMCA, Shelley gives back to many other organizations and initiatives including the Canadian Mental Health Association and Early Literacy Friends.

The Leader to Watch Award recognizes a young individual that is a role model for other young adults in our community. The individual demonstrates leadership and enthusiasm in their work, in learning and in volunteering in our community. This year's recipient is Jennifer Brown.

Jennifer is an active volunteer and role model in our community. She is passionate about eliminating poverty throughout the region and works to advocate for many young people. She supports a number of community initiatives through her work and volunteer commitments. She is determined to make a difference by sharing her story and working to ensure others are provided with opportunities to succeed.

The recipients will receive their awards at the Red Triangle Event on April 11th.



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“We are thrilled to be honouring such dedicated and community focused individuals,” said Shilo Boucher, President and CEO of the YMCA of Greater Saint John. “The Red Triangle awards are about people that make a difference in the lives of others, role models that lead by example. Shelley and Jennifer are making a difference in our community every day.”

Tickets will go on sale today and will be available online at www.saintjohnny.ymca.ca

-30-

Additional information on the award recipients:

Dr. Shelley Rinehart:

Shelley has a long history with the YMCA of Greater Saint John. Besides holding the position of Past Chair on the Board of Directors and the Red Triangle Committee, she was a member of the Capital Campaign Committee for the Saint John Regional Y. She is also a billet family for the Saint John Seadogs and volunteers to coordinate post-secondary education for the team. Shelley is an advocate for early literacy and education. She supports the business community as a judge for the Board of Trade Outstanding Business Awards, past chair of Saint John Energy and Board Member for Port Saint John. In May of 2018 she was honoured with the University of New Brunswick’s President’s Medal, which recognizes dedicated service to the university and community.

Jennifer Brown:

Jennifer is committed to empowering future generations in her community. As Chair of the YMCA’s Youth Council, Jen works to lead a committee of young professionals that are focused on youth retention throughout Greater Saint John. She is the Vice-Chair of PRO Kids Saint John and sits on the Enriched Education Action Team for Living SJ. As the Director of Events for Fusion Saint John she works to connect young professionals and provide opportunities for growth. Jenn also volunteers as the Field Hockey Coach for St. Malachy’s Memorial High School and was named a Fundy Wellness Champion in 2018. In 2014, Jenn was awarded the Governor General’s Caring Canadian Award and showcases her passion for others daily through her work and volunteer roles.

About the YMCA of Greater Saint John

The YMCA of Greater Saint John is a trusted charity that delivers lasting personal and social change. We are committed to nurturing the potential of children, youth and families, promoting healthy living and fostering social responsibility within the community. There are 15 locations throughout Greater Saint John. Together, we serve more than 22,000 people. Our



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focus on providing a sense of belonging and accessibility means we serve people of all ages, backgrounds and abilities through all stages of life. Through the Y's Strong Communities Fund, we are accessible to all.

About Emera New Brunswick:

Emera New Brunswick, a subsidiary of Emera Inc. is headquartered in Saint John, New Brunswick, and owns and operates the Brunswick Pipeline, a 145 km natural gas transmission pipeline that delivers natural gas from the Canaport Liquefied Natural Gas (LNG) terminal near Saint John, New Brunswick to markets in Canada and the US Northeast.

Emera Inc. is a geographically diverse energy and energy services company headquartered in Halifax, Nova Scotia with approximately \$30 billion in assets and 2017 revenues of more than \$6 billion. The company invests in electricity generation, transmission and distribution, gas transmission and distribution, and utility energy services with a strategic focus on transformation from high carbon to low carbon energy sources. Emera has investments throughout North America, and in four Caribbean countries.

Media Contact:

Nicole Vair
Marketing and Communications Supervisor
n.vair@saintjohnny.ca
506-634-4852



NIGHT OF WONDERS

Presented by

Loch Lomond Mitsubishi, Saint John Volkswagen, Saint John Toyota and Lexus of Saint John

TABLE SPONSOR INVITATION

On behalf of the Children's Wish Foundation, we would like to invite you to support our upcoming Night of Wonders Gala fundraiser (formally known as the NB Wish Gala) as a table sponsor. The event will be taking place on March 30th, 2019 at the Saint John Trade & Convention Centre.

Last year's event raised over \$100,000 and made 10 Wishes possible right here in New Brunswick. From trips to Disney World, Florida to camping trailers to state of the art gaming systems - your support has made the Wishes of New Brunswick children become a reality.

Night of Wonders encapsulates the essence of wishes – creating joy, awe, and wonder.

NIGHT OF WONDERS GALA

Date: March 30th, 2019

Venue: Saint John Trade & Convention Centre

Address: 1 Market Square, Saint John, NB

Time: 7:00 PM

Table Sponsorship: \$1,200

Your sponsorship includes:

10 tickets to Gala

Multimedia Projection Listing

Table Signage

To reserve your table please contact Rebecca at (506) 632-6922 or
rebecca.curnew@childrenswish.ca

www.nightofwonders.ca

Become a table sponsor today and help create the *MAGIC* of a wish.

If you are unable to purchase a full table and would still like to attend, individual tickets are available for \$125.



Donation Reply Form

- ☐ We cannot be a sponsor this year but would like to support the Wish Gala with a donation of \$_____
- ☐ We would like to learn more about Heroes Challenge (A New Corporate team-based event with Amazing Race type challenges and scavenger hunt in Uptown Saint John)
- ☐ We would like to learn more about Princess Tea Party / Superhero (A children's dream party)

Mailing and contact information:

Name: _____ Title: _____

Company: _____

Address: _____

City: _____ Postal Code: _____

Contact Person: _____

Telephone: _____ Fax: _____

E-mail: _____

Payment:

Credit Card: ☐ VISA ☐ MASTERCARD ☐ AMEX

Card # _____ Exp. Date: _____

Name on Credit Card: _____ Signature: _____

Cheque (please make payable to Children's Wish Foundation)

☐ Please send a billing invoice to above address for payment.

Please complete and fax (635-6924), email or mail back to Children's Wish Foundation. Contact:

Rebecca Curnew, Development Coordinator rebecca.curnew@childrenswish.ca or call 506.632.6922