

**Council voted 9-1 in favour on new policy, which begins Sept. 20**

**EMMA MCPHEE**  
TELEGRAPH-JOURNAL

**SAINT JOHN** • All City of Saint John employees and members of common council will be required to be fully vaccinated – or be subject to COVID-19 testing and masking – when accessing

city-owned buildings beginning Sept. 20.

But the details of the policy have yet to be developed, leaving uncertainty for the unions representing city workers.

Saint John council voted 9-1 in favour of the policy on Monday night, which will require members of council and city employees who attend the workplace to provide proof they received two doses of the COVID-19 vaccine.

Anyone who has not received two doses – or who doesn't wish to disclose their vaccination status – will need to

wear masks and undergo testing for the virus.

According to the council resolution, which directed the city manager to develop and implement the "Vaccine or Test Policy" in time for the Sept. 20 deadline, the city manager will determine under which circumstances members of the public accessing city-owned buildings will have to show proof of vaccination or wear a mask.

The policy will be subject to amendment as "COVID circumstances evolve," the policy said.

"The City of Saint John remains focused on providing a safe work environment for its employees and for members of the public who interact with City employees," Saint John Mayor Donna Reardon said in a press release.

Only Coun. Paula Radwan voted against the policy on Monday, citing concern about the procedure.

"I do feel that it is the responsibility of council to be putting motions forward, or policies, rather, and for them to be

PLEASE SEE → **WORKERS, B2**

**restitution**

**MIKE LANDRY**  
TELEGRAPH-JOURNAL

**SAINT JOHN** • Jody Kier Richard served 18 months under conditions, in part, for damaging a Saint John police vehicle, and the mischief conviction could permanently mar his criminal record.

This was only the start of his legal challenges.

At the end of July, the Saint John Police Force took the unprecedented step of going to civil court to obtain a judgment against Richard and another offender who damaged police property.

There is no record in the New Brunswick court index of the force ever going to the Court of Queen's Bench for such judgments before.

Lawyer Doug Evans, who represents the Saint John Police Force, said the notion probably just wasn't considered before he was hired about three years ago as general counsel for the force. He said, going forward, each case of outstanding restitution orders will be individually assessed to see whether to seek judgments.

It costs \$35 to apply for a judgment concerning unpaid restitution.

Convictions for mischief involving police property aren't unusual. One recent case involved someone spitting in the back of a vehicle during transport, which cost more than \$100 to clean.

In Richard's case, the damage he caused to a police vehicle back on May 2, 2018, was pegged at \$540.

Richard was sentenced in February 2019 to a six-month conditional

PLEASE SEE → **COURT, B2**



Mary Beth McCurdy, of the Sisters of Charity, catches Patrick McGrath and Kevin Belyea, of L'Arche Saint John, by surprise with a \$100,000 donation to launch the non-profit's Brighter Futures Fund during a gala at the Delta Hotel Tuesday. PHOTO: COURTESY OF L'ARCHE SAINT JOHN

**L'Arche Saint John launches new fund**

**New Brighter Future Fund will help cover non-profits' operating costs over time**

**SCOTT HADDOW**  
TELEGRAPH-JOURNAL

**SAINT JOHN** • Martin and Gisele Chiasson are in their early sixties and have a 35-year-old son, Jacques, who has a developmental disability. One day the Chiassons know they will die,

leaving their son without care and support in their own home. It's a reality facing many parents in New Brunswick with adult children with intellectual and developmental disabilities.

It's an issue that has been on the Chiassons' minds for more than 20 years.

"Every parent wants the best outcome for their child," said Martin Chiasson. "As a parent with an adult child with those disabilities, you get concerned a lot because you know when you're gone and not providing that loving support and guidance,

where will it come from? What will happen to my son or daughter?"

Chiasson is a board member on L'Arche Saint John. Founded in 2005, the non-profit operates McKim House on the city's west side and the Creative Connections art studio and program. The McKim House is currently home to five adults with intellectual or developmental disabilities and has three assistants living in it as well. It's at maximum capacity.

Now, L'Arche Saint John wants to help more people provide a home for their adult children with disabilities.

It's launched the Brighter Future Fund to assist with its operating budget. The new endowment fund has kicked off with a total of \$111,000 worth of donations – including a donation from the Sisters of Charity of the Immaculate Conception – during a fundraising gala Tuesday night.

"We touch lives," said L'Arche Saint John chair Jim Kokocki. "I've seen how our core residents blossom in the supportive environment. I've seen the relief in the faces of parents knowing they

PLEASE SEE → **FUND, B2**



Philip MacMillan is pictured here with his grandsons. PHOTO: SUBMITTED

**Pair charged in relation to cyclist's death**

TELEGRAPH-JOURNAL

**SAINT JOHN** • Saint John police have identified the pair charged in connection to the death of 62-year-old cyclist Philip MacMillan.

According to a press release, the Saint John Police Force says Shantel Raeburn, 23, faces charges of failing to stop at an accident resulting in death and attempting to obstruct justice, while 45-year-old Shane James is charged with attempting to obstruct justice.

Both Raeburn and James are scheduled to appear in court on Oct. 1 for election and pleas, according to the media release.

On May 28, a vehicle struck MacMillan when he was riding his bicycle on Crown Street, police said at the time. He was taken to the Saint John Regional Hospital where he later succumbed to his injuries.

MacMillan is the second cyclist in Saint John to have died after being hit by a car within the last year. In November 2020, a 52-year-old man was riding a bicycle near the

PLEASE SEE → **DEATH, B3**

**Quispamsis bucks Sept. 30 stat holiday trend in region**

**ROBIN GRANT**  
TELEGRAPH-JOURNAL

The Town of Quispamsis will not join the increasing number of municipalities making the National Day for Truth and Reconciliation a statutory holiday for municipal workers later this month.

During a council meeting on Tuesday night, Quispamsis councillors voted unanimously to support the town administration's recommendation to keep town hall open on Sept. 30 "as if it were a regular business day," but have staff and council members attend a "recognition" ceremony at Meenan's Cove at 3 p.m.

This bucks the trend of what other municipalities are doing in New Brunswick.

On Tuesday, Moncton council voted unanimously to make the day a paid holiday, while the City of Saint John announced Wednesday it would also recognize the day as a statutory holiday.



The Town of Quispamsis voted to support the town administration's suggestion to remain open on Sept. 30, the National Day for Truth and Reconciliation, on Tuesday night. In the afternoon on that day, the town plans to hold a 'recognition' ceremony instead. PHOTO: SCREENSHOT

While the Town of Rothesay hasn't yet voted on whether Sept. 30 will be a statutory holiday for its workforce, the Town of Sussex will be closed to mark the National Day of Truth and Reconciliation. Meanwhile, St. George, Blacks

Harbour and St. Stephen will also close their doors, a decision based on their collective agreements.

In an interview, Quispamsis Mayor Libby O'Hara said municipalities typically follow the Government of New

Brunswick's lead on declaring a statutory holiday.

Last week, Premier Blaine Higgs said the province would observe Sept. 30 as a holiday, which was legislated for federal workers by Ottawa in the spring, but it will not be a provincial statutory holiday, meaning schools and other provincial workplaces will also remain open.

Because of this, O'Hara said Quispamsis council decided against declaring Sept. 30 a municipal holiday.

"We feel we have lots to recognize and that is what our job is going to be on Sept. 30," O'Hara said. "(We're) going to have our staff and community gather at the municipal beach house ... and rather than just have a day off, we are going to have a time of recognition. We are going to gather in friendship and community and make sure that our words are heard."

PLEASE SEE → **STAT, B3**

"That's what council approved last night: the city manager will be creating the policy and amending it as he sees fit."

**Police still under development**  
Saint John follows the City of Fredericton, which announced its workplace vaccine and testing policy on Sept. 2. Fredericton's policy, which went into effect on Sept. 2 and will be fully

The email also did not address the questions of what city workers the policy will apply to and an estimated number of employees impacted by the policy.

According to the email, the policy statement approved by council on Tuesday will "guide the development of the details within the policy."

Grant Logan, president of the Amalgamated Transit Union Local 1182,

city buses since the province entered the green phase.

"It opens up a lot of doors, like do we wear a mask on the bus? Do we go with the barriers?" Logan said.

"A bus is city property. So I'm not quite sure how to look at that."

Duane Squires, president of the Saint John Police Association, the union representing Saint John police officers, said he was also using a wait

the city's outside workers, and Marc Goguen, the president of CUPE Local 486, representing the city's inside workers, said they didn't want to comment on the policy until they had a chance to read it.

The Telegraph-Journal reached out to Brad Lanigan, president of the Saint John Firefighters Association IAFF Local 771, for comment, but didn't hear back by publication time.

## Police take men to court

COURT →B1

sentence, followed by a year of supervised probation, for the mischief, as well as an unrelated second mischief count (for damaging a window and screen at a rehabilitation facility) and two counts of failing to comply with orders. He was ordered to pay \$540 to the police by February 2020.

The restitution was a "stand-alone" order, meaning it wasn't a condition of his sentence. These are often ordered when, according to defence lawyer David Lutz, an offender is presumed to have no ability to pay back the damages. Tying the burden of restitution to a sentence would just set up an offender for jail, which Lutz said isn't done.

"Because these are people who probably in nine out of ten cases do not have any money," said Lutz. "With a terrible record and a Grade 6 education, the possibility of them getting any money is out there in never-never land."

However, stand-alone orders don't let offenders completely off the hook. It leaves the door open for civil action. Still, Lutz said he's never heard of the police going this extra route. And, what's more, Lutz said, he can't think of one stand-alone restitution order being paid in his decades of practice.

The force's lawyer, though, said the decision to seek judgments isn't about securing payment.

The force could pay to register the judgments, so in case an offender ever secures property, such an asset could be used to satisfy the debt. But Evans said the force hasn't registered the

recent judgments.

The force also could turn the judgments over to the sheriff's department for collections, but Evans said this option carries a "significant cost."

The practical purpose of the judgments, then, Evans said, is in case the offender runs afoul of the law again and is back in criminal court. The judgment can be presented at sentencing to show an accused shouldn't be given the option of restitution or a fine, because they have a history of not paying.

Asked if the Saint John Board of Police Commissioners were aware of the recent civil applications for judgment and if the board OK'd the move, chairperson Ed Keyes wrote in an email that the board knows the force takes steps to recover restitution, but "does not interfere with the course of judicial process being undertaken."

Const. Duane Squires, president of the officers' union, the Saint John Police Association, said he wasn't aware of the civil action.

It's the force also got a judgment against a Moncton man in his early 20s, Colton Benjamin Stiles. Stiles was sentenced in 2020 to four months in jail for two counts of mischief, flight from peace officer, and breaching a court order to keep peace. Stiles made headlines after his arrest on Jan. 29, 2020, led to a lockdown at the Irving Nature Park. During the incident, Stiles caused \$4,213.03 worth of damage to a police vehicle.

The Telegraph-Journal contacted Richard and Stiles over social media to discuss the civil action, but neither provided comment.

## L'Arche Saint John launches new fund

FUND →B1

can leave their loved one in a comfortable place. L'Arche is about sharing life together."

The new fund sets up L'Arche to assist with its operating budget. Three per cent of the fund amount will be released to L'Arche Saint John each year to offset the cost of operations. Currently, the organization gets 50 per cent of its operating costs funded by the provincial government. The other 50 per cent comes in the form of donations, fundraisers and grants.

Kokoren envisions a day when the money released will help the organization with growth efforts and they will be fully funded for operating costs.

"It provides us with a predictable source of revenue, and it is absolutely needed," he said. "It's important for the community."

Currently in New Brunswick, parents have few options for their adult children with intellectual or developmental disabilities once parents either die or are too old to take proper care of their children themselves. The child could be put in an institution, placed in a home with regular families who then provide essentials for life or get assistance from the New Brunswick Association for Community Living.

Chiasson knows he and his wife aren't alone in seeking a viable solution for the long-term care of their

**What Nova Scotia has done isn't hard to understand. The solutions are achievable. We have good options now, but more is needed.**

MARTIN CHASSON



adult child that fits their criteria. He wants to see community groups come together to try and replicate what is being done by L'Arche Nova Scotia, which has 18 homes across that province.

"We have to learn from L'Arche Nova Scotia," he said. "We have one home in all of New Brunswick. What Nova Scotia has done isn't hard to understand. The solutions are achievable. We have good options now, but more is needed."

People looking to donate can do so by going to [www.larchesaintjohn.org/donate](http://www.larchesaintjohn.org/donate).

speeds in construction zones, observe signage, and drive safely," the advisory said.

## Section of Douglas Avenue set to be closed

**SAINT JOHN** • A section of Douglas Avenue will be closed Thursday to allow for construction work.

According to a City of Saint John press release, both lanes of Douglas Avenue, between Bentley Street and Chesley Drive, will be closed to thru traffic from 7:30 a.m. to 6 p.m. due to infrastructure upgrades.

Access to Harbour View High School is expected to be maintained via Chesley Drive.

Drivers are advised to plan their travels accordingly, reduce their speeds in the construction zone and observe signage.

## News of the port

INCOMING VESSELS

SEPTEMBER 9, 2021

DETROIT EXPRESS

Containers to and from Foreign Ports, F K Warren Ltd

## Words in season

Teach me to do thy will; for thou art my God: thy spirit is good; lead me into the land of uprightness.

Psalm 143:10 KJV

## Lotteries

Visit [TJ.news/telegraph-journal](http://TJ.news/telegraph-journal) for the latest lottery numbers.

## Weather Around the Province

Edmundston:

Thursday: Rain in the morning tapering to light rain in the afternoon (POP 90%). High 18. Rain overnight (POP 80%). Low 14.  
Friday: Light rain (POP 80%). High 18. Variable cloudiness overnight. Low 10.  
Saturday: Sunny with cloudy periods. High 19. Cloudy periods (POP 40%) overnight. Low 12.

Normals: High 20.0, Low 8.0

Fredericton:

Thursday: Variably cloudy in the morning with showers developing in the afternoon (POP 70%). High 24. Feels like 29. Rain overnight (POP 80%). Low 17.  
Friday: Rain in the afternoon (POP 80%). High 20. Partly cloudy with isolated showers overnight (POP 40%). Low 11.  
Saturday: Sunny. High 20. Mainly clear overnight. Low 13.

Normals: High 21.4, Low 8.7

Fundy National Park:

Thursday: Mainly sunny with cloudy periods in the morning with isolated showers developing in the afternoon (POP 40%). High 22. Feels like 26. Cloudy with light rain overnight (POP 80%). Low 19.  
Friday: Rain (POP 80%). High 19. Low 14.  
Saturday: Sunny. High 18. Clear overnight. Low 14.

Normals: High 19.2, Low 9.8

Miramichi:

Thursday: Variably cloudy in the morning with showers developing in the afternoon (POP 40%). High 25. Feels like 30. Rain overnight (POP 80%). Low 17.  
Friday: Rain in the afternoon (POP 80%). High 19. Partly cloudy with isolated showers overnight (POP 40%). Low 12.  
Saturday: Sunny with cloudy periods. High 20. Mainly clear overnight. Low 12.

Normals: High 21.1, Low 9.0

Moncton:

Thursday: Mainly sunny with cloudy periods in the morning becoming variably cloudy in the afternoon. High 25. Feels like 31. Cloudy with showers overnight (POP 70%). Low 19.  
Friday: Rain (POP 80%). High 20. Low 12.  
Saturday: Sunny. High 20. Clear overnight. Low 13.

Normals: High 20.6, Low 8.7

Saint John:

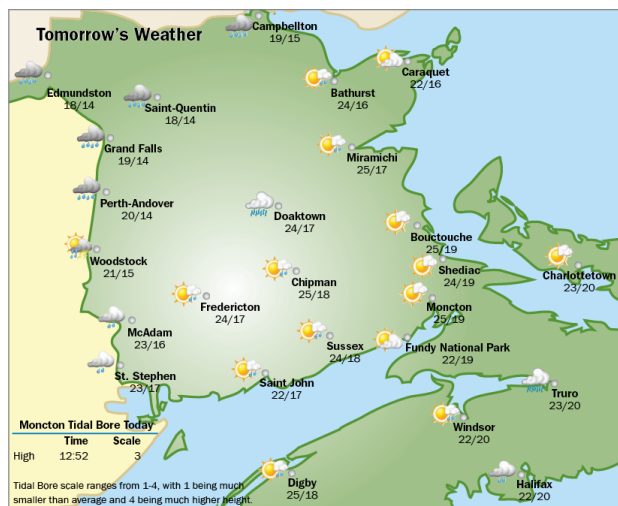
Thursday: Mainly sunny with cloudy periods in the morning with isolated showers developing in the afternoon (POP 70%). High 22. Feels like 26. Rain overnight (POP 80%). Low 17.  
Friday: Rain (POP 80%). High 19. Mainly clear (POP 40%) overnight. Low 13.  
Saturday: Sunny. High 19. Clear overnight. Low 15.

Normals: High 21.0, Low 9.1

St. Andrews:

Thursday: Variably cloudy in the morning with light rain developing in the afternoon (POP 80%). High 21. Rain overnight (POP 80%). Low 16.  
Friday: Rain in the afternoon (POP 80%). High 19. Partly cloudy with isolated showers overnight (POP 40%). Low 13.  
Saturday: Sunny. High 20. Clear overnight. Low 15.

Normals: High 20.0, Low 6.0



| TIDES FOR TODAY & TOMORROW |         |        |         |        |          |        |          |        |
|----------------------------|---------|--------|---------|--------|----------|--------|----------|--------|
|                            | Time    | Height | Time    | Height | Time     | Height | Time     | Height |
| <b>Saint John</b>          | 1:49(H) | 8.2    | 8:04(L) | 0.6    | 14:10(H) | 8.2    | 20:26(L) | 0.6    |
| tomorrow                   | 2:33(H) | 8.1    | 8:47(L) | 0.7    | 14:54(H) | 8.2    | 21:12(L) | 0.7    |
| <b>Miramichi</b>           | 2:19(L) | 0.4    | 8:33(H) | 1.3    | 14:49(L) | 0.2    | 20:32(H) | 1.2    |
| tomorrow                   | 3:13(L) | 0.1    | 9:21(H) | 1.2    | 15:18(L) | 0.3    | 21:05(H) | 1.3    |
| <b>St. Andrews</b>         | 2:05(H) | 7.5    | 8:28(L) | 0.2    | 14:29(H) | 7.4    | 20:51(L) | 0.2    |
| tomorrow                   | 2:51(H) | 7.4    | 9:14(L) | 0.3    | 15:15(H) | 7.4    | 21:39(L) | 0.2    |
| <b>The Rocks</b>           | 2:04(H) | 13.2   | 8:37(L) | 0.8    | 14:26(H) | 13.3   | 20:59(L) | 0.6    |
| tomorrow                   | 2:48(H) | 13.3   | 9:20(L) | 0.7    | 15:11(H) | 13.4   | 21:44(L) | 0.6    |
| <b>Shediac</b>             | 1:48(H) | 1.3    | 6:03(L) | 1.1    | 13:28(H) | 1.4    | 18:44(L) | 0.9    |
| tomorrow                   | 1:51(H) | 1.3    | 6:53(L) | 0.9    | 14:33(H) | 1.5    | 19:18(L) | 1      |
| <b>Bay of Chaleur</b>      | 0:20(L) | 0      | 6:05(H) | 1.8    | 12:40(L) | 0.2    | 18:25(H) | 1.8    |
| tomorrow                   | 1:07(L) | 0      | 6:48(H) | 1.7    | 13:14(L) | 0.2    | 19:07(H) | 1.9    |

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The Weather Network

Canada today

|             |          |       |
|-------------|----------|-------|
| Calgary     | p.cloudy | 27/11 |
| Edmonton    | p.cloudy | 24/11 |
| Halifax     | rain     | 22/20 |
| Iqaluit     | cloudy   | 5/1   |
| Montreal    | showers  | 23/15 |
| Ottawa      | showers  | 22/12 |
| Quebec City | p.sunny  | 22/15 |
| Regina      | m.sunny  | 26/11 |
| Saskatoon   | p.cloudy | 26/14 |
| St. John's  | p.cloudy | 19/13 |
| Toronto     | showers  | 20/13 |
| Vancouver   | p.sunny  | 23/14 |
| Victoria    | p.cloudy | 23/12 |
| Whitehorse  | p.cloudy | 15/8  |
| Winnipeg    | p.cloudy | 23/15 |
| Yellowknife | p.sunny  | 12/4  |

World tomorrow

|             |          |       |
|-------------|----------|-------|
| Amsterdam   | showers  | 23/17 |
| Atlanta     | m.sunny  | 27/16 |
| Bangkok     | tsloms   | 29/25 |
| Beijing     | p.cloudy | 26/20 |
| Berlin      | tslowers | 25/17 |
| Boston      | p.cloudy | 23/12 |
| Brussels    | showers  | 22/15 |
| Chicago     | sunny    | 26/18 |
| Hong Kong   | tslowers | 29/28 |
| Honolulu    | showers  | 31/24 |
| Jerusalem   | p.cloudy | 27/16 |
| Las Vegas   | sunny    | 39/27 |
| London      | showers  | 21/16 |
| Los Angeles | sunny    | 31/22 |
| Madrid      | p.cloudy | 23/12 |
| Mexico City | p.sunny  | 22/12 |
| Miami       | tslowers | 33/25 |
| Moscow      | showers  | 20/13 |
| New York    | m.sunny  | 23/16 |
| Orlando     | tslowers | 32/24 |
| Paris       | showers  | 25/16 |
| Rome        | p.cloudy | 30/18 |
| Sydney      | p.cloudy | 23/12 |
| Tokyo       | p.cloudy | 28/22 |
| Washington  | sunny    | 26/16 |

1 mm water is approximately 1 cm of snow