

Council Chambers
City Hall
Moncton, N. B.
February 4, 2019
4:00 p.m.

MINUTES – REGULAR PUBLIC MEETING

MEMBERS OF CITY COUNCIL

Mayor Dawn Arnold	Councillor Charles Léger
Councillor Pierre Boudreau	Councillor Bryan Butler
Deputy Mayor Greg Turner	Councillor Brian Hicks
Councillor Shawn Crossman	Councillor Susan Edgett
Councillor Paulette Thériault	Councillor Paul Pellerin
Councillor Blair Lawrence	

ABSENT

ALSO PRESENT

M. Landry, City Manager
B. Quigley, City Clerk & Director of Legislative Services
D. MacLellan, General Manager Community Safety Services
C. Dallaire, General Manager Recreation, Culture and Events
J. Doucet, General Manager Finance and Administration Services
J. MacDonald, General Manager, Engineering and Environmental Services
L. Hanson, General Manager, Human Resources and Corporate Services
N. Robichaud, General Manager, Legislative Services
B. Budd, Director, Urban Planning
A. Smith, Urban Planner
K. Lacelle, Urban Planner
Superintendant T. Critchlow, RCMP
A. Cormier, Corporate Communications

1. CALL TO ORDER/OUVERTURE DE LA SÉANCE

Mayor Arnold welcomed Councillor Crossman back to Council after his illness.

2. ADOPTION OF AGENDA/ADOPTION DE L'ORDRE DU JOUR

Motion: That the agenda for February 4, 2019 be approved as circulated.:

Moved by : Councillor Boudreau
Seconded by : Councillor Edgett

MOTION CARRIED

3. CONFLICT OF INTEREST DECLARATIONS/DÉCLARATIONS DE CONFLITS D'INTÉRÊTS

No conflicts were declared for this meeting

4. ADOPTION OF MINUTES/ADOPTION DU PROCÈS VERBAL

Motion: That the minutes of the Regular Public Council meeting dated January 21, 2019 be adopted.

Moved by : Councillor Leger
Seconded by : Councillor Butler

MOTION CARRIED

Mayor Arnold recognized and thanked Jim Moore for his 17 years of service with the City of Moncton as a Commissioner and security at the Public Council meetings.

5. CONSENT AGENDA/QUESTIONS SOUMISES À L'APPROBATION DU CONSEIL

6.

PUBLIC AND ADMINISTRATION PRESENTATIONS/ EXPOSÉS DU PUBLIC ET DE L'ADMINISTRATION

Other Presentation/Autres présentations

Benefits of Moving to Moncton – Mike Tessier

Spoke of the positive benefits of moving to the City, such as concerts, trails, events. The City has one of the best Zoos.

7.

PLANNING MATTERS/ QUESTIONS D'URBANISME

7.1 Former Moncton High – Finalizing Conditional rezoning

Mr. Budd presented the final design of the off-site parking lot to finalize the Conditional Zoning Agreement for the rezoning of the former Moncton High School site and sports field.

Mr. Budd reminded Council that during the November 5, 2017 public hearing Council gave 2nd and 3rd readings to the rezoning of 207 Church Street – PID 70556329 from P1 to MU (Z-213.49), along with Municipal Plan amendment from CU to MUC (Z-113.18), and 290 Church Street – PID 70626304 from P2 to MU (Z-213.50), along with Municipal Plan amendment from CU to MUC (Z-113.19). Council's approval required that the following condition be completed prior to finalizing the rezoning:

- (a) That the final design of the off-site parking lot layout and circulation, green space, landscaping and buffering and that final approval be required of Council prior to finalizing the Conditional Zoning Agreement.

In accordance with Condition (a), Heritage Developments Limited (the owner of both properties) conducted a Public Consultation Meeting on December 6, 2018 to seek input from the adjacent neighbourhood on the proposed design of the off-site parking lot. Approximately 25 residents attended the meeting. Representatives from City of Moncton Administration (Engineering, Parks and Urban Planning) were available to help facilitate the meeting and answer questions on the rezoning process. It was noted that the public engagement event also served as an opportunity to gather preliminary feedback on the future upgrades for the neighbourhood park located at 51 Marjorie Street.

The event included a presentation from the property owner and their consultants, along with an open house format discussion with local residents. The neighbourhood provided feedback on the proposal which can generally be summarized into three main points:

1. Transfer small portion of land in southwest corner
2. Temporary community use until parking is needed and developed.
3. Additional vegetation to increase screening and buffer

Parking Lot Design

The off-site parking lot was designed in accordance with Zoning By-law Z-213. There are specific standards that must be met when a parking lot for more than 150 parking spaces is proposed including but not limited to:

- Landscaped island, consisting of trees, flowering shrubs and perennials, to be located at the end of parking rows;
- Pedestrian walkways providing access between the parking spaces and the public sidewalk on Church Street;
- Landscaping covering at least 10%, of which 5% needs to be within the interior of the parking lot area (28% total provided, of which 6.7% is on the interior);
- Lighting will be arranged to divert light away from streets and adjacent residential lots (lighting design plan is attached for Council's consideration); and
- Minimum 3 metre landscape buffer and opaque fence adjacent to residential properties (4.9 metres to 7.05 metres landscape buffer and opaque fence provided).

Councillor Pellerin entered the meeting at 4:16 p.m.

Motion: That Council approve the final design of the off-site parking lot at 290 Church Street – PID 706263041 in order to finalize the Conditional Zoning Agreement for 207 Church Street – PID 70556329 (Z-213.49 and Z-113.18) and 290 Church Street – PID 70626304 (Z-213.50 and Z-113.19).

Moved by : Councillor Thériault

Seconded by : Councillor Lawrence

It was suggested that perhaps in the future should the small piece of property be donated or sold to the City it be utilized as a trail, sidewalk or even community garden.

MOTION CARRIED

7.2 Re-designation and re-zoning of lands east of Frenette Avenue, Caledonia Industrial Park

Mr. Smith explained that administration has received a Municipal Plan and Zoning By-law amendment application for four (4) lots in Caledonia Industrial Park (the 'Subject Lands'). Three lots front directly onto Frenette Avenue (Parcel Identifier Number (PID) 70507017, 706315969, and 70631551; civic addresses 80, 75, and 55 respectively). The fourth lot (PID 70460829) is behind Kent's building supply and does not have a civic address. All lots are split zoned 'Industrial Park (IP)' and 'Open Space and Conservation (P-2).' The Applicant is Moncton Industrial Development; however, the proposal is being brought forward as a housekeeping item on behalf of Moncton Industrial Development and Urban Planning. Portions of the Subject Lands are proposed to be re-designated, to-and-from 'Industrial (ID)' to 'Community Use (CU)' (Municipal Plan); and re-zone the same lands to-and-from IP to P-2 (Zoning By-law). The purpose of the amendment is to accurately zone lands in conjunction with a recent (November, 2017) wetland (environmental engineering) delineation report and section 109 of the zoning By-law (30m watercourse setback).

The next steps for this rezoning are as follows:

- **Public Presentation**
 - February 19, 2019
- **Planning Advisory Committee Meeting**
 - February 27, 2019
- **Public Hearing / 2nd and 3rd Readings**
 - April 1, 2019

Motion: That Moncton City Council proceed with the proposed amending Municipal Plan By-law # Z-113.25 and Zoning By-law # 213.62 by:

- 1) Giving first reading to the amendments;
- 2) Referring the amendments to the Planning Advisory Committee for its written views;
- 3) Setting a Public Presentation date for February 19, 2019; and
- 4) Tentatively scheduling a Public Hearing date (to be confirmed and formally set at the above-noted Public Presentation) for April 1, 2019 to consider objections from the public

Moved by : Councillor Boudreau

Seconded by : Councillor Leger

MOTION CARRIED

8.

STATEMENTS BY MEMBERS OF COUNCIL/ EXPOSÉS DES MEMBRES DU CONSEIL

Shawn Crossman

- Welcomed Councillor Hicks back to Council. Thanked him for his support during his recent illness.

Greg Turner

- Welcomed Councillor Crossman back to Council.
- Represented the City at several events these past few weeks – New Brunswick Maple Sugar Association; flag rising for Bell Talks Promotion; 2019 Chinese New Year.
- Made mention of the Blue Man Group starting their Canadian tour this week in Moncton.

Paulette Thériault

- Welcomed Councillor Crossman back to Council.

Blair Lawrence

- Welcomed back Councillor Crossman back to Council.
- Spoke of his disappointment of the cancellation of les Jeux de la Francophonie in Moncton. He spoke of the economic fallout and the effect it will have on our tourism industry.

Charles Léger

- Spoke of the Flash Festival that will be held on February 15 & 16. He made mention of a light and music event that is to be held on Friday February 15 at the Cathedral.

Brian Hicks

- Welcomed Councillor Crossman back to Council.
- Spoke of transparency and accountability at the City of Moncton. He mentioned two requests he made to both the City Manager and City Clerk.
 - Snow removal update to be added to the today's agenda.
 - Requested information through RTIPPA from the City Clerk's Office. Questioned who is responsible at the Province for RTIPPA should confirmation of release of redacted information be questioned.
- It is his opinion that some items dealt with in Private Sessions could be brought directly to a public meeting.

Bryan Butler

- Welcomed Councillor Crossman back to Council.
- Received a few calls regarding the smell in the Hildegard area. He asked citizens to contact Public Works, or their councillors, to apprise them of the situation so that these can be tracked.
- He spoke of the costs of the Jeux de la Francophonie and its cancellation.

Pierre Boudreau

- Spoke of the cancellation of the Jeux de la Francophonie. He indicated that the \$170M was 'a wish list' amount. In his opinion the games could have been held here with a budget of \$45M.
- Made mention that February is Black History month.

Dawn Arnold

- Thanked the Chamber of Commerce for the opportunity to provide the tri-community State of the City Address.
- Spoke of the Hub City Young Professional event 'Mean Tweets' featuring the Mayors of Riverview, Moncton and Dieppe.
- Attended the State of the Province Address.
- Spoke of the Leaving Your Mark event presented by the Greater Moncton Women's Progress Club. Funds collected from the event will go to various City charities.

Late Presentation: Flash Festival

Lisa Griffith, Executive Director, thanked the City for their continued support of the Flash Festival. She spoke of the events happening during the festival that will take place February 15 & 16, 2019.

9.

REPORTS AND RECOMMENDATIONS FROM COMMITTEES AND PRIVATE MEETINGS/ RAPPORTS ET RECOMMANDATIONS DES COMITÉS ET RÉUNIONS À HUIS CLOS

9.1 **Recommendation(s)** – Committee of the Whole – January 28, 2019

- 1) **That** Moncton City Council approve a grant of \$500,000 to the Friends of the Moncton Hospital commencing in 2021.

Moved by : Deputy Mayor Turner
Seconded by : Councillor Boudreau

Councillor Hicks requested that administration provide a breakdown of the groups that may see a reduction in funding if Council accepts this recommendation. He will not be able to support this motion.

Councillor Pellerin advised that the funding would be \$100,000 per year for year. He indicated that the funds will be going to the NeoNatal and Heart Speciality. In his opinion, this funding will allow for a better quality of life for citizens of Moncton. He suggested that some of the long term grants currently being offered be cut by 1% or 2%. He is proposing that the non-profits (such as Atlantic Wellness Centre, Peter McKee Food Bank, Boys and Girls Club) not be touched; however, that other organizations receive a decrease in grant funding.

MOTION CARRIED

Nay:
Councillor Hicks

Councillor Crossman left the meeting

- 2) **That** Moncton City Council adopt the latest edition of the Subdivision Development Procedures, Standards and Guidelines (2019).

Moved by : Councillor Leger
Seconded by : Councillor ?

MOTION CARRIED

- 3) **That** Moncton City Council adopt the Levels of Service for Building Inspection, 911 Call Taking and Dispatching and Urban Planning.

Moved by : Councillor Butler
Seconded by : Councillor Lawrence

MOTION CARRIED

10.

REPORTS FROM ADMINISTRATION/ RAPPORTS DE L'ADMINISTRATION

10.1 **Request for Proposal RFP18-082** – Architectural and Engineering Services (New Codiac RCMP Facility)

1. **That** Request for Proposal #RFP18-082 – Architectural and Engineering Design, Construction Administration, and Commissioning Services (New Codiac RCMP Facility) **be awarded** to the highest-scoring Proponent, being RPL Architects, at a Fixed Percentage Fee of 7.58%, plus H.S.T. @ 15%, and all estimated disbursements / out-of-pocket expenses.
2. **That** a Contingency Allowance in the amount of \$100,000.00, plus H.S.T. @ 15% **be established** for this professional assignment to address any unforeseen / unknown project requirements which may result in additional architectural, engineering or specialized technical services being required.

Moved by : Councillor Leger
Seconded by : Councillor Lawrence

Councillor Crossman returned to the meeting

In response to a question from Councillor Hicks, Mr. Doucet indicated that Riverview and Dieppe will pay rent based on the total cost of the build. Councillor Hicks expressed his concerns with the City being liable for 100% of the cost, and borrowing. City Manager Landry indicated that the total cost will be factored in, and if there are any additional costs to the City of Moncton will be shared with the other two municipalities. He reminded Council that that there will be progress payments and the costs associated will be factored into the cost share as well. City Manager Landry reiterated that any additional costs (such as interest costs) would also be factored in the charges to the other municipalities.

City Manager indicated that administration will follow up and provide the details to Council on the payment schedule, and payment interest.

Councillor Léger reminded Council that the building at 520 Main Street is owned by the City of Moncton and the city would benefit from the profits of the sale of the building.

MOTION CARRIED

10.2 **Request for Proposal RFP18-093** – Interpretive Translation Services

Motion: That Request for Proposal #RFP18-093 for the provision of Interpretive Translation Services **be awarded** to the highest-scoring Proponent, being Nathalie Wilson, for a one (1) year period, with options to extend the agreement for up to four (4) additional one (1) year periods (if it is in the City's best interest to do so).

Moved by : Councillor Leger
Seconded by : Councillor Boudreau

Deputy Mayor Turner questioned if the award is being giving to a firm or individual, he reiterated that the tender asked that it be a company. Deputy Mayor Turner indicated that he is not prepared to accept this recommendation.

Councillor Butler also questioned the wording of firm – Mr. Robichaud indicated that unless there is wording in the RFP that it must be an incorporated firm; it would not matter if it was a firm or an individual. As for confidentiality – the interpreter must sign a confidentiality agreement.

City Manager indicated that should Council require further information, the recommendation could be postponed.

Motion: That the item **Request for Proposal RFP18-093** – Interpretive Translation Services **be postponed** until February 19, 2019.

Moved by: Councillor Pellerin
Seconded by: Councillor Lawrence

MOTION TO POSTPONE CARRIED

Councillor Pellerin left the meeting

11.

READING OF BY-LAWS/ LECTURE D'ARRÊTÉS MUNICIPAUX

The City Clerk announced that the following by-laws will be posted on line at www.moncton.ca in lieu of reading them into the record at future meetings, pursuant to Section 15.3(a) ii (A&B) of the Local Governance Act, or same can be faxed, mailed or e-mailed to interested parties at their request.

- 11.1 **A By-Law** in amendment of a By-Law Relating to the Adoption of the City of Moncton Municipal Plan, being By-Law Z-113.25 – Frenette Avenue – **First Reading**

First Reading only

- 11.2 **A By-Law** in Amendment of the City of Moncton Zoning By-Law, being By-Law Z-213.62 – Frenette Avenue – **First Reading**

First Reading only

Pursuant to Section 15.3(a) ii (A&B) of the Local Governance Act the following by-laws were posted on the City of Moncton Internet site for the required time period specified in the Act. The by-laws receive second and third readings by title only.

Councillor Pellerin returned to the meeting

- 11.3 **A By-Law** in amendment of a By-Law Respecting the proceedings of Moncton City Council and Committee Meetings, being By-Law A-418.1 – **Second and Third Readings**

Motion: I would move that 2nd Reading be given to By-Law A-418.1.

Moved by : Councillor Lawrence
Seconded by : Councillor Butler

MOTION CARRIED

2nd reading was administered by the City Clerk.

Motion: I would move that 3rd reading be given and that by-law A-418.1 be ordained and passed and the Mayor and City Clerk be authorized to affix the corporate seal thereto.

Moved by : Deputy Mayor Turner
Seconded by : Councillor Butler

MOTION CARRIED

3rd reading was administered by the City Clerk

12.

NOTICES MOTIONS AND RESOLUTIONS/ AVIS DE MOTIONS ET RÉOLUTIONS

13.

APPOINTMENTS TO COMMITTEES/ NOMINATIONS À DES COMITÉS

14.

ADJOURNMENT/ CLÔTURE DE LA SÉANCE

Motion: That the meeting be adjourned.

Moved by: Councillor Boudreau

MOTION CARRIED

/6:27 pm.