

Council Chambers  
City Hall  
Moncton, N. B.  
January 21, 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 Paulette Thériault	Councillor Susan Edgett
Councillor Blair Lawrence	Councillor Paul Pellerin

### ABSENT

Councillor Shawn Crossman

### 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  
K. Silliker, Director Economic Development  
S. Anderson, Urban Planner  
K. Lacelle, Urban Planner  
Superintendant T. Critchlow, RCMP  
I. LeBlanc, Director, Corporate Communications

### 1.

#### CALL TO ORDER/OUVERTURE DE LA SÉANCE

Mayor Arnold welcomed and noted the presence of Ward 3 Councillor Brian Hicks, who was duly sworn in as a member of Moncton City Council by Barbara A. Quigley, City Clerk, on December 21, 2018, in Moncton City Council Chambers.

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### 2.

#### ADOPTION OF AGENDA/ADOPTION DE L'ORDRE DU JOUR

**Motion :** That the agenda for January 21, 2019 be approved as circulated.:

Moved by : Councillor Boudreau  
Seconded by : Councillor Lawrence

#### MOTION CARRIED

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### 3.

#### CONFLICT OF INTEREST DECLARATIONS/DÉCLARATIONS DE CONFLITS D'INTÉRÊTS

*No conflicts were declared for this meeting*

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### 4.

#### ADOPTION OF MINUTES/ADOPTION DU PROCÈS VERBAL

**Motion :** That the minutes of the Regular Public Council meeting dated December 17, 2018 be adopted

Moved by : Councillor Edgett  
Seconded by : Councillor Leger

#### MOTION CARRIED

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### 5.

#### CONSENT AGENDA/QUESTIONS SOUMISES À L'APPROBATION DU CONSEIL

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6.  
**PUBLIC AND ADMINISTRATION PRESENTATIONS/ EXPOSÉS DU PUBLIC ET DE  
L'ADMINISTRATIONS**

**Other Presentation/Autres présentations**

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7.  
**PLANNING MATTERS/ QUESTIONS D'URBANISME**

7.1 **Public Hearing** – Municipal Plan and Zoning By-law amendment – Franklin Yard – *Objections Received*

Mr. Budd advised that at the December 03, 2018 Regular Public meeting, Council resolved that a public hearing be scheduled for January 21, 2019 in order to inform the public of the proposed Municipal Plan amendment Z-113.24 as it pertains to the rezoning of the lands known as Franklin Yard (PIDs 00723056, 70356050, 00727487, 00727495, 70356019, 70356068, 70356027).

An application had been received from Shane Flanagan, WSP Group, on behalf of Enterprises Mapoma Ltee., land owner, to rezone the above mentioned land to accommodate a mix of land uses to include residential, a local private college, future commercial development, and park land.

A public presentation was held on December 3, 2018 to present information to the public on the Municipal Plan amendment. Both By-laws were given 1st reading by Council on November 19, 2018.

The statutory notice of the public hearing appeared in the newspapers on December 29, 2018, while the second notice was mailed to all property owners within 100 metres of the subject site on January 2, 2019.

As per the requirements of the Community Planning Act, Council also referred the Zoning By-law amendment to the Planning Advisory Committee (PAC) for its written views.

Jim Scott presented an overview of the developer's plans, in particular the 20 meter buffer being proposed.

**Objectors**

**Ian Scott:**

Mr. Scott felt that a 20 foot buffer is not sufficient. He referenced the clear cutting that had been done at the Cabala's development that impacted Mapleton Park.

**Read Kennedy:**

Questioned what type of development would be allowed at the north end of the development. In response, Mr. Budd clarified that the zoning would consist of multi-unit housing – such as apartments, senior homes, townhouses, etc. Mr. Budd also advised that the buildings could be 3-4 stories as per the zoning by-law.

***The Mayor declared the Public Hearing closed at 4:57 p.m.***

**Motion:** That Moncton City Council proceed with the proposed amending Municipal Plan By-law # Z-113.24 and Zoning By-law # Z-213.14 by giving second and third readings.

That the rezoning be subject to a conditional zoning agreement, including but not limited to the following:

- 1) That two easements for public infrastructure, as shown on the tentative subdivision plan, be granted to the City of Moncton and are subject to the approval of the City of Moncton Engineering department;
- 2) That all costs associated with servicing and easements are to be borne by the developer;
- 3) That appropriate screening be located between the industrial uses on Millennium and the future residential uses on the north side of Croasdale Street. The screening will be proposed and is to be approved at the time of a development proposal for the residential area north of Croasdale Street;
- 4) That nothing contained herein shall prohibit or in any way limit the Developer's right to apply for a variance pursuant to the provisions of the Community Planning Act;
- 5) That the 20 metre treed buffer along the southern side of the property be deeded to the City prior to the issuance of a Building and Development permit;
- 6) That the rezoning agreement be signed within 12 months of 3rd reading of by-laws and if the agreement is not signed by the deadline the rezoning will not come into effect;
- 7) That the \$1,000 security deposit required for a Conditional Rezoning Agreement and by-law registry fees be paid prior to registration.
- 8) That any development anticipated to generate more than 100 additional peak hour trips as calculated by the most recent edition of the Institute of Transportation Engineers Trip Generation Manual will be subject to a traffic impact study, by and at the cost of the developer, pursuant to the Traffic Impact Study Guidelines and as approved by the City

of Moncton Engineering department, before the issuance of a development permit, and the developer shall be required to implement the recommendations of the study as approved by the City of Moncton Engineering department;

- 9) That if it is determined that the upgrades / changes required by the above noted traffic impact study will also be a benefit to existing development across the city in addition to the development proposed on site, cost-sharing may be considered by the City through development charges and other means; and
- 10) That any decision made related to cost sharing will be made by City Council.

Moved by : Councillor Leger

Seconded by : Councillor Lawrence

**MOTION CARRIED**

*Nay:*

*Councillor Pellerin*

**7.2 Public Hearing** – Amendment to an existing Conditional Zoning Agreement – 33 Diamond Head Court – *Objections Received*

At the December 3, 2018 Regular Public Meeting, Council resolved that a public hearing be scheduled for January 21, 2019 for the consideration of objections to the proposed amendment.

Administration received an application from Robert LeBlanc, CVR Home Improvements to amend an existing Conditional Zoning Agreement for 33 Diamond Head Court. The amendment will accommodate the construction of a 4 storey 54 unit apartment building.

The statutory notice of the public hearing appeared in the newspapers on December 29, 2018 while the second notice was mailed out to properties located within 100 metres of the subject site on January 2, 2019.

As per the requirements of the Community Planning Act, Council also referred the amendment to the Planning Advisory Committee (PAC) for its written views.

It was noted that based on feedback received from Council when the rezoning was introduced on December 3, 2018, the following updates were made to the recommendation:

1. Through consultation with the City's arborist, it is recommended that the vegetated berm include additional native saplings to create a naturalized screening over time;
2. Added deadline of July 1, 2019 to complete the landscape buffer;
3. Added deadline of 3 years to obtain a permit for the development; and
4. Added standard condition requiring the \$1,000 security deposit and by-law registry fees

**Objectors:**

No objectors came forward to speak.

***The Mayor declared the Public Hearing closed at 5:17 p.m.***

**Motion:** That Council proceed with the amendment process for the Conditional Zoning Agreement and the recommended amendments should be as follows:

- a) That a landscape/vegetative buffer be created and maintained between the R2 and R3 zones;
- b) That the development be carried out in general conformance with the plans and drawings submitted as Schedule B;
- c) That the existing berm includes an additional approximately 15 shrubs, including a mixture of amur maple, golden elder and common lilac, along with 18-20 native saplings, to improve screening from R2 properties as shown on Schedule B by July 1, 2019;
- d) That landscaping is completed in accordance with Schedule B;
- e) That notwithstanding Section 129(5)(b) of Zoning By-law Z-213, jigs and jogs are permitted to exceed 9 metres, as shown on Schedule B;
- f) That notwithstanding Section 129(5)(d) of Zoning By-law Z-213, the public entrance will be located as shown on Schedule B
- g) That a Building and Development Permit be obtained within 3 years of the rezoning coming into effect; and
- h) That the \$1,000 security deposit required for a Conditional Zoning Agreement and by-law registry fees be paid prior to registration.

Moved by: Councillor Butler

Seconded by: Deputy Mayor Turner

**MOTION CARRIED**

7.3 **Public Hearing** – Rezoning application – 69-71 Archibald Street – *Objections Received*

At the December 17, 2018 Regular Public meeting, Council resolved that a public hearing be scheduled for January 21, 2019 for the consideration of objections to the proposed Zoning By-law amendment Z-213.60. By-law Z-213.60 was also given 1st reading by Council at the December 17, 2018 Council meeting.

Administration has received an application from ML Rentals Ltd., land owner, to rezone land at 69-71 Archibald Street from SBD (Secondary Business District) to UR (Urban Residential) to accommodate the construction of a four-storey, 32 unit apartment building.

The statutory notice of the public hearing appeared in the newspapers on December 29, 2018 while the second notice was mailed out to properties located within 100 metres of the subject site on January 2, 2019.

As per the requirements of the Community Planning Act, Council also referred the Zoning By-law amendment to the Planning Advisory Committee (PAC) for its written views.

A correspondence was received by CN requesting a noise study should the need arise. Urban Planning administration does not believe a study is required at this time.

Julien LeBlanc, developer, advised Council that he currently own seven buildings in the area, and he has never received a complaint regarding noise from the train.

***The Mayor declared the Public Hearing closed at 5:30 p.m.***

**Motion:** That Moncton City Council proceed with the Zoning By-law amendment subject to the following conditions:

- 1) That notwithstanding section 45(3) of Zoning By-law Z-213, the requirement for a fence on the south side of the parking area off of Archibald Street is not required;
- 2) That the subject land owner work with the owner of 61-63 Archibald Street to come up with a mutually satisfactory alternative for screening the parking area at 69-71 Archibald Street, and its implementation is to be at the expense of the subject land owner;
- 3) That it is the proponent's responsibility to ensure that any contaminated soil or groundwater encountered is managed in accordance with the Department of Environment and Local Government's Guidelines for the Management of Contaminated Sites;
- 4) That the subject lots be consolidated prior to the issuance of a Building and Development Permit;
- 5) That the rezoning agreement be signed within 12 months of it coming into effect unless an extension is approved, and if the agreement is not signed by the deadline, the rezoning will not come into effect;
- 6) That the \$1,000 security deposit required for a Conditional Rezoning Agreement and by-law registry fees, be paid prior to registration

Moved by : Councillor Theriault

Seconded by : Councillor Lawrence

**MOTION CARRIED**

7.4 **Application** to amend the permitted uses in the NC Zone (Neighbourhood Convenience) at 61 Donald Avenue

Administration has received an application from Jay Tse, agent, on behalf of Jeremy McCabe, land owner, to amend the permitted uses in the NC Zone (Neighbourhood Convenience) at 61 Donald Avenue, to permit a residential dwelling on the main floor.

The land owner is proposing to construct a three storey building at the intersection of Donald Avenue and Curry Street. The proposal includes a 1,100 ft<sup>2</sup> (approximate) café/restaurant on the main floor and five residential units. The land is currently vacant. The property is currently zoned NC (Neighbourhood Convenience). The NC Zone specifies that residential uses are only permitted as a secondary use and are required to be above the ground floor.

NB Regulation 2011-61 (Barrier-Free Design Building Code Regulation) requires that when any new residential building with more than three units is being constructed, one unit for every 20 units (or part thereof) shall conform with barrier-free requirements.

In this case, the NC Zone specifically does not permit residential units on the ground floor. Therefore the barrier-free unit has to be on either the second or the third floor. This would require an elevator which is a significant cost to the land owner considering the building is not very large.

Therefore the applicant is requesting an amendment to the permitted uses in the NC Zone to permit a residential dwelling on the main floor that will be dedicated as the barrier-free unit.

A public hearing is to be set for February 19, 2019 to hear any objections to the rezoning.

**Motion: That** Moncton City Council proceed with the amendment process for Zoning By-law Z-213.61 and:

- 1) That Council give 1<sup>st</sup> reading to Zoning By-law amendment Z-213.61;
- 2) That a public hearing be set for February 19, 2019; and
- 3) That By-law Z-213.61 be referred to the Planning Advisory Committee for its written views; and

The rezoning, if approved, should be subject to a conditional zoning agreement, including but not limited to:

- 1) That notwithstanding section 42(1)(e) of the Zoning By-law, parking is permitted in the required rear and side yard as shown on the Site Plan (Schedule B);
- 2) That notwithstanding Table 13(3) of the Zoning By-law, the setback on the flankage yard is permitted to be increased as shown on the Site Plan (Schedule B);
- 3) That notwithstanding Schedule D (Parking Requirement Chart) of the Zoning By-law, the amount of parking is permitted to be reduced as shown on the Site Plan (Schedule B);
- 4) That notwithstanding section 34(2) of the Zoning By-law the garbage storage is permitted in the required rear and side yard as shown on the Site Plan (Schedule B);
- 5) That notwithstanding section 129(1) of the Zoning By-law the height of the building is permitted to be increased to 10.54 as shown on the elevation plan (Schedule B);
- 6) That the tree line on the west side be retained as much as possible;
- 7) That the rezoning agreement be signed within 12 months of it coming into effect unless an extension is approved, and if the agreement is not signed by the deadline, the rezoning will not come into effect;
- 8) The development shall be carried out in substantial conformance with the plans and drawings submitted as Schedule B; and
- 9) That the \$1,000 security deposit required for a Conditional Rezoning Agreement and by-law registry fees, be paid prior to registration.

Councillor Theriault expressed concerns with amending the Sunny Brae plan and with the design of the building. Mr. Budd advised Council that the City currently does not have a design committee. He reassured Council that administration will review the design of the building and provide an overview of their findings during the Public Hearing.

Moved by : Councillor Theriault  
Seconded by : Deputy Mayor Turner

#### **MOTION CARRIED**

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#### **8. STATEMENTS BY MEMBERS OF COUNCIL/ EXPOSÉS DES MEMBRES DU CONSEIL**

##### ***Pierre Boudreau***

- Welcomed Councillor Hicks back to Council.
- Reminded all dog owners to license their dogs.
- Asked that the City Manager and Legal Department check the legality of delivery of flyers to residents, when the company has been advised they no longer want to receive the flyers. He indicated that citizens have approached him with concerns of these flyers being delivered when they are out of town.

##### ***Greg Turner***

- Wished all a Happy New Year.
- Welcomed Councillor Hicks back to Council.
- Many events planned for 2019.
- Made mention of Mario Caissie and Andrée Savoie who will be working with Fusion to redevelop the Higgins Block
- Spoke of the economic spin off of the new event centre.
- Congratulated the Public Works Department for the great job they are doing during this latest storms.

##### ***Paulette Thériault***

- Welcomed Councillor Hicks to Council.
- Wished all citizens a happy, healthy, peaceful New Year.
- Attended the Forum des Maires last week.
- Expressed her desire that the City of Moncton continue heritage preservation. Spoke of the successful preservation of the train station in McAdam.
- Met with the Isabelle Hudon, Canadian Ambassador to France

##### ***Blair Lawrence***

- He feels that 2018 was an auspicious year for the City of Moncton.

- Welcomed Councillor Hicks back to Council.

**Charles Léger**

- Also thanked Public Works staff for their hard work during the latest storm
- Made mention of the great grooming of the parks this winter
- The Flash Festival will once again be held in February 2019.

**Brian Hicks**

- Thanked the citizens of Ward 3 for re-electing him to Council.
- Thanked the Mayor and City Clerk for the Swearing In Ceremony. Appreciated that all members of Council were in attendance that day.

**Bryan Butler**

- Spoke of Councillor Crossman's health. He made mention of the stem cell transplant, and advised all the procedure went well.

**Susan Edgett**

- Welcomed Councillor Hicks back to Council.

**Dawn Arnold**

- Mentioned the State of the City address to be held on January 30, 2019
- Attended the Songs of the City presented by the United Way
- Saturday February 03 will be participating in the Mayors' Mean Tweets event.
- Spoke of a contest between Saint John and Moncton – clean catch basin. Take a picture before and after and forward to the municipality.
- Flip Burger Week is on-going

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**9.**

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

**9.1 Recommendation(s) – Private Session – January 14, 2019**

**That**, Moncton City Council authorize Administration, through its external legal counsel in trust, to enter into an Agreement of Purchase and Sale with 623468 NB INC. to purchase the property located at LOT 06, plan # 21571469, PID 70439849, on Albert Street, for the price of \$2,450,000.00 and, that the Mayor and City Clerk be authorized to sign all necessary documents and affix the Corporate Seal thereto.

Moved by : Councillor Leger  
Seconded by : Councillor Boudreau

**MOTION CARRIED**

**9.2 Recommendation(s) – Special Private Session – January 21, 2019 (if necessary)**

**That** Moncton City Council approve the agreement between the City of Moncton and Downtown Moncton Centre-Ville Inc. relating to DMCI's contribution to the Events Centre and that the Mayor and City Clerk be authorized to sign all necessary documents and affix the Corporate Seal of the Corporation thereto.

Moved by : Deputy Mayor Turner  
Seconded by : Councillor Leger

In response to Councillor Pellerin, City Manager Landry indicated that there is an agreement that outlines payment schedules based on different scenarios. CFO Doucet explained that several scenarios were outlined and reviewed. Administration is confident that the entire \$3.75M would be paid within the 30 years.

Mayor Arnold indicated that administration will be providing further background information on the public tomorrow..

In response to a statement by Councillor Pellerin, Mayor Arnold indicated that Council had received the financials in a previous meeting.

Councillor Pellerin stated that in April 2014, DMCI was told publicly that the future downtown centre would not be taxed. Furthermore, in 2015 several letters of support were sent by DMCI indicating the payment of \$250,000 for 15 years. For these reasons, Councillor Pellerin indicated that he will not be supporting the motion.

Councillor Hicks provided Council with a copy of a 2015 CBC article that was written on DMCI's contribution towards the centre. He also expressed his desire, that the public should be made aware of all the facts concerning the deal with DMCI.

Councillor Hicks questioned the Executive Director of DMCI on a letter dated August 10, 2015 sent to then Mayor George LeBlanc from DMCI. Ms. Poirier-Basque indicated that at that time, they were not aware of the taxation for the building – such as retail space rental.

Councillor Hicks also indicated that he will not be able to support the motion.

Councillor Léger advised Council it is important to move forward with the agreement, and not look to the past.

Ms. Poirier-Basque and Mr. Jim Dixon, DMCI Board chair indicated that the MOU payment schedule is for 30 years; however, DMCI has a goal to pay the \$3.75M in 20 years.

**MOTION CARRIED**

*Nay:*

*Councillor Pellerin*

*Councillor Hicks*

*Councillor Butler*

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**10.**

**REPORTS FROM ADMINISTRATION/ RAPPORTS DE L'ADMINISTRATION**

**10.1 Public Hearing – 2019 BIA Levy – no objections received**

- That Moncton City Council approve the Downtown Moncton Centre-ville Inc. proposed levy for the year 2019, in the amount of \$785,988.00;
- That given no formal objections were received to the proposed budget when published, the Special Levy Rate for 2019 be established at 0.16/\$100.00 of Assessment based upon projected data – 2019 Assessments

Moved by : Councillor Leger

Seconded by : Deputy Mayor Turner

**MOTION CARRIED**

**10.2 Sewer System Review and Master Plan – Phase 7 Final Report – Shaun Bourque**

Mr. Bourque presented a summary of the findings for the Sewer System Review and Master Plan. He indicated that this assignment included an evaluation of the sewer systems (storm water and sanitary sewer) in three separate study areas, which were referred to as 7a, 7b, and 7c. Additional scope was added to the study to review the future development in the Humphrey's Brook Trunk Sewer shed, which was referred to as area 7D in the report.

The first tasks in this study encompassed collection of substantial information on the sewer systems in all areas including:

- GPS survey of all structures
- Internal "intrusive" inspections of all manholes
- And Closed Circuit TV inspection of all sewer pipes

The data collected was used to construct a detailed hydraulic model of the City's sanitary, storm and combined sewers in the project areas.

**Motion:** That City Council instruct Administration to incorporate the sewer rehabilitation and renewal recommendations and priorities forthcoming from Phase 7 of the *Sewer System Review & Master Plan* into the City's annual Capital Works Program.

Moved by : Councillor Lawrence

Seconded by : Councillor Boudreau

**MOTION CARRIED**

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**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](http://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 the City of Moncton Zoning By-Law, being By-Law Z-213.61 – Donald Ave. – First Reading – (subject to approval of item 7.4)**

*First Reading only*

- 11.2 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 – **First Reading**

**Motion:** I would move that first reading be given to by-law A-418.

Moved by: Councillor Leger  
Seconded by: Councillor Boudreau

**MOTION CARRIED**

*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.*

- 11.3 A By-law in Amendment of a By-Law Relating to the approval of the Budget for Downtown Moncton CentreVille Inc. and to Establish a Special Business Improvement Area Levy in the City of Moncton, being By-Law A-1002.18 – **Second and Third Readings** – (subject to approval of item 10.1)

**Motion:** I would move that 2<sup>nd</sup> Reading be given to By-Law A-1002.18.

Moved by : Councillor Leger  
Seconded by : Deputy Mayor Turner

**MOTION CARRIED**

**2<sup>nd</sup> reading was administered by the City Clerk.**

**Motion:** I would move that 3<sup>rd</sup> reading be given and that by-law A-1002.18 be ordained and passed and the Mayor and City Clerk be authorized to affix the corporate seal thereto.

Moved by : Councillor Leger  
Seconded by : Councillor Boudreau

**MOTION CARRIED**

**3<sup>rd</sup> reading was administered by the City Clerk.**

- 11.4 A By-Law in Amendment of a By-Law Relating to the Adoption of the City of Moncton Municipal Plan, Being By-Law Z-113.24 – Franklin Yard – **Second and Third Readings** – (subject to approval of item 7.1)

**Motion:** I would move that 2<sup>nd</sup> Reading be given to By-Law Z-113.24.

Moved by: Councillor Leger  
Seconded by: Councillor Lawrence

**2<sup>nd</sup> reading was administered by the City Clerk.**

**MOTION CARRIED**

**Motion:** I would move that 3<sup>rd</sup> reading be given and that by-law Z-113.24 be ordained and passed and the Mayor and City Clerk be authorized to affix the corporate seal thereto.

Moved by : Councillor Lawrence  
Seconded by : Councillor Leger

**MOTION CARRIED**

**3<sup>rd</sup> reading was administered by the City Clerk**

- 11.5 A By Law in Amendment of the City of Moncton Zoning By-Law, being By-Law Z-213.14 – Franklin Yard – **Second and Third Readings** – (subject to approval of item 7.1)

**Motion:** I would move that 2<sup>nd</sup> Reading be given to By-Law Z-213.14.

Moved by: Councillor Leger  
Seconded by: Councillor Lawrence

**MOTION CARRIED**

**2<sup>nd</sup> reading was administered by the City Clerk.**



**Motion:** I would move that 3rd reading be given and that by-law Z-213.14 be ordained and passed and the Mayor and City Clerk be authorized to affix the corporate seal thereto.

Moved by : Councillor Leger  
Seconded by : Deputy Mayor Turner

**MOTION CARRIED**

**3<sup>rd</sup> reading was administered by the City Clerk**

11.6 **By Law** in Amendment of the City of Moncton Zoning By-Law, being By-Law Z-213.60 – 69-71 Archibald – *Second and Third Readings – (subject to approval of item 7.3)*

**Motion:** I would move that 2<sup>nd</sup> Reading be given to By-Law Z-213.60.

Moved by : Councillor Boudreau  
Seconded by : Councillor Theriault

**MOTION CARRIED**

**2<sup>nd</sup> reading was administered by the City Clerk.**

**Motion:** I would move that 3rd reading be given and that by-law Z-213.60 be ordained and passed and the Mayor and City Clerk be authorized to affix the corporate seal thereto.

Moved by : Councillor Boudreau  
Seconded by : Councillor Leger

**MOTION CARRIED**

**3<sup>rd</sup> reading was administered by the City Clerk**

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**12.**

**NOTICES MOTIONS AND RESOLUTIONS/ AVIS DE MOTIONS ET RÉOLUTIONS**

12.1 **Resolution** – 2019 Deposit to General Operating Reserve Fund

**WHEREAS** section 101 of the Local Governance Act of New Brunswick confers power on City Council to create a General Operating Reserve Fund; and

**WHEREAS** the said Act requires that deposits made into the General Operating Reserve Fund be authorized by resolution; and

**WHEREAS** the City Treasurer recommends the deposit of **\$358,000**, being the budgeted 2019 deposit from the City's General Fund, be made to the General Operating Reserve Fund.

**THEREFORE BE IT RESOLVED** that authorization be granted for a deposit in the amount of **\$358,000** into the General Operating Reserve Fund.

Moved by : Councillor Butler  
Seconded by : Councillor Edgett

**MOTION CARRIED**

12.2 **Resolution** – 2019 Deposit to General Capital Reserve Fund

**WHEREAS** section 101 of the Local Governance Act of New Brunswick confers power on City Council to create a General Capital Reserve Fund; and

**WHEREAS** the said Act requires that deposits made into the General Capital Reserve Fund be authorized by resolution; and

**WHEREAS** the City Treasurer recommends the deposit of **\$9,261,697**, being the 2019 budgeted deposit from the City's General Operating Fund, be made to the General Capital Reserve Fund.

**THEREFORE BE IT RESOLVED** that authorization be granted for a deposit in the amount of **\$9,261,697**, into the General Capital Reserve Fund.

Moved by : Councillor Turner  
Seconded by : Councillor Boudreau

**MOTION CARRIED**

12.3 **Resolution** – 2019 Deposit to Utility Operating Reserve Fund

**WHEREAS** section 117(7) of the Local Governance Act of New Brunswick confers power on City Council to create a Utility Operating Reserve Fund; and

**WHEREAS** the said Act requires that deposits made into the Utility Operating Reserve Fund be authorized by resolution; and

**WHEREAS** the City Treasurer recommends the deposit of **\$10,000**, being the budgeted 2019 deposit from the City’s Utility Operating Fund, be made to the Utility Operating Reserve Fund.

**THEREFORE BE IT RESOLVED** that authorization be granted for a deposit in the amount of **\$10,000** into the Utility Operating Reserve Fund.

Moved by : Councillor Butler  
Seconded by : Councillor Leger

**MOTION CARRIED**

12.4 **Resolution** – 2019 Deposit to Utility Capital Reserve Fund

**WHEREAS** section 117(7) of the Local Governance Act of New Brunswick confers power on City Council to create a Utility Capital Reserve Fund; and

**WHEREAS** the said Act requires that deposits made into the Utility Capital Reserve Fund be authorized by resolution; and

**WHEREAS** the City Treasurer recommends the deposit of **\$2,185,000**, being the budgeted 2019 deposit from the City’s Utility Operating Fund, be made to the Utility Capital Reserve Fund.

**THEREFORE BE IT RESOLVED** that authorization be granted for a deposit in the amount of **\$2,185,000**, into the Utility Capital Reserve Fund.

Moved by : Deputy Mayor Turner  
Seconded by : Councillor Lawrene

**MOTION CARRIED**

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**13.**  
**APPOINTMENTS TO COMMITTEES/ NOMINATIONS À DES COMITÉS**

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**14.**  
**ADJOURNMENT/ CLÔTURE DE LA SÉANCE**

**That the meeting be adjourned.**

Moved by: Councillor Boudreau

**MOTION CARRIED**