

Council Chambers
City Hall
Moncton, N. B.
June 1, 2020
4:00 p.m.

MINUTES – REGULAR PUBLIC MEETING

MEMBERS OF CITY COUNCIL

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

ABSENT

ALSO PRESENT

M. Landry, City Manager
B. Quigley, City Clerk, Director of Legislative Services
B. Tait, Acting General Manager, Community Safety Services
C. Dallaire, General Manager, Recreation, Culture and Events, Via Webex
J. Doucet, General Manager Finance and Administration Services, Via Webex
J. MacDonald, General Manager, Engineering and Environmental Services
L. Hanson, General Manager, Human Resources and Corporate Services, Via Webex
T. Critchlow, Codiac RCMP Superintendant, Via Webex
N. Robichaud, General Manager, Legislative Services, Via Webex
I. LeBlanc, Director Corporate Communication
A. Richard, Director Design and Construction
K. Silliker, Director Economic Development
B. Budd, Director Urban Planning
A. MacNeil, Director By-Law Enforcement
C. Savoie, Director Strategic Planning and Policing Support Services, Via Webex
C. Landry, Fire Chief, Via Webex
É. Larose, Codiac RCMP
A. Smith, Urban Planner, Via Webex
J. Davis, Urban Planner, Via Webex

Guests

Anne Poirier-Basque, DMCI, via Webex
Jocelyne Dupuis, DMCI Chair, via Webex
Krista Cowling, La Bikery, via Webex

1. CALL TO ORDER

2. ADOPTION OF AGENDA

Motion: That the agenda be approved as circulated.

Moved by: Councillor Edgett
Seconded by: Councillor Boudreau

MOTION CARRIED

3. CONFLICT OF INTEREST DECLARATIONS

None declared

4. ADOPTION OF MINUTES

Motion: That the minutes of the regular public Council meeting dated May 19, 2020 be approved as circulated.

Moved by: Councillor Léger
Seconded by: Councillor Turner

MOTION CARRIED

5.

CONSENT AGENDA

6. PUBLIC AND ADMINISTRATION PRESENTATIONS

6.1 PUBLIC PRESENTATIONS

5 minutes

Other Presentations

2 minutes

6.2 ADMINISTRATION PRESENTATIONS

15 minutes

6.2.1 **Update** – Covid-19 (Coronavirus) – Marc Landry, City Manager & Conrad Landry, Fire Chief

Mr. Landry spoke of the changes in the past week in Campbellton regarding COVID-19. That city is now opened to the public; however, have halted the second phase of employees returning to work.

Chief Landry advised that the Emergency Order has been extended for 4 more weeks, and phase 2 of level Yellow has been extended to June 5 for reopening.

Superintended Critchlow indicated that work is slowly coming back to normal at the station, with some employees still working from home. He also indicated that the volume of calls continues to remain low over the past few weeks.

In response to Council Butler's question, Chief Landry indicated that playparks remain closed, and the signs should still be in place. Staff will be asked to go around town to see if these are still in place. He did advise Council that there is a plan being worked on to reopen the play parks within the city.

Councillor Léger requested that an update take place with Council during COTW or Regular Public Council as to homelessness, shelters within the City during the summer months.

Chief Landry indicated that basketball is not permitted at this time as it is considered a low contact sport. Once it is allowed, it will be subject to the 10 or less rule.

Councillor Thériault indicated that a light in the Braemar area that is left on during the night and the public has asked that this light be turned off during the night time hours. Ms. Dallaire indicated that they will review the file in the next few weeks, and will report back to Council.

In response to a question from Councillor Edgett, Mr. Landry advised that currently, 30% of employees are back at City Hall full time and 50% on a part time basis. The team continues to work to get the next phase of employees back to work by mid-end of June.

Chief Landry advised Council that the chambers should be ready for occupancy by the June 15, 2020 Council meeting.

7. PLANNING MATTERS

7.1 **Public Presentation** – Municipal Plan amendment application for PID 70531033 at Twin Oaks Drive and Ryan Street

Mr. Budd advised Council that administration has received an application from Cordova Realty Limited to rezone PID 70531033 from R2 (Two Unit Dwelling) to R3 (Multiple Unit Dwelling) and MU (Mixed Use) to accommodate the development of a mixed-use node with high and medium density residential dwellings with commercial uses and services.

Rezoning a portion of the property at the corner where Twin Oaks Drive meets Ryan Street from R2 to MU will require an amendment to the Municipal Plan to amend the designation from NH (Neighbourhood) to MUC (Mixed Use Centres and Corridors).

At the May 19, 2020 Regular Meeting, Moncton City Council resolved that a Public Presentation be scheduled for June 1, 2020 in order to inform the public of the proposed Municipal Plan amendment Z-113.27 as it pertains to the rezoning of PID 70531033 at Twin Oaks Drive and Ryan Street.

To implement the zoning change, a portion of the property needs to be re-designated in the Generalized Future Land Use Map of the Municipal Plan to MUC (Mixed Use Centres and Corridors).

The statutory notice of the public presentation appeared on the City's website on May 20, 2020, and in the newspapers on May 23, 2020.

In addition to setting the Public Presentation date, City Council resolved to:

- Schedule a tentative date for the Public Hearing for July 20, 2020; and
- Refer the application to the Planning Advisory Committee (PAC) for its written views.

Mr. Budd advised that the project has 4 phases and will be completed with 10 years. A shade study was performed and the information is available by contacting the Urban Planning Department. He reviewed the various conditions attached to the development.

Mr. Budd advised the public that they can view the development on Let's Chat Moncton, or submit any objections to the City Clerk's Office.

Motion: That Moncton City Council proceed with the Municipal Plan amendment being By-law Z-113.27 and the Zoning By-law amendment being By-law Z-213.73 by confirming the Public Hearing for 4:00p.m., July 20, 2020 in Council Chambers at City Hall.

Moved by: Councillor Hicks
Seconded by: Councillor Butler

MOTION CARRIED

8. STATEMENTS BY MEMBERS OF COUNCIL

9. REPORTS AND RECOMMENDATIONS FROM COMMITTEES AND PRIVATE MEETINGS

9.1 Recommendation(s) – Committee of the Whole – May 25, 2020

Mr. Tait provided an overview to Council on the need to have a shopping cart by-law within the City of Moncton.

Abandoned shopping carts have been identified as an issue of concern. Carts left on public or private property are not only a visible blight in a neighborhood, they also may create hazards or obstacles for individuals with accessibility issues navigating city sidewalks. Currently, City administration collects abandoned carts and returns them to the stores, at no cost to the store owner. As an example, in just one day earlier this year, over 20 carts were collected and returned and this practice is not sustainable.

In response to this issue, administration has drafted a "Shopping Cart By-law". The By-Law is modeled after other similar legislation in jurisdictions such as Ottawa and Halifax Regional Municipality. Highlights of the draft by-law include the following:

Will apply to stores located within a designated zone (essentially expanded downtown area);
Stores will be required to implement an approved cart management system, and provide store address and contact information on each cart;

Stores must retrieve abandoned carts within 24 hours of notification at their own expense;
Carts not retrieved by stores will be collected by the City and impounded, and only released to the store upon payment of a \$50 retrieval fee.

The intent of the by-law is to place the onus on store owners to prevent their carts from being taken from their property, and to provide a cost-recovery mechanism for abandoned carts to be removed from public or private property.

In response to a question from Councillor Butler, Mr. Landry indicated that the by-law would be in-force for the entire city. Cart identifiers are only required for downtown businesses.

Mr. Tait advised Council the by-law as it written is limited to signage and a 24-hour retrieval number. Councillor Thériault suggested that perhaps this option be implemented. Mr. Robichaud advised Council the by-law allows for owners to install these anti-theft devices to their carts; however, is not mandated.

Councillor Léger suggested that staff have additional consultation with business owners. He questioned the fees associated with the by-law, and the ability/willingness of store owners to pay. Mr. Robichaud indicated that business owners had been consulted on the by-law. He also informed Council that once the 7 day hold on the cart is concluded, the City has the ability to dispose of the cart.

Councillor Léger requested that City of Moncton staff be on the lookout for abandoned carts on city streets.

Motion: That Administration bring forward the draft By-law #A-1620, being a By-Law Relating to Shopping Carts in the City of Moncton, at an upcoming Public Council Meeting to provide consideration of giving first reading to the by-law. Council will be updated periodically on the status of the enforcement related items regarding this by-law.

Moved by: Councillor Butler
Seconded by: Councillor Turner

MOTION CARRIED

The principal purpose of the Affordable Housing – Building Permit and Planning Fee Equivalent Grant Policy is to increase affordable housing stock in the City. The policy provides assistance to eligible applicants by reducing property improvement costs through the provision of grants equal in amount to fees/costs related to development and building permits, demolition permits, subdivision applications, Municipal Plan and Zoning By-law amendments, and variances and other Planning Advisory Committee applications. The Policy will in turn help leverage additional provincial and federal funds to spur the development of affordable housing, since such external funding programs are dependent on multi-governmental partnerships and assistance.

Subject to assessment criteria, this policy applies to new developments that create additional affordable units; new developments that create additional sleeping units for rooming houses, or for transitional housing or supportive housing in the forms of assisted living facilities or residential care facilities; or new emergency housing. This may entail the construction of new buildings, or the renovation and re-use of existing buildings.

Motion: That Moncton City Council adopt the Affordable Housing – Building Permit and Planning Fee Equivalent Grant Policy, effective July 1, 2020; and that the pilot program run over the next three (3) years in which administration shall report back to Council at the 12, 24 and 36 month milestones to evaluate the success of the program.

Moved by: Councillor Léger
Seconded by: Councillor Lawrence

MOTION CARRIED

10. REPORTS FROM ADMINISTRATION/ RAPPORTS DE L'ADMINISTRATION

10.1 **Presentation** – Main Street One-way Concept; Enhancements to Downtown Sidewalk Café and Patio Program

Mr. Silliker updated Council on the plans for a one-time solution for a one-way direction traffic on Main Street for the upcoming summer months.

Downtown restaurants and cafés continue to make plans to re-open and install sidewalk patios; many options have been explored to support these businesses or provide enhancements to the downtown café by-law or patio program.

Administration has consulted with Downtown Moncton Centre-Ville Inc. (DMCI) on various options. Further, an inter-department working group consisting of By-Law, Engineering and Economic Development representatives has been formed to meet the restaurant owners/operators at their place of business to review their needs.

Administration has found that “one size fits all” does not apply to all the needs of the restaurants and cafés. Each of the businesses has unique needs mostly based on their location, configuration or geographic location in the downtown.

Many restaurants have yet to re-open or make application through the sidewalk café by-law. Moving to this one-way configuration will also allow the City flexibility to respond to the upcoming needs of downtown restaurants and cafés as they make plans to re-open or establish a downtown patio presence in the coming weeks or months.

The bike lane will allow broader and diverse audiences to cycle to downtown restaurants to allow more people to participate in the downtown re-opening and economy. Engineering is exploring best options to delineate the bikes lanes from the vehicle lane.

It is recommended to have a review of the amendment no later than Labour Day 2020 in order to determine the proper date for closure of the project.

The option proposed requires an amendment to By-Law T-310.

Councillor Thériault requested staff to explore options on how to utilize Main Street during the winter months. She wondered if it should remain one-way to allow for winter cafés.

Councillor Butler expressed his concerns with having Main Street remain one-way following the pilot project. He requested that the business owners be consulted.

Councillor Léger requested that administration reach out to businesses along St. George Street.

Councillor Lawrence requested stats be provided to Council from this summer vs previous years indicating visits from local patrons vs tourist outside the province.

Motion: That Moncton City Council amend By-Law T-310 to configure Main Street as a one-way Street from Botsford Street to Lutz Street with an east to west vehicle pattern including a bi-directional bicycle lane on the south side of Main Street until October 31, 2020.

Moved by: Councillor Turner
Seconded by: Councillor Léger

MOTION CARRIED

10.2 Request for Proposal RFP20-023 – Storm Sewer Review and Master Plan – Phase 9

Motion: That Moncton City Council award Request for Proposal #RFP20-023 – Storm Sewer Review and Master Plan – Phase 9 to the Proponent having received the highest total score, being EXP Services Inc. for the total proposed price of \$459,766.55, including H.S.T. @ 15% and Estimated Disbursements.

It is recommended that the budget for this project be set at \$1,000,000.00(net HST) which shall encompass the professional fees that will be incurred through Request for Proposal #RFP20-023, but will also include all costs and disbursements required for CCTV sewer inspection and related services, installation of Inlet Control Devices (ICD) and other project-related incidentals as required.

It is also recommended that a Professional Engineering Services agreement be drafted, and that the Mayor and City Clerk be authorized to sign said agreement and affix the Corporate Seal of the City of Moncton thereto.

Moved by: Councillor Pellerin
Seconded by: Councillor Hicks

MOTION CARRIED

11.

READING OF BY-LAWS

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 of Relating to Shopping Carts in the City of Moncton, being By-Law A-1620 – **First Reading**

First Reading

11.2 By-Law in Amendment of a By-Law Relating to the Regulation of Traffic and parking in the City of Moncton, being By-Law T-310.33 – **First Reading**

First Reading

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 the City of Moncton Plastic Bag Reduction By-Law, being By-Law P-619.1 – **Second and Third Readings**

Motion: I would move that 2nd Reading be given to By-Law P-619.1.

Moved by: Councillor Léger
Seconded by: Councillor Edgett

MOTION CARRIED

The Clerk gave 2nd reading to the By-Law P-619.1

Motion: That 3rd reading be given and that By-law P-619.1 be Ordained and Passed and the Mayor and City Clerk be authorized to sign same and affix the Corporate Seal of the City of Moncton thereto.

Moved by: Councillor Léger
Seconded by: Councillor Edgett

MOTION CARRIED

The Clerk gave 3rd reading to the By-Law P-619.1

11.4 **A By Law** in Amendment of a By- Law Relating to the Regulating and Licensing of Owners and Operators of Taxicabs in the City of Moncton, Being By-Law L-108.6 – **Second and Third Readings**

Motion: I would move that 2nd Reading be given to By-Law L-108.6.

Moved by: Councillor Edgett
Seconded by: Councillor Léger

MOTION CARRIED

The Clerk gave 2nd reading to the By-Law L-108.6.

Motion: That 3rd reading be given and that By-law L-108.6 be Ordained and Passed and the Mayor and City Clerk be authorized to sign same and affix the Corporate Seal of the City of Moncton thereto.

Moved by: Councillor Edgett
Seconded by: Councillor Léger

MOTION CARRIED

The Clerk gave 3rd reading to the By-Law L-108.6

12.
NOTICES MOTIONS AND RESOLUTIONS

13.
APPOINTMENTS TO COMMITTEES

Motion: That the following appointment be approved:

Mary O'Donnell – Order of Moncton

Moved by: Councillor Lawrence
Seconded by: Councillor Turner

MOTION CARRIED

14.
ADJOURNMENT/ CLÔTURE DE LA SÉANCE

Motion: That the meeting be adjourned.

Moved by: Councillor Boudreau

MOTION CARRIED

.....
Dawn Arnold
MAYOR

.....
Barbara A. Quigley
CITY CLERK & DIRECTOR OF
LEGISLATIVE SERVICES

6:15 p.m.

/smm