

MINUTES OF A REGULAR MEETING OF FREDERICTON CITY COUNCIL

Date: Monday, October 25, 2021, 7:30 p.m.
Location: Council Chamber and Via Web Conferencing

Members of Council Present: Mayor Kate Rogers
Deputy Mayor Greg Ericson
Councillor Margo Sheppard
Councillor Mark Peters
Councillor Bruce Grandy
Councillor Jocelyn Pike
Councillor Steven Hicks
Councillor Eric Megarity
Councillor Kevin Darrah
Councillor Ruth Breen
Councillor Cassandra Blackmore
Councillor Jason LeJeune
Councillor Henri Mallet

Staff Participating in the Meeting: Steven Hart, Chief Administrative Officer
Sara DeGrace, Deputy Chief Administrative Officer (Zoom)
Amy Cronkhite, Assistant City Clerk
Michael Baldwin, Director, Corporate Services (Zoom)
David Seabrook, Director, Recreation, Tourism & Community Engagement (Zoom)
Roger Brown, Police Chief (Zoom)
Alicia Keating, Assistant Director, Corporate Services/City Treasurer
Sean Lee, Assistant Director, Engineering & Operations (Zoom)
Chantal Gauthier, Staff Solicitor (Zoom)
Marcello Battilana, Manager, Community Planning (Zoom)
Meredith Gilbert, Manager, Transit & Parking Services (Zoom)
Giselle Goguen, Manager, Strategic Communications & Community Engagement
Kyle Rostad, Manager, Purchasing & Customer Services (Zoom)
Jessica Sharpe, Intermediate Clerk
Elizabeth Murray, City Marshal
Doreen Nakhle, Recording Secretary

CALL TO ORDER

Her Worship, Mayor Kate Rogers called the meeting to order at 7:34 p.m.

MOMENT OF REFLECTION

Her Worship, Mayor Kate Rogers read the following territorial acknowledgment during the Moment of Reflection:

“I acknowledge that this meeting of Fredericton City Council is taking place on traditional Wolastoqey territory. The territory of the Wolastoqiyik people are recognized in the Peace and Friendship Treaties to establish an ongoing relationship of peace, friendship and mutual respect between equal nations. The river that runs through our City is known as the Wolastoq, along which lived the Wolastoqiyik, “the people of the beautiful and bountiful river.”

APPROVAL OF AGENDA

Moved by: Councillor Eric Megarity

Seconded by: Deputy Mayor Greg Ericson

BE IT RESOLVED that the October 25, 2021, City Council agenda be approved as circulated.

CARRIED

CONFLICT OF INTEREST DECLARATIONS

There were no conflicts of interest declared by members of Council.

CONSENT AGENDA

Moved by: Deputy Mayor Greg Ericson

Seconded by: Councillor Jocelyn Pike

BE IT RESOLVED that the recommendations set out in the consent agenda items outlined below, be approved respectively.

PROCLAMATIONS

Proclamation - Indigenous Disability Awareness Month - November 2021

BE IT RESOLVED that the Indigenous Disability Awareness Month Proclamation be received and placed on file.

PLANNING ADVISORY COMMITTEE REPORTS

201 Cedar Avenue - Tentative Plan of Subdivision (Derek & Anne Brown)

BE IT RESOLVED that the 8% of the market value of the land dedication, for subdivision to create 1 new residential lot at 201 Cedar Avenue, be taken in the form of cash be paid pursuant to By-law No. Z-4, A Subdivision By-law.

Public Hearing Date – 539 & 541 Riverside Dr., 617-649 Brookside Dr., Saint Mary’s St., 359 & 365 Smythe St., 125 Cuffman St., 827 Regent St., 115 Church St. & Housekeeping Amendments

BE IT RESOLVED that the Council of the City of Fredericton hereby directs that the Development Applications for 539 and 541 Riverside Drive, 617-649 Brookside Drive, Saint Mary’s Street (PID 01424258), 359 and 365 Smythe Street, 125 Cuffman Street, 827 Regent Street, 115 Church Street, and Zoning By-law Amendments be referred to the November 17, 2021, meeting of the Planning Advisory Committee for the views of the advisory committee; that the public notice requirements of Section 111 of the Community Planning Act be fulfilled; that the appropriate by-law to amend By-law No. Z-5, A Zoning By-law for the City of Fredericton, be prepared; and that the regular Council Meeting of Monday, November 22, 2021 at 7:30 p.m., at the Council Chamber, City Hall, be set as the time and place for the consideration of objections/support to the proposed by-law.

Public Presentation and Public Hearing Date – 390 York Street

BE IT RESOLVED that the Council of the City of Fredericton hereby directs that the appropriate by-law to amend By-law No. Z-8, A By-law to Adopt a Residential Town Plat Secondary Municipal Plan for the City of Fredericton be prepared; that the public notice requirements of Section 25 of the *Community Planning Act* be fulfilled; and that the regular City Council meeting of Monday, November 8, 2021 at 7:30 p.m., at the Council Chamber, City Hall, be set as the time and place for the public presentation of the proposed by-law; and

BE IT FURTHER RESOLVED that the Development Application for 390 York Street be referred to the December 8, 2021 meeting of the Planning Advisory Committee for the views of the Committee pursuant to Section 110 of the *Community Planning Act*; and

BE IT FURTHER RESOLVED that the Council of the City of Fredericton hereby directs that the public notice requirements of Section 111 of the *Community Planning Act* be fulfilled; and that the regular City Council meeting of Monday, January 10, 2022 at 7:30 p.m., at the Council Chamber, City Hall, be set as the time and place for the consideration of objections/support to the proposed by-law.

COMMITTEE REPORTS

Review of OTHER Council Committees

BE IT RESOLVED that City Council adopt the recommendations regarding Other Council committees and hereby authorizes the City Clerk to:

1. Adopt standardized names and categories of committees with definitions.
 - a. Standing Committee,
 - b. Statutory Committee,

- c. **Advisory Committee,**
 - d. **Ad Hoc Committee or Task Force, and**
 - e. **External Boards, Commissions and Committees.**
- 2. Implement the opportunities for improvements for Ad Hoc Committees and Task Forces.**
- a. **Ad Hoc, Task Force and Working groups be referred to as either Ad Hoc Committees or Task Forces depending on their mandate.**
 - b. **Complete Terms of References based on Council’s resolution for all committees.**
 - c. **One of the recommendations in the report should be to dissolve the committee, a new mandate, or be transition into an Advisory Committee upon completion of the committee's mandate.**
 - d. **A review of all current Ad Hoc / Task Force Committees should be undertaken.**
- 3. Implement the opportunities for improvements for Advisory Committees.**
- a. **A standardized Terms of Reference be created or revised in consultation with the corresponding Standing Committee Chair.**
 - b. **A 2-year Mandate, using the provided template, be created.**
 - c. **An Update Presentation every two-years or upon request to the appropriate Standing Committee or Council. Template provided.**
 - d. **A new QMS procedure be developed and adopted to address each of the items below.**
 - i. **Reporting**
 - ii. **Terms of Reference**
 - iii. **Staff Roles and Support**
 - iv. **Minutes**
 - v. **Creation of New Committees, and**
 - vi. **Selection Process.**
- 4. Implement the opportunities for improvements Boards, Associations and Other Outside Agencies.**
- a. **It is recommended that appointments to boards, associations and other outside agencies be reviewed periodically by the Office of the City Clerk for removal or additions to the GOV-CHK-011: Council Appointments to Boards, Commissions and Committees.**

OTHER MATTERS

COVID 19 Resilience Infrastructure Stream Funding (Integrated Bilateral Agreement) for 2021 Approved General Fund Capital Project – Outdoor Recreation Infrastructure

BE IT RESOLVED that the Council of the City of Fredericton accept funding 80% (\$120,000) funding of eligible costs from the COVID 19 Resilience Infrastructure Stream of the Integrated Bilateral Agreement to be applied to Outdoor Recreation Infrastructure (#13477), a project that is part of the 2021 approved General Fund Capital Projects of the City of Fredericton;

BE IT FURTHER RESOLVED that the Mayor and City Clerk be authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED

APPROVAL OF MINUTES

Minutes of the Regular Meeting of City Council - August 23, 2021

Moved by: Councillor Jason LeJeune

Seconded by: Councillor Ruth Breen

BE IT RESOLVED that the Council of the City of Fredericton hereby approves the Minutes of the Regular City Council Meeting of August 23, 2021.

CARRIED

Minutes of the Special Meeting of City Council - September 2, 2021

Moved by: Councillor Mark Peters

Seconded by: Councillor Margo Sheppard

BE IT RESOLVED that the Council of the City of Fredericton hereby approves the Minutes of the Special City Council Meeting of September 2, 2021.

CARRIED

PRESENTATION

25 Year Service Award to City of Fredericton Employee - Dwayne Killingbeck, Fire Chief

Her Worship Mayor Kate Rogers, informed Council that Chief Killingbeck was unable to attend the meeting and gave congratulatory remarks on his 25 years of Service Award.

FIRST AND SECOND READING OF BY-LAWS

By-law No. Z-5.243 – 745 Cliffe Street - Rezoning (Canadian Home Builders Association of New Brunswick)

By-law No. Z-5.243, A By-law to Amend By-law No. Z-5, A Zoning By-law for the City of Fredericton

- Receipt of the Planning Advisory Committee Report
- Hearing of Objections
- First Reading of By-law No. Z-5.243
- Second Reading of By-law No. Z-5.243

Moved by: Councillor Jocelyn Pike
Seconded by: Councillor Steven Hicks

BE IT RESOLVED that the Council of the City of Fredericton hereby receives the Report of the Planning Advisory Committee, dated October 21, 2021, with respect to an application from Canadian Home Builders' Association New Brunswick for a rezoning from LC to COR-2 to permit an instructional facility and office use on property identified as 745 Cliffe Street.

CARRIED

Hearing of Objections/Support

The Assistant City Clerk, Amy Cronkhite, informed Council that there were no letters of Objection or Support received by the City Clerk's Office.

Moved by: Councillor Jocelyn Pike
Seconded by: Councillor Steven Hicks

BE IT RESOLVED that the Council of the City of Fredericton hereby gives By-law No. Z-5.243, A By-law to Amend By-law No. Z-5, A Zoning By-law for the City of Fredericton, first reading by title.

On the question:

Councillor Kevin Darrah raised concern of the driveway on Harold Doherty Court which is next to an emergency response services department and asked if Engineering & Operations took into consideration the rate of speed of vehicles leaving that parking lot when the driveway was implemented. Councillor Darrah said he was not looking for an answer now but would like one in two weeks. Sean Lee, Assistant Director of Engineering & Operations informed Council that he would look into it and have an answer in two weeks.

The motion was voted on and CARRIED

Moved by: Councillor Jocelyn Pike
Seconded by: Councillor Steven Hicks

BE IT RESOLVED that the Council of the City of Fredericton hereby gives By-law No. Z-5.243, A By-law to Amend By-law No. Z-5, A Zoning By-law for the City of Fredericton, second reading by title.

CARRIED

By-law No. Z-5.244 – 7 Mill Street - Zone Amendment (Mike Davis)

By-law No. Z-5.244, A By-law to Amend By-law No. Z-5, A Zoning By-law for the City of Fredericton

- Receipt of the Planning Advisory Committee Report
- Hearing of Objections
- First Reading of By-law No. Z-5.244
- Second Reading of By-law No. Z-5.244

Moved by: Councillor Steven Hicks

Seconded by: Councillor Bruce Grandy

BE IT RESOLVED that the Council of the City of Fredericton hereby receives the Report of the Planning Advisory Committee, dated October 21, 2021, with respect to an application from Mike Davis to amend zone LC to permit Restaurant-licensed facility. Three (3) metre side yard setback variance to permit construction of deck on property identified as 7 Mill Street.

CARRIED

Hearing of Objections/Support

The Assistant City Clerk, Amy Cronkhite, informed Council that there were no letters of Objection or Support received by the City Clerk's Office.

Moved by: Councillor Steven Hicks

Seconded by: Councillor Bruce Grandy

BE IT RESOLVED that the Council of the City of Fredericton hereby gives By-law No. Z-5.244, A By-law to Amend By-law No. Z-5, A Zoning By-law for the City of Fredericton, first reading by title.

CARRIED

Moved by: Councillor Steven Hicks

Seconded by: Councillor Bruce Grandy

BE IT RESOLVED that the Council of the City of Fredericton hereby gives By-law No. Z-5.244, A By-law to Amend By-law No. Z-5, A Zoning By-law for the City of Fredericton, second reading by title.

CARRIED

ADJOURNMENT

Her Worship Mayor Kate Rogers informed Council, staff and the public that fall leaf pick up began October 25, 2021 and will run until Friday, October 29, 2021. As well as November 8th to the 12th. Mayor Kate Rogers was also excited to announce that Halloween in the Capital City is still a go and asked that everyone follow Public Health guidelines, have fun and be safe.

Councillor Eric Megarity reminded everyone to check their smoke detectors.

Moved by: Councillor Henri Mallet

Seconded by: Councillor Cassandra Blackmore

BE IT RESOLVED that the meeting adjourn at 7:49 p.m.

CARRIED

Kate Rogers,
Mayor

Amy Cronkhite,
Assistant City Clerk