

MINUTES OF A REGULAR MEETING OF FREDERICTON CITY COUNCIL

MONDAY, MARCH 28, 2011

Minutes of the Regular Meeting of Fredericton City Council held on Monday, March 28, 2011, at 7:34 p.m. in the Council Chamber, City Hall, Fredericton.

ATTENDANCE

Attendance

Council:

Mayor Brad Woodside, Deputy Mayor Dan Keenan, Councillors Stephen Chase, Jordan Graham, Bruce Grandy, Steven Hicks, David Kelly, Stephen Kelly, Marilyn Kerton, Scott McConaghy, Eric Megarity, Tony Whalen, and Mike O'Brien.

Staff:

Brenda L. Knight, City Clerk
Paul Stapleton, City Administrator
Philip Toole, Fire Chief
Wayne Tallon, Director of Community Services
Murray Jamer, Director of Engineering & Public Works
Frank Flanagan, Director of Development Services
Jane Blakely, Director of Corporate Services
Tina Tapley, Director of Finance/City Treasurer
Alex Forbes, Assistant Director of Development Services
Sean Lee, Manager, Engineering Services
Wayne Knorr, Manager, Corporate Communications

PRAYER

Prayer

Rev. Paul Ross was present and led Council in prayer.

UNB VARSITY REDS

His Worship Mayor Brad Woodside and Members of City Council offered personal congratulations to UNB Reds Team Captain Kyle Bailey, Dave Morell, Marketing and Events Manager, and Roger Shannon, General Manager, for their recent win of the Cavendish University Cup men's national title.

A Hometown Hockey Hero Celebration was being planned for March 30, 2011 in Officers' Square to acknowledge four of Fredericton's hockey teams; UNB Varsity Reds, UNB Red Blazers, Fredericton High School Black Kats, and the Fredericton Midget AAA Canadiens.

MOTION TO ADD “2010 CITY OF FREDERICTON AUDITED CONSOLIDATED FINANCIAL STATEMENT”, “AMENDMENT TO THE POLICING SERVICES QUADRIpartite AGREEMENT BETWEEN THE FEDERAL GOVERNMENT, PROVINCE OF NEW BRUNSWICK, CITY OF FREDERICTON AND SAINT MARY’S FIRST NATION FOR ADDITIONAL FEDERAL AND PROVINCIAL FUNDING”, AND “FEDERATION OF CANADIAN MUNICIPALITIES – MAYOR WOODSIDE” TO THE REGULAR CITY COUNCIL AGENDA AS ITEMS 6.C.(I), (II), AND (III) RESPECTIVELY

Motion To Add Additional Items To The Regular City Council Agenda

Moved by Councillor Stephen Chase, seconded by Councillor Eric Megarity THAT the following items be added to the Regular City Council Agenda as 6.C(i), (ii) and (iii), respectively:

- 2010 City of Fredericton Audited Consolidated Financial Statement
- Amendment to the Policing Services Quadripartite Agreement Between the Federal Government, Province of New Brunswick, City of Fredericton and Saint Mary’s First Nation for Additional Federal And Provincial Funding
- Federation of Canadian Municipalities – Mayor Woodside

CARRIED UNANIMOUSLY

2010 CITY OF FREDERICTON AUDITED CONSOLIDATED FINANCIAL STATEMENT

2010 City of Fredericton Audited Consolidated Financial Statement

Finance and Administration Chair, Councillor Mike O’Brien, acknowledged auditors from Ernst & Young Chartered Accountants, and invited partner Gail Hamilton to provide a brief overview of the 2010 audit.

MOTION TO RECEIVE REPORT

Moved by Councillor Mike O’Brien, seconded by Deputy Mayor Dan Keenan THAT City Council adopt the following resolution:

BE IT RESOLVED that the audited consolidated financial statement of the City of Fredericton, for the Year Ended December 31, 2010, submitted by Ernst & Young, be received. **CARRIED UNANIMOUSLY**

PRESENTATION OF POWER STUDY EDUCATION GROUP – PARTNERSHIP WITH THE CITY OF FREDERICTON (MR. TIM LEE)

Presentation of Power Study Education Group – Partnership with the City of Fredericton (Tim Lee)

Mr. Tim Lee, Executive Director and General Manager of Power Study Group Korea, offered a brief verbal presentation and overview of the Power Study Group.

PROCLAMATIONS

Proclamations

Mayor Brad Woodside read the following proclamations:

DAFFODIL MONTH AND DAFFODIL DAY

Daffodil Month and Daffodil Day

WHEREAS: Another Canadian is diagnosed with cancer every three minutes; and

WHEREAS: The Canadian Cancer Society is working to eradicate all cancers and improve the quality of life for people living with cancer; and

WHEREAS: Daffodil Month and Daffodil Day are opportunities for residents of Fredericton to show their support in the fight against cancer.

THEREFORE: I, Brad Woodside, Mayor of the City of Fredericton, do hereby proclaim the month of **April 2011** to be **Daffodil Month** and **April 27, 2011** to be **Daffodil Day** and encourage all residents of Fredericton to show your support for someone on their cancer journey.

RECORDS AND INFORMATION MANAGEMENT MONTH

Records and Information Management Month

WHEREAS: ARMA International is an association of records, information and knowledge management professionals; and

WHEREAS: The ARMA Atlantic Chapter is one of 150 chapters of ARMA International. The Association has over 10,000 members worldwide such as records managers, IT Managers, legal professionals, educators, archivists, corporate librarians, consultants, and image specialists; and,

WHEREAS: The ARMA Atlantic Chapter is committed to promoting the profession by leveraging the value of records, information and knowledge as corporate assets through resources, education and networking opportunities to the profession and strategic partners; and

WHEREAS: The ARMA Atlantic Chapter is committed to professional excellence and values accountability, integrity, leadership and good governance; and

WHEREAS: Control of records and information reduces risk and liability. Legislative compliance is essential; and

WHEREAS: The City of Fredericton continues to face the challenges of competition, customer service, globalization and technology, proper management of records and information is critical.

THEREFORE: I, Mayor Brad Woodside, on behalf of the City of Fredericton, do hereby proclaim the month of **April 2011** to be **Records Information Management Month**.

BARD IN THE BARRACKS: MACBETH & KING LEAR ODELL PARK

A request was received from Len Falkenstein for approval to hold evening performances of ‘*MacBeth*’ and ‘*King Lear*’ in Odell Park on May 28th to June 2nd, and June 23rd to July 3rd, respectively.

Moved by Councillor Bruce Grandy, seconded by Councillor Tony Whalen THAT City Council adopt the following resolution:

BE IT RESOLVED that approval be given to Bard in the Barracks to hold evening performances from 7:30 to 10:00 p.m. of Shakespeare’s play ‘*MacBeth*’ from Saturday, May 28 to Thursday, June 2, 2011; and ‘*King Lear*’ from Thursday, June 23 to Sunday, July 3, 2011; AND

BE IT FURTHER RESOLVED that an exemption be granted to Bard in the Barracks from Section 4 (1) of By-Law L-8, A By-Law Respecting Parklands and Recreation Areas, subject to staff recommendations.

CARRIED UNANIMOUSLY

(Councillor Jordan Graham was absent from the Council Chamber when the vote was taken.)

FREDERICTON MOTORCYCLE CLUB 27TH ANNUAL TOY RIDE

A request was received from George Andrews for approval to hold the 27th Annual Motorcycle Toy Ride on June 11, 2011.

Moved by Councillor Stephen Chase, seconded by Councillor Stephen Kelly THAT City Council adopt the following resolution:

Bard in the Barracks:
MacBeth & King Lear in
Odell Park

Fredericton Motorcycle Club
27th Annual Toy Ride

BE IT RESOLVED that approval be given to the Fredericton Motorcycle Club to hold their 27th Annual Motorcycle Toy Ride on Saturday, June 11, 2011, subject to a police escort.

CARRIED UNANIMOUSLY

(Councillor Jordan Graham was absent from the Council Chamber when the vote was taken.)

WALK FOR ALS

Walk for ALS

A request was received from Carol Cottrill for approval to hold the Walk for ALS on June 12, 2011.

Moved by Deputy Mayor Dan Keenan, seconded by Councillor Mike O'Brien THAT City Council adopt the following resolution:

BE IT RESOLVED that approval be given to the ALS Society of New Brunswick to hold their Walk for ALS on Sunday, June 12, 2011, along the city's waterfront walking trails.

CARRIED UNANIMOUSLY

(Councillor Jordan Graham was absent from the Council Chamber when the vote was taken.)

Kids of Steel Triathlon

Kids of Steel Triathlon

A request was received from Mike Davis for approval to hold the Kids of Steel Triathlon on June 25, 2011.

Moved by Councillor Scott McConaghy, seconded by Councillor Eric Megarity THAT City Council adopt the following resolution:

BE IT RESOLVED that approval be given to Triathlon New Brunswick to hold their Kids of Steel Triathlon at Killarney Lake Park on Saturday, June 25, 2011.

CARRIED UNANIMOUSLY

FREDERICTON DUNCAN HADLEY TRIATHLON/ DUATHLON

Fredericton Duncan Hadley Triathlon/ Duathlon

A request was received from Shawn Hamilton for approval to hold the Duncan Hadley Triathlon/Duathlon on June 26, 2011.

Moved by Councillor David Kelly, seconded by Councillor Steven Hicks THAT City Council adopt the following resolution:

BE IT RESOLVED that approval be given to the Fredericton Triathlon Club Race Committee to hold the Duncan Hadley Triathlon/Duathlon at Killarney Lake Park on Sunday, June 26, 2011, subject to adherence of all conditions outlined by staff and the provincial Department of Transportation; AND

BE IT FURTHER RESOLVED that the City Solicitor be authorized to draft the appropriate by-law to effect a temporary stop-up and closure for Sunday, June 26, 2011, in order to create a separate bicycle lane (merge lane) on the outside lane of Highway 105 proceeding west, during the hours of 7:00 a.m. and 10:30 a.m.; AND

BE IT FURTHER RESOLVED that the public notice requirements of Section 187(6) of the *Municipalities Act* be fulfilled, and that the regular City Council meeting of Monday, April 11, 2011, at 7:30 p.m. at the Council Chamber, City Hall, be set as the time and place for the consideration of objections to the proposed by-law.

CARRIED UNANIMOUSLY

YOUTH ADVANTAGE PROJECT GRAND OPENING

A request was received from Gordon Hughes for approval to hold a grand opening launch for the Youth Advantage Project on July 16, 2011.

Moved by Councillor Jordan Graham, seconded by Councillor Bruce Grandy THAT City Council adopt the following resolution:

BE IT RESOLVED that approval be given to hold a Grand Opening Launch for the Youth Advantage Project on Saturday, July 16, 2011, in Officers' Square.

CARRIED UNANIMOUSLY

NB COMMAND PROVINCIAL CONVENTION PARADE, ROYAL CANADIAN LEGION, BRANCH #4, FREDERICTON

A request was received from James Michaud-Little for approval to hold a Legionnaires Parade on September 3, 2011.

Moved by Councillor Steven Hicks, seconded by Councillor Stephen Chase THAT City Council adopt the following resolution:

BE IT RESOLVED that approval be given to The Royal Canadian Legion, Branch No. 4, Fredericton, to hold a Legionnaires Parade as

Youth Advantage Project
Grand Opening

NB Command Provincial
Convention Parade, Royal
Canadian Legion, Branch
#4, Fredericton

part of the NB Command Provincial Convention on Saturday, September 3, 2011, at 4:00 p.m. along the requested route, subject to a police escort.

CARRIED UNANIMOUSLY

FEAST IN THE FIELD

Feast in the Field

A request was received from John O’Toole for approval to hold Feast in the Field on September 11, 2011.

Moved by Councillor Eric Megarity, seconded by Councillor David Kelly THAT City Council adopt the following resolution:

BE IT RESOLVED that approval be given to Ability New Brunswick (formerly Canadian Paraplegic Association of New Brunswick) to hold the ‘Feast in the Field’ event on Sunday, September 11, 2011, in Officers’ Square, subject to compliance with all staff recommendations.

CARRIED UNANIMOUSLY

BY-LAW REAFFIRMATIONS

By-law Re-affirmations

A report was received from the Planning Advisory Committee reaffirming its position with respect to the following by-laws:

1. By-law No. Z-2.736 – Ridgeline Crescent (Oakridge Manufacturing)
2. By-law No. Z-2.737 – 117 Friel Street & 343 Union Street (Carle Ventures Inc.)
3. By-law No. Z-2.738 & Z-1.16 – Genivar Inc. (686 Riverside Drive)
4. By-law No. Z-2.739 – 765 Cliffe Street (Andrew Clark & Shelley Quinlan)
5. By-law No. Z-2.740 – 26 Avonlea Court (JD Irving Ltd.)

Moved by Councillor Scott McConaghy, seconded by Councillor David Kelly THAT the report of the Planning Advisory Committee be received. CARRIED UNANIMOUSLY

(Councillor Steven Hicks was absent from the Council Chamber when the vote was taken.)

MUNICIPAL PLAN AMENDMENT, REZONING & SUBDIVISION – 310-320 DOAK ROAD (CHIPPINS LIMITED)

Municipal Plan Amendment, Rezoning & Subdivision – 310-320 Doak Road (Chippins Limited)

The Planning Advisory Committee, at its meeting held on March 16, 2011, considered a recommendation from staff in relation to an application by Chippins Limited for property located at 310-320 Doak Road, and recommended approval.

Moved by Councillor Scott McConaghy, seconded by Councillor Steven Hicks THAT City Council adopt the following resolution:

BE IT RESOLVED that the Report of the Planning Advisory Committee dated March 17, 2011, with respect to an application submitted by Chippins Limited to amend the Municipal Plan from Commercial to Residential on a portion of property, rezone a portion of property from SI to R-2, R-2B, R-3, R-5, R-6 and Park (Map III), for subdivision on the location of public streets, and that the 8% public land dedication be taken in the form of land (shown on Map IV) for 310-320 Doak Road be received, along with the recommended terms and conditions.

CARRIED UNANIMOUSLY

RESOLUTION

Resolution

Moved by Councillor Scott McConaghy, seconded by Councillor Eric Megarity THAT WHEREAS, at the meeting of March 28, 2011, Council received a report of the Planning Advisory Committee that By-law No. Z-2, The Zoning By-law for the City of Fredericton, be amended by rezoning a portion of the property located at 310-320 Doak Road, as indicated on Schedule “A” attached to and forming part of this resolution, from Service Industrial Zone (S.I.) to Residential Zone Two (R-2), Residential Zone Two-B (R-2B), Residential Zone Three (R-3), Residential Zone Five (R-5), Residential Zone Six (R-6), and Park Zone (P);

AND WHEREAS an amendment to the Municipal Plan is required;

BE IT RESOLVED that the Council hereby directs that an appropriate by-law to amend the Municipal Plan be prepared to re-designate a portion of the property shown on Schedule “B”, attached to and forming part of this resolution, from “Commercial” to “Residential”; that the proposed by-law be referred to the Planning Advisory Committee for the views of the Committee; that the public notice requirements of Section 25 of the *Community Planning Act* be fulfilled; and that the regular Council Meeting of Monday, April 11, 2011 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.

CARRIED UNANIMOUSLY

Schedule “A” is attached to these minutes as Appendix 1.

ZONING AMENDMENT – 368 FOREST HILL ROAD (ST. THOMAS UNIVERSITY)

Zoning Amendment – 368 Forest Hill Road (St. Thomas University)

The Planning Advisory Committee, at its meeting held on March 16, 2011, considered a recommendation from staff in relation to an application from St. Thomas University to amend the Institution Zone (I) in order to permit a licensed premise at 368 Forest Hill Road, and recommended approval.

Moved by Councillor Scott McConaghy, seconded by Councillor Mike O’Brien THAT City Council adopt the following resolution:

BE IT RESOLVED that the Report of the Planning Advisory Committee, dated March 17, 2011, with respect to an application submitted by St. Thomas University to amend the Institution Zone to permit a licensed premise at 368 Forest Hill Road be received, along with the recommended terms and conditions.

CARRIED UNANIMOUSLY

Resolution

Resolution

Moved by Councillor Scott McConaghy, seconded by Deputy Mayor Dan Keenan THAT WHEREAS, at the meeting of March 28, 2011, Council received a report of the Planning Advisory Committee recommending that By-law No. Z-2, A Zoning By-law for The City of Fredericton, be amended under the Institutional Zone (I) in order to permit a licensed premise on property located at 368 Forest Hill Road, as indicated on Schedule “A” attached to and forming part of this resolution; subject to terms and conditions;

BE IT RESOLVED that the Council hereby directs that an appropriate by-law be prepared to amend By-law No. Z-2; that the proposed by-law be referred to the Planning Advisory Committee for the views of the Committee; that the public notice requirements of Section 68 of the *Community Planning Act* be fulfilled; and that the regular Council Meeting of Tuesday, April 26, 2011 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.

CARRIED UNANIMOUSLY

(Councillor Stephen Chase was absent from the Council Chamber when the vote was taken.)

Schedule “A” is attached to these minutes as Appendix 2.

ZONING AMENDMENT – 35 COLTER COURT (JESSIE HOLDINGS LIMITED)

Zoning Amendment – 35 Colter Court (Jessie Holdings Limited)

The Planning Advisory Committee, at its meeting held on March 16, 2011, considered a recommendation from staff in relation to an application from Jessie Holdings Limited to amend the Non-Retail Commercial Zone (N.R.C.) in order to permit a medical clinic at 35 Colter Court, and recommended approval.

Moved by Councillor Scott McConaghy, seconded by Councillor Tony Whalen THAT City Council adopt the following resolution:

BE IT RESOLVED that the Report of the Planning Advisory Committee, dated March 17, 2011, with respect to an application submitted by Jessie Holdings Limited to amend the Non-Retail Commercial Zone (N.R.C.) to permit a medical clinic at 35 Colter Court be received, along with the recommended terms and conditions.

It was further recommended that By-law Z-2.232, approved by City Council on January 8, 2001, be repealed.

CARRIED UNANIMOUSLY

Resolution

Resolution

Moved by Councillor Scott McConaghy, seconded by Councillor Eric Megarity THAT WHEREAS, at the meeting of March 28, 2011, Council received a report of the Planning Advisory Committee recommending that By-law No. Z-2, A Zoning By-law for The City of Fredericton, be amended under the Non-Retail Commercial Zone

(N.R.C.) in order to permit a 3-practitioner medical clinic on property located at 35 Colter Court, as indicated on Schedule “A” attached to and forming part of this resolution; subject to terms and conditions; and further that By-law No. Z-2.232, adopted by City Council on January 8, 2001, along with the associated amended terms, be repealed.

The Committee further recommended that the range of permitted uses on the property be limited to those uses allowed in the Non-Retail Commercial Zone (N.R.C.), with the exception of the following uses ancillary to an office use: club, commercial recreation establishment, financial institution, retail store, and restaurant.

BE IT RESOLVED that the Council hereby directs that an appropriate by-law be prepared to amend By-law No. Z-2; that the proposed by-law be referred to the Planning Advisory Committee for the views of the Committee; that the public notice requirements of Section 68 of the *Community Planning Act* be fulfilled; and that the regular Council Meeting of Tuesday, April 26, 2011 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.

Schedule “A” is attached to these minutes as Appendix 3.

ZONING AMENDMENT – 25 MORRISON STREET (JENNIFER MOULTON)

Zoning Amendment – 25 Morrison Street (Jennifer Moulton)

The Planning Advisory Committee, at its meeting held on March 16, 2011, considered a recommendation of *denial* from staff in relation to an application from Jennifer Moulton to amend the Residential Zone Three (R-3), in order to permit a one-person hair and esthetics salon at 25 Morrison Street, and recommended approval.

Moved by Councillor David Kelly, seconded by Councillor Steven Hicks that City Council adopt the following resolution:

BE IT RESOLVED that the Report of the Planning Advisory Committee, dated March 17, 2011, with respect to an application submitted by Jennifer Moulton to amend the Residential Zone Three (R-3) to permit a one-person hair and esthetics salon at 25 Morrison Street, be received.

CARRIED UNANIMOUSLY

Resolution

Resolution

Moved by Councillor David Kelly, seconded by Councillor Steven Hicks THAT WHEREAS, at the meeting of March 28, 2011 Council received a report of the Planning Advisory Committee recommending

that By-law No. Z-2, A Zoning By-law for The City of Fredericton, be amended under the Residential Zone Three (R-3) in order to permit a one-person hair and aesthetics salon on property located at 25 Morrison Street, as indicated on Schedule “A” attached to and forming part of this resolution; subject to terms and conditions;

BE IT RESOLVED that the Council hereby directs that an appropriate by-law be prepared to amend By-law No. Z-2; that the proposed by-law be referred to the Planning Advisory Committee for the views of the Committee; that the public notice requirements of Section 68 of the *Community Planning Act* be fulfilled; and that the regular Council Meeting of Tuesday, April 26, 2011 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.

CARRIED UNANIMOUSLY

Schedule “A” is attached to these minutes as Appendix 4.

ZONING AMENDMENT – 235, 245, 255, 259, 265 AND 269 MAIN STREET (PLAZA CORP. RETAIL PROPERTIES LTD.)

Zoning Amendment – 235, 245, 255, 259, 265 and 269 Main Street (Plaza Corp. Retail Properties Ltd.)

The Planning Advisory Committee, at its meeting held on March 16, 2011, considered a recommendation from staff in relation to an application from Plaza Corp. Retail Properties Ltd. to amend the Highway Commercial Zone (H.C.) in order to permit a clinic at 235, 245, 255, 259, 265 and 269 Main Street, and recommended approval.

Moved by Councillor David Kelly, seconded by Councillor Mike O’Brien THAT City Council adopt the following resolution:

BE IT RESOLVED that the Report of the Planning Advisory Committee, dated March 17, 2011, with respect to an application submitted by Plaza Corp Retail Properties Ltd. to amend the Highway Commercial Zone (H.C.) to permit a clinic at 235, 245, 255, 259, 265 and 269 Main Street be received, along with the recommended terms and conditions.

CARRIED UNANIMOUSLY

Resolution

Resolution

Moved by Councillor David Kelly, seconded by Councillor Mike O’Brien THAT WHEREAS, at the meeting of March 28, 2011, Council received a report of the Planning Advisory Committee recommending that By-law No. Z-2, A Zoning By-law for The City of Fredericton, be amended under the Highway Commercial Zone (H.C.) in order to permit a clinic on property located at 235, 245, 255, 259, 265,

and 269 Main Street, as indicated on Schedule “A” attached to and forming part of this resolution; subject to terms and conditions;

BE IT RESOLVED that the Council hereby directs that an appropriate by-law be prepared to amend By-law No. Z-2; that the proposed by-law be referred to the Planning Advisory Committee for the views of the Committee; that the public notice requirements of Section 68 of the *Community Planning Act* be fulfilled; and that the regular Council Meeting of Tuesday, April 26, 2011 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.

CARRIED UNANIMOUSLY

Schedule “A” is attached to these minutes as Appendix 5.

REZONING & SUBDIVISION – 50 DEWITT ACRES (GARY ARMSTRONG)

Rezoning & Subdivision – 50 Dewitt Acres (Gary Armstrong)

The Planning Advisory Committee, at its meeting held on March 16, 2011, considered a recommendation from staff in relation to an application from Gary Armstrong to rezone a portion of property on an extension of Dewitt Acres from Future Development Zone (F.D.) to Residential Zone Three (R-3) for subdivision to add land to the public right-of-way for the extension of Dewitt Acres, and to create 32 residential lots, and recommended approval.

Moved by Councillor David Kelly, seconded by Councillor Steven Hicks THAT City Council adopt the following resolution:

BE IT RESOLVED that the Report of the Planning Advisory Committee, dated March 17, 2011, with respect to an application submitted by Gary Armstrong to rezone a portion of property from FD to R-3 to add land to the public right-of-way for the extension of Dewitt Acre, and that the 8% public land dedication be taken in cash, be received.

CARRIED UNANIMOUSLY

Councillor Marilyn Kerton joined the meeting at 8:26 p.m.

Councillor Kerton joined the meeting

Resolution

Moved by Councillor David Kelly, seconded by Councillor Eric Megarity THAT WHEREAS, at the meeting of March 28, 2011, Council received a report of the Planning Advisory Committee that By-

law No. Z-2, A Zoning By-law for The City of Fredericton, be amended by rezoning a portion of the property located at 50 Dewitt Acres from Future Development Zone (F.D.) to Residential Zone Three (R-3), as indicated on Schedule “A” attached to and forming part of this resolution, subject to terms and conditions;

BE IT RESOLVED that the Council hereby directs that an appropriate by-law be prepared to amend By-law No. Z-2; that the proposed by-law be referred to the Planning Advisory Committee for the views of the Committee; that the public notice requirements of Section 68 of the *Community Planning Act* be fulfilled; and that the regular Council Meeting of Tuesday, April 26, 2011 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.

CARRIED UNANIMOUSLY

Schedule “A” is attached to these minutes as Appendix 6.

AMENDMENT TO TERMS AND CONDITIONS – 45 GREENFIELDS DRIVE (PROSPECT DEVELOPMENTS)

Amendment to Terms and Conditions – 45 Greenfields Drive (Prospect Developments)

The Planning Advisory Committee, at its meeting held on March 16, 2011, considered a recommendation from staff in relation to an application from Prospect Developments to amend the existing terms and conditions on property located at 45 Greenfields Drive in order to permit vehicle access, and recommended approval.

Moved by Councillor Jordan Graham, seconded by Deputy Mayor Dan Keenan THAT City Council adopt the following resolution:

BE IT RESOLVED that the Report of the Planning Advisory Committee, dated March 17, 2011, with respect to an application submitted by Prospect Developments to amend the existing terms and conditions on property located at 45 Greenfields Drive in order to permit vehicle access, be received, along with the recommended terms and conditions.

CARRIED UNANIMOUSLY

Resolution

Resolution

Moved by Councillor Jordan Graham, seconded by Councillor Stephen Chase THAT WHEREAS, at the City Council meeting of March 28, 2011, Council received a report of the Planning Advisory Committee recommending that terms and conditions set out in Schedule “A” and adopted by Council at its meeting March 14, 2005, pertaining to By-law Z-2.445, for property located at 45 Greenfields Drive be

repealed and replaced with new terms and conditions, as outlined in Schedule “B” attached hereto and forming part of this resolution, in order to permit vehicle access from Greenfields Drive;

AND WHEREAS subsection 39(3) of the *Community Planning Act* requires that public notice be given of any change in terms and conditions established pursuant to Section 39 of the Act.

BE IT RESOLVED that public notice of the proposed change in the terms and conditions be given in accordance with Section 68 of the *Community Planning Act* and that the regular meeting of the Council on Tuesday, April 26, 2011 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 change in the said terms and conditions.

CARRIED UNANIMOUSLY

Schedules “A” and “B” are attached to these minutes as Appendix 7.

**SUBDIVISION RE-APPROVAL – GILRIDGE DRIVE
EXTENSION (LINCOLN THOMPSON)**

The Planning Advisory Committee, at its meeting held on March 16, 2011, considered a recommendation from staff in relation to an application by Lincoln Thompson, for subdivision re-approval to create thirty-five (35) residential building lots off an extension of Gilridge Drive.

Moved by Councillor Jordan Graham, seconded by Councillor Marilyn Kerton THAT City Council adopt the following resolution:

BE IT RESOLVED that the 8% public land dedication, in relation to a subdivision application by Lincoln Thompson, to create thirty-five (35) residential building lots on property located off an extension of Gilridge Drive, be taken in the form of land, as shown on Map IV.

CARRIED UNANIMOUSLY

Map IV is attached to these minutes as Appendix 8.

SUBDIVISION – 375 CLEMENTS DRIVE (JAMES AGNEW)

The Planning Advisory Committee, at its meeting held on March 16, 2011, considered a recommendation from staff, in relation to an application by James Agnew, for subdivision to create two (2) Residential Zone Two (R-2) lots at 375 Clements Drive.

Subdivision – 375 Clements Drive (James Agnew)

Moved by Councillor Jordan Graham, seconded by Deputy Mayor Dan Keenan THAT City Council adopt the following resolution:

BE IT RESOLVED that the 8% public land dedication, in relation to a subdivision application by James Agnew to create two (2) R-2 lots at 375 Clements Drive, be taken in the form of cash.

CARRIED UNANIMOUSLY

SUBDIVISION & STREET NAME APPROVAL – BROOKSIDE DRIVE, NORTHBROOK DEVELOPMENT PHASE 4B (ADI LTD.)

Subdivision & Street Name Approval – Brookside Drive, Northbrook Development Phase 4B (ADI Ltd.)

The Planning Advisory Committee, at its meeting held on March 16, 2011, considered a recommendation from staff in relation to an application from by ADI Ltd. for subdivision to create 16 Residential Zone Two (R-2) building lots as part of Northbrook Phase 4B.

Moved by Councillor Jordan Graham, seconded by Councillor Tony Whalen THAT City Council adopt the following resolution:

BE IT RESOLVED that the 8% public land dedication, in relation to a subdivision application by ADI Limited to create 16 residential lots, be taken in land and that the location of the public streets be approved, as shown on Map III.

IT is further recommended that the street name “Donald Street” as shown on Map III of Planning Report 10/11, be approved.

CARRIED UNANIMOUSLY

Map III is attached to these minutes as **Appendix 9**.

STREET NAME APPROVAL – 41 SUNNY BRAE DRIVE (ROSS ANDERSON DEVELOPMENTS LTD.)

Street Name Approval – 41 Sunny Brae Drive (Ross Anderson Developments Ltd.)

The Planning Advisory Committee, at its meeting held on March 16, 2011, considered a recommendation from staff in relation to an application by Scott Ross, on behalf of Ross Anderson Developments Ltd., for a street name approval.

Moved by Councillor Jordan Graham, seconded by Councillor Stephen Chase THAT City Council adopt the following resolution:

BE IT RESOLVED that the street name “Brownstone Lane,” as shown on attached Map III, be approved.

CARRIED UNANIMOUSLY

Map III is attached to these minutes as **Appendix 10**.

REPORTS OF COUNCIL-IN-COMMITTEE

The following reports of Council-in-Committee were presented:

2011 DISCRETIONARY GRANTS

Moved by Deputy Mayor Dan Keenan, seconded by Councillor Stephen Chase THAT City Council adopt the following resolution:

BE IT RESOLVED that Discretionary Grants for the 2011 Budget be approved as follows:

Applicant	2011 Approved
Ambassadorship Grant	\$1,000
Travelling Athlete Grant	\$1,000
Beaverbrook Art Gallery	\$25,000
Theatre New Brunswick	\$7,500
The York Sunbury Historical Society & Fredericton Region Museum	\$23,000
Promotions/Conventions Grant	\$0
Christ Church Cathedral	\$6,000
Science East Association Inc.	\$14,500
Harvest Jazz & Blues Festival	\$25,000
New Brunswick Highland Games & Scottish Festival	\$14,500
Maritime Countryfest Inc.	\$10,000
Fredericton Civic Pride	\$22,000
Notable Acts Inc.	\$4,000
New Brunswick Summer Music Festival	\$5,000
Winterfest NB	\$14,500
Bard in the Barracks	\$0
Fredericton Outdoor Summer Theatre (Calithumpians) - Theatre in the Park	\$4,500

Reports of Council-in-Committee

2011 Discretionary Grants

Fredericton Arts & Learning Inc. / Charlotte Street Arts Centre	\$9,500
Changes Non-Profit Enterprises Inc.	\$0
Kinsman Community Centre (Nashwaaksis)	\$0
Fredericton Exhibition Ltd.	\$0
Canadian Deafblind Association – New Brunswick	\$0
Kings County Tourism Assoc. (Covered Bridge Visitor Info. Centre)	\$0
Junior Achievement of New Brunswick	\$0
Doone Street/Wilson Row Tenants Association	\$0
Central Valley Adult Learning Association	\$0
Liberty Lane Inc.	\$0
AIDS New Brunswick	\$0
Fredericton Botanic Garden Association	\$0
nbkid - fredkid	\$500
Canadian Forestry Association of NB - Envirothon NB competition	\$0
Fredericton and Area Down Syndrome Society	\$0
Centre JMC (<i>Jeunesses Musicales du Canada</i>) - Fredericton	\$2,500
Ability New Brunswick	\$0
NB Community Harvest Gardens	\$1,500
Multicultural Association of Fredericton	\$10,000
Atlantic Sinfonia	\$0
Cricket New Brunswick	\$0
York Sunbury Search & Rescue Inc.	\$2,500
Solo Chicken Productions Inc.	\$0
Damocles Fencing Club of Fredericton	\$0
Conservation Council of New Brunswick	\$0
Centre communautaire Sainte-Anne	\$2,500
New Brunswick Crafts Council	\$0
Capital City Rollers	\$0

OPAL Family Services	\$0
Women in International Security Canada	\$0
Overall Total:	\$206,500

CARRIED UNANIMOUSLY

PROPOSED SURFACE EASEMENT OVER CITY-OWNED PROPERTY – HILLCOURT DRIVE

Proposed Surface Easement over City-owned Property – Hillcourt Drive

Moved by Deputy Mayor Dan Keenan, seconded by Councillor Tony Whalen THAT City Council adopt the following resolution:

BE IT RESOLVED that the Council of the City of Fredericton authorizes the granting of a ±6.00 metre wide by ±10.00 metre long (±60.00 m²) surface easement to burden a portion of the Hillcourt Drive City-owned property, known as PID 01404565, and benefit the adjacent property situated at 48 Hillcourt Drive, known as PID 75262741, for a sum of One Dollar (\$1.00), subject to applicable taxes, adjustments and conditions; and that the Mayor and City Clerk be authorized to execute all necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

POLICE DISPATCH AGREEMENT – TOWN OF WOODSTOCK

Police Dispatch Agreement – Town of Woodstock

Moved by Deputy Mayor Dan Keenan, seconded by Councillor Stephen Kelly THAT City Council adopt the following resolution:

BE IT RESOLVED that the Council of the City of Fredericton approves the Agreement between the City of Fredericton and the Town of Woodstock for the provision of emergency dispatch services for their police department for a term of nine (9) years and nine (9) months, beginning April 1, 2011 and ending December 31, 2020; and further authorizes the Mayor and City Clerk to execute the Agreement and such other legal documents as required to facilitate this resolution.

CARRIED UNANIMOUSLY

LEASE OF PREMISES FOR MUNICIPAL PURPOSES

Lease of Premises for Municipal Purposes

Moved by Deputy Mayor Dan Keenan, seconded by Councillor Stephen Chase THAT City Council adopt the following resolution:

BE IT RESOLVED that the Council of the City of Fredericton approves the lease between Kingsley Travel Inc. and The City of Fredericton for 1,174 square feet of office space located at 412 Queen Street for a term of three years (January 1, 2011 - December 31, 2013), at a rate of \$15,262 per annum, basic rent, with an additional rent of \$11,986.54 per annum (estimated) to be justified at the end of each year of the term of the lease; and further authorizes the Mayor and City Clerk to execute the lease and such other legal documents as required.

CARRIED UNANIMOUSLY

RETIREMENTS

Retirements

“At a meeting of the Board of Administrators, Fredericton Superannuation Fund, held on March 17, 2011, the Board received and approved the following requests for retirement:

- Andrew MacDonald retired on February 1, 2011. He completed 37.1 years of service (35 credited service) with the Police Department.
- Peter Wyman retired on February 1, 2011. He completed 27 years of service with the Fire Department.
- Randy Armstrong retired on February 9, 2011. He completed 25.9 years of service (21.4 credited service) with the Development Services Department (Parking Division).
- Carol Boswall will retire on February 12, 2011. She will have completed 32 years of service (31.5 credited service) with the Corporate Services Department (Property Division).
- Sheila McParland retired on March 5, 2011. She completed 33.3 years of service (32 credited service) with the Corporate Services Department (IT Division).
- Janie Slipp will retire on March 14, 2011. She will have completed 35.7 years of service (35 credited service) with the Finance Department.
- Ted Duplessis will retire on April 1, 2011. He will have completed 20.4 years of service (20.2 credited service) with the Community Services Department (Transit Division).
- Alfred Barker will retire on April 7, 2011. He will have completed 32.9 years of service (31.4 credited service) with the Engineering & Public Works Department.

- Sheila Cronkhite will retire on June 30, 2011. She will have completed 37 years of service (35 credited service) with the Community Services Department (Transit Division).”

Moved by Councillor Mike O’Brien, seconded by Councillor Scott McConaghy THAT the report of the Board of Administrators, Fredericton Superannuation Fund, be received for information purposes. CARRIED UNANIMOUSLY

APPOINTMENT OF BLACKROCK INSTITUTIONAL TRUST COMPANY – GLOBAL EQUITY INDEXED POOLED FUND MANDATE

Appointment of BlackRock Institutional Trust Company – Global Equity Indexed Pooled Fund Mandate

Moved by Councillor Mike O’Brien, seconded by Councillor Jordan Graham THAT City Council adopt the following resolution:

BE IT RESOLVED that the Council of the City of Fredericton approves the appointment of BlackRock Institutional Trust Company for the Fredericton Superannuation Fund global equity indexed pooled fund mandate, and that the Mayor and City Clerk be authorized to execute the necessary agreement and such other legal documents as requires to facilitate this resolution.

CARRIED UNANIMOUSLY

AMENDMENT TO THE POLICING SERVICES QUADRIPARTITE AGREEMENT BETWEEN THE FEDERAL GOVERNMENT, PROVINCE OF NEW BRUNSWICK, CITY OF FREDERICTON AND SAINT MARY’S FIRST NATION FOR ADDITIONAL FEDERAL AND PROVINCIAL FUNDING

Amendment to the Policing Services Quadripartite Agreement between the Federal Government, Province of New Brunswick, City of Fredericton and Saint Mary’s First Nation for Additional Federal and Provincial Funding

Moved by Councillor Eric Megarity, seconded by Councillor Scott McConaghy THAT City Council adopt the following resolution:

BE IT RESOLVED that City Council approve the amended Quadripartite Agreement among:

- Her Majesty the Queen in Right of Canada as represented by the Minister of Public Safety and Emergency Preparedness, and
- Her Majesty the Queen in right of the Province of New Brunswick as represented by the Minister of Public Safety and Solicitor General, and
- The City of Fredericton as represented by its Mayor and City Clerk, and

- **The Saint Mary’s First Nation as represented by the Chief and Council**

to include additional funding for the Fibre Optic Cable Project; AND that the Mayor and City Clerk be authorized to execute the amended Agreement.

CARRIED UNANIMOUSLY

FEDERATION OF CANADIAN MUNICIPALITIES – MAYOR WOODSIDE

Federation of Canadian Municipalities – Mayor Woodside

Moved by Councillor Bruce Grandy, seconded by Deputy Mayor Dan Keenan THAT City Council adopt the following resolution:

BE IT RESOLVED that the Council of the City of Fredericton support the Mayor in his position as Board Member on the Federation of Canadian Municipalities. CARRIED UNANIMOUSLY

TENDER #T10-74 – NASHWAAKSIS PARK ELECTRICAL SERVICES

Tender #T10-74 Awarded to Nova Electric Ltd.

Moved by Councillor Tony Whalen, seconded by Councillor Bruce Grandy THAT City Council adopt the following resolution:

BE IT RESOLVED that Tender #T10-74, Nashwaaksis Park Electrical Services, be awarded to *Nova Electric Ltd.*, lowest cost bidder meeting specifications, for a total tendered price of Forty-Four Thousand Four Dollars and Forty-Six Cents (\$44,004.46) HST included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

(Councillor Mike O’Brien was absent from the Council Chamber when the vote was taken.)

TENDER #T10-75 – NASHWAAKSIS PARK SITEWORK

Tender #T10-75 Awarded to King Construction Limited

Moved by Councillor Tony Whalen, seconded by Councillor Bruce Grandy THAT City Council adopt the following resolution:

BE IT RESOLVED that the Council of the City of Fredericton authorizes the award of Tender #T10-75, Nashwaaksis Park Sitework, Option E, which included total for all work in Tenders #T10-75 Sitework, #T10-76 Ice Rink, #T10-72 Service Building, and

the coordination and supervision only of City of Fredericton awarded contracts for Tenders #T10-74 Electrical Services, T#10-77 Fencing, and #T10-79 Landscaping, to *King Construction Limited*, low bidder meeting specifications at the tendered price of Seven Hundred and Forty-Eight Thousand Dollars (\$748,000.00) HST Included, less post tender Addendum #2 for a deduct of Two Hundred Fifty-Three Thousand Dollars (\$253,000.00) for a net tendered cost of Four Hundred Ninety-Five Thousand Dollars (\$495,000.00) HST included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

(Councillor Mike O'Brien was absent from the Council Chamber when the vote was taken.)

TENDER #T10-77 – NASHWAAKSIS PARK FENCING

Moved by Councillor Tony Whalen, seconded by Councillor Bruce Grandy THAT City Council adopt the following resolution:

BE IT RESOLVED that the Council of the City of Fredericton authorizes the award of Tender # T10-77, Nashwaaksis Park Fencing, to *Fundy Fencing Ltd.*, low bidder meeting specifications at the tendered price of Fourteen Thousand Three Hundred Fifty-One Dollars (\$14,351.00) HST Included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

TENDER #T10-79 – NASHWAAKSIS PARK LANDSCAPING

Moved by Councillor Tony Whalen, seconded by Councillor Bruce Grandy THAT City Council adopt the following resolution:

BE IT RESOLVED that the Council of the City of Fredericton authorizes the award of Tender # T10-79, Nashwaaksis Park Landscaping, to *Absolute Tree Care & Property Mgmt.*, low bidder meeting specifications at the tendered price of Twelve Thousand Nine Hundred Ninety-Five Dollars (\$12,995.00) HST Included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

Tender #T10-77 Awarded to Fundy Fencing Ltd.

Tender #T10-79 Awarded to Absolute Tree Care & Property Mgmt.

TENDER #T11-09 – CHARLOTTE STREET STORM SEWER RENEWAL

Tender #T11-09 Awarded to Hazen Thomas & Sons Contracting Ltd.

Moved by Councillor Tony Whalen, seconded by Councillor Jordan Graham THAT City Council adopt the following resolution:

BE IT RESOLVED that the Council of the City of Fredericton authorizes the award of Tender #T11-09, Charlotte Street Storm Sewer Renewal, to *Hazen Thomas & Sons Contracting Ltd.*, low bidder meeting specifications at the tendered price of One Hundred Thirty-Nine Thousand Three Hundred Sixty-Two Dollars and Eighty-Four Cents (\$139,362.84) HST Included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

Deputy Mayor Dan Keenan was absent from the Council Chamber when the vote was taken.)

TENDER #T11-21 – LONGWOOD DRIVE WATER, SANITARY SEWER AND ROADWAY UPGRADE

Tender #T11-21 Awarded to Fairville Construction Ltd.

Moved by Councillor Tony Whalen, seconded by Councillor Jordan Graham THAT City Council adopt the following resolution:

BE IT RESOLVED that the Council of the City of Fredericton authorizes the award of Tender # T11-21, Longwood Drive Water, Sanitary Sewer and Roadway Upgrade, to *Fairville Construction Ltd.*, low bidder meeting specifications at the tendered price of Five Hundred Eighty-Seven Thousand Seven Hundred Seventy-Six Dollars and Twenty-Eight Cents (\$587,776.28) HST Included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

RESOLUTIONS

Resolutions

The following resolution corresponds with the Planning Advisory Committee report received by City Council at its regular meeting held on January 24, 2011:

MUNICIPAL PLAN AMENDMENT, REZONING & SUBDIVISION – 476 REGENT STREET & 629 BEAVERBROOK STREET (GOGUEN WHITE ARCHITECTS LIMITED)

Municipal Plan Amendment, Rezoning & Subdivision – 476 Regent Street & 629 Beaverbrook Street (Goguen White Architects Limited)

Moved by Councillor Marilyn Kerton, seconded by Councillor David Kelly THAT WHEREAS Council has under consideration By-law No. Z-1.15, A By-law to Amend By-law No. Z-1, A By-law to Adopt a Municipal Plan for the City of Fredericton, to re-designate the property located at 476 Regent Street and 629 Beaverbrook Street from “College Hill Planning Area, Policy C to “Residential”, as indicated on Schedule “A” attached to and forming part of this resolution;

AND WHEREAS the public notice requirements of Section 25 of the *Community Planning Act* have been fulfilled with respect to By-law No. Z-1.15;

AND WHEREAS an amendment to By-law No. Z-2, The Zoning By-law for the City of Fredericton, is also required;

BE IT RESOLVED that the Council hereby directs that an appropriate amendment to By-law No. Z-2 be prepared in order to rezone the property located at 476 Regent Street and 629 Beaverbrook Street from Residential Zone Seven (R-7) to Residential Zone Nine-A (R-9A), in order to permit the construction of a new 32-unit apartment building, as indicated on Schedule “B” attached hereto and forming part of this resolution; that the proposed by-laws be referred to the Planning Advisory Committee for the views of the Committee; that the public notice requirements of Section 68 of *Community Planning Act* be fulfilled with respect to both By-law No. Z-1.15 and the By-law to amend By-law No. Z-2; and that the regular Council meeting of Tuesday, April 26, 2011, commencing at 7:30 p.m. at the Council Chamber, City Hall, Queen Street, Fredericton, as the time and place for the consideration of objections/support to the said by-laws.

CARRIED UNANIMOUSLY

Schedules “A” and “B” are attached to these minutes as **Appendix 11**.

PUBLIC HEARING – REZONING & SUBDIVISION – RIDGELINE CRESCENT (OAKRIDGE MANUFACTURING INC.)

Public Hearing – Rezoning & Subdivision – Ridgeline Crescent (Oakridge Manufacturing Inc.)

A Public Hearing was held in the Council Chamber, City Hall, to hear objections and/or support to a proposed by-law to amend the Zoning By-law (Z-2) from Residential Zone Three (R-3) and Residential Zone Two-A (R-2A) to Residential Zone Two-B (R-2B), for subdivision to create 32 residential lots and to add land to the public right-of-way for the extension of Ridgeline Crescent, subject to terms and conditions.

The City Clerk advised that no written objections had been received by the City Clerk's Office.

First and Second Reading of By-law No. Z-2.736

Moved by Deputy Mayor Dan Keenan, seconded by Councillor Tony Whalen THAT By-law No. Z-2.736, A By-law to Amend By-law No. Z-2, A Zoning By-law for the City of Fredericton, be given first reading by title. CARRIED UNANIMOUSLY

By-law No. Z-2.736 Given
First Reading

Moved by Deputy Mayor Dan Keenan, seconded by Councillor Tony Whalen THAT By-law No. Z-2.736, A By-law to Amend By-law No. Z-2, A Zoning By-law for the City of Fredericton, be given second reading by title. CARRIED UNANIMOUSLY

By-law No Z-2.736 Given
Second Reading

❖ *Consideration of the proposed subdivision will take place following third reading of the proposed by-law.*

PUBLIC HEARING – REZONING – 117 FRIEL STREET & 343 UNION STREET (CARLE VENTURES INC.)

Public Hearing – Rezoning –
117 Friel Street & 343
Union Street (Carle Ventures
Inc.)

A Public Hearing was held in the Council Chamber, City Hall, to hear objections and/or support to a proposed by-law to amend the Zoning By-law (Z-2) by rezoning properties located at 117 Friel Street and 343 Union Street from Residential Zone Four B (R-4B) and Automobile Station (A.S.) to Residential Zone Eight (R-8), in order to permit a 24-unit apartment building, subject to terms and conditions.

The City Clerk advised that no written objections had been received by the City Clerk's Office.

First and Second Reading of By-law No. Z-2.737

Moved by Councillor Eric Megarity, seconded by Councillor Stephen Chase THAT By-law No. Z-2.737, A By-law to Amend By-law No. Z-2, A Zoning By-law for the City of Fredericton, be given first reading by title. CARRIED UNANIMOUSLY

By-law No. Z-2.737 Given
First Reading

Moved by Councillor Eric Megarity, seconded by Councillor Stephen Chase THAT By-law No. Z-2.737, A By-law to Amend By-law No. Z-2, A Zoning By-law for the City of Fredericton, be given second reading by title. CARRIED UNANIMOUSLY

By-law No Z-2.737 Given
Second Reading

PUBLIC HEARING – ZONING AMENDMENT – 765 CLIFFE STREET (ANDREW CLARK & SHELLEY QUINLAN)

A Public Hearing was held in the Council Chamber, City Hall, to hear objections and/or support to a proposed by-law to amend the Zoning By-law (Z-2), under the Local Convenience Centre Zone (L.C.), in order to allow a clinic, health club and office use at 765 Cliffe Street, subject to terms and conditions.

The City Clerk advised that no written objections had been received by the City Clerk’s Office.

First and Second Reading of By-law No. Z-2.739

Moved by Councillor Mike O’Brien, seconded by Councillor Bruce Grandy THAT By-law No. Z-2.739, A By-law to Amend By-law No. Z-2, A Zoning By-law for the City of Fredericton, be given first reading by title. CARRIED UNANIMOUSLY

Moved by Councillor Mike O’Brien, seconded by Councillor Bruce Grandy THAT By-law No. Z-2.739, A By-law to Amend By-law No. Z-2, A Zoning By-law for the City of Fredericton, be given second reading by title. CARRIED UNANIMOUSLY

PUBLIC HEARING – REZONING – 26 AVONLEA COURT (JD IRVING LIMITED)

A Public Hearing was held in the Council Chamber, City Hall, to hear objections and/or support to a proposed by-law to amend the Zoning By-law (Z-2) by rezoning a portion of property (PID 75347997) from Future Development (F.D.) to Service Industrial (S.I.), in order to be consolidated with 26 Avonlea Court to permit the use of automotive sales and services, subject to terms and conditions.

The City Clerk advised that no written objections had been received by the City Clerk’s Office.

First and Second Reading of By-law No. Z-2.740

Moved by Councillor Marilyn Kerton, seconded by Councillor Steven Hicks THAT By-law No. Z-2.740, A By-law to Amend By-law No. Z-2, A Zoning By-law for the City of Fredericton, be given first reading by title. CARRIED UNANIMOUSLY

Public Hearing – Zoning Amendment – 765 Cliffe Street (Andrew Clark & Shelley Quinlan)

By-law No. Z-2.739 Given First Reading

By-law No Z-2.739 Given Second Reading

Public Hearing – Rezoning – 26 Avonlea Court (JD Irving Limited)

By-law No. Z-2.740 Given First Reading

Moved by Councillor Marilyn Kerton, seconded by Councillor Steven Hicks THAT By-law No. Z-2.740, A By-law to Amend By-law No. Z-2, A Zoning By-law for the City of Fredericton, be given second reading by title. CARRIED UNANIMOUSLY

By-law No Z-2.740 Given
Second Reading

Due to being absent from the City Council Meeting held on February 28, 2011, when Hearing of Objections took place, Councillors Bruce Grandy, Marilyn Kerton and Scott McConaghy excused themselves and retired from the meeting at 8:52 p.m.

Councillors Grandy, Kerton
and McConaghy retired from
the Council Chamber

SIGNAGE AMENDMENTS TO ZONING BY-LAW NO. Z-2

Signage Amendments to
Zoning By-law No. Z-2

Administrative Report – Development Services Department

Moved by Councillor Stephen Chase, seconded by Councillor Stephen Kelly THAT City Council receive the Administrative Report from the Development Services Department.

CARRIED UNANIMOUSLY

Third Reading of By-law No. Z-2.735

Moved by Councillor Stephen Chase, seconded by Councillor Stephen Kelly THAT By-law No. Z-2.735, A By-law to Amend By-law No. Z-2, A Zoning By-law for the City of Fredericton, be read in its entirety, *as amended*. CARRIED UNANIMOUSLY

By-law No. Z-2.735 Read in
its entirety, *as amended*

By-law No. Z-2.735 was read in its entirety and is attached to these Minutes as **Appendix 12**.

Moved by Councillor Stephen Chase, seconded by Councillor Stephen Kelly THAT By-law No. Z-2.735, A By-law to Amend By-law No. Z-2, A Zoning By-law for the City of Fredericton, be given third reading by title, *as amended*. CARRIED UNANIMOUSLY

By-law No. Z-2.735 Given
Third Reading, *as amended*

ADJOURNMENT

Adjournment

Moved by Councillor David Kelly, seconded by Councillor Stephen Kelly THAT the meeting adjourn. CARRIED UNANIMOUSLY

The meeting adjourned at 8:58 p.m.

(Sgd. Brad Woodside)

Brad Woodside,
Mayor

(Sgd. Brenda L. Knight)

Brenda L. Knight,
City Clerk