

# MINUTES OF A REGULAR MEETING OF FREDERICTON CITY COUNCIL

TUESDAY, OCTOBER 13, 2009

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Minutes of the Regular Meeting of Fredericton City Council held on Tuesday, October 13, 2009 at 7:30 p.m. in the Council Chamber, City Hall, Fredericton.

## ATTENDANCE

Attendance

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

## APPROVAL OF MINUTES

Approval of Minutes

**Moved by Councillor Jordan Graham, seconded by Councillor Eric Megarity THAT the Minutes of the Regular City Council meeting of Monday, August 10, 2009, Monday, August 24, 2009, and Monday, September 14, 2009, be approved as circulated. CARRIED UNANIMOUSLY**

## PRAYER

Prayer

Pastor Peter Thomas was present and led Council in prayer.

## 25-YEAR SERVICE AWARD – ROBERT GLENWRIGHT

25-year Service Award – Robert Glenwright

His Worship, Mayor Brad Woodside, paid tribute to Robert Glenwright, Community Services Department, by citing a number of his achievements throughout his career with the City.

The Mayor and Members of Council offered congratulations to Mr. Glenwright, and presented him with a framed certificate, gold watch, and pewter pin.

## KNIGHTS OF COLUMBUS DAY 2009

Knights of Columbus Day 2009

**WHEREAS:** The Knights of Columbus is a Catholic Family and Charitable Service Organization having 1,680,472 members world wide; and

**WHEREAS:** The Knights of Columbus are named after the world renowned explorer Christopher Columbus who discovered the new world in 1492; and

**WHEREAS:** There are over 250,000 members in all of Canada with 14,600 members in New Brunswick, being the third ranked largest province behind Ontario and Quebec; and

**THEREFORE:** I, Brad Woodside, Mayor of the City of Fredericton, the Capital City of New Brunswick, declare the **12<sup>th</sup> of October 2009** as “**Knights of Columbus Day 2009**” in Fredericton.

**INTERNATIONAL EPIDERMOLYSIS BULLOSA AWARENESS WEEK**

International Epidermolysis  
Bullosa Awareness Week

**WHEREAS:** International Epidermolysis Bullosa Awareness Week is a global effort dedicated to the promotion of “EB” awareness in countries around the world; and

**WHEREAS** International Epidermolysis Bullosa Awareness Week was founded in 2009 by Gena Brumitt, daughter of Lillian “Pat” Barbrey (deceased), a singularly courageous woman with a severe form of EB who wanted awareness raised so that people with EB would come to realize they are not alone, and to expand EB research toward the creation of effective treatments and a cure; and

**WHEREAS:** EB is a group of debilitating genetic diseases characterized by the presence of extremely fragile skin that results in the development of recurrent, painful blisters and open sores likened to a 3<sup>rd</sup> degree burn and, in more severe forms of the disease, major complications including disabling musculoskeletal deformities, disfiguring scars, internal blistering, malnutrition, dehydration and early mortality risk, and it is known as a rare or “orphan” disease, resulting in a lack of significant research; and

**WHEREAS:** The skin is so fragile for individuals with the disease that even minor rubbing and day-to-day activity may cause blistering, including activities such as writing, eating, walking, and even minor chafing from rolling over in bed or the seams and tags on clothing; and

**WHEREAS:** Approximately 3,000 people in Canada are impacted by this disease, which takes its toll on hundreds of thousands of patients, families and caregivers internationally at a rate of about 1 in 12,000, affecting both genders and occurring in every racial and ethnic group throughout the world; and

**WHEREAS:** Presently, there is no known cure for EB, most healthcare practitioners are not familiar enough with EB to respond

with best practices when interdisciplinary care is critical to address the disorder's multiple aspects, and vital wound care supplies are unavailable in some regions, or may be costly and not covered by health insurance; and

**WHEREAS:** International Epidermolysis Bullosa Awareness Week will be celebrated the last week of October annually, to increase understanding, reduce unnecessary deaths, and improve the quality of life for people with EB in our Canadian communities.

**THEREFORE:** I, Brad Woodside, Mayor of the City of Fredericton, hereby proclaim the week of **25 to 31, 2009** as "**International Epidermolysis Bullosa Awareness Week.**"

**NEVILLE/JONES HOUSE BED PUSH 2009**

Neville/Jones House Bed  
Push 2009

A request was received from Nick Ouellette and Matt McGowan for permission to hold UNB's 17<sup>th</sup> Annual Bed Push.

**Moved by Councillor Jordan Graham, seconded by Councillor David Kelly BE IT RESOLVED THAT Approval be given to Neville / Jones House, UNB to hold their 17<sup>th</sup> Annual Bed Push in support of Fredericton Women In Transition House Inc. on Friday, October 23 and Saturday, October 24, 2009, subject to an escort by Police or RCMP along the entire route; adherence to staff recommendations; and compliance with the Safety Plan submitted with their special event application.**

**CARRIED UNANIMOUSLY**

**GULU WALK**

Gulu Walk

A request was received from Judy Coates for permission to hold the Gulu Walk on October 24, 2009.

**Moved by Councillor Dan Keenan, seconded by Deputy Mayor Bruce Grandy BE IT RESOLVED THAT approval be given to hold the Gulu Walk in support of children affected by war in Northern Uganda on Saturday, October 24, 2009, subject to staff recommendations.**

**CARRIED UNANIMOUSLY**

**EXIT REALTY FOOD DRIVE**

A request was received from Austin Drisdelle to conduct a food drive on October 29, 2009.

**Moved by Councillor Stephen Chase, seconded by Councillor Tony Whalen BE IT RESOLVED THAT approval be given to EXIT Real Estate Professionals to conduct a food drive for the Fredericton Food Bank in the Devon area between the hours of 5:30 and 8:30 p.m. on Thursday, October 29, 2009.**

**CARRIED UNANIMOUSLY**

Exit Realty Food Drive

**TRICK OR TREAT FOOD DRIVE**

A request was received from Emily Bossé to conduct a door-to-door campaign on October 31, 2009.

**Moved by Councillor Scott McConaghy, seconded by Councillor Eric Megarity BE IT RESOLVED THAT approval be given to the organizers of Saint Thomas University Student Union ‘TRICK OR EAT’ Food Drive to conduct their campaign, door-to-door in the areas requested on Saturday, October 31, 2009, between the hours of 5:00 and 9:00 p.m.**

**CARRIED UNANIMOUSLY**

Trick or Treat Food Drive

**DOOR-TO-DOOR CAMPAIGN – CANADIAN DIABETES ASSOCIATION**

A request was received from Stephanie Hulford for permission to conduct a door-to-door campaign during the month of November 2009.

**Moved by Councillor Mike O’Brien, seconded by Councillor Stephen Kelly BE IT RESOLVED THAT approval be given to the New Brunswick Region of the Canadian Diabetes Association to conduct a door-to-door campaign in the City of Fredericton during the month of November 2009.**

**CARRIED UNANIMOUSLY**

Door-to-Door Campaign –  
Canadian Diabetes  
Association

**OLYMPIC TORCH RELAY**

A request was received from John Burns for permission to hold the Olympic Torch Relay on November 25, 2009.

Olympic Torch Relay

Moved by Councillor Tony Whalen, seconded by Councillor Steven Hicks BE IT RESOLVED THAT approval be given to hold the Olympic Torch Relay Celebrations in Officers' Square on Wednesday, November 25, 2009, subject to compliance with all staff recommendations; 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 Wednesday, November 25, 2009, from 5:30 p.m. to 9:30 p.m., for Queen Street between the blocks of Regent and Carleton Streets; and Carleton Street from Queen Street back; AND

BE IT FURTHER RESOLVED THAT the public notice requirements of Section 187(6) of the *Municipalities Act* be fulfilled; and that the regular Council meeting of Monday, October 26, 2009 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

**SANTA CLAUS PARADE, NORTHSIDE**

A request was received from Arden Doak for permission to hold the Annual Santa Claus Parade on November 28, 2009.

Moved by Councillor Dan Keenan, seconded by Deputy Mayor Bruce Grandy BE IT RESOLVED THAT approval be given to the Kinsmen Club of Nashwaaksis to hold their Annual Santa Claus Parade on Saturday, November 28, 2009, beginning at 5:00 p.m. on the northside of the river along the route as requested, subject to a Police escort and recommendations of City staff and the Department of Transportation.

CARRIED UNANIMOUSLY

**NATIVITY SCENE DISPLAY**

A request was received from Jim Gavin to erect a Nativity Scene on the corner of Main Street and Brookside Drive from November 28, 2009 to January 9, 2010.

Moved by Councillor David Kelly, seconded by Councillor Mike O'Brien BE IT RESOLVED THAT approval be given to the Knights of Columbus, Council No. 8654 to erect a Nativity Scene in the small park at the corner of Main Street and Brookside Drive

Santa Claus Parade,  
Northside

Nativity Scene Display

from Saturday, November 28, 2009 to Monday, January 9, 2010,  
subject to conditions outlined by Engineering staff.

**CARRIED UNANIMOUSLY**

**DOWNTOWN FREDERICTON CHRISTMAS DOLLAR DROP**

Downtown Fredericton  
Christmas Dollar Drop

A request was received from Shasta Stairs for permission to hold a  
Downtown Dollar Drop on December 5, 2009.

**Moved by Councillor Stephen Chase, seconded by Councillor Eric  
Megarity BE IT RESOLVED THAT approval be given to  
Downtown Fredericton Inc. to hold a Downtown Dollar Drop from  
a Fredericton Fire Department snorkel truck in Officers' Square  
on Saturday, December 5, 2009, subject to recommendations from  
staff.**

**CARRIED UNANIMOUSLY**

**REAL ESTATE ENTERPRISE MODEL**

Real Estate Enterprise  
Model

**Moved by Deputy Mayor Bruce Grandy, seconded by Councillor  
Mike O'Brien BE IT RESOLVED THAT the Council of the City of  
Fredericton authorizes the preparation of an application for  
incorporation of a company to serve as the legal entity for  
Fredericton's Strategic Real Estate Development Enterprise; and**

**BE IT RESOLVED that the Council of the City of Fredericton  
declares the properties listed in Appendix "A" as surplus to the  
City of Fredericton and assigns existing sale agreements for the  
portions of properties listed in Appendix "A"; and**

**BE IT RESOLVED that the Council of the City of Fredericton  
direct that the necessary documentation to convey the properties  
listed in Appendix "A" to the Real Estate Development Enterprise  
be prepared and completed; and**

**BE IT FURTHER RESOLVED that the Council of the City of  
Fredericton authorizes the Mayor and City Clerk to execute any  
documentation required to give effect to these directions.**

**CARRIED UNANIMOUSLY**

**CONVENTION CENTRE FUNDING**

Convention Centre Funding

Moved by Deputy Mayor Bruce Grandy, seconded by Councillor Steven Hicks BE IT RESOLVED THAT City Council accepts the Letter of Offer, dated September 29, 2009, from The Regional Development Corporation (“RDC”) with respect to their offer of funding, in the amount of \$8 million, toward the construction of the Fredericton Conference Centre; AND THAT the Mayor and City Clerk be authorized to execute the Letter of Offer.

CARRIED UNANIMOUSLY

**PROPOSED PUBLIC UTILITY EASEMENT, DORCAS STREET, VANIER INDUSTRIAL PARK (WARD 7)**

Proposed Public Utility Easement, Dorcas Street, Vanier Industrial Park (Ward 7)

Moved by Deputy Mayor Bruce Grandy, seconded by Councillor Jordan Graham BE IT RESOLVED THAT the Council of the City of Fredericton authorizes the granting of a ±3 metre wide overhead and anchor Public Utility Easement on City owned property situated at Dorcas Street, known as PID 60092418 subject to applicable taxes, adjustments and conditions; AND the Mayor and City Clerk be authorized to execute all necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

**PROPOSED RELEASE OF EASEMENT, 638 UNION STREET (WARD 4)**

Proposed Release of Easement, 638 Union Street (Ward 4)

Moved by Deputy Mayor Bruce Grandy, seconded by Councillor Eric Megarity BE IT RESOLVED THAT the Council of the City of Fredericton authorizes the release of the northerly ±4.50 metre portion of an existing ±6.096 metre wide Municipal Services Easement at 638 Union Street, known as PID 01433077; in consideration the property owner Daniel R. Craig shall grant to the City of Fredericton a new ±8.50 metre wide Municipal Services Easement on the south side of and to be consolidate with the remaining ±1.50 portion of the existing Municipal Service Easement to create new ±10.00 metre wide Municipal Service Easement subject to applicable taxes, adjustments and conditions; AND the Mayor and City Clerk be authorized to execute all necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

**TREASURER’S REPORT**

Treasurer’s Report

Moved by Councillor Mike O’Brien, seconded by Councillor Stephen Kelly BE IT RESOLVED THAT expenditures for the month of September 2009, pursuant to By-law No. A-2, A By-law Respecting Administration and the City Council, Paragraph 29.06, be submitted for ratification in the amount of Eleven Million, Five Hundred and Fifty-Eight Thousand, Nine Hundred and Forty-Four Dollars and Sixty-One Cents. (\$11,558,944.61).

CARRIED UNANIMOUSLY

**REQUEST FOR PROPOSAL # P09-21, DESIGN SERVICES (ARCHITECTURAL AND ENGINEERING) FREDERICTON TRANSIT GARAGE**

Request For Proposal # P09-21 Awarded to Goguen and Company Ltd.

Moved by Councillor Mike O’Brien, seconded by Councillor Dan Keenan BE IT RESOLVED THAT the Council of the City of Fredericton authorizes the award of Proposal # P09-21, Design Services (Architectural and Engineering), Fredericton Transit Garage to *Goguen and Company Ltd.*, the highest scored bidder at the not to be exceeded negotiated rate of 8.2% of pre-tax project budget, HST extra; survey and geotechnical will be extra cost (billed to City of Fredericton at cost); AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

**QUOTATION #Q36-9, THE CITY OF FREDERICTON REQUIRES SNOW REMOVAL, SALT AND SANDING FOR CAMPBELL CLOSE PARKING LOT (FREDERICTON PUBLIC LIBRARY)**

Quotation #Q36-9 Awarded to R+S Davidson and Sons Ltd.

Moved by Councillor Mike O’Brien, seconded by Councillor Stephen Chase BE IT RESOLVED THAT Quotation #Q36-9, The City of Fredericton Requires Snow Removal, Salt, and Sanding for Campbell Close Parking Lot (Fredericton Public Library), be awarded to *R+S Davidson and Sons Ltd.*, lowest cost bidder and highest scored bidder, for a total quoted price of \$4,508.70, HST included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

**QUOTATION #Q37-9, THE CITY OF FREDERICTON  
REQUIRES SNOW REMOVAL, SALT AND SANDING FOR  
YORK STREET CARPARK**

Quotation #Q37-9 Awarded to R+S Davidson and Sons Ltd.

Moved by Councillor Mike O'Brien, seconded by Councillor Tony Whalen BE IT RESOLVED THAT Quotation #Q37-9, The City of Fredericton Requires Snow Removal, Salt, and Sanding for York Street Carpark, be awarded to *R+S Davidson + Sons Ltd.*, lowest cost bidder and highest scored bidder, for a total quoted price of \$13,447.00, HST included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

**QUOTATION #Q38-9, THE CITY OF FREDERICTON  
REQUIRES SNOW REMOVAL, SALT AND SANDING FOR  
TANNERY PARKING LOT (KING STREET,  
FREDERICTON NB)**

Quotation #Q38-9 Awarded to C.W. Guthrie + Sons Ltd.

Moved by Councillor Mike O'Brien, seconded by Councillor David Kelly BE IT RESOLVED THAT Quotation #Q38-9, The City of Fredericton Requires Snow Removal, Salt, and Sanding for Tannery Parking Lot (King Street, Fredericton NB), be awarded to *C.W. Guthrie + Sons Ltd.*, single response bidder, for a total quoted price of \$6,780.00, HST included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

**QUOTATION #Q39-9, THE CITY OF FREDERICTON  
REQUIRES SNOW REMOVAL, SALT AND SANDING FOR  
QUEEN STREET PARKING LOT AND UPPER QUEEN  
STREET PARKING LOT**

Quotation #Q39-9 Awarded to C-Mac Property Services Ltd.

Moved by Councillor Mike O'Brien, seconded by Councillor Jordan Graham BE IT RESOLVED THAT Quotation #Q39-9, The City of Fredericton Requires Snow Removal, Salt and Sanding for Queen Street Parking Lot and Upper Queen Street Parking Lot, be awarded to *C-Mac Property Services Ltd.*, lowest cost bidder and highest scored bidder, for a total quoted price of \$10,396.00, HST included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

**QUOTATION #Q41-9, THE CITY OF FREDERICTON  
REQUIRES SNOW REMOVAL, SALT AND SANDING FOR  
THE KIMBLE ROAD FIRE STATION**

Quotation #Q41-9 Awarded  
to Nutri-Lawn

Moved by Councillor Mike O'Brien, seconded by Councillor Scott McConaghy BE IT RESOLVED THAT Quotation #Q41-9, The City of Fredericton Requires Snow Removal, Salt, and Sanding for the Kimble Road Fire Station, be awarded to *Nutri-Lawn*, lowest cost bidder and highest scored bidder, for a total quoted price of \$7,621.85, HST included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

**QUOTATION #Q42-9, THE CITY OF FREDERICTON  
REQUIRES SNOW REMOVAL, SALT AND SANDING FOR  
THE LADY BEAVERBROOK RINK**

Quotation #Q42-9 Awarded  
to Douglas J. Kelly

Moved by Councillor Mike O'Brien, seconded by Councillor Stephen Kelly BE IT RESOLVED THAT Quotation #Q42-9, The City of Fredericton Requires Snow Removal, Salt, and Sanding for the Lady Beaverbrook Rink, be awarded to *Douglas J. Kelly*, lowest cost bidder and highest scored bidder, for a total quoted price of \$4,520.00, HST included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

**QUOTATION #Q43-9, THE CITY OF FREDERICTON  
REQUIRES SNOW REMOVAL, SALT AND SANDING FOR  
YORK STREET FIRE STATION**

Quotation #Q43-9 Awarded  
to WayBren Enterprises Ltd.

Moved by Councillor Mike O'Brien, seconded by Councillor Tony Whalen BE IT RESOLVED THAT Quotation #Q43-9, The City of Fredericton Requires Snow Removal, Salt, and Sanding for the York Street Fire Station, be awarded to *WayBren Enterprises Ltd.*, lowest cost bidder and highest scored bidder, for a total quoted price of \$16,950.00, HST included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

**QUOTATION #Q44-9, THE CITY OF FREDERICTON  
REQUIRES SNOW REMOVAL, SALT AND SANDING FOR  
YORK ARENA RINK**

Quotation #Q44-9 Awarded  
to Wendell Thomas and  
Sons Ltd.

Moved by Councillor Mike O'Brien, seconded by Councillor Eric Megarity BE IT RESOLVED THAT Quotation #Q44-9, The City of Fredericton Requires Snow Removal, Salt, and Sanding for the York Arena Rink, be awarded to *Wendell Thomas and Sons Ltd.*, lowest cost bidder and highest scored bidder, for a total quoted price of \$3,955.00, HST included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

**QUOTATION #Q45-9, THE CITY OF FREDERICTON  
REQUIRES SNOW REMOVAL, SALT AND SANDING FOR  
ROYAL ROAD FIRE STATION**

Quotation #Q45-9 Awarded  
to Wendell Thomas and  
Sons Ltd.

Moved by Councillor Mike O'Brien, seconded by Deputy Mayor Bruce Grandy BE IT RESOLVED THAT Quotation #Q45-9, The City of Fredericton Requires Snow Removal, Salt, and Sanding for the Royal Road Fire Station, be awarded *Wendell Thomas and Sons Ltd.*, lowest cost bidder and highest scored bidder, for a total quoted price of \$1,921.00, HST included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

**QUOTATION #Q46-9, THE CITY OF FREDERICTON  
REQUIRES SNOW REMOVAL, SALT AND SANDING FOR  
THE NORTHSIDE FIRE STATION (TWO NATIONS  
CROSSINGS)**

Quotation #Q46-9 Awarded  
to WayBren Enterprises Ltd.

Moved by Councillor Mike O'Brien, seconded by Councillor Dan Keenan BE IT RESOLVED THAT Quotation #Q46-9, The City of Fredericton Requires Snow Removal, Salt, and Sanding for the Northside Fire Station (Two Nations Crossings), be awarded to *WayBren Enterprises Ltd.*, lowest cost bidder and highest scored bidder, for a total quoted price of \$15,820.00, HST included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

**QUOTATION #Q47-9, THE CITY OF FREDERICTON  
REQUIRES SNOW REMOVAL, SALT AND SANDING FOR  
THE LOT ADJACENT TO BRUNSWICK STREET PARKING  
GARAGE (535 BRUNSWICK STREET)**

Quotation #Q47-9 Awarded to C-Mac Property Services Ltd.

Moved by Councillor Mike O'Brien, seconded by Councillor Steven Hicks BE IT RESOLVED THAT Quotation #Q47-9, The City of Fredericton Requires Snow Removal, Salt, and Sanding for lot adjacent to Brunswick Street Parking Garage (535 Brunswick Street, Fredericton NB), be awarded to *C-Mac Property Services Ltd.*, lowest cost bidder and highest scored bidder, for a total quoted price of \$5,424.00, HST included; AND that the Mayor and City Clerk are authorized to execute the necessary legal documents to facilitate this transaction.

CARRIED UNANIMOUSLY

**AMENDMENT TO BY-LAW NO. T-1, A BY-LAW TO  
REGULATE TRAFFIC – YORK STREET SURFACE PARKING  
LOT AND SUNSET DRIVE PARKING RESTRICTIONS**

Amendment to By-law No. T-1 – York Street Surface Parking Lot and Sunset Drive Parking Restrictions

**Third Reading of By-law No T-1.38**

Moved by Councillor Stephen Chase, seconded by Councillor Dan Keenan THAT By-law No. T-1.38, A By-law to Amend By-law No. T-1, A By-law to Regulate Traffic, be read by section number pursuant to Sections 11.1 (1) and (2) of the *Municipalities Act*.  
CARRIED UNANIMOUSLY

By-law No. T-1.38 Read by Section Number

By-law No. T-1.38 was read by section number and is attached to these Minutes as Appendix 1.

Moved by Councillor Stephen Chase, seconded by Councillor Dan Keenan THAT By-law No. T-1.38, A By-law to Amend By-law No. T-1, A By-law to Regulate Traffic, be given third reading by title.  
CARRIED UNANIMOUSLY

By-law No. T-1.38 Given Third Reading

**AMENDMENT TO BY-LAW NO. T-7, A BY-LAW RELATING  
TO PARKING METERS, PARKING ZONES, AND PAY AND  
DISPLAY MACHINES – YORK STREET SURFACE PARKING  
LOT**

Amendment to By-law No. T-7 – York Street Surface Parking Lot

**Third Reading of By-law No T-7.2**

Moved by Councillor Stephen Chase, seconded by Councillor Jordan Graham THAT By-law No. T-7.2, A By-law to Amend By-law No. T-7, A By-law Relating to Parking Meters, Parking Zones,

By-law No. T-7.2 Read by Section Number

**and Pay and Display Machines, be read by section number pursuant to Sections 11.1 (1) and (2) of the *Municipalities Act*. CARRIED UNANIMOUSLY**

By-law No. T-7.2 was read by section number and is attached to these Minutes as **Appendix 2**.

**Moved by Councillor Stephen Chase, seconded by Councillor Jordan Graham THAT By-law No. T-7.2, A By-law to Amend By-law No. T-7, A By-law Relating to Parking Meters, Parking Zones, and Pay and Display Machines, be given third reading by title. CARRIED UNANIMOUSLY**

*Due to being absent from the City Council Meeting held on September 28, 2009, when Hearing of Objections took place, Councillors Stephen Chase, Dan Keenan, Scott McConaghy, and Tony Whalen retired from the meeting at 8:00 p.m.*

**REZONING – 16 GLEN EYRE COURT AND 2665 WOODSTOCK ROAD (DESIGN COLLABORATIVE LIMITED)**

**Moved By Councillor David Kelly, Seconded By Councillor Steven Hicks THAT the Administrative Report From the Development Services Department be received. CARRIED UNANIMOUSLY**

**Adoption to Terms and Conditions, as amended**

**Moved by Councillor David Kelly, seconded by Councillor Steven Hicks THAT the following terms and conditions, *as amended*, be adopted pursuant to Section 39 of the *Community Planning Act* in regard to an amendment to the Zoning By-law (Z-2), by rezoning property located at 16 Glen Eyre Court and 2665 Woodstock Road from Residential Zone Two (R-2) and Residential Zone Three-A (R-3A) to Residential Zone Five (R-5), as laid out in draft By-law No. Z-2.647:**

- a) The site be developed substantially in accordance with Maps IIIa & IV attached to PR 93/09 to the satisfaction of the development Officer.
- b) A building permit be obtained.
- c) Servicing to be to the satisfaction of the Director of Engineering and Public Works.

By-law No. T-7.2 Given Third Reading

Councillors retired from the Meeting

Rezoning – 16 Glen Eyre Court and 2665 Woodstock Road – Receipt of Administrative Report from Development Services Department

Adoption of Terms and Conditions, *as amended*, re 16 Glen Eyre Court and 2665 Woodstock Road (Design Collaborative Limited)

- d) Site drainage and lot grading plan be submitted to the satisfaction of the Director of Engineering and Public Works.
- e) Access to the subject property be from Glen Eyre Court.
- f) An opaque fence be constructed between the subject property and PID 75381269 & 75381301 to the satisfaction of the Development Officer.
- g) A final landscaping & parking plan be submitted to the satisfaction of the Development Officer prior to the issuance of a building permit.
- h) Driveways to be separated by a minimum of 1.4 metres.

**CARRIED UNANIMOUSLY**

**Third Reading of By-law No. Z-2.647**

**Moved by Councillor Stephen Kelly, seconded by Deputy Mayor Bruce Grandy THAT By-law No. Z-2.647, A By-law to Amend By-law No. Z-2, A Zoning By-law for the City of Fredericton, be read by section number pursuant to Sections 11.1 (1) and (2) of the *Municipalities Act*.**

By-law No. Z-2.647 Read by  
Section Number

By-law No. Z-2.647 was read by section number and is attached to these Minutes as **Appendix 3**.

**Moved by Councillor Stephen Kelly, seconded by Councillor Steven Hicks THAT By-law No. Z-2.647, 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. CARRIED UNANIMOUSLY**

By-law No. Z-2.647 Given  
Third Reading

**REZONING – 819 ROYAL ROAD (MURRAY MUNN)**

**Adoption of Terms and Conditions**

**Moved by Councillor Eric Megarity, seconded by Deputy Mayor Bruce Grandy THAT the following terms and conditions be adopted pursuant to Section 39 of the *Community Planning Act* in regard to an amendment to the Zoning By-law (Z-2), by rezoning property located at 819 Royal Road from Future Development (F.D.) to General Industrial (G.I.), and to subdivide property to create one (1) new industrial building lot, as laid out in draft By-law No. Z-2.672:**

Adoption of Terms and  
Conditions re Rezoning –  
819 Royal Road (Murray  
Munn)

- a) Final plan of subdivision in accordance with Map IV attached to Planning Report 70/09 be provided to the satisfaction of the Development Officer.
- b) Use of newly created lot be restricted to a “ventilation sheet metal business” only and not permit any on site retail.
- c) Access, lot grading and storm water management are to be designed and constructed to the satisfaction of the Director of Engineering and Public Works.
- d) A detailed site and parking plan be submitted to the satisfaction of the Development Officer prior to issuance of a building permit.
- e) A landscaping and parking plan be submitted to the satisfaction of the Development Officer prior to issuance of a building permit.
- f) On site water and septic are to be inspected and installed in accordance with all Provincial requirements.
- g) The 8% public land dedication be taken in the form of cash to the satisfaction of the Community Services Department.

**CARRIED UNANIMOUSLY**

**Third Reading of By-law No. Z-2.672**

**Moved by Councillor Stephen Kelly, seconded by Councillor Steven Hicks THAT By-law No. Z-2.672, A By-law to Amend By-law No. Z-2, A Zoning By-law for the City of Fredericton, be read by section number pursuant to Sections 11.1 (1) and (2) of the *Municipalities Act*.**

By-law No. Z-2.672 Read by  
Section Number

By-law No. Z-2.672 was read by section number and is attached to these Minutes as **Appendix 4**.

**Moved by Councillor Stephen Kelly, seconded by Councillor Steven Hicks THAT By-law No. Z-2.672, 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. CARRIED UNANIMOUSLY**

By-law No. Z-2.672 Given  
Third Reading

**COUNCILLOR KERTON EXCUSED**

Councillor Kerton  
Excused

**Moved by Councillor Steven Hicks, seconded by Councillor Jordan Graham THAT Councillor Marilyn Kerton be excused from the**

meeting and relieved of the penalty as provided by by-law.  
**CARRIED UNANIMOUSLY**

**ADJOURNMENT**

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

The meeting adjourned at 8:05 p.m.

Adjournment

Submitted to City Council for approval by :

*(Sgd.) Karen Garrett*

Karen Garrett  
Recording Secretary