

TOWN OF SHEDIAC
REGULAR MEETING OF COUNCIL
MINUTES

January 25, 2021
7 P.M.
COUNCIL CHAMBERS

Present: Roger Caissie, Mayor
Patricia Bourque-Chevarie, Deputy Mayor
Jean-Claude Bertin, Councillor
Paul Boudreau, Councillor
Gilles Brine, Councillor
Sylvie Collette-Boudreau, Councillor
Raymond Cormier, Councillor
Germaine Gallant, Councillor
Laura Gallant, Councillor

Non-voting Members Gilles Belleau, Clerk and General Manager

Present: Connie Bourgeois, Executive Secretary and Assistant Clerk

1. Reflection and Call to Order

The Chairman Mayor Roger Caissie calls the meeting to order at 7 p.m. The meeting begins with the singing of the National Anthem and a moment of silence.

2. Confirmation of Quorum by clerk

The Clerk confirms that a quorum has been established.

3. Conflict of interests

Councillor Sylvie Collette-Boudreau declares a conflict of interest with all matters pertaining to Maisons AML Homes.

4. Approval of Agenda

Moved By: Raymond Cormier

Seconded By: Patricia Bourque-Chevarie

THAT the agenda be reviewed by including Town Hall in item 11.3 under "Unfinished Business" as well as Subdivision for public purposes – Domaine

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Parlee Estates Subdivision Unit 1 - Phase 6 in item 10.5 under "Recommendations from the SERSC".

MOTION CARRIED

5. Approval of Minutes

5.1 Minutes of the meeting held on November 30, 2020

Moved By: Raymond Cormier

Seconded By: Jean-Claude Bertin

THAT the minutes of the regular meeting held on November 30, 2020 be adopted.

MOTION CARRIED

6. Public Presentations/Petitions/Delegations

7. Reading of correspondence

7.1 Tree of Hope - SUBJECT: Letter of thanks for contributing in 2020 to the Tree of Hope Campaign's 32nd edition

At this time, Councillor Sylvie Collette-Boudreau leaves the room to avoid a conflict of interest.

7.2 Jacques Laforest - SUBJECT: Renaming streets in the Domaine Beauséjour subdivision

The developer proposes changing the street names for the Domaine Beauséjour subdivision. He proposes renaming rue Simonne Gallant Street to rue Jacques Street, and renaming croissant Janie Crescent to rue Simonne Gallant Street.

Moved By: Paul Boudreau

Seconded By: Jean-Claude Bertin

THAT WE accept the street name changes for the Domaine Beauséjour Subdivision;

THAT rue Simonne Gallant Street be renamed rue Jacques Street; and that croissant Janie Crescent be renamed Simonne Gallant Street.

MOTION CARRIED

At this time, Councillor Sylvie Collette-Boudreau rejoins the meeting and takes her seat at the Council table.

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7.3 Johanne Léger - SUBJECT: Request to meet with Council regarding a project to develop an indoor tennis court centre

Council recommends that this request be transferred to the Shediac Tennis Club and the Parks and Programs Committee.

7.4 Gérard Pellerin - SUBJECT: Thanks and request for three (3) pipes to complete work along des Pellerin Road

Mr. Gérard Pellerin makes a request on behalf of the residents of des Pellerin Road. This organization would like to continue the work that was carried out a few years ago on des Pellerin Road. In the past, Council had provided equipment, i.e. pipes. This organization is asking the municipality for three (3) pipes to complete the work on des Pellerin Road. The clerk informs Council that the municipality no longer has pipes and does not install them, because this street belongs to the municipality, but rather the Province. It is recommended that this group makes a request with the Province.

7.5 New Brunswick Environmental Network - SUBJECT: Request for funding towards the Great Minds Think Outside sessions in NB schools

It is recommended to obtain additional clarification on this request and to inquire with the schools, the District representative as well as the Education Council.

7.6 Providence Pastoral Unit for St-Joseph Parish - SUBJECT: Funding request for 2020

Moved By: Sylvie Collette-Boudreau

Seconded By: Laura Gallant

THAT we agree to donate \$1,000 for 2020.

MOTION CARRIED

7.7 WA Transpo (Urban/Rural Rides) - SUBJECT: Funding Request

The clerk informs Council that this organization will make a presentation to Council this coming February 16.

7.8 Rogers Communication Inc. - SUBJECT: Request to improve broadband access in Shediac

The clerk will contact this organization regarding their request. Council recommends sending a letter of support for this project.

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8. Reports from Standing and Special Committees

8.1 Financial Reports

8.1.1 Financial reports for December 2020

Moved By: Patricia Bourque-Chevarie

Seconded By: Gilles Brine

THAT the financial reports for December 2020 be accepted as presented.

MOTION CARRIED

8.2 Protective Services

8.2.1 Police

The quarterly report for October to December 2020 is distributed for information.

8.2.2 Fire

The monthly statistics report for December 2020 is distributed for information.

8.3 Building permits

The building permits report for November and December 2020 is distributed for information. These reports compare the permits issued to date.

9. Report from the Town Manager

Mr. Belleau presents his report.

10. Recommendations from the SERSC

10.1 Public hearing report for By-Law Z-14-44-35Z rezoning request (Caissie Avenue)

This public hearing report is distributed for information purposes.

10.2 Subdivision for public purposes – Domaine Parlee Estates Unité 1-Phase 6

Jeff Boudreau of the SERSC gives a brief report on this request for land for public purposes.

Moved By: Gilles Brine

Seconded By: Paul Boudreau

THAT WE accept the land for public purposes as shown on the

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Domaine Parlee Estates Subdivision Unité 1 - Phase 6 subdivision plan.

MOTION CARRIED

At this time, Councillor Sylvie Collette-Boudreau leaves the room to avoid a conflict of interest.

10.3 Public hearing reports for By-Law Z-14-44-36Z and By-Law Z-14-44-37Z rezoning requests

Ce rapport d'audience publique est circulé à titre d'information.

10.4 Request to repeal and replace zoning by-law Z-14-44-34Z with by-law Z-14-44-38Z

Joshua Adams from the SERSC gives a brief report on the request. He also mentions that they have not received the revised site plan with the number of units. This plan must be submitted before issuing the public notices.

Moved By: Gilles Brine

Seconded By: Raymond Cormier

WHEREAS Council received a request from Maisons AML Homes Ltd. to repeal the zoning by-law Z-14-44-34Z and replace it with zoning by-law No. Z-14-44-38Z to rezone a portion of land bearing PID 70491501 and 01056076 to high-density residential zone R3 to accommodate three (3) buildings with 95 units each;

BE IT RESOLVED THAT Council review the file to determine whether or not it is in the public interest to amend the zoning by-law.

BE IT RESOLVED THAT the clerk be responsible, in the name and on behalf of Council, for publishing within the timeframe stipulated in Section 111 of the Community Planning Act the public notice relating to the adoption of such by-law; and that the public hearing be set for February 22, 2021 at 6:15 p.m. in Council Chambers to hear the objections to the proposed by-law.

MOTION CARRIED

At this time, Councillor Sylvie Collette-Boudreau rejoins the meeting and takes her seat at the Council table.

10.5 Amendment to the municipal plan and zoning by-law – Villa providence

Joshua Adams of the SERSC gives a brief report on this request.

Moved By: Paul Boudreau

Seconded By: Gilles Brine

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GIVEN THAT Council received a request from Amis de la Villa Inc. to amend by-law P-14-36 entitled "Shediac Municipal Plan" to change the designation of the property bearing PID 00867184 on the land use map from Residential to Integrated Service and to amend by-law Z-14-44 entitled "Shediac Zoning By-Law" to rezone the property bearing PID 00867184 from medium-density residential zone (R2) to integrated service zone (IS) to allow for a new nursing home.

BE IT RESOLVED THAT Council review the file to determine whether or not it is in the public interest to amend the municipal plan and zoning by-law.

BE IT RESOLVED THAT the clerk be responsible, in the name and on behalf of Council, for publishing within the timeframe stipulated in Section 25 of the Community Planning Act the public notice relating to the adoption of such by-law; and that the public hearing be set for February 22, 2021 at 6:15 p.m. in Council Chambers.

BE IT RESOLVED THAT the clerk be responsible, in the name and on behalf of Council, to seek the opinion of the Shediac Planning Review Committee under Section 110 of the Community Planning Act.

BE IT FURTHER RESOLVED THAT the clerk be responsible, in the name and on behalf of Council, for publishing within the timeframe stipulated in Section 111 of the Community Planning Act the public notice relating to the adoption of such by-law; and, that the public hearing be set for March 29, 2021 at 6:30 p.m. in Council Chambers to hear the objections to the proposed by-law.

MOTION CARRIED

11. Unfinished Business

11.1 Request from Luc Bourgeois (Riverside Drive)

The clerk mentions that Administration has recommendations to make regarding this project, because it will impact Council's special projects. The Director of Municipal Operations takes the floor. He informs Council that for this project, we will need to extend the water system as well as sidewalks on Riverside Drive over an estimated 130 metres. The frontage distance of the Town's property (PID 01044262) is approximately 75 metres and the frontage distance of the property requested (PID 70017850) is around 49 metres. Administration recommends that the municipality covers approximately 60%, which represents the frontage portion of its infrastructures and that the developer covers the balance of 40% of the infrastructures. He also

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mentions that the amount for water would be approximately \$63,500 before taxes, the portion estimated for the municipality that will be justified through a breakdown of costs once the work is completed.

Moved By: Gilles Brine

Seconded By: Jean-Claude Bertin

THAT WE accept that the municipality covers 60% of the costs and that the developer covers 40% of the costs as recommended by the Director of Municipal Operations.

MOTION CARRIED

11.2 Request from citizens (Sébastien Street)

The clerk gives a report on the questions asked during a meeting held on November 25, 2020 regarding the torrential rains that occurred on August 10, 2019. He mentions that the employees who were assigned are no longer employed. We were able to meet with a former employee to obtain answers to the questions. He provided us with a fairly complete report.

1. Did the municipality review the subdivision construction plans prior to the study? **Answer:** The clerk confirms that the municipality has had Subdivision guidelines in place for a few years now, i.e. directives for subdivision developments. Developers are required to follow these Subdivision guidelines. They have a responsibility to do so. And once the project has been completed, the Town conducts a walkthrough to make sure everything was done. And yes, we can confirm that the Town is aware of this subdivision. This project was approved in 2013-2014. And indeed the Town's guidelines were followed.
2. Was any maintenance work done on storm water systems and is a maintenance report available? **Answer:** The clerk mentions that the municipality has had an assets management plan in place for several years now. Every new infrastructure is included in the management plan and every old infrastructure is also included in this management plan with a maintenance plan to ensure sustainability. This plan is very up-to-date in that regard. So, yes, we have an assets management plan, which is strictly followed. Can we improve certain areas of infrastructure maintenance? There is always room for improvement, but we work on this daily. We are satisfied with the way we conduct our infrastructure maintenance. Sure, we can purchase new infrastructures, but we must take care of our old ones as well. This is also included in the assets management plan.

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3. Were the ICDs removed and who authorized the removal of those that are indicated on the construction plans, and who supervised the removal of the ICDs? Furthermore, where are the ICDs if they have been removed? **Answer:** We cannot say who gave the directive, because we do not have the details; however, we can confirm that ICDs were indeed removed. This was confirmed to us by the individual with whom we met. We were informed that the reason for the removal of ICDs in certain locations was to improve drainage and avoid flooding. The former employee with whom we had a discussion and who was present confirmed that even if the ICDs had not been removed, this would not have made a difference on August 10, 2019.
4. Question for the engineer: if drainage pipes are clogged in our homes, could this reduce the water's capacity to flow in the pipes? **Answer:** We don't have an answer to this question. The torrential rains that occurred on August 10 would not have changed anything if the pipes were clogged. It could have had an impact, but in the case of August 10, the situation was not typical.

The clerk mentions that during a meeting held this past November, you had asked residents to request a reimbursement with the Town Manager. We can confirm that we received one (1) request. The request was sent directly to our insurance provider and our legal advisor for recommendations. We may receive a second request.

A discussion takes place.

11.3 Town Hall

Councillor Laura Gallant recommends to Council to table its decision. A discussion takes place between the members of Council.

The Deputy Mayor recommends against tabling the request before the municipality receives full details on the costs before making a decision. A special meeting will take place this coming Monday with details about the project costs.

Moved By: Laura Gallant

Seconded By: Sylvie Collette-Boudreau

I am asking Council to table the decision regarding the construction of a town hall. Firstly, given the situation with the pandemic and the uncertainty regarding construction costs that continue to skyrocket. Additionally, we are three (3) months away from a municipal election. This would place a large burden on the shoulders of the next elected representatives. This project is moving too quickly and we may not be making the right decisions. Furthermore, there is a perception of lack of information and transparency in this matter. We also have major

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infrastructure repair projects that require immediate attention and we need to consider the town's future. This does not depend on a beautiful new town hall. Please, Councillors, give careful thought to this. Further discussions need to take place on this topic, and not only at the committee level, but also with the whole Council. I would like to move a motion.

The vote is recorded as seven (7), with three (3) yeas and four (4) nays. Councillors Laura Gallant, Sylvie Collette-Boudreau and Jean-Claude Bertin vote in favour of the motion. Councillors Paul Boudreau, Patricia Bourque-Chevarie, Gilles Brine and Raymond Cormier vote against the motion. The motion is duly rejected.

MOTION REJECTED

12. Introduction of new Business

13. Inquiries by members of Council

It is recommended that the representative of Villa Providence Inc. give a presentation to Council on the construction of the new nursing home as well as the old Villa Providence facility. Additionally, it is recommended to send a letter of support to the provincial government for this project.

14. Introduction and reading of By-Laws

14.1 1st reading of By-Law No. 62, a by-law designating portions of roads accessible to off-road vehicles in the town of Shediac

Moved By: Paul Boudreau

Seconded By: Patricia Bourque-Chevarie

THAT the introduction of by-law entitled "By-Law N° 62, a by-law designating portions of roads accessible to off-road vehicles in the town of Shediac" be approved and read a first time by its title.

MOTION CARRIED

The clerk reads By-Law N° 62 a first time by its title.

Moved By: Paul Boudreau

Seconded By: Patricia Bourque-Chevarie

THAT WE accept the first reading of By-Law N° 62 by its title.

MOTION CARRIED

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14.2 1st reading of By-Law No. Z-14-44-35Z, a by-law amending the zoning by-law (Caissie Avenue)

Moved By: Jean-Claude Bertin

Seconded By: Gilles Brine

THAT the introduction of a by-law entitled "By-Law N° Z-14-44-35Z, a by-law amending the zoning by-law of the Town of Shediac" be approved and read a first time by its title.

MOTION CARRIED

The clerk reads By-Law N° Z-14-44-35Z a first time by its title.

Moved By: Jean-Claude Bertin

Seconded By: Gilles Brine

THAT WE accept the first reading of By-Law N° Z-14-44-35Z by its title.

MOTION CARRIED

At this time, Councillor Sylvie Collette-Boudreau leaves the room to avoid a conflict of interest.

14.3 1st reading of By-Law No. Z-14-44-36Z, a by-law amending the zoning by-law (Richard Alley)

Moved By: Patricia Bourque-Chevarie

Seconded By: Raymond Cormier

THAT the introduction of a by-law entitled "By-Law N° Z-14-44-36Z, a by-law amending the Town of Shediac's zoning by-law" be approved and read a first time by its title.

MOTION CARRIED

The clerk reads By-Law N° Z-14-44-36Z a first time by its title.

Moved By: Patricia Bourque-Chevarie

Seconded By: Paul Boudreau

THAT WE accept the first reading of By-Law N° Z-14-44-36Z by its title.

MOTION CARRIED

14.4 1st reading of By-Law No. Z-14-44-37Z, a by-law amending the zoning by-law (Richard Alley)

Moved By: Patricia Bourque-Chevarie

Seconded By: Laura Gallant

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THAT the introduction of a by-law entitled "By-Law N° Z-14-44-37Z, a by-law amending the Town of Shediac's zoning by-law" be approved and read a first time by its title.

MOTION CARRIED

The clerk reads By-Law N° Z-14-44-37Z a first time by its title.

Moved By: Patricia Bourque-Chevarie

Seconded By: Laura Gallant

THAT WE accept the first reading of By-Law N° Z-14-44-37Z by its title.

MOTION CARRIED

14.5 1st reading of By-Law No. Z-14-44-38Z, a by-law amending the zoning by-law (Breaux Bridge Street)

Moved By: Gilles Brine

Seconded By: Jean-Claude Bertin

THAT the introduction of a by-law entitled "By-Law N° Z-14-44-38Z, a by-law amending the Town of Shediac's zoning by-law" be approved and read a first time by its title.

MOTION CARRIED

The clerk reads By-Law N° Z-14-44-38Z a first time by its title.

Moved By: Gilles Brine

Seconded By: Jean-Claude Bertin

THAT WE accept the first reading of By-Law N° Z-14-44-38Z by its title.

MOTION CARRIED

14.6 1st Reading of By-Law No. 63, a by-law relating to permanently close a portion of Chesley Street

Moved By: Laura Gallant

Seconded By: Paul Boudreau

THAT the introduction of a by-law entitled "By-Law N° 63, a by-law relating to permanently close a portion of Chesley Street" be approved and read a first time by its title.

MOTION CARRIED

The clerk reads By-Law N° 63 a first time by its title.

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Moved By: Laura Gallant

Seconded By: Patricia Bourque-Chevarie

THAT WE accept the first reading of By-Law N° 63 by its title.

MOTION CARRIED

15. Motions and Resolutions

15.1 Street closure - portion of Chesley Street

Moved By: Laura Gallant

Seconded By: Paul Boudreau

WHEREAS paragraph 10(1)p) of the Local Governance Act authorizes Council to close any road, street or route completely or partially;

AND WHEREAS a conditional rezoning project is currently before Council and that a portion of Chesley Street must be closed to accommodate the proposed development;

AND WHEREAS the Department of Transportation and Infrastructure must approve proposed by-law no. 63 entitled "A BY-LAW RELATING TO PERMANENTLY CLOSE A PORTION OF CHESLEY STREET";

BE IT RESOLVED THAT the Department of Transportation and Infrastructure be asked to approve the closure of a portion of Chesley Street as stipulated in proposed by-law no. 63 entitled "A BY-LAW RELATING TO PERMANENTLY CLOSE A PORTION OF CHESLEY STREET";

MOTION CARRIED

15.2 Sales contract for the property on Chesley Street – Maisons AML Homes Ltd.

Moved By: Laura Gallant

Seconded By: Jean-Claude Bertin

WHEREAS council has adopted the conditional rezoning Z-14-44-34Z on November 30, 2020;

AND WHEREAS the construction of building 3 depended on a subsequent conditional rezoning and land transfers of portions of properties owned by the Town and developer;

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AND WHEREAS the council and developer agree to transfer portions of their properties as stated in the conditions to the rezoning underway and in accordance with their respective market values;

BE IT RESOLVED

1. Council authorizes its signatories to ratify the enclosed purchase and sale agreement for the sale of a portion of PID 1056076 owned by the Town of Shediac in the amount of \$38,242.30;
2. Council authorizes its signatories to ratify the enclosed purchase and sale agreement for the purchase of a portion of PID 70491501 owned by the developer in the amount of \$16,878.22.

BE IT FURTHER RESOLVED that the close of the transactions above depends on meeting the conditions contained therein and the adoption and filing of the conditional rezoning currently underway (Z-14-44-38Z).

MOTION CARRIED

At this time, Councillor Sylvie Collette-Boudreau rejoins the meeting and takes her seat at the Council table.

15.3 Linguistic lansdcape

Moved By: Jean-Claude Bertin

Seconded By: Sylvie Collette-Boudreau

BE IT RESOLVED THAT the Town of Shediac reimburses the following merchant and that the funds used for the reimbursement be taken out of the Linguistic Landscape budget, i.e. account 1-26425.

Pierre Cormier Construction \$4,000 plus HST

MOTION CARRIED

15.4 Contract award - Purchase of snow removal equipment

Moved By: Sylvie Collette-Boudreau

Seconded By: Laura Gallant

BE IT RESOLVED THAT contract TS21-28275 for the purchase of sidewalk snow removal equipment be awarded to the lowest bidder, i.e. MacFarlands Industrial in the amount \$127,728.20 HST included with the option to increase the motor force to 115 HP at the cost of \$12,199.00 HST included and the option for automatic shut down of the hydraulic system at the cost of \$615.00 HST included.

BE IT ALSO RESOLVED THAT the Trackless Model MT6 2010 be exchanged as part of this transaction in the amount of \$10,000.

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MOTION CARRIED

15.5 Adoption of 2021 Capital Projects Budgets for the General Capital and Water Capital Funds

Moved By: Sylvie Collette-Boudreau

Seconded By: Gilles Brine

WHEREAS the planning of capital projects for 2021 needs to move ahead;

BE IT RESOLVED THAT WE accept to undertake the planning of capital projects for 2021:

GENERAL CAPITAL FUND - FINANCE

Weldon Street - Renewal of infrastructures Gas tax \$1,200,000

Improvement of storm sewers - Phase 1 and 2 Borrowing \$1,500,000

Saint-Joseph Street Borrowing \$170,000

WATER CAPITAL FUND

Weldon Street - Renewal of infrastructures Gas tax \$450,000

Saint-Joseph Street - Renewal of infrastructures Borrowing \$205,000

MOTION CARRIED

The Director of Finance mentions to Council that we avoid borrowing with this motion. This motion is simply to develop the engineering plans for these projects; therefore, engineering costs are incurred for these projects. Additionally, he mentions that the 10-year plan will be presented in a few weeks and these projects will be included in the plan. You will then be able to approve funding.

15.6 Adoption of Council's 2021 Special Projects Budget

Moved By: Sylvie Collette-Boudreau

Seconded By: Patricia Bourque-Chevarie

WHEREAS during the 2021 budget deliberations, \$1,323,204 had been reserved in account 1-28253 Capital paid from the General Fund for various projects yet to be determined by Council for 2021;

BE IT RESOLVED THAT the following projects be paid out of this budget item:

- Cenotaph \$25,000;
- Regional Green Strategy \$25,000;
- Tourism Strategy \$50,000;

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- "I Choose Shediac" strategy \$60,000;
- Contribution to Downtown Shediac's projects \$16,800;
- Public Works equipment \$160,000;
- Fire Department vehicle \$55,000;
- Beautification project \$0;
- Youth infrastructure \$30,000;
- New Town Hall - Professional fees and equipment \$636,404;
- Nature park parking \$0;
- Cloud server \$25,000;
- Installation of highway signs \$0;
- RV pumping station \$0;
- Rotary Park – Phase 1 balance \$40,000;
- New sidewalks - 10-year plan \$200,000;
- St-Joseph Street \$0.

The vote is recorded as seven (7), with six (6) yeas and one (1) nay. Councillors Jean-Claude Bertin, Paul Boudreau, Patricia Bourque-Chevarie, Gilles Brine, Sylvie Collette-Boudreau and Raymond Cormier vote in favour of the motion. Councillor Laura Gallant votes against the motion. The motion is duly passed.

MOTION CARRIED

At this time, Councillor Raymond Cormier leaves the room.

16. Appointments to Committees

16.1 Economic Development Committee

The Chairman recommends the nomination of Léandre Bourque, Jean-Claude Leger and James McKenna as members of Economic Development Committee to develop a growth strategy.

Moved By: Jean-Claude Bertin

Seconded By: Laura Gallant

THAT WE accept the nomination of Léandre Bourque, Jean-Claude Leger and James McKenna as members of the Economic Development Committee.

MOTION CARRIED

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17. Adjournment

Deputy Mayor Patricia Bourque-Chevarie moves to adjourn the meeting around 9:15 pm.

Roger Caissie, Mayor

Gilles Belleau, Clerk

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