

Council Chambers
City Hall
Moncton, N.B.
May 1, 2023
4 p.m.

M I N U T E S – REGULAR PUBLIC MEETING

MEMBERS OF CITY COUNCIL

Mayor Dawn Arnold	Councillor Charles Leger
Deputy Mayor Bryan Butler	Councillor Daniel Bourgeois
Councillor Monique LeBlanc	Councillor Dave Steeves
Councillor Marty Kingston	Councillor Susan Edgett
Councillor Paulette Thériault	Councillor Paul Richard
Councillor Shawn Crossman	

ALSO PRESENT

N. Robichaud, Acting City Manager
S. Morton, City Clerk & Director of Legislative Support
E. Aucoin, General Manager, Sustainable Growth and Development Services
L. Hanson, General Manager, Corporate Services
A. Binette, General Manager, Operations Services
J. Doucet, General Manager, Finance Services
J. Cohoon, Acting General Manager, Community Services
I. LeBlanc, Director, Corporate Communications
A. Richard, Director of Facilities
B. Jollette, Superintendent and Officer-In-Charge (OIC) of the Codiac RCMP
T. Carter, Purchasing Manager
C. Landry, Fire Chief and Director, Community Services
By-Law Enforcement Officers
M. Comeau, Intergovernmental Affairs and Corporate Advisor
J. Lamarche, Community Development Officer, Active Living
C. Gautreau, Manager, Events and Marketing
B. Budd, Director, Planning and Development
J. P. Charron, Senior Planner, Heritage Conservation

1. CALL TO ORDER

2. ADOPTION OF AGENDA

Motion : That the Agenda for the Public Council meeting of this date be adopted as circulated with the addition of Delegation from the By-Law Enforcement Department.

*Moved by Councillor LeBlanc
Seconded by Councillor Kingston*

MOTION CARRIED

3. CONFLICT OF INTEREST DECLARATIONS

None declared.

4. ADOPTION OF MINUTES

None to adopt.

5. CONSENT AGENDA

5.1 Street Closures and Noise Exemptions:

Motion: That Moncton City Council approve the temporary event street closure and noise by-law exemption requests as outlined below to allow the following events to proceed as planned.

- Shoppers Run for Women: May 7, 2023
- Procession for the 175th Anniversary of the 8th Canadian Hussars: May 20, 2023
- Dragon Boat Festival: June 2-3, 2023
- Acoustica Concert Series: June 3 to August 31, 2023
- Highland Games: June 17, 2023
- Snowbirds Air Show: June 17-18, 2023
- RibFest: June 22-25, 2023
- Canada Day Celebrations: July 1, 2023
- Atlantic Nationals Automotive Extravaganza: July 5-9, 2023
- Moncton International Buskers Festival: July 14-16, 2023
- Moncton International Street Art Festival: August 5-7, 2023 (4-6)

*Moved by Councillor Richard
Seconded by Councillor Butler*

MOTION CARRIED

5.2 Encroachment Agreement – 761 Main Street

Motion: That an Encroachment Agreement be entered into between the City of Moncton and the owner of the property, DuParc Real-Estate Group Inc., to allow the encroachment of the proposed overhanging signs, and that the Mayor and City Clerk be authorized to sign the Agreement and affix the Corporate Seal of the City of Moncton thereto.

*Moved by Councillor Richard
Seconded by Councillor Butler*

MOTION CARRIED

6.

PUBLIC AND ADMINISTRATION PRESENTATIONS

6.1 PUBLIC PRESENTATIONS

6.1.1 Presentation: Shekinah Glory Outreach a.k.a. "ShekinahGO" – Cal Maskery, Founder/Executive Director, and Denise McCluskey, Board Member

City Council received a presentation from Cal Maskery and Debbie McCluskey Shekinah Glory Outreach, a new aftercare program which provides ongoing support to individuals who have followed rehabilitative programs. The 12-step program is incorporated. Derelict buildings are restored for owners who provide the buildings rent free for one year (with reasonable rentals thereafter). Currently three buildings are in place and house 28 clients. This program presents an opportunity for those with addictions to give back to the community and find employment. Online services are also provided.

Councillor Butler suggested that Council be advised of their meetings to make them aware of what is occurring in the community.

In reply to Councillor Steeves regarding the current homelessness situation, Mr. Maskery noted the need for a collaborative approach. He added that his clients are willing to assist the community. They have also taken ownership of the program in promoting its benefits and attracting newcomers to the program. Community partners and agencies are invited to participate.

The Mayor thanked Mr. Maskery and Ms. McCluskey and encouraged them to reach out to other organizations.

6.1.2 Presentation: Active Transportation Coalition – Mike Roy

City Council received a PowerPoint presentation from Mike Roy regarding the City’s newly formed Active Transportation Coalition. He highlighted the progress made in the last 11 months, noting that connections have been established with the RCMP, CSD and Engineering Departments. Accomplishments include:

- Collaboration with Moncton, Dieppe Riverview and the RCMP with key messaging in communication pieces and media opportunities
- Establishment of the Coalition committee
- Identified best practices on safety and sharing of the road
- Worked to secure the addition of the Active Transportation Coordinator position which has recently closed.

Other Items of Note:

- May – bike safety month
- Promoting bike to work week and using this opportunity to promote safe routes to work and schools as well as the bike/bus concept
- More information will be available at Facebook AT Moncton
- There is a need to balance larger scale AT large capital projects and incorporate smaller scale connector pieces to help complete AT corridors and use a quick build approach
- Efforts are being made to bring provincial and federal partners to the table and leverage programs to bring more resources to expedite the AT Plan where possible.

Discussion ensued with the following points noted:

- Councillor Thériault noted the need to encourage active transportation for seniors. Mr. Roy believed investing in education and developing infrastructure would increase participation by all citizens.
Councillor Crossman stressed the importance of educating both cyclists and motorists on the rules of the road and creating greater awareness. Mr. Roy advised that the RCMP is preparing their Bike Rodeo program and have developed videos on sharing the roads and trails, distracted driving and follow posted speed limits.
- Councillor Leger noted the need for improvements to the berm as part of the new causeway construction to create accessibility. Mr. Roy noted the need to plan for a full integrated piece which would require a significant amount of infrastructure. The Province has expressed willingness to partner to carry out the work. In the short-term a cement barrier could be considered to protect the cyclists. The Mayor added that René Lagacé, Engineering, will have information on this item during the Active Transportation presentation.

The Mayor thanked Mr. Roy for the work being carried out as well as Corporate Communications for their assistance in this regard.

6.2 ADMINISTRATION PRESENTATIONS

6.1 INTRODUCTION OF BY-LAW ENFORCEMENT

Conrad Landry, Fire Chief had members of the By-Law Enforcement Team introduce themselves. Due to shiftwork not all members of the team were present.

<p>BY-LAW ENFORCEMENT</p> <ul style="list-style-type: none"> • Charles LeBlanc, Deputy Chief, Fire Prevention & Manager Community Safety – Responsible for Fire Prevention and managing By-Law Enforcement • Marc L’Italien – Team Lead • Natalie Landry, By-Law Enforcement Coordinator • Stacey Losier, By-Law Enforcement Officer • Absent – Katelin Cook and Ian Duplessis, By-Law Enforcement Officers 	<p>Community Officers</p> <p>Jacob Addison – Field Supervisor</p> <p>Samuel Reid – Field Supervisor – Community officers</p> <p>Anthony Bourgeois – Supervisor</p> <p>Samuel LeBlanc – Supervisor during the day</p> <p>He specializes in parking enforcement</p> <p>Matthew Milwain – Downtown & Parking Enforcement</p> <p>Lexi Burgin – Downtown and ticketing</p>
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The Mayor thanked them for their introduction and appreciated their work and thanked them for their service to the community.

6.2.1 Update – RCMP – Superintendent (Supt.) Benoit Jollette, Officer-in-Charge (OIC) of the Codiac Regional RCMP

City Council received a verbal update from Superintendent Benoit Jollette, Codiac Regional RCMP, summarized below:

- Open Air Drug Enforcement – The RCMP is working with By-Law Enforcement in this regard. Added shelter capacity this summer may help alleviate situation. Statistics to be provided at the end of the month.
- Community Policing Team – Two bike teams are trained and participating in videos on safe biking to be posted on the City and RCMP websites to educate cyclists and motorists. A promotional video is also being prepared on Ellen’s Law (enacted in 2017). A bike rodeo is planned for June 3 in Riverview and is open to all three communities.
- General investigation Section – dangerous offender arrested in April on stabbing incident in Fairview Knoll – Attempted murder charges have been laid – Three individuals involved - one adult and one youth have pled guilty and one is scheduled before Court in May

Child sexual assault cases – 5 officers being trained

- April 21-23 – Radical Speed Sporting Event – Schedules should be forwarded to the RCMP in advance for such events to allow better planning. One hit and run was noted.
- April 23rd – Patrol Section – Followed up on outstanding warrants - 16 individuals were fined
- April 29th – Received a call in Riverview on suspicious vehicle involving a male and female stealing fuel from various construction sites in all three municipalities. Encouraged construction companies to report thefts to RCMP
- Traffic check – Gorge Road – 14 vehicles were towed. 132 driving infractions detected. Checks will occur every six weeks.

Councillor Crossman requested RCMP presence at the St. George Street shelter. Superintendent Jollette reported that this is being treated as Priority 2 and officers will be made available.

Councillor Leger will follow up with Superintendent Jollette regarding Dickson Blvd. being monitored for speeding.

At the request of the Mayor, Superintendent Jollette agreed to provide City Council the event schedule for Garage 529.

6.2.2 Update – Active Transportation Master Plan – Phase II

City Council received a PowerPoint presentation from Rene Lagacé, Engineering and Joanne Lamarche, CSD, regarding Phase II of the Active Transportation Plan, summarized below:

- Council approved \$1M for Active Transportation - Capital works budget for 2023 to be reviewed to coordinate capital works project with active transportation initiatives.
- Street Renewal projects for 2023 –Vaughan Harvey Blvd., Killam Drive (between Ayer Avenue and roundabout), Horsman Road multi-purpose trail (40% contribution from developer), Dickson Blvd – painting on-street visual bike lane based on traffic volumes
- New bridge connection – The current alignment is too sharp for the bike lane – designs are underway for a retaining wall and culvert extension for better alignment of the trail. They will be submitted to the Province for a permit to pave the connection this summer.

Engineering agreed to provide updates to Council of any signage to be installed at the roundabout at Ryan Road and Twin Oaks to properly inform cyclists. This was in response to concerns raised by Deputy Mayor Butler regarding safety for cyclists who will be facing oncoming traffic and the need, potentially for a stop sign or proper signage.

In reply to Councillor Leger regarding the culvert extension and retaining wall at the causeway, Mr. Lagacé advised that an asphalt surface is planned along the berm. The intent is to complete the link to the riverfront connection. Councillor Leger agreed to contact Mr. Lagacé for further discussion in this regard.

Councillor Leger reported concerns from residents on Dickson Blvd. regarding the proposed parking ban as it could result in excessive speeding. Mr. Lagacé explained that the goal is to implement the Active Transportation plan to create connectivity. In terms of speeding concerns, residents have been advised that Engineering is undergoing a speed calming activity with Dickson Blvd. being one of the streets targeted. Recommendations will be forthcoming in the future.

Mr. Lagacé noted that a culture change is needed and we were tasked to implement an Active Transportation plan but was open to different approaches as the goal is connectivity.

Joanne Lamarche also submitted a brief overview of the plan, noting that in terms of education, the stakeholders' group is very much involved along with Corporate. She reminded Council that May is bike month. In recognition of this month a bike event is scheduled for May 13th on the Riverfront with La Bikery and Garage 529. Organizers will be hosting bike rides to encourage all seniors and families as well as providing educational pamphlets.

Mayor Arnold noted many children biking to school and suggested that Administration think of creative ways to incentivize and encourage them to be proud of their active transportation initiatives.

6.2.3 Presentation – Update on Codiac Transpo fare changes for those under the age of 12

Angela Allain provided an update (via Web Ex) regarding free transit for children under the age of 12. Approximately 27 Canadian transit systems offer this service. The intent is for implementation in September to help reduce carbon emissions and increase future ridership. The Dieppe model is being used. Codiac Transpo is investing \$1,500 in a communications plan to be conveyed through social media, school districts and daycares. Children must be accompanied by someone aged 12 or older.

In reply to Councillor Leger, Ms. Allain advised that discussion has been held by the Codiac Transpo Governance Committee with respect to an under 18 program, however, the goal is to assess the effectiveness of the under 12 program first prior to implementing further programs.

The Mayor encouraged everyone to attend Envirofest and take the bus.

7. PLANNING MATTERS

8. STATEMENTS BY MEMBERS OF COUNCIL

9. REPORTS AND RECOMMENDATIONS FROM COMMITTEES AND PRIVATE MEETINGS

9.1 Recommendation(s) – Committee of the Whole – April 24, 2023

Motion: That Moncton City Council approve the recommendations from Administration regarding the grant process beginning in the 2025 budget year and direct Administration to develop the terms of reference and governance structure for a 3rd party grant evaluation committee and to update the City's Annual Community Grant Administration and Evaluation Policy accordingly, to be brought back to Council for final approval at a later date.

*Moved by Councillor Thériault
Seconded by Councillor Steeves*

Mr. Houser submitted a brief update regarding the recommended changes as follows:

- The current process will continue for this budget year with Administration updating grant applications to include outcome expectation especially for multi-year grants over \$10,000
- Applications for 2024 will be available online in the next week – Deadline – June 15th

- Corporate Communications will convey the changes to over 100 organizations. Information will be available on the website
- Administration will evaluate the 2024 grants and return with recommendations at the Committee of the Whole Meeting in the fall with final approval during budget deliberations
- The grant policy and governance terms of reference will be updated. Consideration is being given to establishing a third-party committee with two councillors and three staff in 2024 to review the 2025 grants. The application deadline in 2024 will be in September.

MOTION CARRIED

9.2 Heritage Conservation Board – Strategic Plan and Annual Report Presentation

Blaine Hogue and Jean-Pierre Charron presented the annual report for the Heritage Conservation Board. Mr. Hogue thanked all departments who have assisted in the work of the board, adding that the board consists of volunteers. The objective of the board is to raise awareness in built heritage and its importance to the environmental and economic fabric of the community. Due to the successful efforts in this regard, a large influx of grant applications were received, which unfortunately, resulted in a number of grant recipients refused.

Mr. Charron provided an overview of the various projects undertaken in the last year to restore buildings. He reported that 29 permits were granted for various undertakings, paintings, upgrades, etc. He also highlighted a number of events including:

- Heritage week to be held October 3 – 9 2023.
- A ceremony was held with 6 Heritage Conservation Awards given in recognition of projects undertaken by various heritage property owners.
- An education webinar was held.
- Eight additional properties have been designated.
- 2023-2027 Strategic Plan – Identifying priorities to promote heritage and protect heritage asset, foster partnerships. heritage conservation.

Councillor Thériault thanked the Heritage Conservation Board and staff for their efforts.

In reply to Councillor Crossman, Mr. Hogue advised that the grant funding received from the City is not sufficient for the number of applications received, however, the Board attempts to work with the allotted provision.

The Mayor thanked Mr. Hogue and the team.

10.

REPORTS FROM ADMINISTRATION

10.1 2022 Audit Report

Motion: That Moncton City Council approve the 2022 Audited Consolidated Financial Statements.

Moved by Councillor Kingston

Seconded by Councillor Leger

Mr. Doucet introduced Carey Blair, partner, KPMG, who reviewed the audited report findings circulated in the agenda package to City Council. He reported that the quality control procedures are being completed today and signed letters of acknowledgement will be requested of City Administration.

Councillor Crossman inquired about protective measures against fraudulent activity, with Mr. Blair responding that the purpose of the audit is to provide material statements which would identify material fraud. None was identified.

MOTION CARRIED

10.2 Award of Tender TCS23-042 – Patching of Asphalt Concrete Pavement – Zone A

Motion: That Moncton City Council approve Administration's recommendation to award Tender #TCS23-042 – Patching of Asphalt Concrete Pavement – Zone A to the lowest Bidder meeting the

Terms and Conditions and Specifications set out in the Tender, being Modern Construction (1983) Ltd., for the Total Tendered Price of \$956,938.00, including H.S.T. @ 15%.

*Moved by Councillor Leger
Seconded by Councillor Richard*

MOTION CARRIED

10.3 Award of Tender TCS23-043 – Patching of Asphalt Concrete Pavement – Zone B

Motion: That Moncton City Council approve Administration’s recommendation to award Tender #TCS23-043 – Patching of Asphalt Concrete Pavement – Zone B to the lowest Bidder meeting the Terms and Conditions and Specifications set out in the Tender, being MacArthur’s Paving & Construction Co. Inc., for the Total Tendered Price of \$995,192.75, including H.S.T. @ 15%.

*Moved by Councillor LeBlanc
Seconded by Councillor Thériault*

MOTION CARRIED

10.4 Award of Contract No. W23N 10BN – Trail Upgrades No. 1

Motion: That City Contract No. W23N 10BN, Trail Upgrades No. 1, be awarded to J.K. Fraser & Son Ltd. in the amount of \$777,772.73 including HST (\$705,311.36 net HST), and that the budget for the project be set at \$795,000.00 including net HST, engineering and contingency.

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

*Moved by Councillor Richard
Seconded by Councillor Kingston*

MOTION CARRIED

10.5 Award of Contract No. W23D 05BJ – Street Reconstruction No. 4

Motion: That City Contract No. W23D 05BJ, Street Reconstruction No. 4, be awarded to L.C.L. Excavation (2006) Inc. in the amount of \$3,047,097.50 including HST (\$2,763,213.99 net HST), and that the budget for the project be set at \$3,050,000.00 including net HST, engineering and contingency, and that a contract be drafted, and that the Mayor and City Clerk be authorized to sign said contract and affix the Corporate Seal of the City of Moncton.

*Moved by Councillor LeBlanc
Seconded by Councillor Richard*

MOTION CARRIED

10.6 Award of Contract No. W23D 05CC – Street Resurfacing No. 2

Motion: That City Contract No. W23D 05CC, Street Resurfacing No. 2, be awarded to Modern Construction (1983) Limited in the revised amount of \$2,568,697.50 including HST (\$2,329,384.24 net HST), and that the budget for the project be set at \$2,750,000.00 including net HST, engineering, Active Transportation components and contingency, and that a contract be drafted, and that the Mayor and City Clerk be authorized to sign said contract and affix the Corporate Seal of the City of Moncton.

*Moved by Councillor Kingston
Seconded by Councillor Leger*

Councillor Leger inquired as to the rationale for revising the price with Mr. Lagacé advising that the tender came in over budget. He requested an update on the work carried out on the streets and changes on pavement preservation in each ward at the end of the season.

MOTION CARRIED

10.7 Award Quotation QP23-046 – Maintenance and Repair of Sidewalk Bricks

Motion: That Moncton City Council award Quotation #QP23-046 for the Maintenance and Repair of Sidewalk Bricks to the lowest Bidder meeting the Terms and Conditions and Specifications specified in the Quotation, being Kevin Fraser Inc., with a Total Estimated Annual Contract Value of \$51,635.00, including H.S.T. @ 15% for a one (1) year period, with options to renew the agreement for up to four (4) additional twelve (12) month periods, if it is in the City's best interests to do so.

*Moved by Councillor Thériault
Seconded by Councillor Richard*

MOTION CARRIED

10.8 Award of Request for Proposal RFP23-028 – Audio, Video, Lighting and Stage Production Services

Motion: That Moncton City Council award Request for Proposal #RFP23-028 for the provision of Audio, Video, Lighting and Stage Production Services to the highest-scoring Proponent, being SSI Audio with an estimated annual contract value of \$113,053.97, including H.S.T. @15% for a one (1) year term, with options to extend the agreement for up to four (4) additional one (1) year periods, if it is in the City's best interest to do so.

*Moved by Councillor Richard
Seconded by Councillor LeBlanc*

MOTION CARRIED

10.9 Motion – Moncton Short Term Rental Fire Safety By-Law

Acting City Manager, Nick Robichaud, reported that Administration has met internally and after reviewing the proposed motion by Councillor Leger, it was felt that it would be complicated and resource heavy to implement. Creation of an online permitting system for 300+ properties would trigger a rigorous inspection and enforcement process. Given the administrative overload and time involved, it is recommended that Administration continue advocating the Province to develop a short-term rental accommodation registration and regulation program to better enable municipalities to manage short-term rental accommodations in their communities. By-laws could subsequently be reviewed to supplement a provincial program, if required. M. Robichaud and M. Budd stressed at this time, that the City does not have the resources to implement such a program/process. Alternatives have been listed in the CRF for Council's consideration.

Councillor Leger spoke to his motion noting that he wished to avoid a recent situation that occurred in Montreal with an unsafe AirBNB resulting in the death of seven people. He noted that AirBNB has indicated a willingness to cooperate with municipalities and felt this presented an opportunity to create minimum standards for these types of rentals. He suggested that Administration review the Vancouver by-law and other by-laws, adding that people deserve to be safe.

Motion that the motion regarding Moncton Short Term Rental Fire Safety By-Law be postponed until the next Public Council meeting to allow Administration to provide more details regarding AIRBNBs as well as what safety and security components could be included in a by-law to provide authority to Fire Prevention to carry out inspections.

*Moved by Councillor Leger
Seconded by Councillor Theriault*

MOTION TO POSTPONE CARRIED. *Councillor Crossman registered a nay vote.*

11.

READING OF BY-LAWS

12.

NOTICES MOTIONS AND RESOLUTIONS

13.

APPOINTMENTS TO COMMITTEES

14.

ADJOURNMENT

Motion: That the Public Meeting of this date adjourn.

Moved by Councillor Richard

MOTION CARRIED.

.....
Mayor Dawn Arnold, in the Chair

.....
Shelley Morton, City Clerk & Director,
Legislative Services

/mjk