

Council Chambers
City Hall
Moncton, N.B.
September 18, 2023
4 p.m.

MINUTES – REGULAR PUBLIC MEETING

MEMBERS OF CITY COUNCIL

Mayor /Mairesse Dawn Arnold	Councillor/Conseiller Charles Léger
Deputy Mayor/Maire adjoint Bryan Butler	Councillor/Conseiller Daniel Bourgeois
Councillor/Conseillère Monique LeBlanc	Councillor/Conseiller Dave Steeves
Councillor/Conseiller Marty Kingston	Councillor/Conseiller Susan Edgett
Councillor/Conseillère Paulette Thériault	Councillor/Conseiller Paul Richard
Councillor/Conseiller Shawn Crossman	

ABSENT

Councillor/Conseiller Paul Richard

ALSO PRESENT

N. Robichaud, City Solicitor/ Acting City Manager
S. Morton, City Clerk, Director of Legislative Support
E. Aucoin, General Manager Sustainable Growth and Development Services
A. Binette, General Manager Operations Services
J. Cohoon, Director of Recreation & Acting General Manager Community Services
C. Savoie, Director of Policing Support Services and Acting General Manager, Protective Services
F. Levesque-Ouellette
I. LeBlanc, Director, Corporate Communications
B. Jollette, Superintendent Benoit Jollette, interim Officer-In-Charge (OIC) of the Codiac RCMP
C. Landry, Fire Chief
I. LeBlanc, Director, Corporate Communications
D. Geldart, Urban Planner
B. Budd, Director of Planning and Development
R. Lagacé, Director of Engineering

DELEGATES

2.

ADOPTION OF AGENDA

Motion: That the agenda for the regular public Council meeting dated September 18, 2023, be approved with the following changes:

- The removal of item 12.1 New Brunswick Municipal Finance Corporation – Application for Financing

Moved by: Councillor Léger

Seconded by: Councillor LeBlanc

MOTION CARRIED

3.

CONFLICT OF INTEREST DECLARATIONS

4.

ADOPTION OF MINUTES

5.

CONSENT AGENDA

5.1 Street Closures and Noise By-Law Exemptions

Street Closures:

- Legs for Literacy – October 22, 2023
- Remembrance Day Parade – November 11, 2023
- Royale Greater Moncton Santa Claus Parade – November 25, 2023

- New Year's Eve Family Fun Fest – January 1, 2024

Noise Exemptions:

- Legs for Literacy – October 22, 2023
- Remembrance Day Parade – November 11, 2023
- Royale Greater Moncton Santa Claus Parade – November 25, 2023
- New Year's Eve Family Fun Fest – January 1, 2024

Motion: That Moncton City Council approve the temporary event street closure and noise by-law exemption requests as outlined in the background section of the Council Report Form to allow the events to proceed as planned.

Moved by: Councillor Léger
Seconded by: Councillor LeBlanc

MOTION CARRIED

6. PUBLIC AND ADMINISTRATION PRESENTATIONS

6.1 PUBLIC PRESENTATIONS

5 minutes

- 6.1.1 **Presentation:** Step-Up for Ostomy Day, Denise Nicholson, NSWOC nurse from Ostomy Moncton and Guy Hebert, member of Ostomy Moncton

Ms. Nicholson and Mr. Hebert provided a verbal presentation on the services provided by Ostomy Moncton and invited Councilors to their upcoming event “Step-Up for Ostomy Day” taking place on September 23rd.

- 6.1.2 **Presentation:** Nature-Based Climate Adaptation - Lilian Barraclough, Research and Knowledge Initiative Project Coordinator & Annika Chiasson, Executive Director

Ms. Barraclough provided a PowerPoint presentation outlining their work and research relating to Nature Based Climate Solutions. Approaches that work with nature incorporate natural ecosystems, or elements of natural ecosystems, in infrastructure to respond to the most prominent effects of climate change felt by New Brunswickers, including sea level rise, coastal and inland flooding, heatwaves, and decreased water and air quality. Nature-based approaches serve as tools to not only reduce the risks of those climate change effects to communities, but also serve a role in reducing greenhouse gas emissions, improving habitat availability for species at risk, filtering water, and providing green spaces for recreation and physical activity.

Their organization, the New Brunswick Environmental Network, along with their partner Nature NB, are leading a project funded by Infrastructure Canada and the New Brunswick Environmental Trust Fund to support municipalities with climate risk mitigation through the implementation of nature-based and natural climate infrastructure. To understand public perception and support they surveyed over 660 residents of all demographics in the province.

She continued by providing highlights from the full results of their survey that reveal that most residents prefer nature-based solutions and City of Moncton's efforts to adapt to and mitigate climate change while improving the quality of life for residents.

The Mayor asked that they come back to Council when the cost benefit tool is available to provide the information.

- 6.1.3 **Presentation:** Théâtre l'Escaouette – Marcia Babineau et Élise Desveaux Graves, Co-Directors

Mme Babineau et Mr. Allain Jean provided a PowerPoint presentation on, Théâtre L'Escaouette and provided details on their work in the community and upcoming productions. The group thanked the city for all their support since their establishment 45 years ago.

- 6.1.4 **Presentation:** Active Transportation – Michael Roy, Active Transportation Coalition

Mr. Roy provided a PowerPoint presentation and introduced Shannon Emery who provided information on their School Bike Bus movement in the new West end creating a safer way for children and parents to Bike to school. There is a need to expand this project to as many urban schools as possible. She thanked the City for all the Active Transportation investments and improvements in Moncton.

Mr. Roy continued the presentation by acknowledging three key elements that their group asked the City for in June that have been achieved.

1. A working Active Transportation Committee
2. A full time Active Transportation Coordinator

3. A line item in Budget for Active Transportation improvements

Mr. Roy thanked the City and looks forward to working with the City on their vision for the years to come.

The Mayor took the opportunity to introduce the City's new Active Transportation Coordinator, Leslie Tse in the audience.

Other Presentation/Autres présentations

2 minutes

6.2 ADMINISTRATION PRESENTATIONS

15 minutes

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

Supt. Benoit Jollette provided an update on RCMP activities:

Community Policing Unit:

- On Friday and Saturday, members went through the City to ensure no one was left out in the storm and directed them to available shelters and services.
- In August, members met with 39 Schools to go over safety plans and procedures and perform drills to ensure schools and students are prepared for emergency situations.
- The downtown office for Community Policing is almost complete and the official move in date is November 1st, 2023.

Crime Reduction Unit

- Members continued their investigation of the homicide of Bernard and Rose Marie Saulnier. On September 7th, Janson Baker was identified as the perpetrator. Mr. Baker is currently in prison serving a sentence on another charge. His next Court appearance is scheduled for September 14th in connection with this charge.

Open air drug enforcement

- Within the last month – 14 people were arrested with outstanding warrants, 3 drug seizures, and 2 stolen vehicles recovered.

General Investigations

- A suspect was identified in connection with the armed robbery that occurred at Omista Credit Union, but, has not been located yet.
- On September 5th, officers were called to a wooded area off Mountain Road where human remains were found. Foul-play has not been determined as the cause of death. This incident is not connected to the remains found off Westmount Blvd.
- A teacher accused of sexual abuse now faces over 25 sex offence related charges.
- Stephen Blackwood Was found guilty of sexual assault of several young people. The court will fix a date for sentencing.

Patrols Section

- On September 14th, members called to help two young people stuck under the causeway bridge. The Crisis negotiating team and the Moncton Fire department were involved and able to safely get them out from the bridge.

In response to Councillor Bourgeois request for a follow-up to his question from the last meeting on the CRPA's Key Performance Indicators, Supt. Jollette suggested that he reach out to the Chair of the CRPA for additional information.

Councillor Steeves asked Supt. Jollette for a list of the constables assigned as representatives to each High school.

Councillor Crossman suggested Supt. Jollette work with Patrick Richard from DMCI to coordinate a presentation to Downtown Business Owners to provide information on the new Community Policing Main Street location.

7. PLANNING MATTERS

- 7.1 Introduction – 20 Connaught Avenue Rezoning – Bill Budd

Mr. Budd provided a PowerPoint presentation outlining an application from Dan Purcell on behalf of PFT Holdings Ltd., landowner, to rezone 20 Connaught Avenue (PID 00731570) from R2 (Two-Unit Dwelling) to R2U (Urban Dwelling). The purpose of the rezoning application is to accommodate a four-unit residential dwelling within the existing building currently located on the property.

Motion: That Moncton City Council proceed with proposed Zoning By-law amendment Z-222.18 by:

1. Giving 1st reading of the By-Law.
2. Referring the by-law to the Planning Advisory Committee for its written views; and
3. Setting a Public Hearing for 4:00 PM, October 16, 2023, in Council Chambers at City Hall.

The rezoning, if approved, should be subject to a resolution with conditions including but not limited to:

1. That the existing vegetation remain undisturbed as shown on the site plan;
2. That the proposed new vegetation consists of a combination of coniferous and deciduous trees and shrubs;
3. That no parking be permitted between the front property line and nearest foundation wall of the main building;
4. That the curb cut be reinstated from 8.84 m to 6.1 m prior to the issuance of a building and/or development permit;
5. That the applicant shall provide unit numbers for the main building prior to the issuance of a building and/or development permit;
6. That all uses of land pursuant to this agreement shall conform with the provisions of the City of Moncton Zoning By-law, as amended from time to time, except as otherwise provided herein;
7. That notwithstanding Section 42(1) of the Zoning By-law, the number of surface parking spaces is permitted to be reduced from 4 spaces to 2 spaces;
8. That nothing contained herein shall prohibit or in any way limit the Developer's right to apply for a variance pursuant to the provisions of the Community Planning Act; and
9. That the development shall be carried out in substantial conformance with the plans and drawings submitted as Schedule B.

Moved by: Councillor Edgett

Seconded by: Councillor Kingston

Councillor Butler questioned if the current residents of this building will be evicted to accommodate this development. Mr. Budd will follow up on this question and advise Council.

MOTION CARRIED

- 7.2 Tentative Subdivision – 2380 Mountain Rd, 3342102 Nova Scotia Limited Subdivision – Bill Budd

Mr. Budd provided a PowerPoint presentation detailing a proposed subdivision that requires the approval of Council to create new public streets as per section 88 of the Community Planning Act.

Motion: That Moncton City Council:

1. Assents to the Tentative Subdivision Plan entitled 3342102 Nova Scotia Limited Subdivision, as the Planning Advisory Committee recommends the location of “CHEMIN MOUNTAIN ROAD (PUBLIC) 341m2 ±” as shown within the heavy black line on the Tentative Plan; and,
2. Assents to “CHEMIN MOUNTAIN ROAD (PUBLIC) 341m2 ±” become part of chemin Mountain Road upon filing of the Subdivision Plan.

It is further recommended that a license agreement with 33421202 Nova Scotia Limited, containing all necessary terms and conditions, be prepared by the Legal Department, and that the Mayor and City Clerk be authorized to execute said agreement and affix the Corporate Seal of the City of Moncton thereto.

Moved by: Councillor Butler

Seconded by: Councillor Steeves

MOTION CARRIED

8.

STATEMENTS BY MEMBERS OF COUNCIL

Councillor Bourgeois expressed his disappointment that Council has not yet received the Key Performance Indicators (KPI's). It is his belief having the KPIs would allow Council to track, measure and evaluate investments made on the hire 5 RCMP Officers and 9 Community Safety Officers. Council requested this information in February 2023 and requested the Codiac Regional Policing Authority avoid any further delay on providing these to Council.

Councillor Steeves informed North End residents that a study is currently being done on the odor issues. HIVE Engineering is performing real time testing and asked that residents report any smells to Lachlan at 506-850-0517 as the next four weeks of this testing are crucial to the study.

9.

REPORTS AND RECOMMENDATIONS FROM COMMITTEES AND PRIVATE MEETINGS

9.1 Recommendations – Private Session – September 11, 2023

Motion : That Moncton City Council:

- 1) Approve J.N. LAFFORD REALTY INC.'s application for the proposed phase 3 development at 19 Foundry Street (PID 70360011), under the Redevelopment Grant Program, which is established under the Financial Incentive Program Policy for Downtown Core Community Improvement Plan Area & Designated Heritage Properties, per Redevelopment Grant amounts found in the financial grant model.
- 2) Approve J.N. LAFFORD REALTY INC.'s application for the Building Permit and Planning Fee Equivalent Grant Program, which is established under the Financial Incentive Program Policy for Downtown Core Community Improvement Plan Area & Designated Heritage Properties, for the proposed Phase 3 development at 19 Foundry Street (PID 70360011), once the conditions of the Program are fulfilled by the applicant and verified by City Administration.
- 3) Direct the City's Legal Department to draft a grant payment agreement, using the Standard Form Agreement attached to the Policy, and add relevant information with respect to the grant and the project of the applicant, and that the Mayor and City Clerk be authorized to sign said agreement and affix the Corporate Seal of the City of Moncton.

Moved by: Councillor Thériault
Seconded by: Councillor Leblanc

MOTION CARRIED

Motion: That Moncton City Council authorize the City of Moncton to enter into an Agreement of Purchase and Sale with Alan Robert Hopper and Maureen Nelly Hopper for the remnant portion of PID 617068 upon subdivision, located within the Turtle Creek Watershed, and that the Mayor and City Clerk be authorized to execute all documents necessary to complete the purchase transaction and to affix the Corporate Seal of the City of Moncton thereto.

Moved by: Councillor Edgett
Seconded by: Councillor Butler

MOTION CARRIED

10. REPORTS FROM ADMINISTRATION

10.1 Provincial Municipal Highway Partnership Program – Four Year Plan 2025-2028

Motion: That Moncton City Council adopts the document entitled City of Moncton Four-Year Plan for the Provincial-Municipal Highway Partnership Program 2025-2028, and directs administration to include it in the City of Moncton's funding application to the New Brunswick Department of Transportation and Infrastructure.

Moved by: Councillor Léger
Seconded by: Councillor Kingston

MOTION CARRIED

10.2 Tender TCS23-001 – Renovations to Brandon Street Fire Station

Motion: That Moncton City Council approve administration's recommendation to award Tender #TCS23-001 – Renovations to Brandon Street Fire Station to the lowest Bidder meeting the Terms and Conditions and Specifications of the Tender, being Avondale Construction Limited, at a Revised Total Tendered Price of \$184,853.70, including H.S.T. @ 15%.

It is also recommended that an eight Percent (8%) Contingency Allowance in the amount of \$14,788.30, including H.S.T. @ 15%, be established as part of the project budget for any additional costs that may be incurred due to unknown or unforeseen site conditions.

Moved by: Councillor Bourgeois
Seconded by: Councillor LeBlanc

Councillor Bourgeois questioned the need to remove 14 exterior windows.

Alcide Richard responded that although they are looking into removing the windows, administration is still reviewing the options that fit their budget and will get back to Council once they have more details.

MOTION CARRIED

10.3 **Quotation QP23-070** – Supply and Delivery of Grates and Frames

Motion: That Moncton City Council approve Administration’s recommendation to award Quotation #QP23-070 for the Supply and Delivery of Grates and Frames to the lowest Bidder meeting all Terms and Conditions, Specifications and Requirements, being IMP Group Ltd. (Castings Division) for a twelve (12) month period, in accordance with the Unit Bid Prices quoted for all items identified in Sections A and B of the Quotation, representing a Total Annual Estimated Contract Value of \$41,913.00, plus H.S.T. @ 15%, with options to extend the agreement for up to three (3) additional twelve (12) month periods, if it is deemed to be in the City’s best interest to do so.

Moved by: Councillor Léger
Seconded by: Councillor Butler

MOTION CARRIED

10.4 **Contract W23U 08CJ** – Operations Centre Parking Improvements

A wording change was made to the recommendation to change “yard improvements” to “parking improvements”.

Motion: That City Contract No. W23U 08CJ, Operations Centre Parking Improvements, be awarded to Modern Construction (1983) Ltd. in the amount of \$792,626.00 including HST (\$718,780.82 net HST), and that the budget for the project be set at \$765,000 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 Kingston
Seconded by: Councillor Léger

MOTION CARRIED

10.5 Replacement of Diesel Fuel Storage Tanks at the Low Lift Pumping Station

Motion: That Moncton City Council approve Administration’s recommendation to proceed with the replacement of two (2) diesel fuel storage tanks at the Turtle Creek Low Lift Pumping Station by Kelly Petroleum Services Ltd., for the Total Tendered Price of \$143,600.50, including H.S.T. @ 15%, and

That a Ten Percent (10%) Contingency Allowance in the amount of \$14,360.05, including H.S.T. @ 15% be allocated to the project budget to address any unknown or unforeseen site conditions; and

That Moncton City Council approve Administration’s recommendation to allocate additional funding in the amount of \$120,443.96 including Net H.S.T. and a 10% Contingency Allowance to the project from the 2023 Water and Wastewater Operating Fund, which is currently in a surplus position of \$635,000.

Moved by: Councillor Steeves
Seconded by: Councillor Léger

MOTION CARRIED

11.

READING OF BY-LAWS

11.1 **A By-Law** in Amendment of the City of Moncton Zoning By-Law, being By-Law Z-222.18 – 20 *Connaught Ave – First Reading*

The City Clerk gave first reading to By-Law Z-222.18

12.

NOTICES MOTIONS AND RESOLUTIONS

12.1 New Brunswick Municipal Finance Corporation – Application for Financing

Item removed from the agenda upon adoption.

13.

APPOINTMENTS TO COMMITTEES

14.
ADJOURNMENT

Motion : That the meeting **be adjourned.**

Moved by: Councillor Butler

MOTION CARRIED

.....
Dawn Arnold
MAYOR

.....
Shelley M. Morton
CITY CLERK & DIRECTOR OF
LEGISLATIVE SUPPORT

/ 6:10 p.m.

/ko