

M I N U T E S – REGULAR PUBLIC MEETING

MEMBERS OF CITY COUNCIL

Mayor Dawn Arnold
Councillor Marty Kingston
Councillor Monique LeBlanc
Deputy Mayor Paulette Thériault
Councillor Shawn Crossman
Councillor Susan Edgett

Councillor Charles Léger
Councillor Daniel Bourgeois
Councillor Bryan Butler
Councillor Dave Steeves
Councillor Paul Richard

ABSENT

ALSO PRESENT

S. Doucet, Chief Administration Officer (CAO)
N. Robichaud Deputy CAO and General Manager of Legal and Legislative Services
S. Morton, City Clerk, Director of Legislative Support
J. Doucet, Chief Financial Officer (Confero)
E. Aucoin, General Manager, Sustainable Growth and Development Services
A. Binette, General Manager, Operations Services (Confero)
J. Preston, General Manager, Protective Services
I. LeBlanc, General Manager of Community Services
K. Silker, General Manager of Corporate Services
A. Jardine, Director, Strategic Communications
B. Jollette, Superintendent, Officer in Charge (OIC), Codiak RCMP
C. Landry, Fire Chief
B. Budd Director, Planning and Development-Planning and Development
D. Geldard-Urban Planner - Planning and Development
R. Lagace, Director of Engineering
S. Anderson, Manager Development Planning

2.

ADOPTION OF AGENDA

- A 2-minute presentation- by Suzanne Trites - 80th Anniversary of the Liberation of Auschwitz-Birkenau Concentration Camp
- Removing Item 12.1 Resolution on Animal Control

Councillor Bourgeois expressed frustration over Section 15 of the procedural By-Law, calling it a “ridiculous hindrance” to council’s democratic authority. He argues it forces councillors to wait a month before motions can be deliberated and voted on and cites an example of a motion to establish a council committee on multiculturalism, which was delayed due to the By-Law.

CAO Serge Doucet advised the administration was unable to have a response ready for the meeting, the motion will be delayed until February 3rd. A review of the procedural By-Law will be brought forward either February or March at the Committee of the Whole.

Moved by: Councillor Léger
Seconded by: Councillor Edgett

MOTION CARRIED

3. CONFLICT OF INTEREST DECLARATIONS

None declared

4. ADOPTION OF MINUTES

5. CONSENT AGENDA

6. PUBLIC AND ADMINISTRATION PRESENTATIONS

6.1 PUBLIC PRESENTATIONS

5 minutes

- 6.1.1 **Presentation** – Honoring lives lost in 2024 while homeless and/or Vulnerably Housed – Andrea Anne Community Coordinator for GMHSC

Andrea Anne presented the names of the 42 individuals who passed away in 2024. These individuals were aged 23 to 70 and were cherished friends, loved family members and members of our community.

- 6.1.2 **Presentation** – Housing for Life, Inc. – Auréa Cormier, Secretary-Treasurer

Soeur Auréa Cormier presented the Housing for Life project. The goal is to provide affordable housing for woman and their children living in poverty. The plans were developed for 46 North at an estimated cost of \$3.2 million and will be constructed by Donna Fergusons' company SheBuilds Communities for Life, Inc.

- 6.1.3 **Presentation** – Update on Salvus Clinic – Deborah Thomson, Executive Director

Deborah Thomson wanted to update Council on Salvus Clinic. The clinic was founded in 2007 to meet the growing a complex need of the vulnerable population. The mission is to provide access to primary healthcare, housing support.

A 2 minute presentation by Suzanne Trites was provided to Council on the 80th Anniversary of the Liberation of Auschwitz-Birkenau Concentration Camp –January 28 marks the anniversary of the liberation of Auschwitz- Birkenau concentration camp. She advised she requested City Hall, Avenir and Downing Street be lit in blue showing honor of the people of our Jewish people.

6.2 ADMINISTRATION PRESENTATIONS

15 minutes

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

Superintendent Benoit provided an update on RCMP activities:

Community Policing

- Volunteered serving 500 meals to the Beaverbrook school students and staff.
- Since the opening out of the cold reduction of call for service, a larger number of calls at the shelters but unfortunately approx. 30 beds empty we still have a lot of work to do.

General Investigation section

- Mid December we responded to an incident where an individual was injured with a knife, the suspect was charged and sentenced on January 8th on two year sentence.
- December 28th a repeat offender unsuccessfully attempted robbery was apprehended and able to take custody of the young person and will do everything within the law to detain him.
- Regarding the case involving former teacher Mr. Maillet, the trial has been ongoing in court with the RCMP since January 6 and is expected to conclude this week. We extend our thanks to the victims and the Codiac team for their efforts.

Patrol

- Responded to a call about a car being submerged with 2 gentlemen being submerged in the river, both were found deceased investigation is ongoing foul play is not suspected.
- December 31 a collision involving a pedestrian, a 60-year died of her injuries
- January 12 a vehicle seen driving erratically was located and pulled over a search warrant was executed a few days later and found various weapons, 3Kilos of Cannabis and Fentanyl was seized

Pleasure of hosting new minister of at codiac RCMP working with him and his team.

Councillor Crossman, citizens are interested in how much funding from tickets go to province as the RCMP is funded by municipality.

7.

PLANNING MATTERS

7.1 Introduction – Municipal Plan Amendment, 70 Queensway Drive

Bill Budd presented the introduction of an urban boundary amendment its currently designated Highway commercial and located in Ward 4. They need to connect the water and septic the overall servicing study and no significant impact on current.

Motion: That Administration recommends that Moncton City Council proceed with proposed Municipal Plan amendment Z-122.12 by:

1. Giving first reading to the Municipal Plan amendment;
2. Setting a Public Presentation for February 3, 2025;
3. Referring the by-laws to the Planning Advisory Committee for its written views; and
4. Tentatively setting a Public Hearing for March 17, 2025.

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

1. The two properties, being PIDs 70638465 and 70638473, be consolidated prior to the issuance of a development permit;
2. Any exterior lighting shall be arranged to divert light away from adjacent streets and adjacent lots;
3. The landscaping be completed, as per the site plan attached as Schedule B, no later than one year following the issuance of a development permit;
4. 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;
5. That notwithstanding Table 13.1 of the Zoning By-law, service stations are permitted as-of-right;
6. 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
7. The development shall be carried out in general conformance with the plans and drawings submitted as Schedule B.

Moved by: Councillor Edgett
Seconded by: Councillor Bourgeois

Councillor Bourgeois thought serviceable boundaries were unable to be modified, it was a line that coincided with the water and sewer infrastructure underground. Its to restrict a certain type of development as initially they didn't want service zone highway commercial.

Councillor Richard, if this doesn't go forward, they could still build with a well, that is the difference if they go forward without our approval. I would like to see the roundabout prior to development.

Councillor Léger, could it be a condition if granted for this development and revoked if not. Bill advised in past we used to put timelines we could bring this up again with the planning committee.

MOTION CARRIED

7.2 **By-law Amendment** to the Fees and Charges By-law, being By-law A-1324.2

Motion: That Moncton City Council give second and third readings to A By-Law in amendment of a By-Law Respecting Fees, Rates and Charges for Services Provided by the City of Moncton, being By-Law 1324.2.

Nick there is no presentation just looking for second and third reading

Moved by: Councillor Leger
Seconded by: Councillor Kingston

MOTION CARRIED

8.

STATEMENTS BY MEMBERS OF COUNCIL

Councillor Bourgeois, a few weeks ago speeches George LeBlanc not given proper recognition for his city revitalisation plan. Downtown promotion continuing development adopted by his council since 2013. During the Order of Moncton.

9.

REPORTS AND RECOMMENDATIONS FROM COMMITTEES AND PRIVATE MEETINGS

9.1 Recommendation(s) – Private Session – January 13, 2025

1. That Moncton City Council accept the property identified as PID 00770644, located at Donald Avenue, Moncton, and direct Administration to:

1) Enter into an Agreement with landowners Ernest Boudreau and Raymond Thibodeau for the gift of PID 00770644 on an as-is basis, as prepared at the direction of the City's Legal department, and provided that fencing and additional notice signage to secure the Sunny Brae Rink ruins be installed prior to the City taking ownership; and attend to the demolition and removal of sections of the ruins that are unsafe without delay, before or after closing, as may be determined at the discretion of the City; and

2) If possible, preserve a west-facing section of the ruins with an approximate scale of 20 to 30 feet in length, with final scale to be determined by independent Engineering consultant opinion; and

3) Incorporate interpretive panels as part of the trail/boardwalk construction; and

4) That this be funded from the Council Contingency Account up to a maximum of \$175,000; and

That the Mayor and City Clerk be authorized to execute all necessary documents to give effect to the proposed acquisition of lands by the City and to affix the Corporate Seal of the City of Moncton thereto.

Background

The owners of the property containing the Sunny Brae rink ruins have approached the City with an offer to gift the property in question to the City of Moncton.

Some of the property is required to build the Panacadie Trail/Boardwalk, and the site has some historical significance to the area. Due to the structural condition of the ruins, keeping the entire structure would represent a major safety risk and would, therefore, be a significant liability for the City. However, a small portion could be preserved and braced, and an outlook platform with interpretive panels could be built as part of the Panacadie trail/boardwalk construction. It is recommended that a fence be installed to secure the property and mitigate risks / liability to the City and increase security and safety to the public and residents prior to the City assuming ownership of the property.

Moved by: Deputy Mayor Thériault
Seconded by: Councillor Crossman

Councillor Bourgeois I will vote against this as the first part comments we are demolishing this, and we should be rehabilitating the ruins as the property is being donated.

Councillor Léger suggested recycling some of the stones from the facility, similar to what was done with the gunville bridge.

MOTION CARRIED

Nay Councillor Bourgeois

2. That Moncton City Council approve the transition of all current 19 Community Safety Officer contracted service positions to City of Moncton Employees.

Background

The Corps of Commissionaires provided notice to the City of its intention to discontinue the provision of officers for the City's Community Safety Officer program. This program is a cornerstone of the city's overall safety strategy, dedicated to maintaining a secure environment for all residents. Community Officers play a pivotal role by promoting public safety through proactive patrolling, engaging with the community, enforcing City by-laws, and responding to non-emergency incidents. As the program has evolved and proven its effectiveness and given that the Corps of Commissionaires has withdrawn their services, transitioning these roles to permanent city positions would provide the City of Moncton with greater control over recruitment and program management. It would also help ensure a seamless transition and continued success of its Community Safety Program in terms of recruitment, retention, and operational readiness.

Moved by: Councillor Butler
Seconded by: Councillor Léger

Councillor Richard missed the vote

MOTION CARRIED

3. That City Council approve the tentative five-year collective agreement with the Amalgamated Transit Union (ATU) Local 1290, based on the information contained within the Council report Form of January 13, 2025 and having been ratified by the ATU membership, and further, that the Mayor and City Clerk be authorized to sign all necessary documents and to affix the Corporate Seal thereto.

Background

The Collective Agreement with the Amalgamated Transit Union Local 1290 expired on December 31, 2024. The Transit Union represents 83 employees employed in the areas of Serviceperson, Mechanic, Lead Mechanic, and Bus Operator. The tentative agreement provides for an increase of 16.5% over 5 years. A 5-year agreement would also ensure no legal labour stoppages for an extended period (life of the collective agreement) which is important to the City in this time of growth and uncertainty.

New language has been negotiated in the contract to include a mechanic apprenticeship program and remove the off-season bonus week provision. The agreement would also see ATU employees receive 4 weeks' vacation in year 5 instead of year 10, which is consistent with other union contracts.

Moved by: Councillor Léger
Seconded by: Councillor LeBlanc

MOTION CARRIED

4. With respect to the formal Code of Conduct complaint received regarding the conduct of Mayor Dawn Arnold, that Moncton City Council accept the findings of an independent investigator that Mayor Arnold did not breach the Code of Conduct By-law.

Background:

A formal complaint was received from an elected official pursuant to the City of Moncton Code of Conduct for Elected Officials By-law regarding the conduct of Mayor Dawn Arnold. Certitude Workplace Investigations was retained as a third-party investigator to conduct an independent investigation into the complaint, which concluded that the Mayor was not in breach of the By-law. In accordance with the Local Governance Act and the By-law, the details of the investigation and Council's deliberations are to be held in strict confidence.

Moved by: Councillor Edgett
Seconded by: Councillor LeBlanc

Councillor Bourgeois inquires with the City Clerk regarding the regulation in Section 64 and Section 68, which prohibits the disclosure of certain details if the council chooses not to disclose them. He asks which clause mandates that deliberations be held in strict confidence. Nick Robichaud, the City Lawyer, explains that this is covered under the Code of Conduct. Councillor Bourgeois also asks if the details can be requested through an RTIP (Right to Information and Privacy Act) request, as there is information that is deemed confidential. He suggests that potentially, emails might fall under this confidentiality. Furthermore, he seeks clarification on whether all decisions made in private have been subsequently brought to the public's attention. He asks for a list of all decisions that have been ratified in public, as well as the reasons why certain private matters haven't been ratified publicly, particularly since Section 64 seems to imply they should have been.

MOTION CARRIED

5. With respect to the formal Code of Conduct complaint received regarding the conduct of Councillor Charles Léger, that Moncton City Council accept the findings of an independent investigator that Councillor Léger did not breach the Code of Conduct By-law.

Background:

A formal complaint was received from an elected official pursuant to the City of Moncton Code of Conduct for Elected Officials By-law regarding the conduct of Councillor Léger. Certitude Workplace Investigations was retained as a third-party investigator to conduct an independent investigation into the complaint, which concluded that Councillor Léger was not in breach of the By-law. In accordance with the Local Governance Act and the By-law, the details of the investigation and Council's deliberations are to be held in strict confidence.

Moved by: Councillor Edgett
Seconded by: Councillor LeBlanc

MOTION CARRIED

10.

REPORTS FROM ADMINISTRATION

10.1 **Award of Quotation QP24-089** – Residential and Commercial Plumbing Services

Motion: That Moncton City Council approve the award of Quotation #QP24-089 – Residential and Commercial Plumbing Services, to the lowest bidder meeting the Terms and Conditions and Specifications set out in the Quotation, being **Ermen Plumbing and Heating Ltd., with a Total Estimated Annual Contract Value of \$290,375.00, including H.S.T. @ 15%, for a one**

(1) year period with options to extend the agreement up to a maximum of four (4) additional twelve (12) month periods, if it is in the City's best interests to do so.

Moved by: Councillor Richard
Seconded by: Councillor Bourgeois

Councillor Richard why was it the only bid, Jaques Doucet advised there are a critical shortage of licensed plumbers, also the security clearance requirements can only be provided by larger companies.

Councillor Bourgeois, terminology changes \$290,375.00 does it include the materials. Jacque will need to verify that, to him a contract will have materials and service as its an estimate, might not be the total amount.

MOTION CARRIED

11.

READING OF BY-LAWS

The following by-laws will be posted on line at www.moncton.ca in lieu of reading them into the record at future meetings, pursuant to Section 15.3(a) ii (A&B) of the Local Governance Act, or same can be faxed, mailed or e-mailed to interested parties at their request.

- 11.1 **A By-Law** in Amendment of a By-Law relating to the adoption of the City of Moncton Municipal Plan, being By-Law Z-122.12 (70 Queensway) **First Reading (subject to approval of item 7.1)**

The City Clerk gave first reading to By-Law Z-122.12

- 11.2 **A By Law** in Amendment of By-Law Fees, Rates and Charges for Services Provided by the City of Moncton By-Law A-1324.2 – **Second and Third Readings (subject to approval of item 7.2)**

Motion: That the Clerk give second reading to By-Law A-1324.2

Moved by: Councillor Richard
Seconded by: Councillor Steeves

MOTION CARRIED

The City Clerk gave second reading to By-Law A-1324.2

Motion That : That a By-Law Relating to the City of Moncton's By-Laws, being By-Law A-1324.2 – be given third reading and that it be ordained and passed and that the Mayor and City Clerk be authorized to sign same and affix the Corporate Seal of the City of Moncton thereto.

The City Clerk gave third reading to By-Law A-1324.2

Moved by: Councillor Richard
Seconded by: Councillor Kingston

MOTION CARRIED

12.

NOTICES MOTIONS AND RESOLUTIONS

12.1 **Resolution** Animal Control Officers – will bring it back February 3

13.

APPOINTMENTS TO COMMITTEES

Cultural Board

- Nataliia Haidash (Ukrainian Association of Moncton)
- Marc-André Charron (Satellite Théâtre)

Moncton Public Library

- Caitlin Robertson (replacing Diane Ross)

Planning Advisory Committee

- Melanie Cormier (replacing Steve Trueman)
- Dale Briggs (re-appointment)
- Maxime Gauvin (re-appointment)
- Ketan Raval (re-appointment)

Youth Advisory Committee

- Ryan Kim, MCA (replacing Nicholas Dwyer)

Moved by: Councillor Richard
Seconded by: Councillor Léger

MOTION CARRIED

14.

ADJOURNMENT

Motion : That the meeting be adjourned.

Moved by: Councillor Richard

.....
Dawn Arnold
MAYOR

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

6:05 p.m
dh