

April 7, 2025 at 4:00 p.m./7 avril 2025 à 16 h

REGULAR PUBLIC MEETING/SÉANCE ORDINAIRE PUBLIQUE

Deputy Mayor /Mairesse adjointe Paulette Thériault
Councillor/Conseiller Marty Kingston,
Councillor/Conseillère Monique LeBlanc
Councillor/Conseiller Shawn Crossman

Councillor/Conseiller Daniel Bourgeois,
Councillor/Conseiller Charles Léger,
Councillor/Conseiller Bryan Butler,
Councillor/Conseiller Dave Steeves,
Conseillère Susan Edgett
Councillor/Conseiller Paul Richard, (confero)

Absent/Absents Councillor/

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
E. Aucoin, General Manager, Sustainable Growth and Development Services
A. Binette, General Manager, Operations Services
J. Preston, General Manager, Protective Services
I. LeBlanc, General Manager of Community Services
K. Silliker General Manager of Corporate Services
R.Lagace, Director of Engineering
A. Jardine, Acting Director, Corporate Communications
G. Houser, Deputy Treasurer-Controller
S. Anderson, Manager of Development Planning
S. Cormier, Director Culture and Heritage

1.

CALL TO ORDER/OUVERTURE DE LA SÉANCE

The Deputy Mayor called the meeting to order.

2.

ADOPTION OF AGENDA/ADOPTION DE L'ORDRE DU JOUR

Motion: That the agenda for the regular public Council meeting dated April 7, 2025, be approved as circulated.

Moved by: Councillor Leger
Seconded by: Councillor Kingston

MOTION CARRIED

3.

CONFLICT OF INTEREST DECLARATIONS/DÉCLARATIONS DE CONFLITS D'INTÉRÊTS

None declared.

4.

ADOPTION OF MINUTES/ADOPTION DU PROCÈS-VERBAL

Motion: That the Minutes of the Regular Public Council Meeting of December 2, 2024 be adopted as circulated.

Moved by Councillor Steeves
Seconded by Councillor Leger

MOTION CARRIED

5.

CONSENT AGENDA/QUESTIONS SOUMISES À L'APPROBATION DU CONSEIL

5.1 Street Closure Request – Antonine Maillet Funeral

Motion That Moncton City Council approve the temporary street closure request as outlined in the background section of the Council Report Form.

Street Closure Request:

- From 9 a.m. until 1 p.m. on Saturday, April 12:
 - Full closure of St. George Street from Archibald Street to Lutz Street
 - Full closure of Lutz Street from St. George Street to Victoria Street
 - Full closure of Archibald Street from St. George Street to Queen Street
 - Full closure of Victoria Street from Lutz Street to Archibald Street

Moved by Councillor Léger
Seconded by Councillor Edgett

MOTION CARRIED

6.

PUBLIC AND ADMINISTRATION PRESENTATIONS/EXPOSÉS DU PUBLIC ET DE L'ADMINISTRATION

6.1 PUBLIC PRESENTATIONS/EXPOSÉS DU PUBLIC

5 minutes

6.1.1 Presentation– Hola New Brunswick – Ana Lucia Perez

City Council received a presentation from Ana Lucia Perez in regard to Hola New Brunswick. Milene Delarosa organization was established to assist new commers integrate into the Latin American community. Pre-arrival workshops are offered to help newcomers navigate housing, education, and public services.

Councillor Léger suggested that Hola NB present at a Chamber of Commerce meeting.

6.2 ADMINISTRATION PRESENTATIONS/EXPOSÉS DE L'ADMINISTRATION

15 minutes

6.2.1 Presentation – Culture and Heritage – Sophie Cormier

City Council received a presentation from Sophie Cormier director of Resurgo she provided an update on the upcoming exhibits at Resurgo., M

- Programs and activities at the Discovery lab, Walk-in Wednesdays, Tidal Bore, Riverfront Walk and Resurgo on the GO
- Schools Serving Year-round Outreach Education Kits – provide schools educational kits the only cost is transportation of them.
- Capital project – parking lot leaks fixed
- Thomas Williams house will be closed this summer due to repairs.
- Pilot project information center at Magnetic Hill Wharf Village for one year

Councillor Bourgeois proposed the idea of creating an application or QR code for tourists and newcomers, which would serve as a digital guide to the City of Moncton. He also inquired about the amount of money the city invests in the repair and maintenance of heritage homes? Ms. Cormier noted she will follow up and provide Council with the costs.

7.

PLANNING MATTERS/QUESTIONS D'URBANISME

7.1 Introduction – Zoning By-Law Amendment – 2 McLaughlin Drive

Sarah Anderson provided a PowerPoint presentation on an application received from Eric Landry of Landrik Properties Inc. on behalf of Marc Girouard to amend the permitted uses in the Neighbourhood Convenience at 2 McLaughlin Drive.

Motion That Administration recommends that Moncton City Council proceed with the proposed zoning by-law amendment, namely By-Law Z-222.45, by:

- 1) Giving 1st reading to the By-Law;
- 2) Referring the By-Law to the Planning Advisory Committee for its written views; and
- 3) Setting a Public hearing for May 5, 2025.

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

- 1) 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;
- 2) That notwithstanding Section 129(1) of the Zoning By-law, the height of the main building is permitted to increase from two storeys to three storeys;
- 3) That notwithstanding Table 13.2 of the Zoning By-law, residential uses are permitted to be located on the ground floor as per the plans attached as Schedule B;
- 4) That notwithstanding Section 108(1)(b) of the Zoning By-law, the front yard setback for the main building is permitted to be reduced as per plans attached as Schedule B;
- 5) That notwithstanding Table 13.3 of the Zoning By-law, the rear yard setback for the main building is permitted to be reduced as per plans attached as Schedule B;
- 6) That notwithstanding Section 47(1)(g) of the Zoning By-law, the driveway and driveway aisle is permitted to be located within 3 metres of the rear and side lot lines;
- 7) That notwithstanding Section 42(1)(e) of the Zoning By-law, parking is permitted to be located in the rear yard setback as per the plans attached as Schedule B;
- 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;
- 9) 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;
- 10) The 2-metre opaque fence be made of wood, PVC, or other similar quality material, but shall not include chain link fencing;
- 11) That the existing mature tree located at 3 Cross Street (PID 00771931) remain undisturbed as a result of the development;
- 12) The applicant shall provide unit numbers for the main building prior to the issuance of a development permit;
- 13) The development shall be in general conformance with the site plan attached as Schedule B.

Moved by: Councillor Butler

Seconded by: Councillor Crossman

MOTION CARRIED

Councillor LeBlanc missed vote

Councillor Bourgeois questioned whether any development applications are rejected before reaching Council. Sarah responded that approximately 30% to 40% of applications do not proceed to Council, often because they don't meet necessary requirements. She added that for significant developments, applicants typically adjust their proposals to comply with the rules so they can move forward.

7.2 Introduction – Rezoning – 1430-1450 Elmwood Drive

Sarah Anderson provided a PowerPoint presentation on an application received from Frederick Fournier (696003 NB Inc) to rezone 1430-1450 Elmwood Drive (PID 70463971 and 00932293) from R2 (Two-Unit Dwelling) and SC (Suburban Commercial) to R3 (Multiple-Unit Dwelling).

The purpose of the rezoning application is to accommodate two apartment buildings, for a total of 73 residential units on the lot.

Motion That Administration recommends that Moncton City Council proceed with the proposed Zoning By-law amendment Z-222.44 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 May 5, 2025, at 4:00 PM 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 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;
- 2) The two properties, being PIDs 00932293 and 70463971, be consolidated prior to the issuance of a development permit;
- 3) That notwithstanding Section 31(2) of the Zoning By-law, more than one main building is permitted on the lot as-of-right;
- 4) That notwithstanding Schedule D of the Zoning By-law, the number of surface parking spaces is permitted to be reduced from 92 spaces to 83 spaces;
- 5) 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;
- 6) The 2m opaque fence be made of wood, PVC, or other similar quality material, but shall not include chain link fencing;
- 7) 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;
- 8) The applicant shall provide unit numbers for the main building prior to the issuance of a development permit;
- 9) The development shall be in general conformance with the site plan attached as Schedule B.

Moved by: Councillor Crossman
Seconded by: Councillor Kingston

Councillor Crossman asked for information to be shared with local MLA and the Department of Transportation regarding the widening of Elmwood Drive.

MOTION CARRIED

7.3 Tentative Amending Subdivision Plan – City of Moncton Subdivisions – Worthington Roundabout

Sarah Anderson provided a PowerPoint presentation on an application from the planning advisory committee to create a parcel 25-A to be transferred to the City.

The purpose of the rezoning application is to create a parcel 25-A for transfer to city, extend Ayer Avenue, create a portion of Worthington Avenue and Mountain Road, and create 5-meter wide public utility easements along the proposed streets.

Motion That the Planning Advisory Committee recommends that Moncton City Council:

- Assent to the creation Parcel 25-A;
- Assent to the extension of avenue Ayer Avenue (public);
- Assent to the location of avenue Worthington Avenue (public); and
- Assent to the location of chemin Mountain Road (public).

Moved by: Councillor Butler
Seconded by: Councillor Steeves

MOTION CARRIED

8.

STATEMENTS BY MEMBERS OF COUNCIL/EXPOSÉS DES MEMBRES DU CONSEIL

Councillor Butler requested clarification on why a motion passed in private on February 10th regarding the aquatic center and YMCA in the north end has not been made public.

Nick Robichaud the City Solicitor advised it could be a timing issue, there is an exception to the rule where if there are directions to administration, those items don't come to public for ratification.

Councillor Bourgeois also asked for an update on the clearance rate of crime data and full report on Trans Aqua which he requested at previous meetings.

The CAO Serge Doucet advised that he spoke with the two other communities Riverview and Dieppe and they're working on a date for the next tri-community meeting with Trans Aqua being put on the agenda and it will be done before end of June and other report by end of this week.

Councillor Bourgeois noted that during the federal election, a forum was held where all parties were invited. He suggested organizing a similar public meeting at the provincial level to hear from parties and candidates before the upcoming election. The CAO Serge Doucet responded that they will look into the possibility and report back.

Deputy Mayor Thériault thanked Senator Arnold for her nine years as Mayor, also acknowledges the dedication of the city staff and emphasized the importance of regional collaborations, particularly through the Southeast Regional Service Commission.

9.

REPORTS AND RECOMMENDATIONS FROM COMMITTEES AND PRIVATE MEETINGS/RAPPORTS ET RECOMMANDATIONS DES COMITÉS ET RÉUNIONS À HUIS CLOS

9.1 Recommendation(s) – Private Session – February 10, 2025

Motion that Moncton City Council, at its Private Meeting of February 10, 2025, reports that the Agenda for the Private Meeting of February 10, 2025, was adopted and recommends the following:

- 1) That Moncton City Council approve additional budget authority of \$2.1 M setting the Codiac Regional Policing Facility – Project and Budget at \$59,201,000.

Moved by: Councillor Léger

Seconded by: Councillor Kingston

Councillor Butler wanted the record to state he wasn't in agreement with the increase.

MOTION CARRIED

Nay Councillor Bourgeois
Councillor Crossman

10.

REPORTS FROM ADMINISTRATION/RAPPORTS DE L'ADMINISTRATION

10.1 City Contract No. W25C 01AC – Sewer Separation St. George Street East – Contract 1

Motion That City Contract No. W25C 01AC, Sewer Separation St. George Street East – Contract 1, be awarded to Eastco Construction Inc. in the amount of \$5,294,318.25 including HST (\$4,801,071.93 net HST), and that the budget for the project be set at \$5,240,000.00 including net HST, engineering, materials 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 Léger

Seconded by: Councillor Butler

Councillor Léger inquired about the impact of upcoming street closures on a major entrance into the city. René Legacy responded that while the closure is not on St. George Street, there will be four months of construction activity, including a two-month trail closure along the riverfront with a detour in place.

Additional impacts include:

- Lane closures for resurfacing from Château Moncton to King Street, from mid-May to mid-July
- Pipe installation and lane reductions to be completed by September
- Pipe crossing on Main Street scheduled for July to August
- Clear signage will be installed, and the communications team will ensure the public is well-informed throughout the project.

MOTION CARRIED

Councillor Butler missed Vote

10.2 **Tender TCS25-012** – Water Treatment Plant Ozone Upgrades

Motion That Moncton City Council approve the award of Tender #TCS25-012 – Water Treatment Plant Ozone Upgrades to the lowest Bidder meeting all Terms, Conditions, and Specifications, being Edgeline Construction Ltd., for the Total Tendered Price of \$17,223,550.00 including H.S.T. @ 15%.

It is also recommended that a Contingency Allowance in the amount of \$861,177.50 including H.S.T. @ 15% (representing five percent (5%) of the Total Tendered Price) be established for this project to address any additional construction-related expenses due to unknown site conditions or unforeseen project requirements.

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 thereto.

Moved by: Councillor Léger
Seconded by: Councillor Bourgeois

Councillor Bourgeois asked how the upcoming infrastructure upgrades are factored into the fees paid by Riverview and Dieppe. Jacques Doucet responded that these costs will be incorporated into the operating budget, which will then be divided proportionally among the participating municipalities.

MOTION CARRIED

10.3 **Tender TCS25-006** – Patching of Asphalt Concrete Paving Zone A

Motion That Moncton City Council approve Administration's recommendation to award Tender #TCS25-006 – 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 \$1,159,890.00, including H.S.T. @ 15%; and

That that the Mayor and City Clerk be authorized to execute a legal agreement between the City and the successful Bidder, and to affix the Corporate Seal thereto.

Moved by: Councillor LeBlanc
Seconded by: Councillor Kingston

MOTION CARRIED

10.4 **Tender TCS25-007** – Patching of Asphalt Concrete Paving Zone B

Motion That Moncton City Council approve Administration's recommendation to award Tender #TCS25-007 – 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 \$1,184,557.00, including H.S.T. @ 15%; and

That that the Mayor and City Clerk be authorized to execute a legal agreement between the City and the successful Bidder, and to affix the Corporate Seal thereto.

Moved by: Councillor Richard
Seconded by: Councillor Steeves

MOTION CARRIED

10.5 **Tender TCS25-008** – Utility Cuts 1

Motion That Moncton City Council approve Administration's recommendation to award Tender #TCS25-008 – Utility Cuts to the lowest Bidder meeting the Terms and Conditions and Specifications set out in the Tender, Birch Hill Construction Ltd., for the Total Tendered Price of \$699,660.00, including H.S.T. @ 15%, and

That the Mayor and City Clerk be authorized to execute a legal agreement between the City and the successful Bidder, and to affix the Corporate Seal thereto.

Moved by: Councillor LeBlanc
Seconded by: Councillor Kingston

MOTION CARRIED

11.

READING OF BY-LAWS/LECTURE D'ARRÊTÉS MUNICIPAUX

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 **By-Law** in Amendment of a By-Law Relating to the Adoption of the City of Moncton Municipal Plan Being By-Law Z-222.45 – Zoning By-Law Amendments – 2 McLaughlin Drive – **First Reading (subject to approval of item 7.1)**

The Clerk gave first reading to By-Law Z-222.45

11.2 **By-Law** in Amendment of a By-Law Relating to the Adoption of the City of Moncton Municipal Plan Being By-Law Z-222.44 – Zoning By-Law Amendments – 1430-1450 Elmwood Drive – **First Reading (subject to approval of item 7.2)**

The Clerk gave first reading to By-Law Z-222.44

12.

NOTICES MOTIONS AND RESOLUTIONS/AVIS DE MOTIONS ET RÉOLUTIONS

12.1 The NB Municipal Finance Corporation - Application for Financing

Resolved that the Clerk and/or Treasurer and/or Mayor be authorized to issue and sell to the New Brunswick Municipal Finance Corporation a Municipality of **Moncton** debenture in the principal amount of \$21,837,000 on such terms and conditions as are recommended by the New Brunswick Municipal Finance Corporation, and be it resolved that the Municipality of **Moncton** agree to issue post-dated cheques payable to the New

Brunswick Municipal Finance Corporation as and when they are requested in payment of principal and interest charges on the above debenture.

I certify that the above is a true and exact copy of a resolution passed by the Council of the Municipality of the **Moncton** while in regular/special session held April 7, 2025.

SEAL

 Clerk

<u>OIC/O</u> <u>.M.</u> <u>No.</u>	<u>Date of</u> <u>OIC/O.M.</u>	<u>Date of</u> <u>Council's</u> <u>Resolution</u> <u>authorizing</u> <u>Application to</u> <u>the MCBB</u>	<u>Purpose by</u> <u>Function</u>	<u>Amount</u> <u>in</u> <u>Dollars</u>	<u>Term</u> <u>for</u> <u>each</u> <u>Amount</u> <u>t</u>
<u>General Revenue Fund</u>					
21- 0069	Dec 13/21	October 21/21	Protective Services	\$ 5,837,00 0	30 year
21- 0070	Dec 17/21	August 17/20	Protective Services	\$16,000, 000	30 year
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

Moved by: Councillor Léger
 Seconded by: Councillor Edgett

MOTION CARRIED

12.2 Resolution General By-Law Officers

NOW THEREFORE BE IT RESOLVED THAT Ashley Venieris, Olivier Hunt, Tanya Bourque, Josée Martin and Caitlyn Allen be appointed By-Law Enforcement Officers for the City of Moncton, and that they be authorized to enforce any by-law, or any applicable Act and regulation, and any amendments thereto;

BE IT FURTHER RESOLVED THAT Ashley Venieris, Olivier Hunt, Tanya Bourque, Josée Martin and Caitlyn Allen be authorized to carry out any inspection, enter any land, building, premises, other structure and dwelling or dwelling unit, and take any such action, exercise such power and perform such duty as they may deem necessary, and as may be set out in any by-law, or any applicable Act and regulation, and any amendments thereto, to enforce any provisions of any by-law, and any applicable Act and regulation, and any amendments thereto; and,

BE IT FURTHER RESOLVED THAT Ashley Venieris, Olivier Hunt, Tanya Bourque, Josée Martin and Caitlyn Allen be authorized to act for and on Council's behalf, and are hereby designated and authorized as persons in whose name Informations, and any other proceedings, may be laid or commenced for an offence under any by-law, or any applicable Act and regulation pursuant to the sections noted in the Acts referenced above; and designated and authorized to issue Notices, Orders and Demands and any other similar documents, as prescribed by and provided for in the *Local Governance Act* and any other Act or a by-law of Council.

Moved by: Councillor Butler
 Seconded by: Councillor Bourgeois

MOTION CARRIED

13.

APPOINTMENTS TO COMMITTEES/NOMINATIONS À DES COMITÉS

14.

ADJOURNMENT/CLÔTURE DE LA SÉANCE

Motion : That the meeting be adjourned.

Moved by: Councillor Richard

MOTION CARRIED

.....
MAYOR

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

/5:55p.m.

/dh