



**Village of Belledune  
Regular Council Meeting  
January 31, 2022**

**Time:** 7:00 PM  
**Place:** Belledune Council Chambers via Electronic Live streamed on Belledune YouTube  
Mayor, Paul Arseneault  
Councillor, Lilliane Carmichael  
**Present:** Councillor, Cynthia Robinson  
Councillor, Kristie Carrier  
Councillor, Marilyn Guitard-McDonnell  
Councillor, Ron Bourque  
Clerk - Treasurer, Brenda Cormier  
**Staff Present:** Administrative Assistant, Nicole Carrier  
Interim, CAO, Scott Ferguson

**Call to Order & Welcome**

- Acknowledgement of "Treaties of Peace and Friendship"

Mayor, Arseneault called the meeting to Order and commenced the meeting with the Acknowledgement of "Treaties of Peace and Friendship"

- Reaffirm Oath of Office

Council reaffirmed their Oath of Office.

- Moment of Reflection

Mayor, Arseneault called for a moment of silence in memory of: Jonathan Cory Legacy of Nash Creek, Diane Chamberlain & Nelson Lapointe & Angus Mallaley of Lorne and Ellis (Bob) Pettigrew of Seaside

**Adopt Agenda**

**M 2022/01/31-3**

**Lilliane Carmichael moved that the Agenda be Adopted as Amended with changes: Add under Deputy Mayor, Bourque - General Statement NB Power & Port of Belledune Request, seconded by Marilyn Guitard-McDonnell. MOTION CARRIED.**

**Statements of Conflict-of-Interest** Nil

**Adoption of Minutes**

**M 2022/01/31-4**

**Lilliane Carmichael moved that the Minutes of the Committee of Whole Council Meeting of December 13, 2021 and Regular Meeting of December 20, 2021 be adopted as presented, seconded by Ron Bourque. MOTION CARRIED.**

Business Arising from Minutes Nil

**Presentations / Petitions / Delegations** Nil

**Statements by Member of Council**

Deputy Mayor, Bourque

- Street Light - Noel Road

**M 2022/01/31-5**

**Ron Bourque moved that a street light be installed on Noel Road for mail boxes, seconded by Cynthia Robinson. MOTION CARRIED. Against: Lilliane Carmichael**

	<b>For</b>	<b>Against</b>	<b>COI</b>
Lilliane Carmichael		x	
Cynthia Robinson	x		
Kristie Carrier	x		
Marilyn Guitard-McDonnell	x		
Ron Bourque	x		
	4	1	0

Councillor, Carmichael noted there are a lot of mailboxes with no lights and her concern is a lot more requests will come forward.

- Armstrong Brook & Belledune River Bridges

**M 2022/01/31-6**

**Ron Bourque moved that Belledune have Dept. of Public Safety confirm that the bridges on Armstrong Brook and Belledune River are structurally sound to carry the weight, seconded by Lilliane Carmichael. MOTION CARRIED.**

Deputy Mayor, Bourque noted that if Public Safety determines the bridges need to have the weights reduced, then this would mean the loaded trucks would not meet a lower weight restriction.

- January - Crime Stoppers Month

Deputy Mayor, Bourque stated that he has been affiliated with Crime Stoppers for twenty (20) years. He explained how Crime Stopper works and how people go about using the Tips line and the process used. All this is done anonymously. He advised there was a meeting in December, none in January, but they will be meeting in the near future. He said people can call in the 1-800-222-Tips or him directly, if they wanted to.

- Snow Removal Contracts Finalized

Deputy Mayor, Bourque extended appreciation to CAO, Ferguson and Clerk/Treasurer, Cormier and noted that making these contracts will make a community a better place. The services have not yet been utilized. The contracts are for the 2021-2022 season and can easily be renewed for the 2022-2023 season. The process is now in the hands of the CAO.

Council members inquired if the services had been used yesterday.

CAO, Ferguson said the standard had not been met and there are still outstanding contracts not signed.

- Statement - NB Power

Deputy Mayor, Bourque referenced the statements in newspaper and CBC radio from NB Power President and CEO, Keith Cronkhite regarding the NB Power plant in Belledune. He stated that NB Power cannot meet its obligation to provide service in NB, without the Belledune plant. Belledune will operate beyond the year 2030, he has made that clear – using alternates to coal, such as bio-gas, etc. Deputy Mayor, Bourque noted this is a very positive statement for Belledune and Mr. Cronkhite is an ally to Belledune.

- Port of Belledune – Request

**M 2022/01/31-21**

**Ron Bourque moved that Belledune, as requested, post on the municipal Website, the Port of Belledune Master Development Plan and Virtual Open House, seconded by Lilliane Carmichael. MOTION CARRIED.**

Deputy Mayor, Bourque advise that Jenna MacDonald sent him an e-mail with this request with the attachment, he will ask her to sent to the Clerk/Treasurer to have it added to the Belledune website.

To respond to Council member inquiry, regarding if this was a permanent posting for a set time, Deputy Mayor, Bourque advised he will ask the to send up dated versions as they happen.

Councillor, Carrier

- Cafe Space – Advertise

**M 2022/01/31-7**

**Kristie Carrier moved that Belledune advertise unit (“café” space) in the local papers, kijiji, social media (Facebook), and any other relevant places with rental price set to \$750 plus utilities and would include the equipment and occupant must have own insurance, seconded by Lilliane Carmichael. MOTION CARRIED. Against: Cynthia Robinson**

	For	Against	COI
Lilliane Carmichael	x		
Cynthia Robinson		x	
Kristie Carrier	x		
Marilyn Guitard-McDonnell	x		
Ron Bourque	x		
	4	1	0

To respond to Council members inquiry, regarding the time line and if no response to advertisements is received, Councillor, Carrier said there would not be any time limit for responses, just as there are none to other rental spaces. Council will need to cross that bridge when they come to it.

### **Administration Reports**

#### **CAO, Ferguson**

- Social & Environmental Grant Report and Recommendation
  1. Hennessy House
  2. IWK

#### **M 2022/01/31-8**

**Ron Bourque moved that the Social and Environmental CAO Grant Report of January 2022 be accepted as presented and the following recommendations approved; \$250 to IWK, seconded by Lilliane Carmichael. MOTION CARRIED.**

CAO, Ferguson noted an application received (house purchased in September) for Residential Grant, after the deadline of December 1, 2021, when this grant process ceased.

The application was not processed because the program no longer exists at the time of application.

To Council member inquiry regarding giving the Residential Grant because the house was purchased in September, CAO, Ferguson noted that there could be more applications and if Council want to revisit, they can have that discussion.

- Circle of Friends - Fire Marshall

CAO, Ferguson as requested by Council spoke with the organization regarding alternate location, and they really like it where they are, they do not want to be in a basement location. In reference to the Fire Marshall – he did inspect when they talked about the chair-lift. The following recommendation were: maximum capacity 60 people, a fire safety plan, the back exit requirements and the hand rails installed if a chair-lift is installed. All other things are o.k.

For the chair-lift – application for funds will be submitted in March.

- Maintained and Unmaintained Designation of Roads in Belledune

CAO, Ferguson advised that in around 1970 the province turned roads over to the municipality and the municipalities had to make decisions as to what they would maintain in summer and winter. If Council wish to change that they will need to work with DTI to see which roads they can and will maintain. They will also need to consider, if DTI will not do the roads, Council will need to determine if they want to do by private contract, as the previous Council did with the section of Ocean Ave., which DTI would not maintain. He noted for Council, that any changed made will affect the budget.

Council member discussion were around how were and how do we determine which road get maintained and which do not, why are some maintained and some not, does a blanket policy made in the past still work, how do we address the people moving here and can't get winter maintenance on their road, are real-estate agencies disclosing this information to potential buyers, safety issues that are on some of these roads that inhibit doing maintenance (i.e., railway crossings).

Mayor, Arseneault vacated the chair and Deputy Mayor, Bourque assumed the chair.

Mayor, Arseneault noted that one problem is a policy 20 years old. The first time he ran into this was the request from Laviolette Rd., made to the last Council. We are going to get these requests more and more. He noted a real-estate from Ontario trying to contact him regarding a property for sale and when they could not, they reached out to the Deputy Mayor. We need to take a look and see what we can or cannot do.

Mayor, Arseneault reassumed the chair.

CAO, Ferguson advise that this is in Council's hands. When he gets calls, for services on these non-maintained roads, he cannot do that. DTI had identified some safety issues so this would need to be private contracts.

- Asset Management Update

CAO, Ferguson said this is not up to date since 2017. He met with firm who did the original one, via Zoom last week. They got back with a plan and there is a lot of work to be done; Asset Inventory Update, Application to FCM, Road/Culvert – 10 Year Capital Plan, Water Study – Water/Wastewater 10 Year Capital Plan and Asset Inventory Data Quality Improvements. He checked with a couple of firms and the costs are around the same. It could be upward to \$150,000. Will need to search with FCM for Grant and what the deadline are to get this done. He said it may have to be done over a two (2) year period for budget purposes. He will get more information or next meeting.

- CAO Recruitment Update

CAO, Ferguson advised that the committee met again last Friday. The deadline for applications is February 4<sup>th</sup> 2022. They are pleasantly surprised at the number (11 or 12) and quality of people who already applied; 2 or 3 extremely qualified. The process is the committee will meet next week to short list to 3-4, make a choice. Port of Belledune, HR, will do a grid and Jack Novack will prepare a list of questions.

- Request to Build along Private Access (Maureen Pascal)

**M 2022/01/31-9**

**Ron Bourque moved that the Council of Belledune agree to the building of house by Maureen Pascal on property PID: 50075928, with the following conditions: • Waterfront Drive or the private access is not suitable for a public street. The municipality of Belledune will not upgrade or maintain this private access in the future. All maintenance services and improvements to the private access are the responsibility of the property owners. • The garbage will not be picked up along the Waterfront Drive or the private access, it will have to be brought up to the public street in order to be picked up, seconded by Lilliane Carmichael. MOTION CARRIED.**

- Request to Name ATV Bridge (Jacquet river)

**M 2022/01/31-22**

**Ron Bourque moved that the CAO request that R.H. Frenette approach the Village of Belledune with the exact same offer as they made in the letter from Jacques Ouellette, seconded by Lilliane Carmichael.**

**M 2022/01/31-22B**

**Ron Bourque moved that that the above Motion - M 2022/01-31-22 be withdrawn, seconded by Lilliane Carmichael. MOTION CARRIED.**

CAO, Ferguson advised that the Village has invested quite a bit of money to this project. Clerk/Treasurer, Cormier confirmed over \$300,000 on the ATV Trail Project.

Council members discussed what the \$30,000 from R.H. Frenette would be spent on. They want to make sure that the money is spend on the ATV Bridge for the Jacquet river.

Directive to CAO is to contact Jacques Ouellette to get clarification that money will go to the bridge.

- AJN Update

CAO, Ferguson said that a meeting was held last week with AJN – Mr. Dube, Mohammed and his wife. Mayor, Arseneault and Councillor, Carmichael attended. The company is moving forward on a number of things. They have just hired a HR person and job fairs will be held in Campbellton, Bathurst and Belledune. There will be a Zoom meeting tomorrow.

It was a good meeting and he would like to see something more solid. We encourage them, Belledune has did their part with the Restigouche Road extension. There is reason for optimism.

- ACOA Agreement 218628 - Amendment - Restigouche Street

**M 2022/01/31-10**

**Lilliane Carmichael moved that Council accept the Amendment for ACOA Agreement - Project No 218628, as per the letter dated January 27, 2022, seconded by Marilyn Guitard-McDonnell. MOTION CARRIED.**

The ACOA Agreement for the Restigouche Road extension has to be amended because of the construction delays. The NB power extension has been ordered, there is spur line work to be completed – the sawmill has not finished their work so this is causing the delay as it needs to be done before the Village can complete is work. This is why the extension to the ACOA funding agreement is being asked to move the deadline for completion to September 2022. There will probably be nothing moving with AJN until the spring or summer.

Clerk/Treasurer, Cormier

- Financial Reports

**M 2022/01/31-11**

**Lilliane Carmichael moved that the Financial Report be accepted as presented and the Accounts Payable be paid, seconded by Marilyn Guitard-McDonnell. MOTION CARRIED.**

Deputy Mayor, Bourque inquired if the Chaleur Drive water study has been deducted yet.

Clerk/Treasurer, Cormier advised that is nothing financially for this study as there was not a motion from Council to proceed with the study.

**By-laws and Policies**

- Public Hearing: Consideration of Objections - Rezoning TS Hachey property PID # 20445805 - By-law No 17-01-2022  
Two letters were received opposing the Rezoning, Darlene Mallaley and Claudette Rosengren. Neither letter was read.
  
- By-law No 17-01-2022 concerning the amendment of zoning provisions of the rural plan of Belledune
  - First and Second Readings by Title

There was no seconder to Motion M 2022/01/31-12 - therefore no vote taken

Motion M 2022/01/31-13 was not presented as the previous Motion M 2022/01-13-12 did not get finalized.

**M 2022/01/31-12 – 1<sup>st</sup> Reading - TITLE**

**Lilliane Carmichael moved that by-law No 17-01-2022 concerning the amendment of the zoning provisions of the rural plan of Belledune, the title of which only has been read, be adopted at first reading., seconded by**

**M 2022/01/31-13 - 2<sup>nd</sup> Reading - TITLE**

**that by-law No 17-01-2022 concerning the amendment of the zoning provisions of the rural plan of Belledune, the title of which only has been read, be adopted at second reading.**

There was no seconder for Motion M 2022/01/31-12.

Motion M 2022/01/31-13 was not presented as the previous motion for 1st Reading was not completed for voting.

- Public Hearing: Consideration of Objections Rezoning Legacy, Culligan Road PID # 50227966 -By-law No. 17-02-2022  
No letters were received
  
- By-law No 17-02-2022 concerning the amendment of zoning provisions of the rural plan of Belledune
  - First and Second Readings by Title

**M 2022/01/31-14 - 1<sup>st</sup> Reading -TITLE**

**Lilliane Carmichael moved that by-law No 17-02-2022 concerning the amendment of the zoning provisions of the rural plan of Belledune, the title of which only has been read, be adopted at first reading, seconded by Marilyn Guitard-McDonnell. MOTION CARRIED.**

Councillor, Carmichael read By-law by title.

**M 2022/01/31-15 – 2<sup>nd</sup> Reading -TITLE**

**Lilliane Carmichael moved that by-law No 17-02-2022 concerning the amendment of the zoning provisions of the rural plan of Belledune, the title of which only has been read, be adopted at second reading, seconded by Marilyn Guitard-McDonnell. MOTION CARRIED.**

Councillor, Carmichael read By-law by title.

- By-Law No. MBA 2022-01 -Access to Municipal Buildings During the Pandemic
  - First and Second Readings by Title

**M 2022/01/31-16**

**Cynthia Robinson moved that By-law No. MBA 2022-01 - Access to Municipal Buildings During the Pandemic be read a first and second time by title, seconded by Ron Bourque. DEFEATED.**

**Against: Lilliane Carmichael, Kristie Carrier, and Marilyn Guitard-McDonnell**

	<b>For</b>	<b>Against</b>	<b>COI</b>
Lilliane Carmichael		x	
Cynthia Robinson	x		
Kristie Carrier		x	
Marilyn Guitard-McDonnell		x	
Ron Bourque	x		
	2	3	0

Council members debated the issues of passing or not passing such a by-law. Included in their debate was; no issues here, by-law having loupe holes, not in favour of having people pushed to do something against their will, personal decision citizens make medical decisions for themselves, by-law was reviewed by legal, there were issues in this building and with employees.

Councillor, Robinson said Councillor, Carrier is in a Conflict-of-Interest and should not be voting on this By-law as a lessee in the building.

Councillor, Carrier said there is no Conflict-of-Interest, as she is not a lessee and does has not signing authority.

Mayor, Arseneault said he would step down to speak on the issue – as he supports this legislation and even a stronger supporter now. He noted that for example, people cannot go to the Power Club with showing proof of vaccine.

Councillor, Carrier that the Mayor is going against regulation – if he wants to voice his opinion – does he not have to go to the podium to do so.

Mayor, Arseneault vacated his chair, Deputy Mayor, Bourque assumed his seat and Mayor, Arseneault went to the podium to speak on this issue.

He noted that we have a large place and this building already requires this proof of vaccination for the activities in the Gymnasium and the Power Club, according to provincial mandates. What do we say to people? Yes, there is a freedom of choice to get vaccination or not, but there are also consequences to those choices – if you want to use this building – you need to show proof of vaccination. If it is for some parts of the building – is it not a double standard to not require if for the whole building. He believes this by-law is a great legislation and for the safety of the community, we should do whatever we can.



Mayor, Arseneault reassumed the chair.

Deputy Mayor, Bourque noted his support for this document and the reasons being for the protection of the community and those who work and use this building.

- Council resolution requesting a draft by-law amending the zoning provisions of the rural plan and the publication of notice under subsection 111(1) of the community planning act.  
Subject: Amendment to the zoning provisions of the rural plan for the property bearing PID 50086677 located at the 26 Quinn Road.

**M 2022/01/31-17**

**Marilyn Guitard-McDonnell moved that the following Resolution be accepted as presented, seconded by Lilliane Carmichael. MOTION CARRIED.**

**RESOLUTION**

**WHEREAS the council has received a request to modify the rural plan from Mr. Surette and that the request is intended to allow the development of multiple uses on the property within the Mixed zone MX-1;**

**WHEREAS subsection 111(1) of the said act prescribes the publication of public notices relating to the adoption of such an amendment to the by-law;**

**BE IT RESOLVED THAT:**

- a) A by-law be written to modify the rural plan;**
- b) The municipal clerk, in the name of the council, shall give public notice in accordance with the requirements of subsections 111(4) of the Community Planning Act and within the time prescribe in subsection 111(1).**
- c) Consideration of objections to the by-law will be scheduled on February 22, 2022 in the townhall chamber of Belledune, NB at 7:00PM**
- d) Objections to the proposed by-law may be submitted to the council within fourteen (14) days of the date of the public hearing by forwarding them to the office of the municipal clerk.**

**Motions and Resolutions**

- Request from Circle of Friends - Chair Lift - Carryover from December 20, 2021 Meeting  
**M 2021/12/20-225**  
**Marilyn Guitard-McDonnell moved that Belledune Council approve a budget of up to \$18,000 for the installation of a Chair Lift at #3963 Main St., west end stairwell, as a renovation to the building, seconded by Lilliane Carmichael.**

**M 2021/12/20-225B**

**Lilliane Carmichael moved that motion # M 2021/12/20-225 be tabled to next month pending CAO, Ferguson discussion with Circle of Friends, seconded by Cynthia Robinson. MOTION CARRIED.**

This item will be carried over pending CAO, Ferguson's previous discussion regarding application for funding to be submitted in March 2022

- Snow Removal - Local Streets by Local Contractors Agreements - Amendment

**M 2022/01/31-18**

**Ron Bourque moved that Resolution # M 2021/11/22-191 from the meeting of November 22, 2021 be amended to change the name from Ron MacIntosh to his company name of 500503 N.B. Ltd., seconded by Lilliane Carmichael. MOTION CARRIED.**

**RESOLUTION - Amended**

**WHEREAS council wishes to outsource snow clearing services during certain larger winter storms and before the Department of Transportation and Infrastructure gets to clear all public roadways;**

**AND WHEREAS the proposed contracts are under the thresholds of the *Procurement Act* and its regulations; and**

**AND WHEREAS council agrees that this proposed measure does not need to proceed by way of the purchasing policy 02/2012;**

**BE IT RESOLVED that council agrees to provide contracts to R. Murphy and Sons Trucking LTD., Dwayne Woodcox, 500503 N.B. Ltd. and Norman Carrier;**

**BE IT ALSO RESOLVED that each contract shall not exceed \$3,300.00 + HST (if applicable); and**

**BE IT ALSO RESOLVED that the signing officers are hereby authorized to sign the Snow Blowing Agreements prepared by legal counsel.**

- 2022 Fire Protection Service Agreement - LSD Chaleur

**M 2022/01/31-19**

**Marilyn Guitard-McDonnell moved that the 2022 Fire Protection Service Agreement for the Local Service District of Chaleur, between the Minister Local Government for the Province of New Brunswick and the Village of Belledune be accepted and endorsed as presented for the amount of \$22,380 and the Mayor and Clerk be authorized to sign all relevant documents, seconded by Lilliane Carmichael. MOTION CARRIED.**

Deputy Mayor, Bourque wish to acknowledge, at this time, the contributions on policy and procedures that Captain Dwayne Stephenson had made for the Fire Dept. and this community.

**General Correspondence**

Restigouche SPCA - December 2021

Atlantic Railway - Track Inspection Report - December 2021

Belledune Library Reports - December 2021

CRSC - Building Permit Report - December 2021

**Closed Session** Nil

**Adjournment**

**M 2022/01/31-20**

**Lilliane Carmichael moved that the meeting adjourn at 8:45 P.M., seconded by Marilyn Guitard-McDonnell. MOTION CARRIED.**

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Mayor

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Clerk/Treasurer