

Regular Meeting #13 August 17, 2021

A Regular Meeting of Council convened at 7:02 p.m. in the presence of Deputy Mayor Murphy, Councillors (with the exception of Mayor French and Councillor Davis), Chief Administrative Officer, Brian Crawley, Town Clerk, Gail Pomroy, Director of Finance, Liz Davis, Director of Engineering and Public Works, Jennifer Norris, Director of Planning and Development, Corrie Davis, Director of Economic Development, Jennifer Lake, Director of Recreation and Leisure Services, Dave Tibbo and Fire Chief John Heffernan.

1. ADOPTION OF AGENDAS AND MINUTES

a. Adoption of the Meeting Agenda for August 17, 2021

Resolution #21-287

Councillor Hillier/Councillor Tilley

Be it so resolved that the agenda of the meeting of August 17, 2021 be adopted as presented.

- carried unanimously

b. Adoption of the Meeting Minutes of July 13, 2021

Resolution #21-288

Councillor Youden/Councillor Butler

Be it so resolved that the minutes of the meeting of July 13, 2021 be adopted as presented.

- carried unanimously

2. BUSINESS ARISING FROM PREVIOUS MINUTES

Nil

3. VISITORS, PRESENTATIONS AND PETITIONS

Nil

4. NEW BUSINESS

Councillor Youden

stated that he was unable to attend the sod turning of the Conception Bay South Public Library. He stated that it is really good to see this project moving forward.

expressed condolences to the friends and family of the late Gerry Kelly.

thanked Deputy Mayor Murphy for his service.

Councillor Tilley

expressed congratulations to Musically Inclined for winning an award for the best music school for the third year in a row.

expressed condolences to friends and family of the late Gerry Kelly. He listed some of Mr. Kelly's accomplishments and contributions to our Town.

Councillor Hillier

expressed condolences to the friends and family of the late Gerry Kelly.

commented on the Conception Bay South Library. He advised that anyone interested can view plans for the library on the Town's website.

expressed congratulations to Allison Kirby on being named Coach of the Year and to Musically Inclined.

Councillor Bent

expressed congratulations to Allison Kirby.

expressed condolences to the friends and family of the late Gerry Kelly.

expressed condolences to the friends and family of the late John Lewis

brought greetings on behalf of the Town to the Try the Tickle event held by the Canadian Mental Health Association. 21 swimmers took part to raise funds and awareness.

commented on the increase in use of dirt bikes and ATVs on the trails within Town. He advised that the Town will contact the RNC to try to curb the issue. He encouraged people to not illegally use these vehicles within Town. He also encouraged drivers to use caution and maintain speed limits on municipal roads.

stated that the sidewalk installation has been completed in Ward 1. He stated that he hopes to continue to do more sidewalk work in the area.

Councillor Butler

expressed condolences to the friends and family of the late Gerry Kelly and congratulations to Musically Inclined.

stated that she had attended family fun day event.

stated that she is looking forward to attending the Senior's BBQ Outdoor Social on August 25, 2021.

Councillor Bursey

expressed condolences to the friends and family of the late Gerry Kelly.

stated that the Sunset Yoga Event took place on August 11, 2021, at Worsley Park. This yoga class was led by Sisters in Fitness. There were 26 pre-registered participants. Special thanks to Sisters in Fitness for donating their services for this event.

stated that staff are planning a family friendly, Jungle Safari Event on August 20-22, 2021. This event will take place in partnership with Manuel's River, and will consist of 'Bringing the Zoo to You'. Residents will be asked to walk the Manuel's River trail and spot as many pictures of zoo animals as they can, while taking selfies with the animals. They will be asked to send in their photos, and prize winners will be picked. This event will unfold over the duration of the weekend, and will adhere to all Public Health guidelines.

stated that on August 23, 2021, there will be a Dog Walk Event. Residents will be asked to pre-register, and take their dog for a community Dog Walk and play date. This event will start at the Conception Bay South Arena, and end at Sgt. Ned Nugent's Field Dog Park. Visit the towns website for further information on registration. Special thanks to our sponsor for this event, Andy's Pet Town.

Deputy Mayor Murphy

stated that he was happy to attend the sod turning event for the Conception Bay South Library. He noted it will be a beautiful facility.

stated that sidewalk installation has finished in Ward 4 in the area of the Kiwanis Club and Legion Road.

announced that he will not seek re-election in the upcoming municipal election. He stated that he had enjoyed his years on Council and wished all those who run the best of luck.

**5. RECOMMENDATIONS OF PLANNING AND DEVELOPMENT COMMITTEE
(Chair, Councillor Rex Hillier)**

Presentation of recommendations of meetings held on August 10, 2021

1. 15 Junco Place

**Resolution #21-289
Councillor Hillier/Councillor Butler**

Be it so resolved that the \$750.00 inspection deposit paid in respect of Application No. 2020-025 for a single dwelling at 15 Junco Place be forfeited to the Town in consideration that the dwelling was occupied prior to issuance of an occupancy permit.

- carried unanimously

2. 7-17 Aprils Lane / 135-137 Seal Cove Road

**Resolution #21-290
Councillor Hillier/Councillor Bent**

Be it so resolved that, subject to payment of processing fees and deposits, the Town undertake initial public and stakeholder consultation for proposed amendments to the Municipal Plan and Development Regulations that would have the effect of re-zoning property at 7-17 Aprils Lane and 135-137 Seal Cove Road to Residential Medium Density to accommodate development of a residential subdivision at the noted property.

- carried unanimously

3. 16A Reubens Lane

**Resolution #21-291
Councillor Hillier/Councillor Bursey**

Be it so resolved that, in accordance with section 5.16 of the Town's Development Regulations, Application No. 2021-217 received on July 22, 2021 for development of four residential lots at 16a Reubens Lane be refused as the property does not front onto a public road constructed to town standards.

- carried unanimously

4. 25 Dannic Place

Recommendation:

Be it so resolved that, in accordance with section 15 of the Town's Fence Regulations, Application No. 21-F-107 for a front yard fence at 25 Dannic Place be refused as there is no established form of front yard fences in the general area.

- DEFERRED

5. Planning and Development Committee Meeting Report

Resolution #21-292
Councillor Hillier/Councillor Bent

Be it so resolved that the decisions and recommendations made at the Planning and Development Committee meeting on August 10, 2021, be accepted as presented.

- carried unanimously

**6. RECOMMENDATIONS OF ENGINEERING AND PUBLIC WORKS COMMITTEE
(Chair, Councillor Gerard Tilley)**

Presentation of recommendations of meeting held on August 10, 2021

1. Approval to Award Community Park Phase 2

Resolution #21-293
Councillor Tilley/Councillor Bursey

Be it so resolved that approval be given to award Community Park Phase 2 to Eastern Contracting Limited for the bid price of \$2,789,773.50 including HST. Funds to be taken from the capital project account.

- carried unanimously

2. Approval to enter into agreement and Tender Phase 47 Surface Course

Resolution #21-294
Councillor Tilley/Councillor Youden

Be it so resolved that approval be given to enter in a Prime Consultant Agreement with MAE Design Limited for the approximate cost of \$28,606.66 plus HST. Funds to be taken from the capital project account.

AND FURTHER:

Be it so resolved that approval be given to proceed to public tender for Phase 47 Surface Course project.

- carried unanimously

3. Approval to Tender – Minerals Road Upgrade

Resolution #21-295
Councillor Tilley/Councillor Butler

Be it so resolved that approval is given to tender the Minerals Road Upgrade project.

- carried unanimously

4. Ratification of PO #2021-0496

Resolution #21-296
Councillor Tilley/Councillor Hillier

Be it so resolved, that approval be given to Sansom Equipment Limited to ratify PO #2021-0496 in the amount of \$10,566.87, plus HST. Funds to be taken from account 01-401-6216-7405.

- carried unanimously

5. Approval to Dispose of One (1) 2007 CAT Backhoe – Unit 250

Resolution #21-297
Councillor Tilley/Councillor Butler

Be it so resolved approval be given to dispose of the 2007 CAT Backhoe, Unit 250.

- carried unanimously

6. Engineering and Public Works Committee Meeting

Resolution #21-298
Councillor Tilley/Councillor Bent

Be it so resolved that the recommendations/decisions made at the Engineering and Public Works Committee Meeting of August 10, 2021, be accepted as presented.

- carried unanimously

7. RECOMMENDATIONS OF RECREATION AND LEISURE SERVICES COMMITTEE (Chair, Councillor Junior Bursey)

Presentation of recommendations of meeting held on August 10, 2021

1. Approval for Limited Call for Bids – Purchase and Delivery of one (1) 2021 or Newer Tractor Pulled Ice Resurfacer

Resolution #21-299
Councillor Bursey/Councillor Hillier

Be it so resolved that approval be given to award Limited Call for Bids for the purchase and delivery of one (1) 2021 or newer tractor pulled ice resurfacer to Saunders Equipment Ltd. at a cost of \$14,500.00 plus HST. Monies are available for this expense in the Department's operating budget.

- carried unanimously

2. Recreation and Leisure Services Committee

Resolution #21-300
Councillor Bursey/Councillor Bent

Be it so resolved that the recommendations/decisions made at the Recreation and Leisure Services Meeting of August 10, 2021 be accepted as presented.

- carried unanimously

8. RECOMMENDATIONS OF FINANCIAL AND ADMINISTRATIVE SERVICES COMMITTEE (Chair, Deputy Mayor Richard Murphy)

Transferred from Committee of the Whole #13

1. 2020 Audited Financial Statements

Resolution #21-301
Councillor Bent/Councillor Butler

Be it so resolved that the Town accept and present the Audit Report as completed by Grant Thornton, Chartered Accountants. This document is hereby tabled for public review and a copy shall be forwarded to the Minister of the Department of Municipal and Provincial Affairs indicating the completion of our audited statement for the fiscal year 2020.

- carried unanimously

Presentation of recommendations of meeting held on August 10, 2021

1. Accounts Payable Cheque Register

Resolution #21-302
Councillor Bent/Councillor Bursey

Be it so resolved that approval be given to pay Accounts Payable Cheques totaling \$1,021,892.20.

- carried unanimously

2. Ratification of Manual Cheques Previously Released

Resolution #21-303
Councillor Bent/Councillor Bursey

Be it so resolved that approval be given to ratify the payment of manual cheques previously released totaling \$458,999.66.

- carried unanimously

3. Ratification of Direct Payments Previously Released

Resolution #21-304
Councillor Bent/Councillor Tilley

Be it so resolved that approval be given to ratify direct payments previously released totaling \$440,630.16.

- carried unanimously

4. Capital Invoices

Resolution #21-305
Councillor Bent/Councillor Tilley

Be it so resolved that approval be given to pay capital invoices totaling \$2,388,237.19 as follows:

Project	Vendor	Invoice Number	Amount
Library	SNC Lavalin	1556650	\$14,670.84
Library	Eastlink	364506	\$9,848.60
Community Park	Tessier	32857-7315	\$99,545.17
Community Park	Tessier	32856-7314	\$51,323.22
Community Park	Tessier	32855-7313	\$68,346.92
Community Park	Mills & Wright	20-49-CBS-06	\$12,408.50
WWTP	SNC Lavalin	1556774	\$483.22
WWTP – Air Vent	Cahill	Claim 5	\$14,897.20
Barachois Repair 2021	AFN	2551	\$30,889.00

Barachois Repair 2021	RJG	LPD21-009-PC06	\$121,972.31
Barachois Repair 2021	RJG	LPD21-009-ROH	\$197,009.38
Lawrence Pond Road Phase 2	Eric Taylor Ltd.	Claim 5	\$90,963.83
CBS Energy Review	Core Engineering	21-092	\$6,785.00
Rec & Cultural Master Plan	Tract Consulting	CBS-20146-05	\$22,505.50
Anchorage Road Upgrade	SNC Lavalin	1559982	\$8,990.99
2021 Sidewalks	Construction Signs	43961	\$6,727.50
Pedestrian Crossing – Eason’s Road	Harbourside Consulting	2142	\$3,441.38
Billy Brook Storm Water Study	SNC Lavalin	1556777	\$1,053.40
2021 Street Rehabilitation	Modern Paving Ltd	Progress Claim #1	\$366,666.35
Anchorage Road Upgrade & 2021 Sidewalks	Farrell's Excavating Limited	Progress Claim #1	\$156,319.61
2020 Street Upgrading	Farrell's Excavating Limited	Progress Claim #6	\$504,650.98
2020 Street Upgrading	Farrell's Excavating Limited	Progress Claim #7	\$598,738.29
Total Capital Invoices:			\$2,388,237.19

- 6 yeas
- 1 abstention (Murphy)
- motion carried

Deputy Mayor Murphy declared a conflict of interest as a family business is listed. He vacated the meeting at 7:39 p.m. and returned at 7:42 p.m. Councillor Youden took the Chair.

5. Tax and Other Receivables Adjustments

Resolution #21-306
Councillor Bent/Councillor Bursey

Be it so resolved that approval be given to adjust tax and other receivables accounts as follows:

L.C.E.001	\$915.51
BAREC002	\$187.55
MACMI001	\$3,373.95
NEWFO026	\$4,184.20
1603-0-0020-000	\$6,767.09
1603-0-0040-000	\$3,501.80
1603-0-0060-000	\$3,627.58
1603-0-0080-000	\$3,530.35

- carried unanimously

6. Library – Approval to Proceed to Construction

Resolution #21-307
Councillor Bent/Councillor Bursey

Be it so resolved that approval be given to the construction manager, rcs Construction, to proceed with library construction as total project cost is within the approved funding of \$4,000,000.

- carried unanimously

7. Financial and Administrative Services Committee Report

Resolution #21-308
Councillor Bent/Councillor Butler

Be it so resolved that the recommendations/decisions made at the Financial and Administrative Services Committee Meeting of August 10, 2021 be accepted as presented.

- carried unanimously

**9. RECOMMENDATIONS OF ECONOMIC DEVELOPMENT AND TOURISM
(Chair, Councillor Cheryl Davis)**

Presentation of recommendations of meeting held on August 5, 2021

1. Northeast Avalon Wayfinding Signage Project – Phase II

**Resolution #21-309
Councillor Butler/Councillor Tilley**

Be it so resolved that approval be given to ratify the Contribution Agreement with the Provincial Department of Industry, Energy and Technology for the Regional Wayfinding Signage Project for funding of \$18,250, which constitutes approximately 25% of project costs.

- 6 yeas
- 1 abstention
(Youden)
- motion carried

Councillor Youden declared a conflict of interest with this item as it involves his employer. He vacated the meeting at 7:46 p.m. and returned at 7:51 p.m.

2. Community Garden – Neighbourhood Garden Ocean Glen

**Resolution #21-310
Councillor Butler/Councillor Bursey**

Be it so resolved that approval be given for the establishment of a Neighbourhood Community Garden in the Ocean Glen Subdivision as a pilot project per the Memorandum of Understanding.

- carried unanimously

3. Economic Development and Tourism Committee Meeting Report

Resolution #21-311
Councillor Butler/Councillor Bursey

Be it so resolved that the recommendations/decisions made at the Economic Development and Tourism Committee meeting of August 5, 2021 be accepted as presented.

- carried unanimously

10. OTHER COMMITTEE REPORTS

Nil

11. ADJOURNMENT

The meeting adjourned at 7:55 p.m.

Resolution #21-312
Councillor Hillier/Councillor Butler

Be it so resolved that the meeting adjourn.

- carried unanimously

Richard Murphy
Deputy Mayor

Kirk Youden
Councillor

Gail Pomroy
Town Clerk