

Regular Council Meeting Minutes

Meeting #: 14
Date: September 20, 2022
Time: 7:19 p.m. - 8:24 p.m.
Location: Council Chambers

Members Present

- Mayor Bent**
- Deputy Mayor Gosse**
- Councillor Tilley**
- Councillor Moores**
- Councillor Connors**
- Councillor Butler**
- Councillor Hillier**
- Councillor Hardy**
- Councillor Barrett**

Staff Present

- Gail Pomroy, Town Clerk**
- Brian Crawley, Chief Administrative Officer**
- Jennifer Norris, Director of Engineering and Public Works**
- John Heffernan, Fire Chief**
- Jennifer Lake, Director of Economic Development and Tourism**
- Maggie Hynes, Communications Manager**
- Mike Downey**

1. Land Acknowledgement

The Town of Conception Bay South would like to respectfully acknowledge the territory in which we gather, as the ancestral home-lands of the Beothuk and the island of Newfoundland as the ancestral homelands of the Mi'kmaq and Beothuk.

We also respectfully acknowledge Labrador as the traditional and ancestral homelands of the Innu of Nitassinan, the Inuit of Nunatsiavut, and the Inuit of NunatuKavut.

We strive for respectful partnerships with all the peoples of this province as we search for collective healing and true reconciliation and honour this beautiful land together.

2. ADOPTION OF AGENDAS AND MINUTES

2.a Adoption of the Meeting Agenda for September 20, 2022

Resolution #22-322

Moved By Councillor Butler

Seconded By Councillor Hardy

Be it so resolved that the agenda of the meeting of September 20, 2022 be adopted as presented.

Motion Carried

2.b Adoption of the Meeting Minutes of September 6, 2022

Resolution #22-323

Moved By Councillor Connors

Seconded By Councillor Hillier

Be it so resolved that the minutes of the meeting of September 6, 2022 be adopted as presented.

Motion Carried

3. BUSINESS ARISING FROM PREVIOUS MINUTES

Nil

4. VISITORS, PRESENTATIONS AND PETITIONS

4.a Proclamation - Fetal Alcohol Spectrum Disorder (FASD)

Mayor Bent proclaimed September 2022 as Fetal Alcohol Spectrum Disorder (FASD) Awareness Month in the Town of Conception Bay South.

5. NEW BUSINESS

Councillor Barrett commented on the Public Service Award given to the RNC detachment in Conception Bay South.

Councillor Hardy advised residents to be careful as the sensor at the traffic lights at Legion Road are not working properly. She advised Town staff have been in contact with the Department of Transportation. She congratulated Patrick Morgan who was honoured with a Life Saving Award. She stated that Tim Hortons are currently selling Smile Cookies to fundraise for the Field of Dreams.

Councillor Moores commented on the upcoming Chef for Trails at Manuels River and stated that there are still tickets available.

Councillor Connors thanked the community on behalf of Angie and Steve Porter and all their family for the support shown to them following the tragic death of their son.

Councillor Butler stated that the Town has produced four Heritage booklets which have been available for sale at the Town Hall over the past couple of years. You can purchase a set of four for \$12 or for \$4 each. She stated that more information may be found on the Town's website. Councillor Butler also stated that Small Business Week is October 16 - 22, 2022. The Town will host its annual Bright Business Achievement Awards on Wednesday, October 19, 2022. The nomination period has been extended until 2:00 p.m. on Thursday, September 29, 2022. Nominations will be accepted through the Town's website, dropped off at the Town Hall or via email. More information may be found on the Town's website.

Councillor Hillier expressed congratulations to Sport NL and those who received awards.

Councillor Tilley congratulated all involved with the CBS Raiders Baseball tournament held last weekend.

Deputy Mayor Gosse stated that she and Councillors Barrett and Butler attended the New Canadians Welcome at Topsail Beach. She also commented on the sale of Smile Cookies as a fundraiser for the Field of Dreams on Dunns Hill Road.

Mayor Bent commented on the construction ongoing on Neils Line. He stated that he hopes the work will be completed quickly. He stated that he had laid a wreath in a ceremony to honour Queen Elizabeth II yesterday and thanked the Royal Canadian Legion for organizing the event. He stated he had attended the most recent UMC Committee meeting held in Grand Falls-Windsor. Items

discussed included the N.E.A.R. plan, wastewater regulations as well as the shortage of doctors in the province.

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

6.a Lot 7, Graham Mifflin Drive

Resolution #22-324

Moved By Councillor Hillier

Seconded By Councillor Butler

Be it so resolved that, in accordance with section 9.3 of the Town's Development Regulations, parking relief is granted so that the proposed development of an office building at Lot 7, Graham Mifflin Drive is approved with 38 off street parking spaces.

Motion Carried

6.b 53 Legion Road

Resolution #22-325

Moved By Councillor Hillier

Seconded By Councillor Barrett

Be it so resolved, that in accordance with Section 15 of the Town's Fence Regulations, Application 2125 received on August 22, 2022 for a front yard fence on the property of 53 Legion Road be approved.

Motion Carried

6.c 77 Middle Bight Road

Resolution #22-326

Moved By Councillor Hillier

Seconded By Councillor Hardy

Be it so resolved, that in accordance with Council's discretionary authority of section 16 of the Town's Fence Regulations, Application No. 2114 received August 17, 2022 for a rear yard fence at 77 Middle Bight Road be approved on condition that the fence be a maximum of 2.4m high.

Motion Carried

6.d 583-585 Conception Bay Highway

Councillor Tilley declared a conflict on this item as he resides in the vicinity of this property. He vacated the meeting at 7:41 p.m. and returned at 7:43 p.m.

Resolution #22-327

Moved By Councillor Hillier

Seconded By Councillor Moores

Be it so resolved that, in accordance with section 4.15 of the Town's Development Regulations, the Terms of Reference for a Land Use Impact Assessment for proposed development of a residential subdivision at 583-585 Conception Bay Highway and Butlers Road South be approved as presented with the additional requirement that direct access to Conception Bay Highway and determination of traffic impacts related to that approach also be assessed.

Motion Carried

6.e 1621-1627 CBH

Resolution #22-328

Moved By Councillor Hillier

Seconded By Deputy Mayor Gosse

Be it so resolved, that under the authority of Section 16 of the *Urban and Rural Planning Act, 2000*, Conception Bay South Municipal Plan Amendment No. 25, 2022 and Development Regulations Amendment No. 43, 2022, be adopted.

AND FURTHER:

Be it so resolved that, under authority of Section 19 of the *Urban and Rural Planning Act, 2000*, Mr. Stephen B. Jewczyk be appointed as commissioner to hold a public hearing and complete a report respecting Municipal Plan Municipal Plan Amendment No. 25, 2022 and Development Regulations Amendment No. 43, 2022.

AND FURTHER:

Be it so resolved that, in accordance with a directive from the Department of Municipal and Provincial Affairs, a paper based Public Hearing regarding Conception Bay South Municipal Plan Amendment No. 25, 2022 and Development Regulations Amendment No. 43, 2022 be held with a supplementary public hearing at 7:00pm on November 2, 2022 through the Zoom online meeting platform.

Motion Carried

6.f 12-16 Rideouts Road / Braeside Lane

Resolution #22-329

Moved By Councillor Hillier

Seconded By Councillor Barrett

Be it so resolved that, subject to payment of the appropriate fee and deposit, and in accordance with section 14 of the *Urban and Rural Planning Act, 2000*, the Town undertake initial public and stakeholder consultation with respect to proposed re-zoning of property at 12-16 Rideouts Road / Braeside Lane from Residential Medium Density to Residential Multiple Unit.

Motion Carried

6.g 22 - 24 Cherry Lane

Councillor Tilley declared a conflict on this item as family members recently signed a petition. He vacated the meeting at 7:48 p.m.

Resolution #22-330

Moved By Councillor Hillier

Seconded By Councillor Hardy

Be it so resolved that, in consideration of feedback from the public and that the proposal could lead to development that is inconsistent with the character of the neighbourhood, the request for re-zoning of 22-24 Cherry Lane from Residential Low Density to Residential Medium Density, is refused.

Motion Carried

6.h Committee Report

Councillor Tilley declared a conflict on this item. He has family to reside on Marsh Road and Cherry Lane. He had previously vacated the meeting at 7:48 p.m. and returned at 8:00 p.m.

Councillor Connors declared a conflict on this item as he resides near the property on Marsh Road. He vacated the meeting at 7:59 p.m. and returned at 8:00 p.m.

Resolution #22-331

Moved By Councillor Hillier

Seconded By Councillor Butler

Be it so resolved that the decisions and recommendations made at the Planning and Development Committee meeting on September 12, 2022 be accepted as presented.

- 22-26B Marsh Road
- 40 Redwood Place
- 14 Britanolia Place
- 22-24 Cherry Lane
- Fence Regulations
- 64 Flats Road

- 2676 Topsail Road
- Minerals Road
- Notices Published
- 163-177 Conception Bay Highway
- Boundary Proposals
- Department Update

Motion Carried

7. RECOMMENDATIONS OF ENGINEERING AND PUBLIC WORKS COMMITTEE (Chair, Councillor Tilley)

7.a Ratification of PO#2022-0101 - Unit 245

Resolution #22-332

Moved By Councillor Tilley

Seconded By Councillor Hillier

Be it so resolved that approval be given to ratify PO#2022-0101 in the amount of \$57,816.51, plus HST to SMS Equipment for repairs to Unit 245 - Komatsu Loader. Funds to be taken from the budgeted account.

Motion Carried

7.b New Depot Preliminary Site Work

Resolution #22-333

Moved By Councillor Tilley

Seconded By Councillor Moores

Be it so resolved that approval is given to engage Progressive Engineering Consultants to complete a preliminary site investigation and plan for potential public works depot site at an approximate cost of \$15,000 including HST. Funds available in the budgeted account.

Motion Carried

7.c Ratification of PO#2022-0777 - Chaytors Road Lift Station Maintenance

Resolution #22-334

Moved By Councillor Tilley

Seconded By Councillor Moores

Be it so resolved that approval is given to ratify PO#2022-0777 in the amount of \$22,626.00 plus HST to Xylem for Chaytors Road lift station pump repairs. Funds are available in the budgeted account.

Motion Carried

7.d Engineering and Public Works Committee Meeting

Councillor Tilley declared a conflict on this item as he has a relative near 764 - 766 Conception Bay Highway. He vacated the meeting at 8:08 p.m. and returned at 8:09 p.m.

Resolution #22-335

Moved By Councillor Hardy

Seconded By Councillor Butler

Be it so resolved that the recommendations and decisions being made at the Committee meeting of September 13, 2022 meeting be accepted as presented;

- SOA 22-05 Rental of Combination Vacuum/Water Jet Truck
- Tender 20-13 Snow Clearing Services - Extension
- Capital Project Update
- Water Statistics Update
- Department Update (post storm update)
- 2023 Sidewalk Program
- 2023 Budget Preparation
- 764-766 CBH Storm Water Concerns

Motion Carried

8. RECOMMENDATIONS OF RECREATION AND LEISURE SERVICES COMMITTEE (Chair, Councillor Moores)

8.a Recreation and Leisure Services Committee Report

Resolution #22-336

Moved By Councillor Connors

Seconded By Councillor Hardy

Be it so resolved that the recommendations and decisions of the Recreation and Leisure Services Committee meeting of September 13, 2022 be accepted as presented.

- Facility User Group - Insurance Policy
- 50th Anniversary Celebration
- Budget 2023
- Age Friendly Assessment Report
- Important Dates

Motion Carried

9. RECOMMENDATIONS OF FINANCIAL AND ADMINISTRATIVE SERVICES COMMITTEE (Chair, Deputy Mayor Gosse)

9.a Accounts Payable Cheques

Resolution #22-337

Moved By Deputy Mayor Gosse

Seconded By Councillor Hardy

Be it so resolved that approval be given to pay accounts payable cheques totaling \$236,879.39 as per the attached listing.

Motion Carried

9.b Manual Cheques

Resolution #22-338

Moved By Deputy Mayor Gosse

Seconded By Councillor Moores

Be it so resolved that approval be given to ratify the payment of manual cheques totaling \$344,286.53.

Motion Carried

9.c Direct Payments

Resolution #22-339

Moved By Deputy Mayor Gosse

Seconded By Councillor Butler

Be it so resolved that approval be given to ratify direct payment totaling \$334,256.77.

Motion Carried

9.d Capital Invoice Approval

Resolution #22-340

Moved By Deputy Mayor Gosse

Seconded By Councillor Moores

Be it so resolved that approval be given to pay capital invoices totaling \$550,512.92 as per the attached report.

Motion Carried

9.e Tax and Other Receivables Adjustments

Resolution #22-341

Moved By Deputy Mayor Gosse

Seconded By Councillor Hillier

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

- HEAVE001 \$1,284.93

- STAIR003 \$468.84

Motion Carried

9.f 2022 - 2023 ICIP Approval Street Paving and Upgrading

Resolution #22-342

Moved By Deputy Mayor Gosse

Seconded By Councillor Hillier

Be it so resolved that we, the Ultimate Recipient, The Town of Conception Bay South, accept cost-shared funding as outlined in the Department of Transportation and Infrastructure project approval letter dated August 26, 2022. Project #17-RNC-23 00001, Street Upgrading and Paving, has a total project value of \$2,190,750. The Town will enter into a funding agreement with the Department of Transportation and Infrastructure, and provide the Ultimate Recipient share value of \$662,150.

Motion Carried

9.g Department Report

Resolution #22-343

Moved By Deputy Mayor Gosse

Seconded By Councillor Barrett

Be it so resolved that the decisions/recommendation of the Administrative Services Committee meeting held on September 12, 2022 and the Financial Services meeting held on September 13, 2022 be accepted as presented.

The following items were discussed:

- Capital Project Update
- Capital Change Orders
- Budget 2023
- Breakwater Repair
- Enforcement and Humane Services Statistics
- Fire Department Statistics

- Block Party
- Council Communications
- Departmental Reports

Motion Carried

**10. RECOMMENDATIONS OF ECONOMIC DEVELOPMENT AND TOURISM
(Chair, Councillor Butler)**

10.a Economic Development and Tourism Committee Report

Resolution #22-344

Moved By Councillor Butler

Seconded By Councillor Moores

Be it so resolved that the recommendations/decisions made at the Economic Development and Tourism Committee meeting of September 13, 2022 be accepted as presented:

- Gateway Marketing
- Downtown CBS Funding and Breakfast
- Conception Bay Area Chamber Events and AGM
- Savour CBS
- T'Railway Signage
- Departmental Report

Motion Carried

11. OTHER COMMITTEE REPORTS

Councillor Butler advised that the Seniors' Advisory Committee resumed meetings on September 13, 2022.

Councillor Moores updated the Committee on the most recent meeting of Downtown CBS.

Councillor Hardy updated on the most recent meeting of Visions Employment,

Councillor Barrett updated on the Youth Caucus Committee.

12. ADJOURNMENT

The meeting adjourned at 8:24 p.m.

Resolution #22-345

Moved By Councillor Tilley

Seconded By Councillor Moores

Be it so resolved that the meeting adjourn.

Motion Carried

Darrin Bent, Mayor

Gail Pomroy, Town Clerk