

Regular Meeting #12 August 13, 2019

A Regular Meeting of Council convened in the Council Chambers at 7:00 p.m. in the presence of Deputy Mayor Murphy, Councillors (with the exception of Mayor French and Councillor Hillier), Chief Administrative Officer, Brian Crawley, Town Clerk, Gail Pomroy, Director of Finance, Liz Davis, Director of Planning and Development, Corrie Davis, Director of Recreation and Leisure Services, Dave Tibbo, Director of Economic Development, Jennifer Lake, Fire Chief John Heffernan, and Director of Engineering and Public Works, Jennifer Norris.

1. ADOPTION OF AGENDAS AND MINUTES

a. Adoption of the Meeting Agenda for August 13, 2019

Resolution #19-257

Councillor Tilley/Councillor Butler

Be it so resolved that the agenda of the meeting of August 13, 2019 be adopted as presented.

- carried unanimously

b. Adoption of the Meeting Minutes of July 16, 2019

Resolution #19-258

Councillor Bursey/Councillor Bent

Be it so resolved that the minutes of the meeting of July 16, 2019 be adopted as presented.

- carried unanimously

2. BUSINESS ARISING FROM PREVIOUS MINUTES

Nil

3. VISITORS, PRESENTATIONS AND PETITIONS

- a. Councillor Davis acknowledged former Mayor Woodrow French for his work on the Passenger Bill of Rights. She read the following statement:

Today we have invited into our Chamber a former Mayor of the Town of Conception Bay South, Mr. Woodrow French. Welcome back to the Chamber Mr. French.

This acknowledgement started around 2006 when Woodrow was the Mayor of Conception Bay South. From the online research that I have done, I understand that Woodrow had received a call from a lady one morning telling him about her daughter's flight that was terminated in Halifax instead of St. John's. She was basically left on her own.

Even though such a matter is beyond the scope of responsibility for municipal council, it became apparent that Mayor French was not going to stand idly by.

Around this time Mayor French had recently joined the Board of Directors for the Federation of Canadian Municipalities. Here he started to advocate for better service from the airlines and for consumer protection.

Since then, like most of us, he has experienced or heard of many similar stories. Stories of oversold flights, cancelled flights, lack of compensation for cancelled travel plans, etc..

Woodrow French became an advocate for change. He was a regular caller on radio shows and did many interviews. He worked tirelessly for the air travellers of this Town, Province and Country. He was relentless. He was determined. It paid off for all of us.

Earlier this year the Canadian Parliament passed the "Passenger Bill of Rights". This bill was to be implemented in two phases. July 15th of this year saw the first phase and December of this year will see the second phase.

Woodrow has been quoted as saying "this Bill is not perfect, but it's a good start".

Today our present Mayor and Council want to acknowledge the hard work and dedication of Woodrow French on making

this happen. Because of his lobbying and persistence, air travellers should have a better experience.

Thank you Woodrow French.

Mr. Woodrow French thanked Council members for the acknowledgment and spoke on his efforts for the Passenger Bill of Rights.

b. Email Correspondence re Fence at 26 Daniels Road

Councillor Youden tabled email correspondence dated August 8, 2019 from a resident pertaining to a fence located at 26 Daniels Road. The email will be forwarded to the Planning and Development Committee for review and consideration.

4. NEW BUSINESS

Councillor Youden

congratulated resident Darcy Scott for being honoured as the 2019 Equinor MusicNL NewFound Talent Contest.

stated that he had attended the annual Wounded Warriors Golf Tournament. This event raises funds for this worthwhile organization.

congratulated Woodrow French and thanked him for his service to the Town of Conception Bay South.

Councillor Bent

expressed condolences to the friends and family of the recent passing of Sidney Cox. Mr. Cox spent many years coaching sports in Conception Bay South.

expressed congratulations to Lauren Rowe who was recognized as the NL Soccer Association's Junior Female Player of the Month for two months in a row.

expressed congratulations to Atlantic Rock on winning the U19 Canadian Rugby Championship. Local residents include Ryan Goodyear and Alex Wiscombe.

expressed congratulations to the publishers, Sharon and Bob Sharpe, of a new local magazine, Conception Bay Living.

commented on traffic safety. He stated that there is ongoing roadwork throughout the Town creating detours in residential areas. He requested drivers using the detours to be mindful of their speeds and of the residents in the area.

stated that he would like to see more funds spent on traffic calming tools such as temporary speed bumps.

Councillor Butler

expressed appreciation to former Mayor French.

Councillor Davis

stated that the Recreation and Leisure Services Department recently hosted Family Funday at the Still playground in Seal Cove. Councillor Bursey and I were in attendance. There was a great crowd of approximately 500 people who enjoyed a bbq, bouncy castle, and local magician Ken Parsons. The Town was pleased to see so many people having fun at this event

and will be looking into completing various small improvements to this park in the fall.

Reminded residents that the Recreation Complex will close for its annual maintenance commencing Sunday, August 18 and reopening on Tuesday, September 3, 2019.

Deputy Mayor Murphy

congratulated Manuels River on receiving funding for further trail development.

stated that the Pinty's Grand Slam Curling Community Fest held on July 27th was a great event.

stated that he had participated in the Wounded Warriors Golf Tournament.

noted that according to the Northeast Avalon Times, the Town of Torbay will be live streaming their Council meetings soon.

5. RECOMMENDATIONS OF PLANNING AND DEVELOPMENT COMMITTEE

(Chair, Councillor Rex Hillier)

Presentation of recommendations of meeting held on July 30, 2019

- 1. Public Hearing - Municipal Plan Amendment No 17, 2018 and Development Regulations Amendment No. 29, 2018
1631-1643 CBH, Seal Cove (Ward 4)**

Resolution #19-259
Councillor Tilley/Councillor Youden

Be it so resolved that Council Resolution No. 19-224 be amended so that the Public Hearing regarding Conception Bay South Municipal Plan Amendment No. 17, 2018 and Development Regulations Amendment No. 29, 2018 be held at 7:00pm on August 28, 2019 in the Gerald M. Greenslade Gallery at the Conception Bay South Town Hall, 11 Remembrance Square, Long Pond.

AND FURTHER:

Be it further resolved that, should the Town receive no written submissions up to two days before the public hearing scheduled in relation to Conception Bay South Municipal Plan Amendment No. 17, 2018 and Development Regulations Amendment No. 29, 2018, the Public hearing will be cancelled.

- carried unanimously

**2. Proposed Residential Development
23 Cross Meadow, Long Pond (Ward 2)**

**Resolution #19-260
Councillor Tilley/Councillor Butler**

Be it so resolved that application No. 19-107 received on July 12, 2019 seeking approval of development at 23 Cross Meadow, Long Pond be refused as the property does not meet the minimum frontage requirement for development serviced by private onsite well and septic systems in the Residential Low Density zone and that Section 5.15 of the Conception Bay South Development Regulations does not apply as the Town has no records that the property was approved as a building lot prior to the implementation of the Town's Development Regulations.

- carried unanimously

**3. Proposed Single Dwelling
22-30 Delta Place, Chamberlains (Ward 1)**

**Resolution #19-261
Councillor Tilley/Councillor Bursey**

Be it so resolved that Application 19-095 seeking approval of a residential dwelling at 22-30 Delta Place, Chamberlains be refused as Single Dwellings are not listed as a permitted use within the Conception Bay South "Rural" land use zone, and the property does not front onto a public road, which is contrary to Section 5.16 of the Conception Bay South Development Regulations.

- carried unanimously

4. Sale of Town Land - St. Peters Road, Upper Gullies (Ward 4)

Resolution #19-262
Councillor Tilley/Councillor Bursey

Be it so resolved that the Town of Conception Bay South sell, or otherwise convey its ownership interests, in the former Road Right of Way for St. Peters Road, Upper Gullies from its intersection with Conception Bay Highway and southward for a distance of approximately 230m, a total of 1,369.8m², as depicted in the legal survey and property description dated April 3, 2018 for \$2,000.00 plus costs incurred by the Town to facilitate the sale.

- carried unanimously

5. Planning and Development Committee Meeting Report

Resolution #19-263
Councillor Tilley/Councillor Bursey

Be it so resolved that the recommendations/decisions made at the Planning and Development Committee Meeting of July 30, 2019, be accepted as presented.

- carried unanimously

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

Transferred from Committee of the Whole #14

1. Tender Call - Storage Facility

Resolution #19-264
Councillor Tilley/Councillor Youden

Be it so resolved that approval be given to call tender for a storage facility.

- carried unanimously

2. Tender Call - Community Park Phase 1

Resolution #19-265
Councillor Tilley/Councillor Youden

Be it so resolved that approval be given to call tender for Community Park Phase 1 project.

- carried unanimously

3. 2020-2021 Municipal Infrastructure Application

Resolution #19-266
Councillor Tilley/Councillor Youden

Be it so resolved that approval be given to apply for funding in the amount of \$23,500,000 under the 2020/2021 Municipal Infrastructure Program for the following projects:

Project Description	Estimated Cost	Federal	Provincial	Municipal
Street Upgrading	\$4,500,000	\$1,500,000	\$1,500,000	\$1,500,000
Water and Sewer	\$6,000,000	\$2,400,000	\$1,800,000	\$1,800,000
Community Park	\$3,000,000	\$1,000,000	\$1,000,000	\$1,000,000
Community Centre	\$10,000,000	\$3,333,333	\$3,333,333	\$3,333,333
Total	\$23,500,000	\$8,233,333	\$7,633,333	\$7,633,333

- carried unanimously

Presentation of recommendations of meeting held on August 6, 2019

4. 2019 Capital Fleet - Update

Resolution #19-267
Councillor Tilley/Councillor Bursey

Be it so resolved that approval be given to tender for two 2019 or newer $\frac{3}{4}$ tonne 4x4 regular cab trucks.

- carried unanimously

5. Tilleys Road Stormwater Upgrade Phase 3 – Approval to Tender

Resolution #19-268
Councillor Tilley/Councillor Youden

Be it so resolved approval be given to tender for Tilleys Road South Stormwater Upgrade Phase 3.

- carried unanimously

6. Engineering and Public Works Committee Meeting

Resolution #19-269
Councillor Tilley/Councillor Bent

Be it so resolved that the recommendations/decisions made at the Engineering and Public Works Committee Meeting of August 6, 2019, be accepted as presented.

- carried unanimously

7. RECOMMENDATIONS OF RECREATION AND LEISURE SERVICES COMMITTEE (Chair, Councillor Cheryl Davis)

Transferred from Committee of the Whole Meeting #14

1. Tender 19 –10 Supply and Installation of Inclusive Playground

Resolution #19-270
Councillor Davis/Councillor Bursey

Be it so resolved that approval be given to award Tender 19-10 for the Supply and Installation of an Inclusive Playground for the Johnson Property to Tessier Recreo-Parc for a total price of \$317,925 plus HST. Funds are available in the Johnson Property Community Park Account # 01-605-1022-4180.

- carried unanimously

2. Investing in Canada Infrastructure Program – Recreation and Community Development – Project 17-CCR-20-00013

Resolution #19-271
Councillor Davis/Councillor Butler

Be it so resolved that the Town of Conception Bay South approve funding from Investing in Canada Infrastructure Program for Recreation and Community Development Project 17-CCR-20-00013 in the amount of \$1,700,000 as per the terms and conditions of the Agreement.

- carried unanimously

Presentation of recommendations of meeting held on August 6, 2019

1. Recreation and Leisure Services Committee

Resolution #19-272
Councillor Davis/Councillor Bent

Be it so resolved that the recommendations/decisions made at the Recreation and Leisure Services Meeting of August 6, 2019 be accepted as presented.

- carried unanimously

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

No meeting held.

Transferred from Committee of the Whole Meeting #14

1. Accounts Payable Cheque Register

Resolution #19-273
Deputy Mayor Murphy/Councillor Bent

Be it so resolved that approval be given to pay cheques totaling \$182,137.18 as per the Accounts Payable Cheque Register Report.

- carried unanimously

2. Ratification of Manual Cheques Previously Released

Resolution #19-274
Deputy Mayor Murphy/Councillor Davis

Be it so resolved that approval be given to ratify the payment of manual cheques previously released totaling \$1,569,861.24.

- carried unanimously

3. Capital Invoices

Resolution #19-275
Deputy Mayor Murphy/Councillor Burse

Be it so resolved that approval be given to pay capital invoices totaling \$1,374,290.92 as listed below:

Project	Vendor	Details	Amount
2018 Streets	Farrells	Progress Claim #4	\$694,623.11
2018 Streets	VOCM	Invoice #331125-1	\$489.04
2018 Streets	Atlantic Construction Elite Services	Invoice #2284	\$16,302.40
2018 Streets, Phase 2	Farrells	Progress Claim #1	\$361,284.93
2019 Street Rehab	Parsons Paving	Progress Claim #2	\$231,866.39
Legion Road Upgrades	John & Jean Evely	Expropriation	\$7,880.68
Legion Road Upgrades	Atlantic Construction Elite Services	Invoice #2284A	\$8,247.96
Traffic Study Phase 3	Harbourside	Invoice #1481	\$2,901.30
Community Park	PEC	Invoice #2019-031-1	\$11,014.13
Heritage Road Sanitary Upgrade	Weirs Construction	Progress Claim #4	\$27,032.13
Heritage Road Sanitary Upgrade	PEC	Invoice #2017-018-5	\$9,739.35
Effluent Monitoring	BioMaxx	Invoice #3581	\$2,909.50
Total			\$1,374,290.92

- carried unanimously

7. Tender 19 – 09 Fire Department Fall Protection Training

Resolution #19-276

Deputy Mayor Murphy/Councillor Butler

Be it so resolved that approval be given to award Tender 19-09 for Fire Department Fall Protection Training to Dallas Mercer Consulting Incorporated for an individual training cost of \$250.00 plus HST per Firefighter. Funds are available in account # 01-201-1000-7050.

- carried unanimously

9. RECOMMENDATIONS OF COMMUNICATIONS AND ECONOMIC DEVELOPMENT (Chair, Councillor Darrin Bent)

No meeting held.

10. OTHER COMMITTEE REPORTS

Councillor Youden commented on Phase 1 of the Community Park. He noted that \$300,000 has been approved for the new playground and that the community should be really excited about what is being planned.

Councillor Bent stated that people have wanted this for some time. He stated that an inclusion playground is required and that he is very proud that we are starting with the inclusion playground as the first phase.

It was suggested that the name of the Community Park be considered by the appropriate Committee.

11. ADJOURNMENT

The meeting adjourned at 7:39 p.m.

Resolution #19-277
Councillor Youden/Councillor Tilley

Be it so resolved that the meeting adjourn.

- carried unanimously

Richard Murphy
Deputy Mayor

Gail Pomroy
Town Clerk