

REGULAR MEETING #08

May 3, 2016

A Regular Meeting of Council convened in the Council Chambers at 7:00 p.m. in the presence of Mayor Steve Tessier, Councillors (with the exception of Councillors Tilley and Murphy), Chief Administrative Officer, Dan Noseworthy, Town Clerk, Gail Pomroy, Director of Engineering and Public Works, Jennifer Norris, Director of Recreation and Leisure Services, Dave Tibbo, Director of Finance, Liz Davis, Fire Chief John Heffernan and Communications Coordinator, Kristina George.

1. ADOPTION OF AGENDA AND MINUTES

a. Adoption of meeting agenda of May 3, 2016

Resolution #16-157
Councillor Rowe/Councillor Youden

Be it so resolved that the agenda of the meeting of May 3, 2016 be adopted as presented.

- carried unanimously

b. Adoption of minutes of meeting of April 19, 2016

Resolution #16-158
Deputy Mayor George/Councillor Connors

Be it so resolved that the minutes of the meeting of April 19, 2016 be adopted as presented.

- carried unanimously

2. BUSINESS ARISING FROM PREVIOUS MINUTES

Nil

3. VISITORS, PRESENTATIONS AND PETITIONS

a. Municipal Awareness Day Proclamation

Mayor Tessier proclaimed May 11, 2016 as Municipal Awareness Day in the Town of Conception Bay South.

**4. RECOMMENDATIONS OF PLANNING & DEVELOPMENT COMMITTEE
(Chair, Councillor Beverley Rowe)**

Transferred from Committee of the Whole meeting #09

1. Sale of Town Owned Land – 33 Sweetenwater Crescent, Manuels

**Resolution #16-159
Councillor Rowe/Councillor Bent**

Be it so resolved that the Town sell a portion of Town Owned Land on Sweetenwater Crescent, Manuels at a cost of \$500, as well as the provision of a survey and the payment of all related costs.

- carried unanimously

Presentation of recommendations of meeting held April 25, 2016

1. Application – Drive-Thru, 126 Conception Bay Highway, Manuels

**Resolution #16-160
Councillor Rowe/Councillor Connors**

Be it so resolved that an application to add a drive thru to an existing restaurant located at 126 Conception Bay Highway, Manuels be approved subject to compliance to the Town's Development Regulations.

- 6 yeas
- 1 nay (Bursesey)
- motion carried

2. Application – 157 Indian Pond Road, Seal Cove

Resolution #16-161
Councillor Rowe/Deputy Mayor George

Be it so resolved that an application to replace a fire damaged mobile home at 157 Indian Pond Road, Seal Cove, be approved in accordance with section 108 (3) (g) of the Urban and Rural Planning Act which allows for the replacement of damaged non-conforming residential uses.

- carried unanimously

3. Application – 449 Conception Bay Highway, Foxtrap

Resolution #16-162
Councillor Rowe/Councillor Youden

Be it so resolved that the application to subdivide a property at 449-455 Conception Bay Highway to create a lot for a single dwelling fronting on Donnybrook Road be refused on the grounds that the subject lot is zoned Open Space Conservation and single dwellings are not listed as a permitted or discretionary use in the Open Space Conservation zone and are thereby prohibited.

- carried unanimously

4. Development Agreement - ATV Staging Area

Resolution #16-163
Councillor Rowe/Councillor Bent

Be it so resolved that the Town enter into a development agreement for the purpose of developing a parking lot for an ATV Staging Area at 800 Foxtrap Access Road.

- carried unanimously

5. Planning and Development Committee Meeting Report

Resolution #16-164
Councillor Rowe/Councillor Bent

Be it so resolved that the recommendations/decisions made at the Planning and Development Committee Meeting of April 25, 2016, be accepted as presented.

- carried unanimously

The Planning and Development Committee Meeting Report of April 25, 2016, contains the following recommendations:

- 1. Municipal Plan Amendment No. 11, 2016 and Development Regulations Amendment No. 18, 2016 – General Assembly Uses in the Commercial Light Industrial designation and zone**

Recommendation:

Be it so resolved that proposed Municipal Plan Amendment No. 11, 2016 and Development Regulations Amendment No. 18, 2016, be forwarded to the Department of Municipal Affairs for review.

- 2. Subdivide Residential Building Lot – 1-3 Kirkston Avenue, Topsail**

Recommendation:

Be it so resolved that an application to subdivide a residential lot at 1-3 Kirkston Avenue, Chamberlains be approved subject to compliance with the Town's Development Regulations.

- 3. Sale of Town Owned Land – 16 Ava Place, Kelligrews**

Recommendation:

Be it so resolved that the Town sell a portion of Town Owned Land on Ava Place, Kelligrews at a cost of \$500, as well as the provision of a survey and the payment of all related costs.

4. Rescind Order – 1 Cherry Lane

Recommendation:

Be it so resolved that the Order issued on November 19, 2015 ordering the demolition of the dwelling and accessory building at 1 Cherry Lane, Manuels, be rescinded as compliance has been achieved.

5. Crown Land – 17 Indian Pond Road

Recommendation:

Be it so resolved that the Town indicate no objection to the acquisition of Crown Land located at 17 Indian Pond Road, to be utilized as a driveway.

**5. RECOMMENDATIONS OF ENGINEERING & PUBLIC WORKS COMMITTEE
(Chair, Councillor Richard Murphy)**

Transferred from Committee of the Whole Meeting #9

1. Phase 45 Water and Sewer

**Resolution #16-165
Councillor Youden/Deputy Mayor George**

Be it so resolved that approval be given to award the tender for Phase 45 Water and Sewer Project to Dexter Construction in the amount of \$536,074.54. Funds are available in the Gas Tax program.

- carried unanimously

Presentation of recommendations of meeting held April 26, 2016.

1. Phase 45 Water and Sewer

**Resolution #16-166
Councillor Youden/Deputy Mayor George**

Be it so resolved that approval be given for the Town of Conception Bay South to enter into a Prime Consultant Agreement with SNC Lavalin Ltd.

for Phase 45 Water and Sewer project funded through the Gas Tax Program.

- carried unanimously

2. Phase 46 Water and Sewer

Resolution #16-167
Councillor Youden/Deputy Mayor George

Be it so resolved that approval be given to call tender for Phase 46 Water and Sewer pending government approvals.

- carried unanimously

3. Seal Cove Bridge Upgrade

Resolution #16-168
Councillor Youden/Deputy Mayor George

Be it so resolved, that approval be given to award tender to Redwood Construction Limited for Seal Cove Bridge Upgrades in the amount of \$74,612.21, including HST. Funds to be taken from the project account.

- carried unanimously

4. Ratification of PO's # 2016-1588 and # 2016-1589

Resolution #16-169
Councillor Youden/Councillor Connors

Be it so resolved, that approval be given to Quality Truck and Trailer Repairs to ratify PO #2016-1588 in the amount of \$10,067.74, plus HST. Funds to be taken from account 01-301-8058-5415.

AND FURTHER

Be it so resolved, that approval be given to Quality Truck and Trailer Repairs to ratify PO #2016-1589 in the amount of \$29,601.61, plus HST. Funds to be taken from account 01-301-8058-5415.

- carried unanimously

5. Engineering and Public Works Committee Meeting

Resolution #16-170
Councillor Youden/Councillor Bursey

Be it so resolved that the recommendations/decisions made at the Engineering and Public Works Committee Meeting of April 26, 2016, be accepted as presented.

- carried unanimously

6. RECOMMENDATIONS OF RECREATION & LEISURE SERVICES COMMITTEE (Chair, Councillor Paul Connors)

No meeting held.

7. RECOMMENDATIONS OF FINANCIAL & ADMINISTRATIVE SERVICES COMMITTEE (Chair, Deputy Mayor Ken George)

Presentation of recommendations of meeting held April 27, 2016

1. Accounts Payable Cheque Register

Resolution #16-171
Deputy Mayor George/Councillor Rowe

Be it so resolved that approval be given to pay cheques totaling \$150,582.26 as per the Accounts Payable Cheque Register Report.

- carried unanimously

2. Ratification of Manual Cheques Previously Released

Resolution #16-172
Deputy Mayor George/Councillor Youden

Be it so resolved that approval be given to ratify the payment of manual cheques previously released totaling \$92,830.53 as per the Manual Cheque Register Report.

- carried unanimously

3. Capital Invoices

Resolution #16-173
Deputy Mayor George/Councillor Connors

Be it so resolved that approval be given to pay capital cheques totaling \$927,880.48 as listed in the Financial Services Minutes of April 27, 2016.

- carried unanimously

4. Financial and Administrative Services Committee Report

Resolution #16-174
Deputy Mayor George/Councillor Rowe

Be it so resolved that the recommendations/decisions made at the Financial and Administrative Services Committee Meeting of April 27, 2016 be accepted as presented.

- carried unanimously

8. RECOMMENDATIONS OF ECONOMIC DEVELOPMENT AND TOURISM COMMITTEE (Chair, Councillor Darrin Bent)

Presentation of recommendations of meeting held April 25, 2016

1. Economic Development and Tourism Committee Report

Resolution #16-175
Councillor Bent/Councillor Bursey

Be it so resolved that the recommendations/decisions made at the Economic Development and Tourism Committee Meeting of April 25, 2016 be accepted as presented.

- carried unanimously

9. RECOMMENDATIONS OF FIRE, ENFORCEMENT AND PUBLIC SAFETY COMMITTEE (Chair, Councillor Kirk Youden)

Presentation of recommendations of meeting held April 26, 2016

1. 433 Conception Bay Highway (Gas Pumps)

Resolution #16-176
Councillor Youden/Deputy Mayor George

Be it so resolved that the Order issued April 22, 2016 under the Municipalities Act, 1999 and the Waste Disposal and Property Regulations requiring the property owner to cover the fuel pumps located at 433 Conception Bay Highway, Foxtrap, on or before May 6, 2016 be confirmed.

- carried unanimously

2. Fire, Enforcement and Public Safety Committee Report

Resolution #16-177
Councillor Youden/Councillor Bent

Be it so resolved that the recommendations/decisions made at the Fire, Enforcement and Public Safety Committee Meeting of April 26, 2016 be accepted as presented.

- carried unanimously

Councillor Youden reported that representatives from the RNC were in attendance at the Committee meeting of April 26, 2016 to discuss possible support for the DARE program. He stated that there are positive discussions being held on joint efforts.

Councillor Youden reminded all that the Annual Firefighters Ball will be held on May 28, 2016. Tickets are for sale and are available at Fire Station 1.

10. OTHER COMMITTEE REPORTS

Nil

11. NEW BUSINESS

Councillor Rowe

advised that the new aerial images are now available on the Town's GIS mapping.

advised that Pride in your Community will host the annual 3 Hour Challenge in June.

Councillor Bent

stated that he had volunteered with approximately 20 other individuals last weekend at Chamberlains Park. He also noted that the First Topsail Venturers constructed and donated a bird feeders and bat houses.

Councillor Connors

congratulated all residents that took part in the many free community activities during the month of April as part of the Community Physical Activity Challenge. Particularly the Log Your Laps Program was a big hit at the Conception Bay South Arena Walking Track. During this program residents recorded 15,076 laps of the track. That works out to approximately 3,015 kms which is the distance from Conception Bay South to Toronto. Prizes will be drawn for this program this week.

advised that the Conception Bay South Arena hosted the Don Johnson Memorial Cup last weekend. This tournament featured the top Junior B hockey players in Atlantic Canada. The CBN Stars represented Newfoundland and Labrador and the Avalon Capitals hosted the Tournament. Congratulations to the Valley Maple Leafs from Nova Scotia on winning the tournament by defeating the Avalon Capitals in the championship game.

stated that the Department of Recreation and Leisure Services will be hosting a curling program at the Arena from May 4-6 with a fun Bonspeil scheduled for the 7th. Residents are invited to come and try curling. This program is free of charge and all skill levels are welcomed.

advised that there will be a number events scheduled for the upcoming weeks including Axtion Night on May 25th, the 3 Hour Challenge on June 4th, and the Youth Ball Hockey Program starting on June 7th.

stated that he was extremely pleased that Queen Elizabeth High held its graduation ceremony in CBS for the first time this year.

Councillor Burse

stated that he attended the Annual Boxing Club Dinner on Friday, evening. He requested a letter of congratulations be sent for 25 Years of the Conception Bay South Boxing Club.

stated that he attended the traffic and safety awareness event held at St. George's Elementary on Friday, April 29, 2016. Following that he spoke at the school with the grade 4, 5, and 6 students to discuss business and being on Council.

Councillor Youden

also mentioned the traffic and safety awareness event held at St. George's Elementary. He expressed appreciation to CBC, VOXM, the RNC and St. George's Elementary. He encouraged all drivers to slow down.

stated that considerable effort is being put forward to address dilapidated properties around Town. He stated that staff are often criticized but the issues are complicated. He stated that often the owners do not live in Town and/or the owners are unknown and therefore it is sometimes a slow process.

Deputy Mayor George

advised that staff have reviewed the effect the provincial budget will have on the Town for 2016. He advised that increases are estimated to be approximately \$350,000 as a result of the

increase in HST, gasoline taxes and increase in insurance. He advised that the Town is still looking at reducing expenditures without reducing services and will continue with review in preparation for the 2017 budget.

Mayor Tessier

stated that he attended the Literacy Celebration at Upper Gullies Elementary.

stated that he and Carla Hodder, Program Supervisor, attended the NL Community Living AGM wherein the STEP program was discussed. He stated that the Town is involved with this program and that he was proud to hear the kind words of Recreation Assistant, Luke Kennedy.

advised that the Conception Bay South Fire Department will assist with a food drive on May 9, 2016 being held in the memory of Alex and Riley Mercer.

12. ADJOURNMENT

The meeting adjourned at 7:46 p.m.

Resolution #16-177
Councillor Youden/Councillor Connors

Be it so resolved that the meeting adjourn.

- carried unanimously

Steve Tessier
Mayor

Gail Pomroy
Town Clerk