

Regular Meeting #12 August 14, 2018

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), Chief Administrative Officer, Brian Crawley, Town Clerk, Gail Pomroy, Director of Planning and Development, Corrie Davis, Director of Engineering and Public Works, Jennifer Norris, Director of Recreation and Leisure Services, Dave Tibbo, Fire Chief John Heffernan, and Communications Manager, Maggie Hynes.

1. ADOPTION OF AGENDAS AND MINUTES

a. Adoption of the Meeting Agenda for August 14, 2018

Resolution #18-265

Councillor Butler/Councillor Hillier

Be it so resolved that the agenda of the meeting of August 14, 2018 be adopted as presented.

- carried unanimously

b. Adoption of the Meeting Minutes of July 10, 2018

Resolution #18-266

Councillor Bursey/Councillor Tilley

Be it so resolved that the minutes of the meeting of July 10, 2018 be adopted as amended.

- carried unanimously

Councillor Bent noted that in his comments under New Business he had stated “demographics” rather than “traffic counts”.

2. BUSINESS ARISING FROM PREVIOUS MINUTES

Nil

3. VISITORS, PRESENTATIONS AND PETITIONS

- a. Deputy Mayor Murphy proclaimed the month of September, 2018 as Childhood Cancer Awareness Month in the Town of Conception Bay South.
- b. Deputy Mayor Murphy proclaimed the month of September, 2018 as Prostate Cancer Awareness Month in the Town of Conception Bay South.

**4. RECOMMENDATIONS OF PLANNING AND DEVELOPMENT COMMITTEE
(Chair, Councillor Cheryl Davis)**

Presentation of recommendations of meeting held on August 6, 2018

1. Variance Application – Residential Building Lot, 191 Tilley's Road South, Kelligrews

**Resolution #18-267
Councillor Davis/Councillor Butler**

Be it so resolved the variance to the minimum frontage requirement at 191 Tilley's Road South, Kelligrews, for reduction by 10% from 21m to 18.7m be approved.

- carried unanimously

2. Variance Application: Residential Building Lot, 9 Topsail Heights, Topsail

**Resolution #18-268
Councillor Davis/Councillor Bent**

Be it so resolved the variance to the minimum flanking street setback for an accessory structure at 9 Topsail Heights, Topsail, for reduction of 10% from 3m to 2.7m be approved.

- carried unanimously

3. Invoices - Jackie Place/Dan Greeleys Road, Foxtrap

Resolution #18-269
Councillor Davis/Councillor Bursey

Be it so resolved that invoices from Appraisal Associates Limited dated July 12, 2018; William S. Kennedy Law Offices dated July 13, 2018; Kirkland, Balsom and Associates dated July 10, 2018; and Altus Group dated July 16, 2018, totaling \$8,653.75, including HST, for the appraisal and associated legal costs of expropriated land at Jackie Place/Dan Greeleys Road, Foxtrap, be paid from funds available at Account #01-501-1000-7615.

- carried unanimously

4. Sale of Town-Owned Land – 26B Poppys Lane, Foxtrap

Resolution #18-270
Councillor Davis/Councillor Youden

Be it so resolved that the Town of Conception Bay South seek approval of the Minister of Municipal Affairs and Environment to dispose of land south of 26 Poppys Lane to the owner of the adjacent real property at 26 Poppys Lane, given that the land is of minimal value to another person and that such a transfer constitutes a social and economic purpose wherein the Town will acquire additional lands to the east of 26 Poppys Lane to facilitate future road improvements to Poppys Lane as compensation.

- carried unanimously

5. Sale of Town-Owned Land – 36-40 Kennedys Road, Upper Gullies

Resolution #18-271
Councillor Davis/Councillor Hillier

Be it so resolved that the Town of Conception Bay South refuse the request to sell Town owned land at 36-40 Kennedys Road, Upper Gullies to the owner of the adjacent real property at 42 Kennedys Road given that the land is not considered surplus to the Town's needs.

- 7 yeas
- 1 absence (Murphy)
- motion carried

Deputy Mayor Murphy declared a conflict of interest with this item as he resides on Kennedys Road. He vacated the Chamber and Chair at 7:09 p.m. and returned at 7:10 p.m. Councillor Youden took the Chair in the absence of the Deputy Mayor.

6. Sale of Town-owned Land – 17-19 Waterside Place, Kelligrews

Resolution #18-272
Councillor Davis/Councillor Youden

Be it so resolved that the Town of Conception Bay South refuse the request to sell Town owned land at 17-19 Waterside Place, Kelligrews given that the land is not considered surplus to the Town's needs.

- carried unanimously

7. 15 Perrins Road, Long Pond

Resolution #18-273
Councillor Davis/Councillor Hillier

Be it so resolved that approval be given for Denovo Developments Ltd. to proceed with demolition of structure and restoration of site at 15 Perrins Road, Long Pond, for the quoted price of \$21,900 plus HST to be charged to the property tax account.

- carried unanimously

8. 48 Readers Hill Crescent, Long Pond

Resolution #18-274
Councillor Davis/Councillor Butler

Be it so resolved that approval be given for Denovo Developments Ltd. to proceed with completion of dwelling to be weather tight at 48 Readers Hill Crescent, Long Pond, for the quoted price of \$6,700 plus HST to be charged to the property tax account.

- carried unanimously

9. Rescind Order – 10 Perrins Road, Long Pond

Resolution #18-275
Councillor Davis/Councillor Bent

Be it so resolved that the Order dated June 20, 2018, issued to the property owner of 10 Perrins Road, Long Pond, Conception Bay South under authority of the *Urban and Rural Planning Act, 2000*, the *Municipalities Act, 1999* and the Conception Bay South Development Regulations requiring that building wrap and exterior cladding of dwelling be completed, be rescinded, as compliance has been achieved.

- carried unanimously

10. Landscaping Deposits

Resolution #18-276
Councillor Davis/Councillor Hillier

Be it so resolved that the occupancy deposits totalling \$7,000 as listed below be taken into general revenue.

- carried unanimously

Date	Receipt #	Permit #	Property Location	Amount
22-Oct-12	124737	12-R-204	20 Ava Place	500
30-Mar-15	185903	15-RES-012	1367 Conception Bay Highway	500
13-Apr-15	186599	15-RES-019	36 Greeley Gardens	500
24-Apr-15	187932	15-RES-032	56 Indian Pond Estates	500
05-May-15	188501	15-RES-037	87 Morgans Road	500
25-May-15	190167	15-RES-050	154-156 Forest Road	500
08-Sep-15	196139	15-RES-122	10 Meagher Place	500
15-Jul-15	193784	15-RES-084	29-31 Indian Pond Place	500
21-Jul-15	194122	15-RES-091	37 Steep Nap Road	500
22-Jul-15	194147	15-RES-093	76-78 Indian Pond Estates	500
18-Sep-15	196596	15-RES-128	3 Maple Oak Path	500
18-Sep-15	196596	15-RES-129	6 Maple Oak Path	500
29-Oct-15	198246	15-RES-158	29 Erica Avenue	500
29-Oct-15	198274	15-RES-159	1339 Conception Bay Highway	500
Total			14	7,000

11. Development Regulations Amendment No. 28, 2018 – Changeable Message Signage

Resolution #18-277
Councillor Davis/Councillor Bursey

Be it so resolved that Resolution No. 18-082 adopting Conception Bay South Development Regulations Amendment No. 28, 2018, that modifies the requirements for changeable message signs, and allows changeable message signs to include advertising unrelated to the property where it is located at the discretion of Council, be rescinded.

AND FURTHER

Be it so resolved that Conception Bay South Development Regulations Amendment No. 28, 2018, that modifies the requirements for changeable message signs, and allows changeable message signs to include advertising unrelated to the property where it is located at the discretion of Council, and revised to incorporate the July 17, 2018 recommendations of

the Provincial Departments of Transportation and Works and Municipal Affairs and Environment, be adopted.

- 6 yeas
- 1 nay (Hillier)
- 1 abstention (Bent)
- motion carried

Councillor Bent declared a conflict of interest with this item as there is a digital sign at his place of employment. He vacated at 7:14 p.m. and returned at 7:19 p.m.

12. Planning and Development Committee Meeting Report

Resolution #18-278
Councillor Davis/Councillor Youden

Be it so resolved that the recommendations/decisions made at the Planning and Development Committee Meeting of August 6, 2018, be accepted as presented.

- carried unanimously

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

Presentation of recommendations of meeting held on August 7, 2018

1. Seal Cove Bridge Maintenance

Resolution #18-279
Councillor Hillier/Councillor Bursey

Be it so resolved approval be given to engage Harbourside Engineering Consultants for the maintenance of Seal Cove Bridge.

AND FURTHER

Be it so resolved that approval be given to enter into Prime Consultant Agreement with Harbourside Engineering Consultants for the Seal Cove Bridge Maintenance project, 17-MYCW-18-00064, for the approximate cost

of \$15,352.50, including HST, and pending government approvals. Funds are available in the project account.

- carried unanimously

2. Lawrence Pond Road Upgrade

Resolution #18-280
Councillor Hillier/Councillor Tilley

Be it so resolved that approval be given to award tender for Lawrence Pond Road Upgrades to Precision Excavation Limited for the bid price of \$789,620.48 including HST, pending approval from the Department of Municipal Affairs and Environment. Funds to be taken from the project account.

- carried unanimously

3. 2018-2019 Street Upgrading and Paving

Resolution #18-281
Councillor Hillier/Councillor Davis

Be it so resolved that approval be given to tender the 2018 portion of the 2018-2019 Street Upgrading and Paving Program, including the Town's 2018 sidewalk program.

- carried unanimously

4. Approval to Dispose of one (1) 2010 Dodge Truck and one (1) 2002 Single Axle International Dump Truck with Plow

Resolution #18-282
Councillor Hillier/Councillor Burse

Be it so resolved approval be given to place on auction a 2010 Dodge Truck, Unit 260 and 2002 Single Axle International Dump Truck with Plow, unit 110.

- carried unanimously

5. Richs Place – Request to Purchase Property

Resolution #18-283
Councillor Hillier/Councillor Davis

Be it so resolved approval be given to negotiate and purchase 61 Richs Place for Town operations. Funds are available in Capital Out of Revenue.

- carried unanimously

6. Engineering and Public Works Committee Meeting

Resolution #18-284
Councillor Tilley/Councillor Bursey

Be it so resolved that the recommendations/decisions made at the Engineering and Public Works Committee Meeting of August 7, 2018, be accepted as presented.

- carried unanimously

Councillor Hillier read the following statement:

Construction Safety Stand-Down

In order to acknowledge the number of serious incidents and fatalities that have occurred this year, the Newfoundland and Labrador Construction Safety Association has encouraged companies to participate in a safety stand-down on August 14. The safety stand-down is to serve as a reminder to focus on hazards in the workplace and the theme is to stop, reassess risk and re-set.

This is an opportunity for employers to take the time to talk to employees about reassessing the hazards in the workplace and to “reset” or adjust their health and safety programs as needed. The Town of Conception Bay South is proud to have participated in this initiative today by holding safety meetings throughout all departments of the Town.

6. RECOMMENDATIONS OF RECREATION AND LEISURE SERVICES COMMITTEE (Chair, Councillor Christine Butler)

No meeting held.

Councillor Butler read the following statement:

Kelligrews Soiree

This year's Kelligrews Soiree was very successful, with a wide offering of events for all ages and demographics of the community. This year, the planning took a community driven approach to involve more members of the public in the planning stages of the festival, which had great results. Several new events such as the Arts Walk and Pre-Teen Dance were very well attended, and residents enjoyed some of the traditional favorites such as the Pancake Breakfast, Garden Party and more.

Family Fun Day at The Still

Family Fun Day at The Still took place on Wednesday, August 1. Entertainment for the day included Sky High Amusements, glitter tattoos, free hot dogs and refreshments, and a magic show from Ken Parsons. There was a great turnout for the event, with approximately 500 people in attendance.

Nick Coates Car Show

The 6th Annual Nick Coates Car Show was held at the Conception Bay South Arena on Saturday Aug 4. This was the second year for this car show at the Conception Bay South Arena. Along with the Car Show and Opening Ceremonies there were about a dozen booths, face painting, a band, & food vendors. By the end of the day, the event raised a total of \$8000.00.

Transferred from Committee of the Whole Meeting #13

**1. Tender Call – Purchase of Lexan Panels for the Arena Boards
Conception Bay South Stadium**

**Resolution #18-285
Councillor Butler/Councillor Bursey**

Be it so resolved that approval be given for the Town of Conception Bay South to call tender for the supply of Lexan panels for the Arena Boards for the Conception Bay South Stadium.

- carried unanimously

2. Town of Conception Bay South :30 Commercial

**Resolution #18-286
Councillor Bent/Councillor Hillier**

Be it so resolved that approval be given to engage Ray Creative Agency for the production of a 30 second commercial to be aired during the Pinty's Grand Slam of Curling on Sportsnet at a cost of approximately \$40,000. Funds are available in account #01-609-1000-5099.

- carried unanimously

**7. RECOMMENDATIONS OF FINANCIAL AND ADMINISTRATIVE SERVICES
COMMITTEE (Chair, Councillor Kirk Youden)**

Presentation of recommendations of meeting held on August 7, 2018

Councillor Hillier vacated the Chamber at 7:30 p.m.

1. Accounts Payable Cheque Register

**Resolution #18-287
Councillor Youden/Councillor Davis**

Be it so resolved that approval be given to pay cheques totaling \$278,612.53 as per the Accounts Payable Cheque Register Report.

- carried unanimously

2. Ratification of Manual Cheques Previously Released

Resolution #18-288
Councillor Youden/Councillor Tilley

Be it so resolved that approval be given to ratify the payment of manual cheques previously released totaling \$1,598,246.29.

- carried unanimously

3. Ratification of Direct Payments Previously Released

Resolution #18-289
Councillor Youden/Councillor Davis

Be it so resolved that approval be given to ratify the direct payments previously released totaling \$242,227.44.

- carried unanimously

4. Capital Invoices

Resolution #18-290
Councillor Youden/Councillor Butler

Be it so resolved that approval be given to pay capital cheques totaling \$497,287.84 as listed in the Financial Services Minutes of August 7, 2018.

- carried unanimously

Councillor Hillier returned to the Chamber at 7:32 p.m.

5. Tax and Other Receivables Adjustments

Resolution #18-291
Councillor Youden/Councillor Tilley

Be it so resolved that the Town adjust tax and other receivables accounts as follows:

PYNNW003	\$1,117.67
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PYNNW003	Request Denied
QUALI004	\$2,635.98
MRQPR001	\$366.40
ALLNO001	\$176.74
PETTK004	Request Denied
HI-TECH001	\$374.85
RYANC001	\$766.56
CAPMA001	Request Denied

- carried unanimously

6. Appointment of Auditors for 2018

Resolution #18-292
Councillor Youden/Councillor

Be it so resolved that the Town of Conception Bay South appoint Grant Thornton as its auditor for the year ended December 31, 2017.

- carried unanimously

7. Personnel – Temporary Fire Captain

Resolution #18-293
Councillor Youden/Councillor Bent

Be it so resolved that approval be given to appoint Steve Mercer to the position of Fire Captain on a temporary basis as per the terms and conditions of the employment contract.

- carried unanimously

8. Donation Request – 3rd Annual Jeremy Cross Memorial Softball Tournament

Resolution #18-294
Councillor Youden/Councillor Hillier

Be it so resolved that approval be given for a \$525 in-kind donation to Easter Seals Newfoundland and Labrador in support of the 3rd Annual Jeremy

Cross Memorial Softball Tournament being held on September 21, 22 and 23, 2018. Funds are available in account #01-101-1000-7705.

- carried unanimously

9. Partnership with Wounded Warriors Canada

Resolution #18-295

Councillor Youden/Councillor Bent

Be it so resolved that approval be given to enter into a Memorandum of Understanding with Wounded Warriors Canada.

- carried unanimously

Councillor Youden read the following statement:

Wounded Warriors Canada (WWC) is a national mental health charity supporting our ill and injured Canadian Armed Forces members, Veterans, First Responders and their families who are suffering from Operational Stress Injuries (OSI) such as Post Traumatic Stress Disorder (PTSD).

The Town of Conception Bay South will be entering into a Partnership Agreement with Wounded Warriors Canada through a Memorandum of Understanding. As resources for treatment can be limited within frontline services, this partnership would add an additional layer of mental health support for the members of the Conception Bay South Fire Department, both active and retired.

When and where applicable, Wounded Warriors Canada would work directly with the Conception Bay South Fire Department to offer their innovative mental health programs and services to our members and their families. The fire service is witnessing a change in the way we help our members by finding new and relevant methods to deal with the struggles Firefighters, and indeed all First Responders, face on a daily basis. This Partnership Agreement represents an important step forward as we work to build a more resilient Firefighter community.

Wounded Warriors Canada has a proven model of identifying gaps across the spectrum of care for Canada's Uniformed Service personnel and their families. What's more, their programming is made available at no cost to the participants, no matter where they reside in Canada. This is made possible thanks to the care, compassion and generosity of Canadians who

care so profoundly for the health and well-being of those who serve our country at home and abroad.

This opportunity will position the Town of Conception Bay South as a leader in our field and, most importantly, showing our members and their families just how much we care about their mental wellness as the first municipal Fire Department in Canada to lean forward with an initiative such as this.

10. Financial and Administrative Services Committee Report

Resolution #18-296
Councillor Youden/Councillor Bursey

Be it so resolved that the recommendations/decisions made at the Financial and Administrative Services Committee Meeting of August 7, 2018 be accepted as presented.

- carried unanimously

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

Presentation of recommendations of meeting held on August 6, 2018

1. Heritage Grant Application – Topsail United Church Cemetery

Resolution #18-297
Councillor Bent/Councillor Butler

Be it so resolved that approval be given to provide a grant of \$1,000 to Topsail United Church Cemetery to help offset costs associated with repairing and headstones and graves. Funds are available in Account # 01-502-1000-5099.

- carried unanimously

2. Communications and Economic Development Committee Meeting Report

Resolution #18-298
Councillor Bent/Councillor Butler

Be it so resolved that the recommendations/decisions made at the Communications and Economic Development Committee meeting of August 6, 2018, be accepted as presented.

- carried unanimously

9. OTHER COMMITTEE REPORTS

Nil

10. NEW BUSINESS

Councillor Youden

referenced the recent announcement by DFO of \$12 million in small craft harbours infrastructure on the Avalon. These funds will include the reconstruction of the main wharf at the Foxtrap Marina.

stated that members of Council recently reviewed the quarterly financial report.

Councillor Tilley

commented on the success of the Kelligrews Soiree. He thanked all staff and volunteers and requested a thank you letter be sent to volunteers.

stated that street upgrading is ongoing and will continue for the next two to three months. This work will create traffic issues so he encouraged all to plan ahead, take alternate routes if possible and to please be patient.

Councillor Hillier

stated that automated garbage collection, phase 1 will begin in a couple of months. He stated that he would love to see more residents recycling and requested educational materials sent to residents to encourage increase recycling.

Councillor Bent

stated that World Helicopter Day will be held on August 19th. There will be a public event held from 1 – 4 p.m. at the Cougar Helicopter facility, 103 Church Road.

advised that the Mainstreet Business Improvement Association is hosting an outdoor movie on August 26, 2018 at 8:30 p.m. on the Sobeys parking. There is currently a social media poll to determine which movie to play. He added that the Conception Bay South Fire Department will be on hand to collect food for the Conception Bay South/Paradise Food Bank.

reminded residents of Pirate Day to be held on Topsail Beach, August 25th from 2 – 4 p.m.

Councillor Butler

stated that there are some tickets remaining for the Best Kind Comedy Tour featuring Mike Lynch, Colin Hollett and Brian Aylward. This show will be happening on September 8 at the Conception Bay South Arena. Tickets are available online at bestkindcomedytour.com

stated that on August 25, the annual Pirate Day event will be taking place at Topsail Beach from 2-4 pm. with Shuttle Bus Service offered from Topsail Elementary. This event is sponsored by Tim Hortons and is always a family favorite!

stated that on Aug 29, we have a seniors bus outing travelling to Ferryland to see the Southern Shore Dinner Theatre's production, "Spin the Wheel". This will be the last bus outing

of the summer. Registration for the outing will open on Tuesday, August 21 at 9 am for residents of Conception Bay South. The cost per person is \$30.00.

Deputy Mayor Murphy

also referenced the DFO announcement for investment in the Foxtrap Marina.

stated that he had attended the Youth Venture Awards last week and commented on the amazing young people involved.

expressed condolences to the family of Jim Crosbie on his recent passing.

11. ADJOURNMENT

The meeting adjourned at 7:51 p.m.

Resolution #18-299
Councillor Youden/Councillor Davis

Be it so resolved that the meeting adjourn.

- carried unanimously

Richard Murphy
Deputy Mayor

Kirk Youden
Councillor

Gail Pomroy
Town Clerk