

Regular Meeting #02 February 7, 2017

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

1. ADOPTION OF AGENDAS AND MINUTES

a. Adoption of the Meeting Agenda for February 7, 2017

Resolution #17-023
Councillor Connors/Councillor Tilley

Be it so resolved that the agenda of the meeting of February 7, 2017 be adopted as presented.

- carried unanimously

b. Adoption of the Meeting Minutes of January 17, 2017

Resolution #17-024
Councillor Connors/Councillor Rowe

Be it so resolved that the minutes of the meeting of January 17, 2017 be adopted as presented.

- carried unanimously

2. BUSINESS ARISING FROM PREVIOUS MINUTES

Nil

3. VISITORS, PRESENTATIONS AND PETITIONS

1. Proclamation – Kin Canada

Mayor Tessier proclaimed Monday, February 20, 2017 as Kinsmen and Kinettes Day and the week of February 19 – 25, 2017 as Kinsmen and Kinettes Week in the Town of Conception Bay South. Representatives were in attendance and thanked the Town for continued support.

2. 2016 NL Summer Games Presentation

The Chair of the 2016 NL Summer Games, Eric Schibler, was in attendance to present a token of appreciation to the Town for the efforts and support given during the Games.

Mr. Schibler also made a presentation to Mr. Barry Jenkins, Principal of Villa Nova Junior High School and Dave Locke, Principal of Holy Spirit High School.

Councillor Bent congratulated Principal Dave Locke on recently being named as one of 40 principals listed in Canada's Outstanding Principals.

**4. RECOMMENDATIONS OF PLANNING AND DEVELOPMENT COMMITTEE
(Chair, Councillor Darrin Bent)**

Presentation of recommendations of meeting held on January 30, 2017

1. Municipal Plan Amendment No. 12, 2016 and Development Regulations Amendment No. 19, 2016 – 825 Conception Bay Highway, Kelligrews

Resolution #17-025
Councillor Bent/Councillor

Be it so resolved that Municipal Plan Amendment No. 12, 2016 and Development Regulations Amendment No. 19, 2016 to redesignate and rezone land at 825 Conception Bay Highway to permit construction of a multiple unit commercial building and stand-alone day care on the property be adopted and that a Commissioner be appointed and the formal public hearing scheduled, as required under the Urban and Rural Planning Act.

- 1 abstention (Tessier)
- motion carried

Mayor Tessier declared a conflict of interest with this item as he has business dealings with the proponent. He vacated the Chamber at 7:16 p.m. and returned at 7:17 p.m.

2. Amendment Request – 1526 Conception Bay Highway, Seal Cove

Resolution #17-026
Councillor Bent/Councillor Rowe

Be it so resolved that an amendment to the Municipal Plan and Development Regulations to redesignate and rezone land to the north of the cul de sac in an approved subdivision at 1526 Conception Bay Highway, Seal Cove, from Open Space Conservation to Residential Mixed (R3) be prepared and the public consultation process initiated.

- carried unanimously

3. Amendment Request – 132 Greeleytown Road, Foxtrap

Resolution #17-027
Councillor Bent/Councillor Bursey

Be it so resolved that an amendment to the Development Regulations to rezone land at 132 Greeleytown Road, Foxtrap, from Residential Medium Density (R-2) to Residential Multiple Unit (RMU) to accommodate a 20-unit housing complex be prepared and the public consultation process initiated.

- carried unanimously

4. Discretionary Use Application – 1-7 Cole Thomas Drive, Upper Gullies

Resolution #17-028
Councillor Bent/Councillor

Be it so resolved that application to construct two 4-unit residential buildings at 1-7 Cole Thomas Drive, Upper Gullies, be approved subject to compliance with all standards and requirements of the Town's Development Regulations.

- carried unanimously

5. Correspondence – Lucston Avenue, Topsail

Resolution #17-029
Councillor Bent/Councillor

Be it so resolved that an application to further subdivide building lots on Lucston Avenue, Topsail, be refused as it is inconsistent with the character of the subdivision lots previously approved, and the resubdivision of the property would compromise the contractual benefits and securities still available to the Town under the original development agreement.

- 8 yeas
- 1 nay (Burse)
- motion carried

6. Proposed Street Names – off 18 Comerfords Road, Upper Gullies

Resolution #17-030
Councillor Bent/Councillor Connors

Be it so resolved that **Maya Place** be adopted as the new street name for Phase 7 of the Lawrence Pond Estates residential subdivision located off 18 Comerfords Road, Upper Gullies.

- carried unanimously

7. Planning and Development Committee Meeting Report

Resolution #17-031
Councillor Bent/Councillor Rowe

Be it so resolved that the recommendations/decisions made at the Planning and Development Committee Meeting of January 30, 2017, be accepted as presented.

- carried unanimously

**5. RECOMMENDATIONS OF ENGINEERING AND PUBLIC WORKS COMMITTEE
(Chair, Councillor Paul Connors)**

Presentation of recommendations of meeting held on January 31, 2017

1. Water Modelling Program – Purchase

**Resolution #17-032
Councillor Connors/Councillor Murphy**

Be it so resolved that approval is given to purchase software WaterCAD at a cost of \$11,468.00 with a yearly renewal fee of \$2,762.00 plus HST. Funds are available in account 01-401-1000-5090.

- carried unanimously

2. Approval to Purchase - Capital Fleet

**Resolution #17-033
Councillor Connors/Deputy Mayor George**

Be it so resolved that approval be given to purchase a tandem dump truck complete with snow equipment from the Government standing offer agreement at an approximate cost of \$244,606.00 plus HST. Funds are available in account 01-301-5000-8025.

- carried unanimously

3. Approval to Purchase - Capital Fleet

**Resolution #17-034
Councillor Connors/Councillor Tilley**

Be it so resolved that approval be given to purchase 2 - 3/4 Ton Crew Cab and 1 – 3/4 Ton Regular Cab from the MASH tender at an approximate cost of \$120,000.00.

- carried unanimously

4. Approval to Call Tender - Capital Fleet

Resolution #17-035
Councillor Connors/Councillor Murphy

Be it so resolved that approval be given to call tender for two-single stream automated side-loader waste collection vehicle at an approximate cost of \$800,000.00

- carried unanimously

5. Engineering and Public Works Committee Meeting

Resolution #17-036
Councillor Connors/Councillor Bursey

Be it so resolved that the recommendations/decisions made at the Engineering and Public Works Committee Meetings of January 31, 2017, be accepted as presented.

- carried unanimously

The Engineering and Public Works Committee Meeting of January 31, 2017, included the following recommendation:

1. Transportation Plan – Phase 2 Public Engagement Session and Branding

Recommendation:

Be it so resolved that the public engagement brand logo attached, except “Bright Town, Bright Future” shall replace tag, be adopted and will be included on all items pertaining to Town’s transportation plan.

6. RECOMMENDATIONS OF RECREATION AND LEISURE SERVICES COMMITTEE (Chair, Councillor Gerard Tilley)

Presentation of recommendations of meeting held on February 1, 2017

1. Recreation and Leisure Services Committee

Resolution #17-037
Councillor Tilley/Councillor Rowe

Be it so resolved that the recommendations/decisions made at the Recreation and Leisure Services Meeting of February 1, 2017 be accepted as presented.

- carried unanimously

Councillor Tilley advised that the Department of Recreation and Leisure Services has purchased 2 ice sledges for use at New Arena. Both sledges are suitable for anyone with limited mobility or a mobility impairment. The sledges are easily modified to facilitate many body types and will be available for use this weekend. Any residents looking to use the sledges must book them in advance by calling the Conception Bay South Arena.

The Winterfest Junior Squash Tournament was held on Sunday, February 4th and 5th at the CBS Recreation Complex. There were 20 participants from the CBS Junior Squash Club who participated in this tournament.

From January 10 - 11, 2017, the Town offered Christmas Tree Mulching to residents. Approximately 100 trees were dropped off for mulching and 40 bags of mulch were taken by residents for personal use.

The CBS Skating Club recently hosted the 2017 Atlantic Regional/Elizabeth Swan Memorial Synchronized Skating Competition at the Arena. The event drew a great crowd of spectators on both days of competition. There were 40 teams from Skating Clubs across Atlantic Canada. The CBS Skating Club had a successful competition medaling in all seven categories.

The Confederation Cup will be taking place February 9 – 11, 2017 at the Robert French Memorial Stadium again this year.

The Schedule of Events for Winterfest is now available to residents on the Town's website. You can also "like" the Winterfest page on Facebook to get all the most recent updates or download the Town app. There are several new events including snowshoe hikes on local trails, PaintNites for adults and all ages, and an

increased number of free swimming and skating times at our facilities. Reminder that Winterfest takes place from Feb 18-26th.

The new set of Walking for Wellness has already seen good numbers for participation for both the indoor and outdoor walks. In particular, the first snowshoe walk took place on January 25 and was met with very positive reviews from participants. This was the first experience for many of the group on snowshoes and they were very happy with the walk. There were just over 30 people who took part in this snowshoe hike.

The walking track at the Conception Bay South Arena continues to get plenty of use by residents. There are upwards of 300 walkers a day with the bulk of that coming between 8:00 a.m. – 4:00 p.m. Monday to Friday.

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

Transferred from Committee of the Whole Meeting #02

1. Change in Meeting Schedule

Resolution #17-038
Deputy Mayor George/Councillor Youden

Be it so resolved that the Public Meetings for the summer months will be held on July 11th and August 15th. The regular Public Meeting schedule will resume for the month of September.

- 7 yeas
- 2 nays (Bursesey, Bent)
- motion carried

Presentation of recommendations of meeting held on January 31, 2017

1. Accounts Payable Cheque Register

Resolution #17-039

Deputy Mayor George/Councillor Rowe

Be it so resolved that approval be given to pay cheques totaling \$921,251.37 as per the attached Accounts Payable Cheque Register Report.

- carried unanimously

2. Ratification of Manual Cheques Previously Released

Resolution #17-040

Deputy Mayor George/Councillor Connors

Be it so resolved that approval be given to ratify the payment of manual cheques previously released totaling \$897,699.66 as per the attached report.

- carried unanimously

3. Ratification of Direct Payments Previously Released

Resolution #17-041

Deputy Mayor George/Councillor Connors

Be it so resolved that approval be given to ratify direct payments previously released totaling \$468,325.32 as per the attached report.

- carried unanimously

4. Capital Invoices

Resolution #17-042

Deputy Mayor George/Councillor Rowe

Be it so resolved that approval be given to pay capital invoices totaling \$1,493,520.64 as listed in the Financial Services Committee Minutes of January 31, 2017.

- carried unanimously

5. Tax and Other Receivables Adjustments

Resolution #17-043

Deputy Mayor George/Councillor Murphy

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

NADIN002	\$350.00
STAIN001	\$494.60
MAHER007	\$2,758.50
GUTTE002	\$1,866.28
SHUTT001	\$867.13
BISHC001	Request Denied
PERCM002	Request Denied
HOPEW004	Request Denied

- carried unanimously

Councillor Tilley voted nay on account BISHC001.

6. Public Works Supervisor

Resolution #17-044

Deputy Mayor George/Councillor Bursey

Be it so resolved that approval be given to confirm Boyd Scott in the position of Public Works Supervisor as per the terms and conditions outlined in the contract letter of November 2, 2015.

- carried unanimously

7. Correspondence – St. John’s International Airport Authority

Resolution #17-045
Deputy Mayor George/Councillor Bent

Be it so resolved that approval be given to nominate Ms. Holly Hicks as the Town of Conception Bay South’s representative on the Board of the St. John’s International Airport Authority.

- 8 yeas
- 1 abstention
(Connors)
- motion carried

Councillor Connors declared a conflict of interest with this item as his brother works for the St. John’s International Airport Authority. He vacated the Chamber at 7:53 p.m. and returned at 7:54 p.m.

8. 2017 Municipal Election

a. Ward Boundaries

Recommendation:
Deputy Mayor George/Councillor Bursey

Be it so resolved that approval be given to amend the ward boundaries as presented.

- DEFERRED

Resolution #17-046
Councillor Connors/Councillor Tilley

Be it so resolved that the recommendation listed above for Ward Boundaries be deferred to the Financial and Administrative Services Committee for further discussion.

- 6 yeas
- 3 nays (Rowe, Bent,
Bursey)
- motion carried

b. Appointment of Alternate Returning Officer

Resolution #17-047
Deputy Mayor George/Councillor Rowe

Be it so resolved that Liz Davis, Director of Finance, be appointed as Alternate Returning Officer for the Municipal Election 2017 which is being held on September 26, 2017.

- carried unanimously

c. Nomination of Candidates

Resolution #17-048
Deputy Mayor George/Councillor Youden

Be it so resolved that approval be given to hold Nomination Day on Thursday, August 31, 2017 from 8:00 a.m – 8:00 p.m. at the Town Hall.

- carried unanimously

d. Advance Poll

Resolution #17-049
Deputy Mayor George/Councillor Rowe

Be it so resolved that approval be given to hold an Advance Poll at the Town Hall on Saturday, September 16, 2017 from 8:00 a.m. to 8:00 p.m.

- carried unanimously

e. Post Election

Resolution #17-050
Deputy Mayor George/Councillor Bent

Be it so resolved that approval be given for the Returning Officer to conduct a recount of the ballots cast if a candidate is defeated by 10 votes or less.

- carried unanimously

9. Engineering Manager

Resolution #17-051
Deputy Mayor George/Councillor Rowe

Be it so resolved that approval be given to appoint John McKeever, pending receipt of applicable documentation, to the position of Engineering Manager as per the terms and conditions of the employment contract.

- carried unanimously

10. Financial and Administrative Services Committee Report

Resolution #17-052
Deputy Mayor George/Councillor Connors

Be it so resolved that the recommendations/decisions made at the Financial and Administrative Services Committee Meeting of January 31, 2017 be accepted as presented.

- carried unanimously

8. RECOMMENDATIONS OF ECONOMIC DEVELOPMENT AND TOURISM COMMITTEE (Chair, Councillor Kirk Youden)

Presentation of recommendations of meeting held on January 30, 2017

1. Horizons Business and Industrial Magazine

Resolution #17-053
Councillor Youden/Councillor Bent

Be it so resolved that approval be given to showcase the Town in the 2017 Horizons Business and Industrial Magazine produced by The Telegram, at a cost of \$2650 + HST. Funds are available in account 01-502-1000-7005.

- carried unanimously

2. Canadian Home Builders Association Home Show

Resolution #17-054
Councillor Youden/Councillor Connors

Be it so resolved that the Town sponsor the Canadian Home Builders Association Home Show 2017 being held at Mile One Centre on April 7-9 at a cost of \$750. Funds are available in account 01-502-1000- 5055.

- carried unanimously

3. Economic Development and Tourism Committee Report

Resolution #17-055
Councillor Youden/Councillor Rowe

Be it so resolved that the recommendations/decisions made at the Economic Development and Tourism Committee Meeting of January 30, 2017 be accepted as presented.

- carried unanimously

**9. RECOMMENDATIONS OF FIRE, ENFORCEMENT AND PUBLIC SAFETY
COMMITTEE (Chair, Councillor Richard Murphy)**

Presentation of recommendations of meeting held on January 31, 2017

1. 15 Lears Road

**Resolution #17-056
Councillor Murphy/Councillor Youden**

Be it so resolved that the Order issued July 17, 2014 under the Municipalities Act, 1999; the Town of Conception Bay South Waste Disposal and Property Regulations, 2010; Occupancy and Maintenance Regulations and the Town of Conception Bay South Fence Regulations ordering the repairs of the existing fence, repairs of the accessory building, and the removal of the unused/inoperable trailer located at 15 Lears Road be rescinded.

- carried unanimously

2. 21 Lears Road

**Resolution #17-057
Councillor Murphy/Councillor Youden**

Be it so resolved that the Order issued July 24, 2015 under the Municipalities Act, 1999; the Town of Conception Bay South Waste Disposal and Property Regulations, 2010; and the Occupancy and Maintenance Regulations ordering the owner obtain a permit be rescinded.

- carried unanimously

3. 24 Golden Road

**Resolution #17-058
Councillor Murphy/Councillor Rowe**

Be it so resolved that the Order issued on February 23, 2016 ordering the removal of livestock at 24 Golden Road, Kelligrews, be rescinded as compliance has been achieved.

- carried unanimously

Transferred from Committee of the Whole Meeting #02

1. 15 Lears Road

Resolution #17-059
Councillor Murphy/Councillor Rowe

Be it so resolved that the Order issued February 1, 2017, under the Municipalities Act, 1999; The Urban and Rural Planning Act 2000, and the Occupancy and Maintenance Regulations ordering the repair or demolition of the building be confirmed.

- carried unanimously

4. Fire, Enforcement and Public Safety Committee Report

Resolution #17-060
Councillor Murphy/Councillor Rowe

Be it so resolved that the recommendations/decisions made at the Fire, Enforcement and Public Safety Committee Meeting of January 31, 2017 be accepted as presented.

- carried unanimously

10. OTHER COMMITTEE REPORTS

a. Urban Municipalities Committee (UMC)

Mayor Tessier advised that he and the Chief Administrative Officer attended the UMC meetings held in Bay Roberts this past weekend. He said there was an informative presentation pertaining to the Presumptive Cancer Coverage for Firefighters.

11. NEW BUSINESS

Councillor Tilley

requested that the Development Regulations be added to the Planning and Development Committee agenda to discuss the length of development permits as well as the renewal process.

Councillor Bent

stated that there has been an addition to the Town's website wherein all development notices are listed. He advised that the notices will remain there for 12 months.

stated that the Conception Bay South Skating Club recently hosted the 2017 Atlantic Regional/Elizabeth Swan Memorial Synchronized Skating Competition. He commented on how the local group has grown and that he is pleased they are able to host such prestigious events. He congratulated the club on the medals they won.

Councillor Connors

commented on the Weather Advisory Notice that was posted on the Town's website to assist residents with the rapidly changing weather.

stated that the changes in the waste collection will begin March 7, 2017. Calendars were mailed to households in the last couple of weeks. If any residents have questions or did not receive a calendar, they are requested to contact the Engineering and Public Works Department.

stated that the Town now has a Winter Control and Waste Equipment Tracker added to the Town's website. Councillor Connors read the Town's media release.

Councillor Murphy

stated that "Casino Night" is being held on February 18, 2017 as part of Winterfest. He stated that the event is being held at the Manuels River Hibernia Interpretation Centre and that proceeds will go to the CBS/Paradise Food Bank as well as the Conception Bay South Fire Department Combat Challenge Team. He noted that tickets on sale now and encouraged all to support these two worthy groups.

Councillor Youden

stated that he is pleased with the Town's purchase of sledges. He requested that staff contact the local schools to advise them of the purchase.

challenged Councillor Tilley that whoever is on the losing team of the annual alumni hockey game will have to wear the other team jersey to the following Council meeting. Councillor Tilley accepted the challenge.

Deputy Mayor George

reminded residents that the tax bills are out and reminded that there is still time to sign up for equal monthly payment plan.

Mayor Tessier

stated that he attended a rotary club address last week.

stated that the Conception Bay South/Paradise Food bank is in need of donations. He stated that he held a meeting with the local clergy members and the Town of Paradise to discuss the matter. He encouraged all to donate what they can to assist.

expressed condolences to the families of Jim Hickey and Ches Penney. He stated that both were prominent business operators in the Town of Conception Bay South and requested condolence letters be sent to the families.

12. ADJOURNMENT

The meeting adjourned at 8:28 p.m.

Resolution #17-061
Councillor Youden/Councillor Connors

Be it so resolved that the meeting adjourn.

- carried unanimously

Steve Tessier
Mayor

Gail Pomroy
Town Clerk