

Regular Meeting #10 June 6, 2017

A Regular Meeting of Council convened in the Council Chambers at 7:00 p.m. in the presence of Mayor Tessier, Councillors, Town Clerk, Gail Pomroy, Director of Finance, Liz Davis, 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 June 6, 2017

Resolution #17-208
Councillor Connors/Councillor Rowe

Be it so resolved that the agenda of the meeting of June 6, 2017 be adopted as presented.

- carried unanimously

b. Adoption of the Meeting Minutes of May 16, 2017

Resolution #17-209
Deputy Mayor George/Councillor Bursey

Be it so resolved that the minutes of the meeting of May 16, 2017 be adopted as presented.

- carried unanimously

2. BUSINESS ARISING FROM PREVIOUS MINUTES

Nil

3. VISITORS, PRESENTATIONS AND PETITIONS

Nil

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

Transferred from Privileged Meeting #10

1. Amendment Request – 353-371 Conception Bay Highway, Long Pond

**Resolution #17-210
Councillor Bent/Councillor Bursey**

Be it so resolved that the Land Use Impact Assessment required for an assisted living facility located at 353 Conception Bay Highway be approved.

- carried unanimously

Presentation of recommendations of meeting held on May 29, 2017

1. Integrated Mapping System

**Resolution #17-211
Councillor Bent/Councillor Rowe**

Be it so resolved that approval be given to develop a partnership with esri Canada for the hosting and support of the Town's Integrated Mapping System at a cost of \$31,155 plus hst. Funds available in account 01-501-1017-8055 and 01-502-1000-5055.

- carried unanimously

2. Discretionary Use – 169 Swansea Street, Chamberlains

**Resolution #17-212
Councillor Bent/Councillor Bursey**

Be it so resolved that application to operate food preparation service as a home-based business at 169 Swansea Street, Chamberlains, be approved.

- carried unanimously

3. Variance – Fence at 85 Cole Thomas Drive, Upper Gullies

Resolution #17-213
Councillor Bent/Councillor Tilley

Be it so resolved that Council exercise its discretion under section 4.6 Discretionary Powers of the Conception Bay South Development Regulations and section 16 of the Conception Bay South Fence Regulations and refuse an application for a 2.44 metre high fence along the rear property line of 85 Cole Thomas Drive, Upper Gullies.

- carried unanimously

4. Variance – Fence at 36 Windy Cove Lane

Recommendation:

Be it so resolved that Council exercise its discretion under section 4.6 Discretionary Powers of the Conception Bay South Development Regulations and section 16 of the Conception Bay South Fence Regulations and allow an application for a 2.44 metre high fence along the rear and side property boundaries and a 1.8 metre high fence along the front boundary at 36 Windy Cove Lane, Manuels, given its location and desire for security and privacy of the homeowners, on the condition that no negative representation is received from adjacent property owners.

- DEFERRED

5. Correspondence – Archeological Permit

Resolution #17-214
Councillor Bent/Councillor Rowe

Be it so resolved that the Town support an application for palaeontological research and fieldwork on the Manuels River.

- carried unanimously

6. Discretionary Use Application – 2392 Topsail Road, Topsail

Resolution #17-215
Councillor Bent/Councillor Youden

Be it so resolved that Council exercise its discretion under section 4.6 of the Conception Bay South Development Regulations and refuse an application for a 4 unit town housing development at 2392 Topsail Road, Topsail, on the grounds that the proposed development is out of character with the surrounding neighbourhood and will impact public safety.

- carried unanimously

7. Purchase of Property - 49 Readers Hill Road, Long Pond

Resolution #17-216
Councillor Bent/Councillor Rowe

Be it so resolved that the Town not purchase privately owned property at 49 Readers Hill Road, Long Pond, as the Town has no immediate or long-term use for this property.

- carried unanimously

8. Purchase of Property – 53 Rideouts Road, Long Pond

Resolution #17-217
Councillor Bent/Deputy Mayor George

Be it so resolved that the Town not purchase privately owned property at 53 Rideouts Road, Long Pond, as the Town has no immediate or long term use for this property.

- carried unanimously

9. Planning and Development Committee Meeting Report

Resolution #17-218
Councillor Bent/Councillor Rowe

Be it so resolved that the recommendations/decisions made at the Planning and Development Committee Meetings of May 16 and 29, 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 May 30, 2017

1. Turnaround – Calvin Manor Road

Resolution #17-219
Councillor Murphy/Councillor Youden

Be it so resolved that approval be given to proceed with the expropriation of land at 14 Calvin Manor Road required for future road upgrading.

- carried unanimously

2. Flooding – Chamberlains Road

Resolution #17-220
Councillor Murphy/Councillor Tilley

Be it so resolved that approval be given to proceed with the expropriation of land for easement at 48 Chamberlains Road as required for infrastructure improvements to prevent flooding in the area.

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

3. Approval to Tender - Trailer Mounted Digital Message Board

Resolution #17-221
Councillor Murphy/Councillor Connors

Be it so resolved that approval be given to tender for a trailer mounted digital message board.

- carried unanimously

4. Approval to Award Tender – Phase 47 Water & Sewer Part A

Resolution #17-222
Councillor Murphy/Councillor Connors

Be it so resolved that approval be given to award tender for Phase 47 Water & Sewer Part A to Bursey Excavation and Development Inc. for the quoted price of \$3,153,781.85 including HST, pending approval from the Department of Municipal Affairs and Environment. Funds to be taken from project account.

- carried unanimously

5. Approval to Award Tender – Phase 47 Water & Sewer Part B

Resolution #17-223
Councillor Murphy/Deputy Mayor George

Be it so resolved that approval be given to award tender for Phase 47 Water & Sewer Part B to Imperial Excavation Limited for the quoted price of \$2,989,893.00 including HST, pending approval from the Department of Municipal Affairs and Environment. Funds to be taken from project account.

- carried unanimously

6. Engineering and Public Works Committee Meeting

Resolution #17-224
Councillor Murphy/Councillor Burse

Be it so resolved that the recommendations/decisions made at the Engineering and Public Works Committee Meeting of May 30, 2017, be accepted as presented.

- carried unanimously

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

Councillor Tilley read the following statement:

The summer season is in full swing for the Department of Recreation and Leisure Services. The Department would like to thank all residents that attending the CBR Seniors EXPO on June 1. This was a great event filled with information and activities for seniors in our town. A special thanks to Keynote speaker and Paralympian Karatina Roxon for attending the event and sticking around for people to get pictures with her medal.

June 1 was a busy day for the Department. We were pleased to welcome Eddie Joyce, Minister of Municipal Affairs and Environment, Harbour Main MHA Betty Parsley, and Mary Ann Butt and others from the Heart and Stroke Foundation of Newfoundland and Labrador for an announcement at the Robert French Memorial Stadium. The province is providing \$100,000 in funding for the Heart and Stroke Foundation to assist with placing Automated External Defibrillators (AEDs) in public centres throughout the province. Robert French Memorial Stadium was the first to receive an AED as part of the Foundation's Restart A Heart Restart a Life campaign in 2010.

On May 25th and 26th, the Conception Bay South Arena was host to the Queen Elizabeth and Holy Spirit graduations. By all accounts the events were very successful with many accolades from both schools on the set up of the arena and the cooperation and support from town staff.

This week will also feature multiple events. On Friday, June 9 the Law Enforcement Torch Run will make a stop at the Town Hall. There will be a short reception in the Greenslade Gallery at 9:00 a.m. and the runners will depart at approximately 9:30 a.m. This is a great program to raise money for the Special Olympics in Newfoundland and Labrador.

On Saturday, June 10 the 3 Hour Challenge Clean-up (Sponsored by: Tim Hortons) will take place. There's still lots of time to sign up a group! We look forward to seeing everyone at the community rally following the clean-up for free refreshments, activities and lots of fun!

The Department is happy to announce the final touches are being made on the 2017 Kelligrews Soiree Schedule of Events. This should be posted online by the end of the week. Residents are reminded to get their Soiree Garden Party Tickets early. Not only will you save on the early bird ticket prices, but if you buy your tickets by June 30 you'll also be entered to win an Ocean Quest boat tour for 45 people valued at \$3,000.

Presentation of recommendations of meeting held on May 31, 2017

1. Recreation and Leisure Services Committee

Resolution #17-225
Councillor Tilley/Councillor Murphy

Be it so resolved that the recommendations/decisions made at the Recreation and Leisure Services Meeting of May 31, 2017 be accepted as presented.

- carried unanimously

Councillor Tilley vacated the Chambers at 7:25 p.m.

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

Presentation of recommendations of meeting held on May 30, 2017

1. Accounts Payable Cheque Register

Resolution #17-226
Deputy Mayor George/Councillor Rowe

Be it so resolved that approval be given to pay cheques totaling \$313,794.04 as per the Accounts Payable Cheque Register.

- carried unanimously

2. Ratification of Manual Cheques Previously Released

Resolution #17-227
Deputy Mayor George/Councillor Connors

Be it so resolved that approval be given to ratify the payment of manual cheques previously released totaling \$430,323.47.

- carried unanimously

3. Capital Invoices

Resolution #17-228
Deputy Mayor George/Councillor Rowe

Be it so resolved that approval be given to pay capital invoices totaling \$332,382.76 as listed in the Financial Services Minutes of May 30, 2017.

- carried unanimously

4. Tax and Other Receivables Adjustments

Resolution #17-229
Deputy Mayor George/Councillor Youden

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

DAWEA009	\$205.32
SHEAR002	\$807.24
SUSTA001	\$424.96
HUMBY001	\$6,856.02

- carried unanimously

5. Donation Request – Newfoundland and Labrador Down Syndrome Society

Resolution #17-230

Deputy Mayor George/Councillor Youden

Be it so resolved that approval be given for a \$305 in kind donation to the Newfoundland and Labrador Down Syndrome Society for the use of Sgt. Ned Nugent's Field on June 23 – 25, 2017. Funds are available in account #01-101-1000-7705.

- carried unanimously

6. Donation Request – Zachary Tobin Memorial Softball Tournament

Resolution #17-231

Deputy Mayor George/Councillor Bursey

Be it so resolved that approval be given for a \$510 in-kind donation to Zachary Tobin Memorial Softball Tournament for the use of Parsons Field on June 2 – 4, 2017. Funds are available in account #01-101-1000-7705.

- carried unanimously

7. Donation Request – 1st Kelligrews/Foxtrap District Guides

Resolution #17-232

Deputy Mayor George/Councillor Bent

Be it so resolved that approval be given for a \$185 in-kind donation to for use of the Robert French Memorial Stadium on May 13, 2017. Funds are available in account #01-101-1000-7705.

- carried unanimously

8. Rental Revenue Agreement – CBS Soccer Association

Recommendation:

Be it so resolved that the Town of Conception Bay South enter into an agreement with the CBS Soccer Association for rental revenue.

- DEFERRED

Councillor Youden requested that the contract contain a time limit/expiry date. The item will be deferred back to the Committee for further review.

Councillor Bent declared a conflict of interest as he is employed by the CBS Soccer Association. He vacated the Chambers at 7:29 p.m. and returned at 7:33 p.m.

9. New Building Canada Fund, Provincial-Territorial Infrastructure Component, National and Regional Projects (PTIC-NRP)

Resolution #17-233

Deputy Mayor George/Councillor Connors

Be it so resolved that approval be given to enter into the Provincial-Territorial Infrastructure Component (PTIC) Receipt Agreement in the amount of \$2,922,804 which amounts to \$2,650,500 after the GST/HST rebate calculation.

- carried unanimously

10. 2014 – 2017 Multi Year Capital Works Agreement

Resolution #17-234

Deputy Mayor George/Councillor Rowe

Be it so resolved that approval be given to amend Schedule A of the 2014-2017 Multi Year Capital Works Agreement to reallocate the following projects to the Provincial-Territorial Infrastructure Component (PTIC) Receipt Agreement and the Small Communities Fund (SCF):

- Legion Road Upgrading
- Lift Station Upgrades
- Storm Water Upgrade
- Heritage Road Sanitary Sewer Upgrade
- District Water Meter Areas

- carried unanimously

11. Town Planner

Resolution #17-235
Deputy Mayor George/Councillor Bursey

Be it so resolved that approval be given to appoint Corrie Davis to the position of Town Planner as per the terms and conditions of the employment contract.

- carried unanimously

12. Financial and Administrative Services Committee Report

Resolution #17-236
Deputy Mayor George/Councillor Rowe

Be it so resolved that the recommendations/decisions made at the Financial and Administrative Services Committee Meeting of May 30, 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 May 31, 2017

1. Youth Business Tax Incentive Application (The Wee Gym)

Resolution #17-237
Councillor Youden/Councillor Connors

Be it so resolved that The Wee Gym be accepted into the Youth Business Tax Incentive Program.

- carried unanimously

2. Grand Concourse Authority 2017 T’Railway Maintenance Agreement

Resolution #17-238

Councillor Youden/Councillor Connors

Be it so resolved that approval be given to enter into a T’Railway Maintenance Agreement with the Grand Concourse Authority for 2017 at a cost of \$148,375.79 plus HST. Funds are available in Accounts # 01-502-1000-7709 and 01-502-1018-7706.

- carried unanimously

3. Grand Concourse Authority 2017 Membership

Resolution #17-239

Councillor Youden/Councillor Bent

Be it so resolved that the Town renew its annual membership for 2017 with the Grand Concourse Authority at a cost of \$8,883.60. Funds are available in Account # 01-502-1000-7035.

- carried unanimously

4. Community Fund for Canada’s 150th

Resolution #17-240

Councillor Youden/Councillor Connors

Be it so resolved that approval be given to enter into a Grant Agreement with the Community Foundations of Canada to accept funding totaling \$7,500 and to provide matching funding of \$7,500 for a project totaling \$15,000. Funds are available in Account # 01-502-1000-7707.

- carried unanimously

5. Economic Development and Tourism Committee Report

Resolution #17-241
Councillor Youden/Deputy Mayor George

Be it so resolved that the recommendations/decisions made at the Economic Development and Tourism Committee Meeting of May 31, 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 May 30, 2017

1. 6 Seymour Place

Resolution #17-242
Councillor Murphy/Councillor Rowe

Be it so resolved that the Order issued February 9, 2017, under the Municipalities Act, 1999; The Urban and Rural Planning Act 2000, and the Town of Conception Bay South Building Regulations 2014 and the Occupancy and Maintenance Regulations ordering the disconnection of water, sewer and electrical connections to the mobile structure located at 6 Seymour Place, Conception Bay South be rescinded.

- carried unanimously

2. 19/21 Concord Drive

Resolution #17-243
Councillor Murphy/Councillor Youden

Be it so resolved that that the dwelling and outbuilding situated at 19/21 Concord Drive be demolished and the site remediated.

- carried unanimously

Councillor Murphy advised that the Town of Conception Bay South has noticed an increase in the amount of hypodermic needles being incorrectly discarded within our town. These needles pose a significant risk to those who may come into contact with them. Residents are asked to contact the Town's Enforcement Unit at 834-6598 to report found needles so that they may be properly and safely disposed of. After hours, call 834-6529. The RNC have been notified of several locations that have been identified as problem areas.

3. Fire, Enforcement and Public Safety Committee Report

Resolution #17-244
Councillor Murphy/Councillor Rowe

Be it so resolved that the recommendations/decisions made at the Fire, Enforcement and Public Safety Committee Meeting of May 30, 2017 be accepted as presented.

- carried unanimously

10. OTHER COMMITTEE REPORTS

Nil

11. NEW BUSINESS

Councillor Rowe

stated that on Thursday, she attended the Seniors' Expo at the Conception Bay South Arena. Over 20 booths were set up and the event had great attendance. She expressed congratulations to those involved with setting up this successful event.

stated that tomorrow will be speaking on CBC to discuss illegal dumping.

expressed condolences to the family of David Rowe who recently passed away while on a volunteer trip to Africa.

Deputy Mayor George

stated the Seniors' Advisory Committee had a booth at the Seniors' Expo on June 1st. He

stated that they are now active and residents can contact members of the Committee through the Town.

Councillor Bent

stated that there is a public meeting on Monday, June 19th 6:30 – 7:30 p.m. at the Richard Parsons Field Clubhouse to discuss a proposal for a small helicopter hanger in the area of Lears Road and Cemetery Road in Seal Cove.

also expressed condolences to the family of David Rowe.

advised that students at Topsail Elementary collected 24,000 plastic shopping bags to be returned to Walmart for recycling. He stated that recycling needs to be more of a priority for all residents. A great example set by the students and teachers of Topsail Elementary School.

stated that the 3 Hour Challenge this weekend. He suggested that participants should pick areas that are important to them and noted that if everyone does a little bit here and there, it will make a big difference. He encouraged all to participate.

stated that the Seniors' Expo was well organized and attended.

stated that he attended the AED announcement and that he is so pleased to know that we have this equipment in our facilities and that our staff are trained in using it.

Councillor Connors

also expressed condolences to the Rowe family.

Councillor Murphy

stated that he had attended the grand opening of the Commons. Great to see this innovative business opening in our Town.

Councillor Youden

stated that there is an issue in Seal Cove area where rocks have fallen into the channel. He requested the Town ask for assistance from the Department of Municipal Affairs and Environment to have the rocks removed.

Mayor Tessier

stated that he also attended the grand opening of the CBS Commons and noted that it is a beautiful facility.

stated that he had attended the 33rd annual Worsley Park Seniors Dinner.

stated that there will be a citizenship ceremony for new Canadians held tomorrow at the Manuels River Interpretation Centre.

commented on the funding announcement for AEDs on June 1, 2017. He stated the Town availed of a program in 2010 to obtain an AED for the Robert French Memorial Stadium and it was recently used to save the life of a young boy. He also stated that the Heart and Stroke Foundations Mayors' March is coming up and should any organization want to be involved to contact him.

12. ADJOURNMENT

The meeting adjourned at 8:10 p.m.

Resolution #17-245
Councillor Youden/Councillor Rowe

Be it so resolved that the meeting adjourn.

- carried unanimously

Steve Tessier
Mayor

Gail Pomroy
Town Clerk