

REGULAR MEETING #14 September 15, 2015

A Regular Meeting of Council convened in the Council Chambers at 7:03 p.m. in the presence of Mayor Steve Tessier, Councillors (with the exception of Councillor George and Rowe), Acting Chief Administrative Officer, Gail Pomroy, Director of Planning and Development, Elaine Mitchell, Director of Finance, Liz Davis, Director of Recreation and Leisure Services, David Tibbo, Director of Economic Development, Jennifer Lake, Director of Engineering and Public Works, Jennifer Manuel and Administrative Assistant, Tracey Lambert.

1. ADOPTION OF AGENDA AND MINUTES

a. Adoption of meeting agenda of September 15, 2015

Resolution #15-332
Councillor Tilley/Councillor Murphy

Be it so resolved that the agenda of the meeting of September 15, 2015 be adopted as presented.

- carried unanimously

b. Adoption of minutes of meeting of September 1, 2015

Resolution #15-333
Councillor Murphy/Councillor Connors

Be it so resolved that the agenda of the meeting of September 15, 2015 be adopted as presented.

- carried unanimously

2. BUSINESS ARISING FROM PREVIOUS MINUTES

1. Residential Development – 27 Pocket Road, Long Pond

Resolution #15-334 Councillor Murphy/Councillor Tilley

Be it so resolved that the motion to approve be amended to be limited to phase 1.

- carried unanimously

2. Residential Development – 27 Pocket Road, Long Pond

The following motion resulted in a tie vote at the Regular Meeting of September 1, 2015. It is hereby presented again for consideration as amended.

Resolution #15-335 Councillor Tilley/Councillor Bent

Be it so resolved that approval in principle be granted for Phase one of a residential development consisting of single dwellings and row houses located between Pocket Road and Townsview Place subject to the following conditions:

- A permanent cul-de-sac complete with curb and gutter and a guard rail be constructed to prevent connection with Tobins Place;
- Approval be obtained from the Department of Environment and Conservation for stream buffers and protection of any provincial designated wetlands;
- If contaminated matter is found during development, full compliance with the Environmental Protection Act and Regulations is required including notification to the Department of Environment and Conservation and rehabilitation of the site;
- Implementation of a rodent control program prior to site development;
- The location and type of dwelling units in future phases be presented to Council for review and approval;
- Provision of ownership documentation for the subject property satisfactory to the Town before final approval; and
- Compliance with the Town's Development Regulations and Municipal Engineering Residential Subdivision Standards.
- If any development occurs on the subject property before final approval is issued, the approval in principle shall be rescinded.

CURRENT DISCUSSION:

Residential Development – 27 Pocket Road, Long Pond

- Councillor Tilley noted that Council and staff have done their work regarding this matter. His main concerns for this development were the environmental issues. He feels this is the best option and he will be supporting the motion.
- Councillor Bent advised that he will supporting the motion. He noted the conditions for approval in principle were well rounded and conclusive. He advised that his concerns were with environmental and legal issues. At this time he will vote for phase one only.
- Councillor Connors advised that he his voting in favor of this motion and feels that Council has done due diligence with this development and has done a good job in capturing the motion, as it fits within our Development Regulations. He pointed out we have to ensure that these conditions are met.
- Councillor Murphy stated that he will be supporting the amendment for the reasons already outlined by Council.
- Councillor Youden noted there has been a lot of concern with public engagement and outstanding land issues that has to be resolved. He feels that keeping to phase one gives the developer an opportunity to address all the concerns. He noted that caution is required from the perspective, that Council will have the ability to rescind if conditions are not met. For these reasons, he will be voting in favor of phase one.
- Mayor Tessier noted that he is still is torn about breaking this development out in 2 phases. He advised that he will vote on phase 1 with

strict conditions. He also noted that approval will not be granted until all conditions are met.

- carried unanimously

3. VISITORS, PRESENTATIONS AND PETITIONS

a. Fire Prevention Week Proclamation

Mayor Tessier proclaimed the week of October 4 – 10, 2015 as Fire Prevention Week in the Town of Conception Bay South. Conception Bay South Fire Chief, Todd Brophy was also in attendance for the signing of the Fire Prevention Week Proclamation. The Fire Chief noted the Conception Bay South Fire Department has responded to approximately 600 calls this year. Mayor Tessier congratulated the Fire Chief and the Fire Department on a job well done.

The Conception Bay South Fire Chief, Todd Brophy vacated the Chamber at 7:18 p.m.

4. RECOMMENDATIONS OF PLANNING & DEVELOPMENT COMMITTEE (Chair, Councillor Tilley)

Presentation of recommendations of meeting held September 8, 2015

1. Development Application - Recreational Trailer Parking

Resolution #15-336 **Councillor Tilley/Councillor Connors**

Be it so resolved that Council exercise its discretion under section 4.6 Discretionary Powers of the Conception Bay South Development Regulations and refuse an application to park two recreational trailers at the Sunset Key Marina, 49-53 Stanleys Road, Long Pond, as the application is incongruent with the area and with the use of the Sunset Key Marina as a commercial recreational facility.

- carried unanimously

2. Clearing and Grubbing Permit – 43-49 Pocket Road, Long Pond

Resolution #15-337
Councillor Tilley/Councillor Bent

Be it so resolved that Council exercise its discretion under section 4.6 Discretionary Powers of the Conception Bay South Development Regulations and refuse an application to place fill at 43-49 Pocket Road, Long Pond, because a Quieting of Titles application has not yet been resolved.

- carried unanimously

3. Fence Application – 17 Warfords Road, Upper Gullies

Resolution #15-338
Councillor Tilley/Councillor Murphy

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 2.1 metre high fence along the rear property line of 17 Warfords Road, Upper Gullies, on the grounds that a higher fence will not address the issues of trespassing or property damage any better than the height now permitted in the Fence Regulations.

- carried unanimously

4. Municipal Plan Amendment No. 9, 2015 and Development Regulations Amendment No. 13, 2015 – Back Lot Development

Resolution #15-339
Councillor Tilley/Councillor Youden

Be it so resolved that section 5.6 (4) of the proposed Development Regulations Amendment No. 13, 2015 be revised to require a 4 metre paved driving surface and that 2 metres adjacent to the pavement remain unencumbered by ditching or landscaping and that Municipal Plan Amendment No. 9, 2015 and Development Regulations Amendment No. 13, 2015, as revised, be submitted to the Department of Municipal and Intergovernmental Affairs for provincial review.

- carried unanimously

5. Planning and Development Committee Meeting Report

**Resolution #15-340
Councillor Tilley/Councillor Connors**

Be it so resolved that the recommendations/decisions made at the Planning and Development Committee Meeting of September 8, 2015, be accepted as presented.

- carried unanimously

The Planning and Development Committee Meeting Report of September 8, 2015, contains the following recommendations:

1. Development Application – 39 Legion Road, Kelligrews

Recommendation:

Be it so resolved that an application to replace an older deteriorated dwelling at 39 Legion Road, Kelligrews, be approved, subject to there being no increase in the existing rear yard deficiency and compliance with all other requirements of the Town's Development Regulations.

2. Take into General Revenue – Landscaping Deficiencies

Recommendation:

Be it so resolved that landscaping deposits totalling **\$13,500.00** be taken into general revenue as the owners have failed to comply with the Town's final landscaping requirements.

Location	Receipt #	Date	Amount
50 Comerfords Road	74244	10-Jan-11	\$500
46 Comerfords Road	74968	24-Jan-11	\$500
21 Red Sky Estates	79736	21-Feb-11	\$500
70 Bayview Heights	82752	15-Mar-11	\$500
16 Ocean Breeze Place	83000	18-Mar-11	\$500
2 Madar Place	83002	18-Mar-11	\$500
62 Comerfords Road	83472	30-Mar-11	\$500
54 Comerfords Road	86180	18-Apr-11	\$500

6 Abigail Place	89685	25-May-11	\$500
42 Comerfords Road	90321	06-Jun-11	\$500
18 Waterside Place	93943	18-Jul-11	\$500
58 Bayview Heights	94083	21-Jul-11	\$500
16 Comerfords Road	94698	04-Aug-11	\$500
16 Abigail Place	94937	10-Aug-11	\$500
8 Lander Estates	95324	17-Aug-11	\$500
Lot # 1 Michael Place	95550	23-Aug-11	\$500
29 Bayview Heights	96599	20-Sep-11	\$500
72 Bayview Heights	96882	28-Sep-11	\$500
22 Woodpath Road	96897	29-Sep-11	\$500
12 Mario Street	97409	12-Oct-11	\$500
65 Comerfords Road	97674	19-Oct-11	\$500
11 Abigail Place	97783	24-Oct-11	\$500
4 Kirkston Avenue	98083	31-Oct-11	\$500
1 Marios Street	98918	23-Nov-11	\$500
240-242 Seal Cove Road	99513	09-Dec-11	\$500
10 Decima Place	99801	20-Dec-11	\$500
		Total	\$13,000

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

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

Presentation of recommendations of meeting held September 9, 2015

1. Engineering and Public Works Committee Meeting

**Resolution #15-341
Councillor Murphy/Councillor Youden**

Be it so resolved that the recommendations/decisions made at the Engineering and Public Works Committee Meeting of September 9, 2015, be accepted as presented.

- carried unanimously

Councillor Youden referenced the claims submitted as a result of flooding in Ward 4. He requested this matter be returned to the Engineering and Public Works Committee meeting for further consideration.

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

Transferred from Privileged Meeting #16

1. Tender 15-14 Supply and Delivery of New Tables Chairs–Caddies & Dollies for Conception Bay South Stadium

Resolution #15-342
Councillor Connors/Councillor Bent

Be it so resolved that approval be given to award tender #15-14 for the Supply and Delivery of New Tables Chairs–Caddies & Dollies to Chaises et Tables Internationales of Beloeil, Quebec in the amount of \$61,980, plus HST. Funds are available in the capital project account.

- 4 yeas
- 1 abstention
(Youden)
- motion carried

Councillor Youden declared a conflict of interest as he is employed with the Department of Business, Tourism, Culture and Recreation. He vacated the Chambers at 7:32 p.m. and returned at 7:33.

Presentation of recommendations of meeting held September 9, 2015

1. Recreation and Leisure Services Committee

Resolution #15-343
Councillor Connors/Councillor Murphy

Be it so resolved that the recommendations/decisions made at the Recreation and Leisure Services Meeting of September 9, 2015 be accepted as presented.

- carried unanimously

7. RECOMMENDATIONS OF FINANCIAL & ADMINISTRATIVE SERVICES COMMITTEE (Chair, Councillor Richard Murphy)

Transferred from Privileged Meeting #16

1. Reallocation of Funds within 2012/2014 Multi Year Capital Works

Resolution #15-344
Councillor Murphy/Councillor Connors

Be it so resolved that approval be given to re-allocate \$385,000 from Project #11172 to Project #11171 and \$140,811 from Project #11172 to the Town Hall Project #12207.

- carried unanimously

Presentation of recommendations of meeting held September 10, 2015

1. Accounts Payable Cheque Register

Resolution #15-345
Councillor Murphy/Councillor Youden

Be it so resolved that approval be given to pay cheques totaling \$118,234.34 as per the attached Accounts Payable Cheque Register Report.

- carried unanimously

2. Ratification of Manual Cheques Previously Released

Resolution #15-346
Councillor Murphy/Councillor Connors

Be it so resolved that approval be given to ratify the payment of manual cheques previously released totaling \$215,526.42 as per the attached report.

- carried unanimously

3. Ratification of Direct Payments Previously Released

Resolution #15-347
Councillor Murphy/Councillor Bent

Be it so resolved that approval be given to ratify direct payments previously released totaling \$63,060.15 as per the attached report.

- carried unanimously

4. Capital Invoices

Resolution #15-348
Councillor Murphy/Councillor Connors

Be it so resolved that approval be given to pay capital cheques totaling \$1,182,468.31 as listed in the Financial Services Minutes of September 10, 2015.

- carried unanimously

5. Tax and Other Receivables Adjustments

Resolution #15-349
Councillor Murphy/Councillor Connors

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

CANAD017	\$397.64
BROTH002	\$411.70

- carried unanimously

6. Financial and Administrative Services Committee Report

Resolution #15-350
Councillor Murphy/Councillor Bent

Be it so resolved that the recommendations/decisions made at the Financial and Administrative Services Committee Meeting of September 10, 2015 be accepted as presented.

- carried unanimously

The Financial and Administrative Services Committee Report of September 10, 2015 contains the following recommendation:

1. Credit Recovery Accounts

Recommendation:

Be it so resolved that approval be given to proceed with collection efforts using Credit Recovery Limited on accounts totaling \$438.85 as listed in the Financial Services Committee Minutes of September 10, 2015.

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

Presentation of recommendations of meeting held September 8, 2015

1. Harbour Plaza Project

Resolution #15-351
Councillor Bent/Councillor Connors

Be it so resolved that the Town contribute \$9,417 which constitutes 16% of the Harbour Plaza Project. Funds available in account number 01-502-1018-7706.

- carried unanimously

2. Main Street Business Improvement Area Regulation

Resolution #15-352
Councillor Bent/Councillor Youden

Be it so resolved that the Main Street Business Improvement Area Regulations be adopted as presented.

MAIN STREET BUSINESS IMPROVEMENT REGULATIONS

PUBLISHED BY AUTHORITY

Pursuant to the authority conferred by the Municipalities Act, 1999, chapter M-24, Section 202 (2) the Town of Conception Bay South has made the following Regulations which were adopted at a Public Meeting held on the 15th day of September 2015.

REGULATIONS

1. TITLE

These Regulations shall be known as the "Conception Bay South Main Street Business Improvement Area" Regulations.

2. DEFINITIONS

In these Regulations:

- (a) "Area" refers to the Conception Bay South Main Street Business Improvement Area established herein and outlined in the diagram annexed hereto as Schedule "A".
- (b) "Board" refers to the Board of Management established herein.
- (c) "Business" refers to those businesses, trades and professions located within the boundaries of the Business Improvement Area and shown on the latest revised assessment roll as being assessed for business tax.
- (d) "Town" refers to The Town of Conception Bay South.

- (e) "Deputy Clerk" refers to the Deputy Clerk of The Town of Conception Bay South or designate.
- (f) "Council" refers to the Council of The Town of Conception Bay South.
- (g) "Senior Accountant" refers to the Senior Accountant/Office Manager of The Town of Conception Bay South or designate.

3. DESIGNATION OF AREA

The area known as the Main Street Business Improvement Area is outlined in Schedule "A" attached which hereto forms part of these Regulations.

4. PURPOSE

To promote, enhance and improve area and carry out special projects, activities and events.

5. ESTABLISHMENT OF BOARD OF MANAGEMENT

- (a) A Board of Management shall be established for the Area;
- (b) The Board shall operate under the name "The Conception Bay South Main Street Business Improvement Association".
- (c) The Board shall consist of eleven (11) voting persons in total. Ten (10) to be elected by the members of the Main Street Business Improvement Association and one (1) councillor from the Town, all of whom shall be appointed annually by Council.

6. ELECTION OF BOARD MEMBERS

- (a) To be eligible for election to the Board, a person must be at least nineteen (19) years of age, must have paid to date all levies assessed in accordance with Section 16 and must be:
 - (i) A person carrying on a business within the Area; or

- (ii) A designated representative of a person, company, corporation, firm, group, organization or other similar body carrying on a business within the Area.
- (b) To be eligible to vote for the election of Board members, a person must have paid to date all levies assessed in accordance with Section 16 and must be:
 - (i) A person carrying on a business, trade, or profession within the Area;
 - (ii) A designated representative of a person, company, corporation, firm, group, organization or other similar body carrying on a business within the Area;
 - (iii) Registered with the Town of Conception Bay South as a operating business;
 - (iv) A current member of the Conception Bay Area Chamber of Commerce.
- (c) Each person, company, corporation, firm, group, organization or other similar body within the Improvement Association Area shall have one vote only and for the purpose of exercising this vote shall have only one designated representative for each body.

7. TERM OF OFFICE

- (a) Although members of the Board, except the board member appointed from Council, are to be elected and appointed annually, the members of the Board shall hold office for two (2) years under an arrangement that will result in at least one half of the Board Members being elected and appointed each year, to draw in, involve and solicit the input of as many members of the Association as possible.
- (b) A Board Member holds office until his or her successor is appointed and he or she is eligible for re-election and reappointment on the expiration of his or her term of office.

8. VACANCY ON BOARD

- (a) Where a vacancy occurs in the membership of the Board, Council shall fill the vacancy by appointing a person otherwise eligible for appointment or

election as determined by these Regulations and his or her term of office shall be until the next annual election of the Board.

- (b) Notwithstanding any other provision of these Regulations where a member of the Board fails to attend three (3) consecutive regular meetings of the Board without just cause and the approval of the Board, the Board may by resolution determine that the member shall cease to be a member of the Board and the vacancy so created shall be reported to Council which shall fill the vacancy in accordance with the provisions of Section 7(a) hereof.

9. ELECTION PROCESS

- (a) The Annual election of members to the Board shall be held not later than the 15th day of December. The date, time and place for the election shall be set annually by Council.
- (b) The election shall be conducted under the supervision of the Deputy Clerk who shall be the Returning Officer for the election.
- (c) Written nominations on the prescribed form shall be filed with the Returning Officer no later than the close of business on the seventh business day prior to the date set for the election.
- (d) The election shall be conducted by secret ballot between the hours of 10:00 a.m. and 3:00 p.m. on the date set for the election.
- (e) For the purpose of determining eligibility for election or for voting under these Regulations, the latest revised assessment roll of the Town shall be conclusive.
- (f) Persons designated as representatives under Section 6(a) and 6(b) hereof shall provide the Returning Officer with written confirmation of their designated status, if requested.
- (g) Once the election process is complete, the elected members will be confirmed and appointed by Council.

10. ELECTION OF OFFICERS

- (a) The Board shall, as soon as possible after its members are elected and annually thereafter, elect a Chair, Vice-Chair, Secretary and Treasurer,

and such other officers, as it may deem necessary to properly conduct its business and further, it may establish standing committees to assist in the performance of the duties assigned to the Board.

- (b) A staff person of the Economic Development and Tourism Department of the Town, who may not be a member of the Board, will be designated by Council and whose duties and responsibilities shall be:
 - (i) to keep a record of all proceedings of the Board and its committees;
 - (ii) to have the custody and care of all records and documents of the Board;
 - (iii) to ensure all administrative duties of the Board are carried out; and,
 - (iv) to supervise all persons employed by the Board.
- (c) The Board may appoint employees or hire such other individuals or firms, none of whom shall be members of the Board, as are deemed necessary for performing the duties and responsibilities of the Board.
- (d) The Board may appoint such advisors as they deem necessary for the purpose of providing resource services to its members. Such persons will act in an advisory capacity only, and shall not be members of the Board nor have any voting privileges in the decisions rendered by the Board. The Board may accept or reject any or all of their recommendations and advice.

11. MEETINGS OF THE BOARD

- (a) The Board may meet as often as deemed necessary by the Chair but in any case it shall meet at least bi-monthly.
- (b) The Board may adopt rules of procedure for the conduct of the internal affairs of the Board.

12. MINUTES, FINANCIAL RECORDS AND OTHER RECORDS OF THE BOARD

- (a) The Board shall keep proper minutes and records of every meeting of the Board, and shall make these available to all members of the Board and to the Deputy Clerk. The minutes and records of the Board shall be open to inspection by any person assessed for business assessment in the Area or nominee of a corporation so assessed.

- (b) The Board shall adopt and maintain only banking arrangements and good accounting practices that are acceptable to the Senior Accountant and shall keep such books of account and submit such statements from time to time as the Senior Accountant may require.

13. AUDITOR

- (a) The Board shall appoint an auditor, to be approved by the Town, to be the auditor of the Board and all books, documents, records of transactions, minutes and accounts of the Board shall, at all times, be open to his inspection.

14. APPROVAL OF ESTIMATES BY COUNCIL

- (a) The Board shall submit to Council its estimates of expenditures for each fiscal year at the time and in the form prescribed by the Council and may make requisitions upon the Council for all sums of money required to carry out its powers and duties on a quarterly basis but nothing herein divests the Council of its authority to reject the estimates of the Board in whole or in part or to provide the money for the purposes of the Board and when money is so provided by Council, the Senior Accountant shall, upon the certificate of the Board, pay out the money to the Board on a quarterly basis.
- (b) Before submitting the estimates to Council for approval, the Board shall send, to every person assessed for business assessment in the Area, a notice informing him or her of the proposed expenditures of the Board, together with the date and place of the public meeting at which those estimates will be considered and representations may be made. Upon the conclusion of this public meeting, the Board shall submit to Council the results of the public meeting together with its budget estimates for approval.

15. LIMIT OF THE BOARD'S EXPENDITURE OF MONIES

- (a) The Board shall not expend any monies except for expenditures included in its budget as approved by Council.
- (b) The Board shall not, without prior approval of Council, make or authorize an expenditure in any year for any purpose in excess of the amount provided for that purpose in its estimates of expenditure for that year as

approved by Council or incur indebtedness in any year for any purpose which is not payable from its estimates of expenditures for that year as approved by Council.

- (c) The Board may not borrow money for a term beyond the current fiscal year unless approved by Council.

16. LEVY ON BUSINESS ASSESSMENT

Council shall authorize the levy or levies upon all persons carrying on a business, trade, or profession within the Area in order to fund the budget of the Board provided that the levy shall be no greater than 10% of the business tax imposed upon that business. The levy will be non-refundable.

17. FISCAL YEAR AND ANNUAL REPORT OF THE BOARD

The fiscal year of the Board shall be the calendar year and, on or before the 15th day of June in each year, the Board shall submit its annual report for the preceding year to Council, and that report shall include a complete audited and certified financial statement of its affairs, with balance sheet and revenue and expenditure statement.

18. INSURANCE

The Town shall be responsible for obtaining insurance policies against public liability in respect of the Board's activities the cost of which shall be paid for by the Board.

19. ASSETS AND LIABILITIES

Upon the repeal of these Regulations, the Board shall cease to exist and its undertakings, assets and liabilities shall be assumed and taken over by the Town and all books, documents, records of transactions, minutes and accounts of the Board shall be immediately transferred to the Town for retention in accordance with the provisions of the *Municipalities Act, 1999*.

20. DISSOLUTION OF THE AREA AND BOARD

- (a) Upon petition of one third of those persons, companies, corporation, firms, groups, organizations or other similar bodies liable to taxation under these

Regulations, the Town shall conduct a vote to determine if the Area shall continue to exist, which vote shall be decided by simple majority of those eligible to vote.

- (b) Council may dissolve the Area and the Board where the Board has not function for a period of one or more years.

21. COMPLIANCE WITH OTHER ACTS AND REGULATIONS

Nothing in these Regulations serves to exempt any person from obtaining any license, permission, permit, authority or approval required by any other regulation of the Town or any statute or regulation of the Province of Newfoundland and Labrador, and in such cases where more than one regulation or statute applies the more restrictive regulation or statute shall apply.

22. EFFECTIVE DATE

These Regulations shall come into force on the 16th day of September, 2015.

SCHEDULE "A"

The following is a geographic description of the Business Improvement Area. Businesses assessed for business tax which abut or are inside this boundary would be included in the B.I.A.

- Beginning at point near the intersection of Topsail Road and Conception Bay Highway;
- Thence running in a North Westerly direction to a point on the western bank of Manuels River approximately 40 metres from Conception Bay Highway;
- Thence following the sinuosity on the western bank to head of Manuels River;
- Thence following the shoreline of Conception Bay in a South Westerly direction to a point on the North Western side of Burnt Island;
- Thence in a Southerly direction following the eastern banks of Long Pond to a point approximately 115 meters north of Conception Bay Highway;
- Thence in a South Westerly direction following the embankment along Long Pond to a point near the terminus of Perrins Road;
- Thence in a South Westerly direction following the rear boundaries of the properties fronting onto Conception Bay Highway to a point on the eastern side of Conways Brook;
- Thence following the sinuosity Conways Brook to a point on the eastern edge of Conways Brook Road;

- Thence in a Northerly direction to following the banks of Long Pond to a point approximately 93 meters from Terminal Road;
- Thence in a North Westerly direction to a point on the western edge of Terminal Road;
- Thence in a South Westerly direction to a point a on the southern edge of Conception Bay Highway;
- Thence in a South Easterly direction to a point on the eastern side of Rideouts Road;
- Thence in a North Easterly direction to a point located at the intersection of the T’Railway and Country Path Road;
- Thence in a North Easterly direction following the T’Railway to the intersection of the T’Railway and Dawsons Run;
- Thence in a North Easterly direction paralleling Conception Bay Highway following the T’Railway to a point on the eastern limit of the Manuels River heritage site;
- Thence in a North Easterly direction to the origin point.

- carried unanimously

3. Economic Development and Tourism Committee Report

Resolution #15-353

Councillor Bent/Councillor Connors

Be it so resolved that the recommendations/decisions made at the Economic Development and Tourism Committee Meeting of September 8, 2015 be accepted as presented.

- carried unanimously

9. OTHER COMMITTEE REPORTS

Nil

10. NEW BUSINESS

Councillor Tilley

explained the process pertaining to the Planning and Development Committee motion for the Municipal Plan Amendment No. 9, 2015 and Development Regulations – Backlot Development.

Councillor Bent

provided details on the new courtesy signage that has been developed for the T’railway in Conception Bay South. The courtesy signs will contain information including kilometer markings, location of waste receptacles, designated parking areas, acknowledgement of funders, and a full diagram delineation of the Main Street Loop. Installation is anticipated for this fall. He encouraged all residents to get out and take advantage of our beautiful T’railway.

advised the Bright Business Achievement Awards are scheduled to be held on Wednesday, October 21, 2015 and nominations will close 3:00 p.m. on Friday, October 9, 2015. He noted that self-nominations are encouraged. He also noted that the Town has over 50 new start-ups for businesses.

pointed out the traffic controller boxes within the town have taken on a new look. The beautification and painting of these boxes have been completed by local artist, Jill Moores. She has taken inspirations from the local landscape and used them to beautify and enhance route 60.

advised that he attended the Main Street Business Improvement Association (BIA)

breakfast event held at the Manuels River Hibernia Interpretation Center on Thursday, September 10, 2015. He noted that great things are planned moving forward and commended the BIA for their work and mandate on the Main Street Improvement plan.

Councillor Connors

recited a letter from the Kelligrews Ecological Enhancement Program (KEEP) that thanked the Mayor, the Director of Recreation and Leisure Services, and Town employees for the support they provided during the 13th Annual Railway Folk Festival.

advised that Mayor Tessier, Councillors Bent and Youden attended the Special Olympics softball program year end banquet at the new clubhouse in Seal Cove. He congratulated the Special Olympics on a great summer program. He noted that the clubhouse and playground is completed and lights will be installed on the field for play next season, making this a first class facility. He thanked the Rotary Club of Avalon Northeast for donating \$100,000 towards the project.

advised the Town was host to a tennis tournament that was organized by one of our residents. The event had 27 players registered and was huge success. This was a great way to promote the sport leading up to the 2016 NL Summer Games.

advised the Annual Terry Fox Run is scheduled for September 20, 2015. The run will depart the Manuels River Hibernia Interpretation Center and head west along the T'railway. He also noted that is the 35th year for the run.

Councillor Youden

noted the recent incident with rock throwing from the Conception Bay South over pass.

He encouraged residents to call the police if they have any information pertaining to the rock throwing incident and to report any suspicious activity.

congratulated the Men's Masters Softball League for a cash and equipment donation that helped the Special Olympics softball program up to get up and running. He thanked the many volunteers, staff, Director of Recreation and Leisure Services and Mr. Eric Hart their involvement.

Mayor Tessier

reminded residents that this is the season for heavy rain and hurricanes. He noted that preventive maintenance is key and encouraged residents to clear out ditches to help alleviate flooding issues. He also noted that residents can contact the Department of Engineering and Public Works if they have concerns.

apologized on behalf of Council for any inconveniences that were caused on the first day of School at St. Edwards Elementary. He noted that with the help of the Town's Municipal Enforcement the situation was remedied. He also noted that there will be new sidewalks and curb and gutter installed on Long Shore Road to increase safety for pedestrian traffic.

received an email from a concerned citizen regarding the use of dirt bikes on the T'railway. He reminded that motorized vehicles are not permitted on T'railway and municipal ticketing is in effect. Mayor Tessier cautioned parents that they need to discuss safety and whereabouts with their children while operating off road vehicles. He noted that safety is a concern for all users of the trail.

reminded the public of their role to play in traffic safety with safe driving practices. He noted that additional traffic lights and crossings will be installed in the spring.

11. ADJOURNMENT

The meeting adjourned at 7:53 p.m.

Resolution #15-354
Councillor YoudenCouncillor Murphy

Be it so resolved that the meeting adjourn.

- carried unanimously

Steve Tessier
Mayor

Gail Pomroy
Acting Chief Administrative Officer