

REGULAR MEETING #16

October 20, 2015

A Regular Meeting of Council convened in the Council Chambers at 7:03 p.m. in the presence of Mayor Steve Tessier, Councillors, 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 Engineering and Public Works, Jennifer Manuel, Director of Economic Development and Tourism, Jennifer Lake and Executive Secretary, Jody Fifield.

1. ADOPTION OF AGENDA AND MINUTES

a. Adoption of meeting agenda of October 20, 2015

Resolution #15-380
Councillor Youden /Councillor Rowe

Be it so resolved that the agenda of the meeting of October 20, 2015 be adopted as presented.

- carried unanimously

b. Adoption of minutes of meeting of October 6, 2015

Resolution #15-381
Councillor George/Councillor Connors

Be it so resolved that the agenda of the meeting of October 6, 2015 be adopted as presented.

- carried unanimously

2. BUSINESS ARISING FROM PREVIOUS MINUTES

Nil

3. VISITORS, PRESENTATIONS AND PETITIONS

Mayor McDonald was present to present his official resignation as a result of his win in the federal election for the District of Avalon.

Resolution #15-382
Mayor Tessier/Councillor Connors

Be it so resolved that the Town of Conception Bay South accept the official resignation of Mayor Ken McDonald effective October 20, 2015.

- carried unanimously

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

Presentation of recommendations of meeting held October 15, 2015

1. Correspondence - 1242 Conception Bay Highway, Upper Gullies

Resolution #15-383
Councillor Rowe/Councillor George

Be it so resolved that an application requesting property at 1242 Conception Bay Highway be redesignated and rezoned from Residential Low Density (R-1) to Residential Medium Density (R-2) be refused in order to preserve the existing low density character of the area.

- carried unanimously

2. Appeal Decision – Donnybrook Road, Foxtrap

Resolution #15-384
Councillor Rowe/Councillor Tilley

Be it so resolved that a request to redesignate and rezone land fronting on Donnybrook Road from Open Space Conservation (OSC) to Residential Medium Density (R-2) be denied on the grounds that Donnybrook Brook Stormwater Management Plan identified the subject property to be within the 100-year floodplain and buffer where no further development is permitted because of flooding risk.

- carried unanimously

3. Planning and Development Committee Meeting Report

Resolution #15-385
Councillor Rowe/Councillor Bent

Be it so resolved that the recommendations/decisions made at the Planning and Development Committee Meeting of October 15, 2015, be accepted as presented.

- carried unanimously

The Planning and Development Committee Meeting Report of October 15, 2015, contains the following recommendations:

1. Application – 27 Atkins Road, Manuels

Recommendation:

Be it so resolved that Council its exercise its discretion under Section 5.15 of the Town's Development Regulations and approve development of a single dwelling on an existing residential lot at 27 Atkins Road, Manuels subject to compliance with the zone standards for lot coverage, minimum yard and floor area.

2. Legal – 15 Perrins Road, Long Pond

Recommendation:

Be it so resolved that approval be given for Marcus Contracting Ltd. to proceed with abatement of asbestos and lead at 15 Perrins Road for the quoted price of \$4,500 plus HST to be charged to the property tax account.

3. Retaining Wall - Sparrow Drive and Southshore Drive, Chamberlains

Recommendation:

Be it so resolved that the Town obtain quotes from an engineer to complete a structural assessment of condition of the retaining wall located in the rear yard of properties on Southshore Drive and Sparrow Drive including the identification of costs for required repairs.

4. Easement Acquisition – Delaneys Road, Foxtrap

Recommendation:

Be it so resolved that the Town acquire an easement at 21 Delaneys Road to facilitate the maintenance of storm pipe infrastructure.

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

Presentation of recommendations of meeting held October 13, 2015

1. Water and Sewer Priority List Revision

**Resolution #15-386
Councillor Murphy/Councillor Connors**

Be it so resolved the Water and Sewer Priority List be adopted as presented.

- carried unanimously

2. Engineering and Public Works Committee Meeting

**Resolution 15-387
Councillor Murphy/Councillor George**

Be it so resolved that the recommendations/decisions made at the Engineering and Public Works Committee Meeting of October 13, 2015, be accepted as presented.

- carried unanimously

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

Presentation of recommendations of meeting held October 14, 2015

1. Recreation and Leisure Services Committee

Resolution #15-388
Councillor Connors/Councillor Tilley

Be it so resolved that the recommendations/decisions made at the Recreation and Leisure Services Meeting of October 14, 2015 be accepted as presented.

- carried unanimously

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

Presentation of recommendations of meeting held October 15, 2015

1. Accounts Payable Cheque Register

Resolution #15-389
Councillor George/Councillor Rowe

Be it so resolved that approval be given to pay cheques totaling \$424,437.08 as per the attached Accounts Payable Cheque Register Report.

- carried unanimously

2. Ratification of Manual Cheques Previously Released

Resolution #15-390
Councillor George/Councillor Connors

Be it so resolved that approval be given to ratify the payment of manual cheques previously released totaling \$384,251.62 as per the attached report.

- carried unanimously

3. Ratification of Direct Payments Previously Released

Resolution #15-391
Councillor George/Councillor Murphy

Be it so resolved that approval be given to ratify direct payments previously released totaling \$132,327.10 as per the attached report.

- carried unanimously

4. Capital Invoices

Resolution #15-392
Councillor George/Councillor Rowe

Be it so resolved that approval be given to pay capital cheques totaling \$2,222,031.17 as listed in the Financial Services Minutes of October 15, 2015.

- carried unanimously

5. Tax and Other Receivable Adjustments

Resolution #15-393
Councillor George/Councillor Connors

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

#BESTG002	\$727.85
#ROGER008	\$1,440.59

- carried unanimously

6. Acting Fire Chief

Resolution #15-394
Councillor George/Councillor Youden

Be it so resolved that Resolution #11-268 be rescinded and that approval be given to appoint John Heffernan as Acting Fire Chief, effective October 19, 2015 until the commencement date of a Fire Chief.

- carried unanimously

7. Protective Clothing Tender 2016

Resolution #15-395
Councillor George/Councillor Connors

Be it so resolved that approval be given to call a three (3) year tender for the supply of clothing for Town employees scheduled for clothing allowance as per the Collective Agreement. Funds are available in account #01-205-1000-4110 and #01-205-1000-4115.

- carried unanimously

**8. Seal Cove Bridge Repairs
2014/2017 Multi Year Capital Works**

**Resolution #15-396
Councillor George/Councillor Murphy**

Be it so resolved that approval be given for Bae Newplan Group Ltd. to complete the design and engineering for the Seal Cove Bridge Repairs project in preparation for a tender call. Funds are available in 2014/2017 Multi Year Capital Works.

- carried unanimously

9. Donation Request – Queen Elizabeth Regional High School

**Resolution #15-397
Councillor George/Councillor Rowe**

Be it so resolved that approval be given for the donation of \$250.00 to Queen Elizabeth Regional High School in support of their Annual Scholarship and Awards Program. Funds are available in account 01-101-1000-7705.

- carried unanimously

10. Financial and Administrative Services Committee Report

**Resolution #15-398
Councillor George/Councillor Connors**

Be it so resolved that the recommendations/decisions made at the Financial and Administrative Services Committee Meeting of October 15, 2015 be accepted as presented.

- carried unanimously

The Financial and Administrative Services Committee Report of October 15, 2015 contains the following recommendations:

1. Grand Concourse – T’Railway Phase 3

Recommendation:

Be it so resolved that approval be given to pay the Grand Concourse Authority for Claim 2 on the T’Railway Development Phase 3 in the amount of \$98,808.93 all taxes included. Funds are available in Capital out of Revenue.

- carried unanimously

2. Grand Concourse – ATV Bypass Staging Area

Recommendation:

Be it so resolved that approval be given to pay the Grand Concourse Authority for Claim 2 on the ATV Bypass Staging Area in the amount of \$20,415.13 all taxes included. Funds are available in Capital out of Revenue.

- carried unanimously

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

Transferred from Privileged Meeting #18

1. The Gateway Development

Resolution #15-399

Councillor Bent/Councillor Rowe

Be it so resolved that approval be given for the Town of Conception Bay South to enter into an Agreement of Purchase and Sale with Baine Johnston Properties Inc, for the purchase of 4.88 acres of land situated within the Town’s commercial retail development on Legion Road.

- carried unanimously

Mayor Tessier declared a conflict of interest with this item, he vacated the Chamber at 7:17 p.m. Councillor George took the Chair. Mayor Tessier returned at 7:18 p.m. and resumed the Chair

Presentation of recommendations of meeting held October 13, 2015

1. Main Street BIA Board of Management

Resolution #15-400
Councillor Bent/Councillor Tilley

Be it so resolved that Michael Mullan of TD Bank be approved and appointed as a Director of the Board of Management for the Conception Bay South Main Street Business Improvement Association as per the Main Street Business Improvement Association Regulations.

- carried unanimously

2. Manuels River Memorandum of Understanding

Resolution #15-401
Councillor Bent/Councillor Tilley

Be it so resolved that the Town amend the Memorandum of Understanding with the Manuels River Hibernia Interpretation Centre in relation to its usage and sustainability.

- carried unanimously

3. Economic Development and Tourism Committee Report

Resolution #15-402
Councillor Bent/Councillor Connors

Be it so resolved that the recommendations/decisions made at the Economic Development and Tourism Committee Meeting of October 13, 2015 be accepted as presented.

- carried unanimously

9. OTHER COMMITTEE REPORTS

Councillor Murphy attended the Hydro Liaison Committee. He advised that Unit 3 still off line but the gas turbine is ready if consumption starts to get high.

10. NEW BUSINESS

Councillor Connors

is very pleased with the announcement made tonight on the agreement for another tenant in the Gateway Development.

Councillor Bent

would like to acknowledge the passing of Mr. Paul Johnson and his great involvement here in the Town. He personally spearheaded the story boards that will be erected on the T'Railway very soon.

Councillor Tilley

advised that on October 29th there will be an open house at the Legion in Kelligrews to discuss road upgrades on Tilleys Road South. He encouraged residents from the area to attend to discuss any issues or concerns they may have.

Councillor George

stated that the Municipal Assessments were recently mailed out and would encourage residents to provide their comments on what they feel would be a fair way to mitigate the higher assessment values within the upcoming 2016 budget.

Councillor Youden

advised that Council had just met with Mr. Sean Martin of the Municipal Assessment Agency. He advised that the recent increase in values were due to land values increasing to bring them up to market values. He encouraged people who feel they do not have a fair value to contact the MAA.

He had the privilege to work with Mr. Paul Johnson on an interpretation panel. His knowledge of Conception Bay South was immense and the T'Railway storyboards will show this very soon.

Councillor Murphy

There has been some discussion with the announcement of the new traffic lights funding on whether a light could be installed at Dunns Hill Road and Route 60. The Consultants have advised that in order to make the intersection adequate and safe a road realignment would be required. To do this a number of properties would have to be purchased, due to the cost, it was removed. As a result of this, the Greeleytown Road Light was changed from a pedestrian to vehicle activated one.

Stated that correspondence has been received from the City of St. John's pertaining to the realignment of the Robert Howlett Highway that will affect the water supply at Bay Bulls Big Pond. Correspondence is flowing between parties involved and I will continue to provide updates.

Mayor Tessier

he and other member of council attended the Welcome Home celebrations at Eastbound Park in Avondale for Kelligrews native Darrin Legge who was in Memphis competing in a Drag racing competition and placed 2nd in the world.

Is very pleased to see movement in the Gateway Development with the announcement tonight. There is a great vision for the area and the new tenants will be a great addition.

Passed along condolences to the Director of Finance on the passing on her father.

11. ADJOURNMENT

The meeting adjourned at 7:35 p.m.

Resolution #15-403
Councillor Tilley/Councillor Youden

Be it so resolved that the meeting adjourn.

- carried unanimously

Steve Tessier
Mayor

Gail Pomroy
Acting Chief Administrative Officer