

Mayor - Paul Brazil
Deputy Mayor - Darlene Stamp
Councillors - Eric Jewer
 Sherry Lundrigan
 Paul Ryan
 David Smith
 Tracy Smith
Town Manager - Tony Ryan

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The Municipality of Spaniard's Bay

August 19, 2019

A regular meeting of Council took place on the above date with the following members in attendance: Mayor Brazil, Deputy Mayor Stamp, Councillors T Smith, D Smith, Jewer, Ryan and Lundrigan and Town Manager Tony Ryan. Visitors included Howard Smith, Jackie Coombs, Sheldon Coombs, John Drover, Dave Gosse, Brenda Coombs, Florence Young, Carol Smith, and Betty Neil. Mayor Brazil called the meeting to order at 7:03 pm and welcomed everyone to the meeting.

Motion to Adopt Agenda

The agenda for the August 19, 2019 meeting was tabled.

It was moved by Councillor Jewer, seconded by Councillor Ryan, to adopt the Agenda of August 19, 2019 as presented.

Carried

Petitions and/or Visiting Groups

Mrs. Florence Young - Ryan's Road

Mrs. Florence Young stated that she is here on behalf of residents of Ryan's Road, she stated that she has signatures from all residents. Their concern is about 40 feet of pavement on Ryan's Road. During heavy rain fall and during the winter the water builds up and pools which causes ice build up in the winter. She stated the road is below the drainage system so the water has no where to go. She stated she has brought up this issue many times in the past and would like for Council to repair the problem. Mayor Brazil stated that himself and the Town Manager visited the area this morning and the road is in need of repairs. He stated that during the Fall the town budgets for roads in repair for the following year so this area will be discussed at this meeting. She questioned if while the Department of Highways were onsite repairing the main road could Council contact them and see if the equipment could be used to repair this road as well. Mayor Brazil stated that he would contact our MHA Pam Parsons and see what could be done.

Adoption of the Minutes

The minutes of the meeting of July 22, 2019 was tabled.

It was moved by Deputy Mayor Stamp, seconded by Councillor Jewer, that the minutes of the meeting of July 22, 2019 be adopted as presented.

Carried

The minutes of the meeting of July 31, 2019 was tabled.

It was moved by Councillor Ryan, seconded by Deputy Mayor Stamp, that the minutes of the meeting July 31, 2019 be adopted as presented.

Business arising from the Minutes

July 22, 2019

Deputy Mayor Stamp stated that the minutes were dated for June 25, this needs to be changed to the correct date.

Deputy Mayor Stamp stated that the Finance Committee were sent three parcels of land to determine values, the Finance Committee are still awaiting assessment values from the Assessment Agency, once we hear from them we will make a decision and bring back to Council.

Councillor David Smith stated that at the last meeting of Council he questioned about rocks that the Seniors Centre requested, he stated he was told that the Senior's had received their rocks but has since been told that they are still in need of the rocks. Mrs. Betty Neil stated that they need 3 rocks about the size of a chair, one by each corner of the oil tank and one by the garbage box, she also questioned if the town could drop by with a load of crush stone to level up the parking lot, each year the gravel is pushed away with the plow from the parking lot and there is a big drop from the pavement to the parking lot now.

It was moved by Councillor David Smith, seconded by Councillor Jewer, to have the town workers install 3 large rocks and a load of class A to the Seniors Parking Lot.

Carried

Councillor Ryan questioned if the Senior's Club was a group which falls under Council. Mayor Brazil stated that their building is owned by Council, but they are a group of their own authority, but are an important group of our community.

July 31, 2019

Deputy Mayor Stamp stated that the committee is still working on Ryan's Brook Design. Councillor Lundrigan questioned who is on that Committee?

Deputy Mayor Stamp stated that the Committee consists of:

Mayor Brazil

Deputy Mayor Stamp

Chief Curt Roberts

Mr. Don Hutchings

Mr. Paul Smith

Town Managers Report

- a. To the best of our knowledge there is 1 leak outstanding at the Fire Hall.
- b. I need approval to pay 2 invoices that arrived after the agenda was prepared in the amount of \$1809.17 payable to Toromont Cat and \$7475.00 payable to Biomaxx. Total of both invoices is \$ 9,284.17. A copy of the invoices are attached to my report.
- c. Attached to my report is a letter requesting an adjustment or any type of assistance on the taxes owing on their parents' estate. I would like for the Finance Committee to review this matter prior to making a recommendation back to Council.
- d. Work is progressing on the Municipal Depot. In the tender we called for replacement of siding on the west side facing Mint Cove Pond. Upon seeing this I think it would be a good idea to continue replacing the siding on the north and east sides as well. I received a quote from our contractor stating that we can replace the siding on the North and East sides for \$5000.00 tax included for labour and materials. If this is

acceptable to Council I will need a motion to accept the quote and approval to apply for Gas Tax Funding to cover the increase in the cost of the job.

Motions arising from Town Managers Report

It was moved by Deputy Mayor Stamp, seconded by Councillor Jewer, to pay the invoices in the amount of \$9284.17.

Carried

Deputy Mayor Stamp asked Council to decide if she was in Conflict on the matter of the adjustment of taxes on an estate, as the estate is her uncles.

It was moved by Councillor David Smith, seconded by Councillor Ryan, that Deputy Mayor Stamp is not in conflict on this matter.

Carried

It was moved by Councillor David Smith, seconded by Councillor Ryan to turn this request over to the Finance Committee for review and recommendation back to Council.

Carried

It was moved by Deputy Mayor Stamp, seconded by Councillor Ryan, to apply for gas tax funding to repair both sides of the garage in the amount of \$5000.00 HST included.

Carried

Committee Reports

Accounts Payable

Accounts Payable list was tabled.

It was moved by Deputy Mayor Stamp, seconded by Councillor Ryan, that Accounts Payables in the amount of \$24,807.64 be paid.

Carried

Public Works

Meeting of August 12, 2019

The Public Works Committee held a meeting on Monday, August 12, 2019 at 7:00 pm. In attendance were Chairperson Councillor Eric Jewer, Deputy Mayor Darlene Stamp, Councillor David Smith and ex-officio Mayor Paul Brazil.

Request To Provide Snow Clearing to a Right of Way at Brazil's Hill

The committee reviewed a request from a resident to provide snow clearing to a right of way at Brazil's Hill.

The Committee recommends that Council advise the resident that Council is not in a position to accept this request at this time.

It was moved by Councillor Jewer, seconded by Councillor Ryan, that Council is not in a position to accept this request at this time.

Carried

Request that Council Extend Water Line to Service Property

The Committee reviewed a request from a property owner at Chipman's Road asking that Council extend the water line beyond the current end of line at Chipman's Road to service their property.

The Committee recommends that Council advise the property owner that Council is not in a position to consider the request at this time.

It was moved by Councillor Jewer, seconded by Councillor David Smith, that Council is not in a position to consider the request at this time.

Carried

Request for 3 Way Stop, Signage and Relocate .

The Committee reviewed a request from a resident asking that the consider installing a 3 way stop at the intersection of Gosse's Road and Pondsideroad. The request also asks that Council consider relocating a speed bump in the area.

The Committee recommends that this matter be deferred until such time as the Eastern Regional Service Board makes its recommendation on regional enforcement.

It was moved by Councillor Jewer, seconded by Deputy Mayor Stamp, that this matter be deferred until such time as the Eastern Regional Service Board makes its recommendation on regional enforcement.

Carried

Smoke Testing Report

A discussion took place regarding the smoke testing report prepared by Biomaxx and the amount of work required to address the issues that were identified. The majority of the items in the report can be completed by Town staff and/or property owners where applicable. From a town perspective, this will extending the working period for some seasonal employees.

Planning Committee

Application for a New Daycare - Northern Pines

An application was tabled at the July 22, 2019 Meeting of Council and was referred to the Planning Committee for review and recommendation back to Council.

It was moved by Councillor Tracy Smith, seconded by Councillor Ryan, to grant the permit for a New Daycare in Northern Pines in accordance to the provisions of the Town of Spaniard's Bay Development Regulations and/or all other applicable provincial and federal regulations.

Carried

Application for 2 New Homes & Apartments at 110-112 New Harbour Road

An application was tabled at the July 22, 2019 Meeting of Council and was referred to the Planning Committee for review and recommendation back to Council.

It was moved by Councillor Tracy Smith, seconded by Councillor Ryan, that Council cannot approve this permit as the proposed plot plan does not meet specifications under the Town Plan.

Carried

Councillor Tracy Smith stated that if the applicant wishes to meet with the Planning Committee to revise his application they are happy to meet with him.

Notice of Motion

A Notice of Motion was tabled to rescind the motion of July 16, 2019: It was moved by Councillor Tracy Smith, seconded by Councillor Paul Ryan, that Council accept the recommendation of the Planning Committee not to approve an application to operate a woodworking business from the residential property at 17 Back Cove Road North in accordance with the information noted above. Mayor Brazil, Deputy Mayor Stamp and Councillors Jewer, Ryan and Tracy Smith voted in favour of the motion. Councillors Lundrigan and David Smith voted against the motion.

Carried

It was moved by Councillor Tracy Smith, seconded by Councillor Ryan, to approved the application to open a new work shop based on conditions to be set out once Holy Redeemer School reopens in September regarding any disturbances.

Carried

Letters

Request for Town to take over waterline at Fowler's Road

A letter was tabled requesting the town to take over a waterline at Fowler's Road.

It was moved by Councillor Jewer, seconded by Councillor Ryan, to send this request to Committee of the whole for review and decision.

Carried

Resident of Conception Bay Highway - Dog Complaint

A letter was tabled from a resident of Conception Bay Highway concerning a roaming dog who continually returns to her property. She has many concerns regarding this dog, including damage to her property and safety of her children.

Deputy Mayor Stamps stated that she has contacted the RCMP on this matter and they cannot do any more then our Animal Control officer can. This animal has been picked up by our Animal Control officer more then once. She stated that she thinks that Council should consider raising fees for animals who are continuously roaming the area.

Property at Chipman's Road - Turn around

A letter was tabled from a resident at the end of Chipman's Road requesting a parcel of land that the town took over for a turn around be returned to the property owners.

It was moved by Councillor Jewer, seconded by Councillor Tracy Smith, to turn this request over to the Committee of the whole for further review and decision.

Carried

Resident of Casey's Lane - Water Issues

A letter was tabled from a resident of Casey's Lane regarding water issues at his property.

Councillor Lundrigan declared a Conflict of Interest on this matter in accordance with Section 207(1)(c) of the Municipalities Act as her property is nearby. She left the meeting at 8:00 pm.

It was moved by Councillor Jewer, Seconded by Councillor Ryan, to send this request to the Public Works Committee for review and recommendation back to Council.

Carried

Councillor Lundrigan returned to the meeting at 8:01 pm.

Resident of Anthony's Road- Water Hook up

A letter was tabled from a resident of Anthony's Road requesting the fee be waived for a new connection, the residence is currently hooked up onto a neighbouring property which used to be family but is now sold and they would like their own connection.

It was moved by Councillor Jewer, seconded by Councillor Ryan, to turn this request over to the Finance Committee for review and recommendation back to Council.

Carried

Permits

Application for a New Shed - 19 Church Hill, Spaniard's Bay

An application was tabled to build a new shed at 19 Church Hill, Spaniards Bay.

It was moved by Councillor T. Smith, seconded by Councillor Ryan, to give approval for a new shed at 19 Church Hill in accordance to the provisions of the Town of Spaniard's Bay Development Regulations and/or all other applicable provincial and federal regulations.

Carried

Application for a new business - Valley Road

An application was tabled to open a new business at 64-72 Valley Road.

It was moved by Councillor Tracy Smith, seconded by Councillor Ryan, to turn this application over to the Planning Committee for review and recommendation back to Council.

Carried

Donations

Relay for Life

A letter was tabled from a resident of the town, requesting a donation for the Relay for Life.

It was moved by Councillor Jewer, seconded by Councillor Ryan, to give the standard donation of \$25.00 to the Relay for Life.

Carried

Other Business

Councillor Tracy Smith questioned if we have received any updates on the updated Town Plan. Town Manager Tony Ryan stated that we have not as this is a lengthy process and it may still be awhile before we hear anything.

Councillor Jewer stated that the Committee of 5 needs to meet as soon as possible. It was generally agreed that the Committee of 5 meet Wednesday at 7:30 pm.

Deputy Mayor Stamp asked Mayor Brazil to bring up the Enforcement Officer at the next Joint Council Meeting. Deputy Mayor Stamp stated that Council soon needs to meet with Chairs of the Committees to decide how we will staff the position for help with Committee business. A general discussion occurred regarding different concerns with this position. It was agreed that Council further discuss this matter when they meet as a whole.

Councillor Lundrigan stated that there is a Movie Night in the Park tonight starting at 9. The Recreation Committee is also having a Summer festival on Saturday August 24, 2019. There will be a family day starting at 1:00 pm with children activities, bbq, and live music. Also starting at 7:00 pm there will be a 19+ event with local entertainment, horseshoes and a bar.

Councillor Ryan questioned if there was an update on the Wharf? Deputy Mayor Stamp stated that the inspectors came out and there are repairs to be completed. The angle on the slip way was not correct and the size of the stones need to be repaired.

Councillor Lundrigan stated that the Recreation Director done a great job this summer with activities and trying to bring the community together. Councillor Tracy Smith stated that she has heard a lot of great feedback as well.

Mayor Brazil stated that there is an MNL emergency meeting in St. John's on Friday September 6, 2019.

Adjournment

Mayor Brazil stated that the next regular meeting of Council will be Monday, September 16, 2019 at 7:00 pm.

It was moved by Councillor David Smith, seconded by Councillor Tracy Smith, and carried that the meeting adjourn at 8:21 pm.

Carried

Recorder
Vanessa Higgins

Paul Brazil, Mayor