

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

September 16, 2019

A regular meeting of Council took place on the above date with the following members in attendance: Mayor Brazil, Councillors T Smith, D Smith, Jewer, Ryan, Lundrigan and Town Manager Tony Ryan. Deputy Mayor Stamp was late arriving as she was stuck in traffic coming from St. John's. Visitors included Howard Smith, Jackie Coombs, Sheldon Coombs, John Drover, Dave Gosse, Carol Smith, Paul Smith, Robert Lundrigan and Debbie Sheppard. Mayor Brazil called the meeting to order at 7:02 pm and welcomed everyone to the meeting.

## **Motion to Adopt Agenda**

The agenda for the September 16, 2019 meeting was tabled.

Councillor Tracy Smith asked to have an item added to the Planning Committee 6 B 64-72 Valley Road Development

It was moved by Councillor Jewer, seconded by Councillor D Smith, to adopt the Agenda of September 16, 2019 as amended.

Carried

## **Petitions and/or Visiting Groups**

### **Petition for paving of Sheppard's Road and Sheppard's Road Ext**

A petition was tabled from residents of Sheppard's Road and Sheppard's Road ext. to have road repairs and paving completed. It was generally agreed that Council review this issue during its budget meeting for the 2020 season.

## **Adoption of the Minutes**

The minutes of the meeting of August 19, 2019 was tabled.

It was moved by Councillor Jewer, seconded by Councillor Ryan, that the minutes of the meeting of August 19, 2019 be adopted as presented.

Carried

The minutes of the meeting of August 28, 2019 was tabled.

It was moved by Councillor Jewer, seconded by Councillor Ryan, that the minutes of the meeting August 28, 2019 be adopted as presented.

Carried

## **Business arising from the Minutes**

### **August 19, 2019**

Mayor Brazil stated that there were a few items from this meeting referred to the Finance Committee, but they have not had a meeting yet. He asked could the committee schedule a meeting soon to have these items addressed.

Councillor David Smith stated that he noticed that we had some work completed at Ryan's Road and wondered if it rectified the problems that were addressed at the last meeting. Town Manager Tony Ryan stated that it improved the problem but Concord will be adding another level of asphalt to make the road slope more towards the drain to fully solve the problem.

### **August 28, 2019**

Councillor Ryan asked for an update on the investigation by Mr. Cliff Yetman. Mayor Brazil stated that himself and the Town Manager met with Mr. Yetman and he has set up in an office in our building and has stated his investigation.

### **Town Managers Report**

- I. To the best of our knowledge there are no leaks outstanding.
- II. I need approval to pay 1 invoice that arrived after the agenda was prepared in the amount of \$1380.00 payable to Triple V Enterprises . A copy of the invoice is attached to my report.
  - I. Attached to my report is a request from the TCP Health Foundation seeking financial support for the upcoming telethon to be held October 06, 2019. We are usually Millennium Givers to this event.
  - I. Attached to my report is a list of upcoming training sessions offered by Municipal Affairs and Environment for the next few months. 1 item of interest is the Municipal Budget Training to be held in Carbonear on October 18, 2019. It would be a good idea for members of the Finance Committee to do this course if you have not done so already.
  - I. We received a request for referral on a Crown Land application from Charlie Janes. The property is adjacent to his lot at Carroll's Road. Mr. Janes intends to use the land to park his camper etc. All looks in order.
  - I. I need a motion to order sand and salt for the upcoming winter season.
  - I. I would like for a Committee of Council to meet to decide on renewing our 5 year Municipal Capital Works Plan. This plan must include Waste Water Treatment. I would also like to include Pondsides Road in this plan.

**Motions arising from Town Managers Report**

It was moved by Councillor Ryan, seconded by Councillor D Smith, to pay the invoice of \$1380.00 to Triple V Enterprises.

Carried

It was moved by Councillor T Smith, seconded by Councillor D Smith, to accept the Municipal Recommendation for Crown land Application for Carroll's Road for Charlie Janes.

Carried

It was moved by Councillor Jewer, seconded by Councillor Ryan, for the Town Manager to order sand and salt for the upcoming winter season.

Carried

It was moved by Councillor Jewer, seconded by Councillor D Smith for the Public Works Committee to meet to discuss the priorities of the 5 year plan, Pondsideroad and Waste Water Treatment.

Carried

**Committee Reports**

**Accounts Payable**

Accounts Payable list was tabled.

It was moved by Councillor Ryan, seconded by Councillor Jewer, that Accounts Payables in the amount of \$34,389.29 be paid.

Carried

**Planning Committee**

**Application for a New House - 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. The applicant changed the application for just a single dwelling home and re submitted

It was moved by Councillor Tracy Smith, seconded by Councillor Ryan, to grant the permit for a single dwelling home at 110-112 New Harbour Road in accordance to the provisions of the Town of Spaniard's Bay Development Regulations and/or all other applicable provincial and federal regulations.

Carried

Deputy Mayor Stamp entered the meeting at 7:19 pm.

### **Application for a new business - 64-72 Valley Road**

An application was tabled at the July 22, 2019 Meeting of Council to set up Lobster Pods for rental 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 application plan does not meet specifications under the Town Plan but will arrange a meeting with the applicant for further discussion.

Carried

Deputy Mayor Stamp stated that she does not want to turn this applicant away as this business can bring more Tourism to our town which is what we are trying to do. Possibly Council could meet with the applicant to discuss further and work out a plan that works with the Town Plan.

### **Fire Department Donation of Equipment**

Councillor Tracy Smith stated that the Fire Department has some SCBA gear and other equipment that can not longer be certified and they were looking for permission to donate to another department in need.

It was moved by Councillor T Smith, seconded by Deputy Mayor Stamp, to permit the Fire Department to donate equipment to other departments, it was further moved that the list be approved by the town prior to donating to comply with the towns policy on deposition of assets.

Carried

### **Upgrades to Municipal Centre**

Deputy Mayor Stamp stated that the Building Committee has been working with Silk Stevens to complete a design to redo the front of the building. Silk Steven requested quotes for the redesign of the building. They received 2 quotes, one from Atlantic Enterprises for \$49,900 plus HST for a total of \$57,385.00 and one from Seal and Save for 33,860.00 plus HST for a total of \$38,939.00.

It was moved by Deputy Mayor Stamp, seconded by Councillor Ryan, to proceed with the renovations and accept the quote from Seal and Save for the price of \$38,939.00 HST included.

Carried

### **Letters**

#### **Residents of Chipman's Road - Paving**

A letter was tabled requesting paving on a roadway off of Chipman's Road.

It was generally agreed to send this request to Council to review for next year's budget.

Carried

### **Sexual Violence Awareness Week**

A letter was tabled requesting the town to declare September 16-20 as Sexual Violence Awareness week.

It was moved by Councillor T Smith, seconded by Councillor Jewer, to declare September 16-20 as Sexual Violence Awareness Week.

Carried

### **Childhood Cancer Awareness Month**

A letter was tabled requesting the town to declare September as Childhood Cancer Awareness month.

It was moved by Councillor Jewer, seconded by Deputy Mayor Stamp, to declare September as Childhood Cancer Awareness month.

Carried

### **Residents of New Harbour Road - Excavating at 110-112 NHR**

A letter was tabled from residents of New Harbour Road concerning how dangerous the drop off from their property is, as well as how close they are digging to the pole.

It was moved by Councillor Tracy Smith, seconded by Councillor David Smith, to issue the property owner further conditions to his permit which include securing the bank surrounding the property to prevent any further erosion or damage to surrounding properties, provide confirmation stating that the excavating near the pole has not affected the safety of the pole and cordon off area for safety measures.

Carried

### **Animal Control Officer - Wages**

A letter was tabled from the Animal Control Officer requesting review of his wages.

It was moved by Deputy Mayor Stamp, seconded by Councillor Jewer, to send this request to the Finance Committee for review and recommendation back to Council.

Carried

### **Permits**

#### **Application for a New Business - 3 Delaney's Crescent**

An application was tabled to operate a new business from his home at 3 Delaney's Crescent, Spaniards Bay.

Mayor Brazil declared a Conflict of Interest on this matter in accordance with Section 207(1)(c) of the Municipalities Act as the applicant is his brother in law. He left the meeting at 7:44 pm. Deputy Mayor Stamp took the Chair.

The applicant has a notice in the Compass to apply under the discretionary use under the Town Plan and the ad will be over by the next regular meeting of Council.

It was moved by Councillor T Smith, seconded by Councillor Ryan, to defer this application until the next regular meeting of Council.

Carried

Mayor Brazil returned to the meeting at 7:46 pm

### **Application for a new garage - 93 Back Track**

An application was tabled build a new garage at 93 Back Track.

It was moved by Councillor Tracy Smith, seconded by Councillor Ryan, to grant the permit for a new garage at 93 Back Track 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 Duplex at 22-24 Brown's Road**

An application was tabled to build a new duplex at 22-24 Brown's Road.

It was moved by Councillor T Smith, seconded by Councillor D Smith, to refer this application to the Planning Committee for further review and recommendation back to Council.

Carried

Deputy Mayor Stamp stated that in order to supply water and sewer to this property the owner would have to tear up 200-300 feet of the new pavement and replace it.

### **Donations**

A letter was tabled requesting a donation for Mr. Randell Newman to help cover medical expenses, Mr Newman was an employee of the town for many years.

It was moved by Deputy Mayor Stamp, seconded by Councillor Lundrigan, to give the a donation of \$50.00 to Mr. Randell Newman.

Carried

### **Other Business**

Councillor Tracy Smith stated that the Fire Department accepted two new members, Ms. Katelyn Davis and Mr Boyd Newman. Also the Fire Department has the opportunity to purchase one more set of SCBA gear for the price of \$3700.00. This is a great discount.

It was moved by Councillor T Smith, seconded by Councillor Jewer, for the town to purchase another set of SCBA gear for the price of \$3700.00.

Carried

Deputy Mayor Stamp stated that the two parcels of land that was requested to be purchased have been given values and can now be advertised that it is being sold.

Councillor Ryan stated that there is a major speeding problem on Mint Cove Pond Road. Mayor Brazil stated that he will bring it up to the RCMP again at the next Joint Councils meeting . He stated they have done patrols in that area before but will see if they can do some again. Deputy Mayor Stamp stated that we need to look at an Enforcement Officer again, this officer can look into the speeding issues around town.

Councillor Ryan stated that he would like to send condolences to the family of the late Gerard Drover.

Mayor Brazil stated that he attended the meeting on waste water in St John's. It was a very informative and eye opening event. There was discussions on how towns are working towards fixing these problems, the costs associated and funding from

governments to complete these projects. It is something that all towns are going to have to do, but it is a very costly project. We took the first step forward this summer by having Biomax come out and review our issues and now we have to start moving forward from their recommendations.

Deputy Mayor Stamp stated that most repairs are now complete at the wharf. The rocks have been adjusted and the slip way has been repaired. They just have to move a couple of poles and complete paving and it will soon be turned over to the town.

**Adjournment**

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

It was moved by Deputy Mayor Stamp, seconded by Councillor Tracy Smith, and carried that the meeting adjourn at 8:19 pm.

Carried

Recorder  
Vanessa Higgins

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Paul Brazil, Mayor





