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Deputy Mayor - Darlene Stamp
Councillors - Eric Jewer
 Sherry Lundrigan
 Paul Ryan
 David Smith
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The Municipality of Spaniard's Bay

October 7, 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, Lundrigan and Town Manager Tony Ryan. Visitors included Howard Smith, Jackie Coombs, Sheldon Coombs, John Drover, Dave Gosse, Carol Smith, and Robert Lundrigan. Mayor Brazil called the meeting to order at 7:09 pm and welcomed everyone to the meeting.

Motion to Adopt Agenda

The agenda for the October 7, 2019 meeting was tabled.

Councillor Tracy Smith asked to have an item added to the Planning Committee 6 B 3 Delaney's Crescent workshop.

It was moved by Councillor Jewer, seconded by Councillor Lundrigan, to adopt the Agenda of October 7, 2019 as amended.

Carried

Petitions and/or Visiting Groups

A) Letter regarding Crown land Application & Residential Permit

A letter was tabled from Rodney White & Wanda Mercer. Ms. Wanda Mercer stated that Town has denied their application for property through Crown lands. Mayor Brazil stated that the letter provided to Crown lands was an approval but stated that in order for the resident to build a home the land had to be re-zoned from Rural to Residential. There was a general discussion regarding this application and re-zoning. Mayor Brazil stated that the Town Plan is currently under review and that the Town Manager has included this parcel of land to be included in the re-zoning process.

It was moved by Deputy Mayor Stamp, seconded by Councillor T. Smith, to strike the comments pertaining to other residents in the area from the letter that has no bearing on this topic.

Carried

B) Signage at Ryan's Road

A letter was tabled from Mr. Robert Lundrigan of 13-15 Ryan's Road to request Council to reassess his application for road signs from 2018. The resident stated that

there are a lot of people who access Ryan's Brook via Ryan's Road and use the paved segment for parking, he stated that he does not have clear access to his own driveway. He requested for Council to erect 'No Parking' signs on the opposite side of the road across from his driveway. Council agreed that signage across from his driveway would make sense.

It was moved by Deputy Mayor Stamp and seconded by Councillor Lundrigan that two signs be erected across from Mr. Robert Lundrigan's driveway that state "No parking between Sign".

Carried

Adoption of the Minutes

The minutes of the meeting of September 16, 2019 was tabled.

It was moved by Councillor Jewer, seconded by Councillor D. Smith, that the minutes of the meeting of September 16, 2019 be adopted as presented.

Carried

Town Manager's Report

1. To the best of our knowledge there are no leaks outstanding.
2. We need to replace the fence that runs along the depot property and the residents as CB hwy to the front. This is approximately 160 Ft in length. I need a motion to begin work on this project.
3. The roof, doors and siding project at the Municipal Depot has been completed
4. Seal and Save Ltd. has advised that a vertical siding would look much better on this building because of the length. What is Council's opinion on this? Colors to remain as previously selected. Grove for siding color and northern ash for the brick/rock. I need a motion to proceed with the vertical or is Council of the opinion that horizontal is the way to go.
5. We are preparing to receive sand and salt to mix for the upcoming winter season. Will need to advise the fire department not to accept any more car wrecks for the Jaws of Life training until after this process is completed
6. 2020 Budget process is ongoing.

Motions arising from Town Managers Report

It was moved by Deputy Mayor Stamp, seconded by Councillor Jewer, to replace the fencing along the depot property.

Carried

It was moved by Deputy Mayor Stamp, seconded by Councillor Jewer, that Council stay with the design for Municipal Office as originally discussed.

Carried

Accounts Payable

Accounts Payable list was tabled.

It was moved by Councillor Jewer, seconded by Deputy Mayor Stamp, that Accounts Payables in the amount of \$31,595.99 be paid.

Carried

Planning Committee

Duplex at 22-24 Brown's Road

An application for a permit to build a Duplex on Brown's Rd was referred to the Planning Committee at the September 16 meeting. Councillor T Smith stated that no decision has been reached yet as one of the members of the Planning Committee is away. She stated that the Planning Committee should have a recommendation to bring back to the next regular meeting of Council.

Woodworking Shop at 3 Delaney's Crescent

An Application was tabled to run a woodworking shop at 3 Delaneys Crescent at the September 16, 2019 meeting and was referred to the Planning Committee for review and recommendation back to council. The applicant was advised that it falls under discretionary use under the town plan, so they must advertise to the public. 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 7:46 pm. Deputy Mayor Stamp took the Chair.

The applicant had a notice in the Compass to apply under the discretionary use under the Town Plan and no submissions came forth in favour of or against.

It was moved by Councillor T. Smith, seconded by Councillor Jewer, to approve the application to open a new workshop at 3 Delaney's Crescent in accordance to the provisions of the Town of Spaniard's Bay Development Regulations and/or all other applicable provincial and federal regulations.

Carried

Mayor Brazil returned to the meeting 7:48pm

Finance Committee

Animal Control Officer - Wages

A letter was tabled at the September 16, 2019 meeting from the Animal Control Officer requesting review of his wages. It was referred to the Finance Committee for review and recommendation back to Council. Council recommends a \$1.00 per hour increase up to a maximum of \$10 per week, pending approval from Clarke's Beach and North River for their input on wage increases from their towns.

It was moved Deputy Mayor Stamp, seconded by Councillor Jewer, to increase the Animal Control Officers salary by \$1.00 per hour up to a maximum of \$10.00 per week conditional on Clarke's Beach and North River contributing an amount proportional to their share per week.

Carried

Resident of Anthony's Rd -Connection Fee

A letter was tabled from a resident of Anthony's Road requesting to have fees for water and sewer connection waved.

It was moved by Deputy Mayor Stamp, seconded by Councillor Jewer, that the request be denied for waiver of fees for a new water and sewer connection to 66 Anthony's Road.

Carried

Heritage Committee

A letter and quote was tabled from the Heritage Society requesting funds to repair/restore the Heritage building Brook. Mayor Brazil stated that the Heritage Committee obtained a quote in the amount of \$7475.00. A project of this size would need to be sent for bids/quotes. Council recommended they apply for grants and have this project added to Heritage "wish list" to be considered in the 2020 Budget and referred to Finance Committee for review and recommendation.

It was moved by Deputy Mayor Stamp, seconded by Councillor Jewer, to have the request for repairs to the brook by Heritage Building referred to Finance Committee for review and recommendation back to council.

Carried

Motion to amend Motion of August 28, 2019 meeting

A letter was tabled at August 28, 2019 Special Meeting in regards to the current turn around on Chipman's Road. A motion to amend the motion of August 28,2018 to reflect that relocation of a turnaround would be considered as the area is developed for the turn around to be located at the last house.

It was moved by Councillor Jewer, seconded By Councillor T. Smith to amend the motion of the August 28, 2019 meeting which stated " that the resident be written and advised that Unfortunately Council is not in a position to accept your request at this time. The property identified on the survey provided was used as a turn around for a number of years. When the Town ran a sewer line project through the area the turnaround was cleaned up and put into the condition as it appears today. This work

was done during a period that although there was a name on the property for municipal records purposes, there were no deeds available to verify property ownership and at one point, was even considered property of the Crown.” to include “ as development moves beyond the point of the current turnaround, Council will be receptive to have it relocated to the end of the development (last house) as have been done previously. In these cases, the property developer will be required to undertake bringing the road up to an acceptable condition and to provide the turnaround suitable for snow clearing equipment, garbage collection and emergency equipment to be able to turn safely. Once those conditions are met, Council will have no further use for the previous turnaround.”

Carried

2020 Municipal Works Applications

Municipal Capital Works Program

The following is a list of priorities recommended as a guide for applying for funding for the Municipal Capital Works. Priorities are in order as listed

- 1.Pondside Rd, Tilton** - Area to include from intersection at Back Track to the Basketball Court near the last hydrant
- 2.Rectory Avenue-Casey’s Lane, Annie’s Lane** - Commonly referred to as the Loop
- 3.Cemetery Road, Tilton** - Road leading to the graveyard in Tilton. This road intersects with Back Track at both ends.
- 4.Wastewater Treatment** - This project may shift along the priority list depending on the availability of provincial and/or federal funding. We are unable to provide an estimate at this time.

1)Pondside Road, Tilton

It was moved by Councillor Jewer, seconded Deputy Mayor Stamp, that the Town make application under the Municipal Capital Works Program to complete upgrading and paving at Pondside Road(priority #1) for the 2020 construction season

Carried

2)Rectory Avenue-Casey’s Lane, Annie’s Lane

Councillor Lundrigan declared a conflict of interest on this item in accordance with section 207(1)(a) of the Municipalities Act and she resides on this road. She left meeting at 8:05pm.

It was moved by Councillor Jewer, seconded by Deputy Mayor Stamp, It was moved by Councillor Jewer, seconded Deputy Mayor Stamp, that the Town make application under the Municipal Capital Works Program to complete upgrading and paving at Rectory Avenue, Casey’s Lane and Annie’s Lane (priority #2) for the 2020 construction season.

Carried

Councillor Lundrigan returned 8:07pm

3) Cemetery Road, Tilton

Mayor Brazil declared a conflict of interest on this item in accordance with section 207(1)(c) of the Municipalities act as his son owns property on this road. He left the meeting at 8:07pm.

It was moved by Councillor Jewer, seconded by Councillor D. Smith, It was moved by Councillor Jewer, seconded Deputy Mayor Stamp, that the Town make application under the Municipal Capital Works Program to complete upgrading and paving at Cemetery Road, Tilton (priority #3) for the 2020 construction season.

Carried

Mayor Brazil returned 8:08pm

4) Wastewater Treatment

It was moved by Councillor Jewer, seconded by Deputy Mayor Stamp that the Wastewater Treatment be considered fourth priority on the list but may shift closer to the top pending federal/provincial funding availability.

Carried

Gas Tax Eligible Projects

The following is a list of projects recommended to be applied for under the Gas Tax Program. Priority order is as listed below.

- 1. Costello's Road**
- 2. Blandford's Road**
- 3. Delaney's Crescent - Phase 2**
- 4. Chipman's Crescent -**
- 5. Jones Road - Plus apx.150 ft beyond end of existing pavement**
- 6. Collins Lane - Back Cove**
- 7. Sheppard's Hill - Up to Kennedy and across to Loveless**
- 8. Sheppard's Lane - Near Baccalieu Pharamacy**
- 9. Meadow Road - Near end of Valley Road**
- 10. Smith's Road, Tilton - To include to end of existing pavement then beyond last 2 houses**
- 11. Ryan's Road**
- 12. Anthony's Road - Top of road**

Councillor David Smith declared a conflict of interest on 1. Costello's Road 2. Blandford's Road and 6. Collin's Lane in accordance with section 207 (1)(c) of the Municipalities Act as he owns property in close proximately to these roads. He left meeting at 8:10 pm.

It was moved by Councillor Jewer, seconded by Councillor Lundrigan, that Costello's Road, Blandford's Road, and Collins Lane be first, second and sixth on the priority list to be applied for the Gas Tax funding.

Carried

Councillor D. Smith returned 8:10pm

Mayor Brazil declared a conflict of interest on item number 3. Delaney's Crescent in accordance with section 207(1)(c) of the Municipalities act as he resides on this road. He left the meeting at 8:12pm.

It was moved by Councillor Jewer, seconded by Councillor D. Smith that Delaney's Crescent be third on the priority list for applying the Gas Tax funding.

Carried

Mayor Brazil returned 8:12

It was moved by Councillor Jewer, seconded by Councillor D. Smith, that Chipman's Crescent be fourth on the priority list for applying for Gas Tax funding.

Carried

It was moved by Councillor Jewer, seconded by Deputy Mayor Stamp, that Jones Road, Sheppard's Hill, Sheppard's Lane, Meadow Road, Smith's Road and Anthony's Road be fifth, seventh, eighth, ninth, tenth, eleventh, and twelfth on the priority list for applying for Gas Tax funding.

Carried

Letters

Holy Redeemer Church

A letter was tabled from Holy Redeemer and All Saints Church inviting Council to attend the 'OUR PLACE SERVICE' Sunday November 3, 2019 at 10:30am. Deputy Mayor Stamp encouraged all members to attend to show support.

Residents of Seymour's Road- Land for sale at Jane's Rd

A letter was tabled from a resident of Seymour's Road expressing interest in purchasing 8-10A Janes Rd which the town had for sale. The motion was carried at the August 28, 2019 Meeting that the property located at 8-10A Janes (Lot 9) road be offered for sale to Trevor King at the cost of \$1600.00. If the purchaser decides to only purchase part of Lot 9A, a new survey will need to be completed at the expense of the purchaser to sub-divide property and the other resident can have the opportunity to purchase the rest of the land .

It was moved by Councillor T. Smith, seconded by Councillor Jewer, to accept the letter requesting consideration of purchasing part of or all 8-10A Jane's Rd.

Carried

Residents of Costello's Road - Road Paving

A petition was tabled requesting consideration of Costello's road to be paved. Councillor David Smith declared a conflict of interest on this item in accordance with Section 207(1)(c) of the Municipalities act as his parents has ownership of property in close proximity to this road. He left meeting 8:23pm. Councillor Jewer stated that this road is already on the Gas Tax Project list, and any interim repairs would be completed.

Councillor D. Smith returned 8:25pm

Residents of Ryan's Road Ext. - Trees Blocking exit

A letter was tabled requesting trees to be removed in the area surrounding the street at Ryan's Road Extension as they are blocking the vision of residents exiting Ryan's Road. Councillor Jewer stated this was already addressed and trees have been removed.

Permits

Request to open a new Daycare 39-43 Conception Bay Hwy

A letter was tabled requesting the towns approval to operate a daycare at 39-43 Conception Bay Highway.

It was moved by Councillor T. Smith, seconded by Councillor Jewer, to approve the application to operate a daycare at 39-43 Conception Bay Highway in principal in accordance to the Spaniards Bay development regulations and all other Provincial/Federal Government approvals.

Carried

Baccalieu Trail SPCA - Garbage Collection

A letter was tabled from SPCA requesting consideration of Garbage Collection for their new building in Spaniard's Bay.

It was moved By Councillor Jewer, seconded by Councillor Lundrigan that Garbage collection will be offered at the new access point for the building but no animal feces will be collected.

Carried

Donations

BT SPCA Dinner & Auction

A letter was tabled requesting a donation for The Annual Dinner and Auction.

It was moved by Councillor Jewer, seconded by Councillor D. Smith to give the a standard donation of \$25.00 in aid of SPCA Dinner and Auction.

Carried

Fire Department

A donation letter was tabled requesting a donation in support of Open House for Fire Prevention Week.

It was moved by Councillor T. Smith, seconded by Councillor Jewer, to give the Fire Department two Smoke Detectors for Fire Prevention Week

Carried

Other Business

Deputy Mayor Stamp stated that she wanted to extend gratitude to everyone for their support over the last few months and especially this past week.

Councillor Jewer stated that he would like to encouraged all Committee Liaisons to have there 'WishList" submitted. He also stated that he would like to acknowledge The Town of Spaniard's Bay and the Fire Department for contributions in the Trinity-Conception Health Foundation Telethon.

Councillor Lundrigan advised that the Basketball re-surfacing project will begin before Concord Paving finishes road work in the area. The Recreation Committee will be hosting a Haunted house, which will be held in lower floor of Municipal Building and also having the Annual Truck or Treat in lower parking lot of the Municipal Building.

Councillor T. Smith and Councillor D. Smith had nothing to add at this time.

Mayor Brazil acknowledged the Fire Department for a successful Boot Drive in aid of the Trinity Conception Telethon raising over \$3200.

Adjournment

Mayor Brazil stated that the next regular meeting of Council will be Monday, October 28, 2019 at 7:00 pm.

It was moved by Councillor Lundrigan, seconded by Councillor D. Smith, and carried that the meeting adjourn at 8:39 pm.

Carried

Recorder
Vanessa Higgins

Paul Brazil, Mayor

