

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

**November 16, 2020**

A meeting of Council took place on the above date with the following members in attendance: Mayor Brazil, Deputy Mayor Stamp, Councillors T. Smith, Jewer, D. Smith, P. Ryan, Lundrigan and Town Manager T. Ryan. Visitors included Dianne Carr and Mary Hutchings. All residents are invited to watch via Spaniard's Bay Facebook page Live. Mayor Brazil called the meeting to order at 7:06 pm and welcomed everyone to the meeting.

## **Motion to Adopt Agenda**

The agenda for the meeting November 16, 2020 was tabled.

It was moved by Councillor Jewer, seconded by Councillor Ryan to adopt the Agenda of November 16, 2020 as presented.

Carried

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

Spaniard's Bay Heritage Committee – Dianne Carr & Mary Hutchings were present. 2020 Chairperson Report, 2020 Financial Statement and Building Assessment were tabled.

It was moved by Deputy Mayor Stamp, seconded by Councillor Ryan to accept the the Chairperson's Report and Financial Statement for the 2020 year as presented.

Carried

The Building Assessment Completed by Heritage NL detailing the condition of the Spaniard's Bay United Church Heritage Site dated November 6,2020 was presented. A lengthy discussion occurred on the condition and repairs required to the property. Some work currently in process of being completed. Repairs to the doors can be completed by Gerald Carr and costs are incurred by the Heritage Committee. Any work to be completed must not interfere with the Heritage status.

It was moved by Deputy Mayor Stamp, seconded by Councillor Ryan to have doors repaired by Mr. Carr and for those costs to be incurred by the Heritage Committee.

Carried

Dianne Carr & Mary Hutchings left the meeting.

## **Adoption of the Minutes**

The minutes of the meeting October 19,2020 were tabled.

It was moved by Councillor Jewer, seconded by Deputy Mayor Stamp, that the minutes of the meeting of October 19, 2020 be adopted as presented.

Carried

## **Town Managers Report**

1. To the best of our knowledge there are 3 leaks outstanding. One (1) leak outstanding at Mint Cove Pond North, 1 leak at Rectory Avenue and one at Back Track. The exact location of the leaks at Back Track and Rectory Avenue are not known at this point.
2. Attached to my report is a request for donation from LOL 153 at Tilton toward their annual Christmas Concert Fundraiser.
3. Attached to this report is a request for approval to apply for Crown Land within Municipal Boundary for the purpose of building a cabin. The selected location is in an area zoned rural. Acceptable uses in rural zones only consider a dwelling in conjunction with an agricultural use. Property in question would also encroach upon land designated as Blueberry Management Unit.
4. We had difficulty with small sander this past weekend. Although the sander was well greased before storage, we still had the chain and auger seize up. This sander should be ready for use within a couple days. The requested screen for this sander is not ready yet but will be completed before the week is out.
5. Other snow clearing equipment is acceptable for use. We are however, completing some minor repairs and seasonal preparation work.
6. Attached for your information is a copy of email from Fire and Emergency Services regarding such gatherings as parades and outdoor services and events. The recommendation is that these events “not” take place but the communication also includes alternatives to such items as well as considerations on how to put these functions off.

## **Motions arising from the Town Managers Report**

It was moved by Councillor Jewer, seconded by Councillor Lundrigan to approve the standard donation of \$25.00 to the LOL 153 in Tilton for the Annual Christmas Concert Fundraiser which will be held virtually.

Carried

After a discussion on the Crownland application request, it was moved by Councillor T. Smith, seconded by Councillor Ryan to deny the request for the Crownland application, due to non-compliance in accordance to the provisions of the Town of Spaniard's Bay Development Regulations and/or all other applicable provincial and federal regulations.

Carried

A discussion took place on the regulations for public gatherings. Deputy Mayor Stamp inquired about the town's festivities. She will refer to the “DIS Christmas Committee” for review and recommendation back to council.

## **Committee Reports**

### **Finance Committee**

#### **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 \$63,609.00 be paid.

Carried

It was moved by Councillor Lundrigan, seconded by Councillor D. Smith, that the Triple V Enterprises invoice in the amount of \$ 7647.50 be paid.

Carried

Cash Position, Quick Stats, Income Expense Statement and Cheque Register were tabled for Council's information.

Finance Committee Meeting held November 2, 2020 was discussed.

Recommendation to accept the estimate from Progressive Engineering for the quote on Rectory Avenue estimate preparation in the amount of \$1500+ tax was tabled.

Councillor Lundrigan declared a conflict of interest on Rectory Avenue Engineering quote in accordance with section 207(1)(a) of the Municipalities Act as owns property on this road. She left the meeting 7:51pm.

It was moved by Councillor Jewer, seconded by Deputy Mayor Stamp that we accept the quote from Progressive Engineering as presented.

Carried

Councillor Lundrigan returned 7:55pm.

### **CBN Joint Council Meeting Minutes**

Minutes from October 16, 2020 were tabled for Councillors Information, and the next meeting is December 1, 2020.

### **Planning Committee**

#### **Duplex on Peddles Road -**

It was moved by Councillor T Smith, seconded by Councillor Ryan to reject the application to build a duplex on Peddles Road as presented due to non-compliance in accordance to the provisions of the Town of Spaniard's Bay Development Regulations and/or all other applicable provincial and federal regulations.

Carried

#### **Seniors Centre Addition -**

It was moved by Councillor T. Smith, seconded by Councillor Ryan to reject the application for an addition to the Seniors Centre as presented due to non-compliance in accordance to the provisions of the Town of Spaniard's Bay Development Regulations and/or all other applicable provincial and federal regulations.

Carried

It was moved by Councillor T. Smith, seconded by Councillor Ryan to grant approval for a freestanding portable Baby Barn for The Seniors Centre in accordance to the provisions of the Town of Spaniard's Bay Development Regulations and/or all other applicable provincial and federal regulations.

Carried

## **Public Works**

### **Shouldering Brown's Road**

It was moved by Councillor Jewer, seconded by Councillor D. Smith to install culverts and complete re-shouldering of the road.

Carried

### **Flooding at Ryan's Road**

It was moved by Councillor Jewer, seconded by Councillor D. Smith to refer the flooding issues on Ryan's Road to an Engineering Firm for a recommendation back to council. A discussion occurred on which of the Two Engineering Firms the town should utilize and that the Town manager will use his own discretion.

Carried

### **Flooding Simon's Place**

It was moved by Councillor Jewer, seconded by Councillor D. Smith to refer the flooding issues on Simon Place to an Engineering Firm for a recommendation back to council.

Carried

### **Water & Sewer connection at New Harbour Road**

It was moved by Councillor Jewer, seconded by Councillor D. Smith to approve the water and sewer connection for a new home on New Harbour Road.

Carried

### **Cross Cuts around town**

It was moved by Councillor Jewer, seconded by Councillor D. Smith to approve cross cuts in the town during the off-season for the current outstanding jobs.

Carried

### **Connection at Sheppard's Road**

It was moved by Councillor Jewer, seconded by Councillor D. Smith to approve payment for the cost of running new lines to the property and relocating the curb-stop.

Carried

## **Letters**

### **Animal Control Officer – Wages**

It was moved by Councillor Jewer, seconded by Councillor Lundrigan to refer to the Finance Committee for review with a recommendation back to council in conjunction with Clarke's Beach and North River.

Carried

### **Resident of Rectory Avenue**

A letter was tabled concerning a property in disrepair. The property is currently in Tax Sale and pending the legal process. Once this is finalized this should resolve the issue once there is a new owner. But should get property cleaned up.

It was moved by Deputy Mayor Stamp, seconded by Councillor Ryan to issue an order to clean-up the property.

Carried

### **Resident of Old Highway – Paving request**

It was moved by Councillor Jewer, seconded by Councillor Ryan to recommend Public Works take this into consideration for future Gas Tax Projects, and in the meantime have the potholes filled.

Carried

### **Request from local business – Expand Services**

It was moved by Councillor T. Smith, seconded by Deputy Mayor Stamp to approve the request to add a Bistro to the existing Salon Tranquility by Dottie.

Carried

### **Resident of Gullies Road – Tax Arrears**

It was moved by Councillor Jewer, seconded by Councillor Lundrigan to refer to Finance Committee for review and recommendation back to Council.

Carried

### **Truck Repairs**

Request for repairs to a truck damaged by debris from the Firehall roof during Snowmageden was tabled. There was a lengthy discussion about who responsible for the repairs, the Town, Personal insurance or Town's Insurance.

It was moved by Councillor T. Smith, seconded by Councillor Ryan to refer to the truck owners personal insurance. All in favor but Deputy Mayor Stamp and Councillor Lundrigan. Motion was not carried.

There was further discussion on who should be liable. It was moved by Councillor T. Smith, seconded by Councillor Ryan to reject the request for the town pay for the vehicle repairs as amended.

Mayor Brazil, Councillors Jewer, T. Smith, D. Smith, P. Ryan and Lundrigan are in favor of the motion, Deputy Mayor Stamp was opposed.

Carried

### **Resident of Back Track - Fence Repairs**

It was moved by Councillor Jewer, seconded by Councillor Ryan to refer to Public Works for review and recommendation back to Council.

Carried

### **Permits**

#### **Application for a New Shed – Delaney's Crescent**

An application was tabled for a New Shed on 6 Delaney's Crescent.

It was moved by Councillor T. Smith, seconded by Councillor D. Smith to approve the application for a new shed on 6 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

### **Donations**

A donation request was tabled for a donation for Poppy Campaign – Remembrance Day -Royal Canadian Legion

It was moved by Councillor Jewer, seconded by Councillor Lundrigan, to give the donation of \$50 to Royal Canadian Legion for the Poppy Campaign.

Carried

### **Other Business**

Councillor Ryan discussed threatening signs on a resident's driveway. It was suggested if offensive the RCMP should be notified.

Councillor Lundrigan talked about successful Trunk or Treat, raised \$185 and that \$100 is going to Breakfast Program. The remainder will go towards lighting of the Gazebo. Recreation Committee will be having a Craft Fair November 28, 2020. She inquired about CEEP grant, and Town Manager informed that will begin November 23<sup>rd</sup>.

Deputy Mayor Stamp scheduled the next Finance Committee Meeting for the Budget, Thursday November 19<sup>th</sup>, 2020 at 6:30pm. Also said still trying to get information on grants from Holyrood, no success, still trying.

Councillor Jewer discussed the next Town Workers meeting to be held November 26<sup>th</sup>, 2020 at 4pm, invited all councillors to attend. Also discussed concerns of speeding vehicles around work sites. RCMP presence has increased in the town.

Mayor Brazil spoke of the great job on Mint Cove Pond Road North, maximized space and upgraded ditching. He challenged the community to get involved with the Breakfast Program Fundraiser.

### **Adjournment**

Mayor Brazil stated that the next regular meeting of Council will be Monday, December 14, 2020 at 7:00 pm.

It was moved by Deputy Mayor Stamp, seconded by Councillor T Smith, and carried that the meeting adjourn at 8:52pm.

Carried

Recorder  
Andrea Sheppard

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Mayor, Paul Brazil