

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

**July 5, 2021**

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, Lundrigan, Ryan and Town Manager T. Ryan. Visitors John Churchill, David Rees, Tony Dominic, Bradley Barrett and Gerald Carr. All residents are invited to watch via Spaniard's Bay Facebook page Live. Mayor Brazil called the meeting to order at 7:01 pm and welcomed everyone to the meeting.

## **Motion to Adopt Agenda**

The agenda for the meeting of July 5,2021 was tabled.

Mayor Brazil asked to have item number 5 Town Manager's Report removed.

It was moved by Councillor Jewer, seconded by Councillor Ryan, that the Agenda of July 5,2021 be adopted as amended.

Carried

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

Councillor D. Smith declared a conflict of interest in accordance with section 207(1)(c) of the Municipalities Act as a close relative lives near the Marina.

He left the meeting 7:05pm.

Mayor Brazil stated that the report was circulated to Council for review.

Mr. John Churchill stated that they made some phone calls and was speaking with Mr. Ken McDonald and stated he was told that anything inside the survey the town owns and we do not need any permits from DFO to move on. A general discussion and question and answer took place regarding the costs of the docks, and the plans of what needed to be done with the docks. Council stated that it is a large sum of money late in the year that is not budgeted for. Deputy Mayor Stamp explained how when Council took the wharf over it was for a load and go purpose. It was agreed that the Committee needed an answer on how to go ahead with their plans. Mayor Brazil explained how this was a large amount of money not budgeted for to put on the expense of the taxpayers, which will only benefit 8 boat owners.

It was moved by Deputy Mayor Stamp, seconded by Councillor T Smith, that Council maintain the slipway as originally intended as a "load and go", and there will be no alterations from that plan.

Carried

Mr. John Churchill and Committed thanked Council and left the meeting at 7:37 pm

Councillor D. Smith returned 7:38 pm

## **Adoption of the Minutes**

The minutes of the meeting June 14,2021 were tabled.

It was moved by Councillor Jewer, seconded by Deputy Mayor Stamp, that the minutes of the meeting of June 14,2021 be adopted as presented.

Carried

## **Business Arising from the Minutes**

Councillor T Smith stated that on Page 4 of the minutes it should state Councillor T Smith declared a Conflict of Interest not Councillor D Smith.

## **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 \$40,207.28 be paid.

Carried

It was moved by Deputy Mayor Stamp, Seconded by Councillor T Smith that Invoice's paid in the amount of \$5,547.55 be approved.

Carried

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

## **Joint Council June 25<sup>th</sup>, 2021**

Mayor Brazil stated that our item of illegal dumping will go to the next meeting as they did not get a quorum to go ahead with this meeting.

## **Heritage Committee- Museum Rood**

Mayor Brazil stated that he had someone come in and look at the roof. He stated that there are leaks in the main area and the steeple. Council allotted \$12000.00 in the budget for repairs, so we need to get some quotes to have the repairs completed.

It was moved by Councillor T Smith, Seconded by Councillor Ryan to seek quotes to have the repairs completed at the Museum.

Carried

## **Gas Tax Paving Tender**

Town Manager Tony Ryan stated that we had a total of 5 bids. Concord Paving was the lowest bidder to spec at \$191,954.78.

It was moved by Councillor Jewer, Seconded by Councillor Ryan, to award the tender to Concord Paving in the amount of \$191,954.78 HST Included.

Carried

## **Pondside Road**

Councillor Jewer stated that Council have become aware of an issue with the culvert on Pondside Road where paving is being completed this year.

It was moved by Councillor Jewer, Seconded by Councillor Ryan, that Council exclude the section of culvert that crosses Pondside Road adjacent to Denny's Road from MCW-21-

00005 for paving and upgrading at Pondsides Road and make a separate application under the Capital Works Program next year to install a bridge/culvert system at that location to comply with new flood water standards.

Carried

### **2021 Municipal General Election**

Town Manager Tony Ryan stated that in reference to the upcoming Municipal Election there are four items that Council need to consider and may or may not wish to make changes to. All other items are the responsibility of the Returning Officer and that position is decided by section 13 of the Municipal Elections Act.

It was moved by Councillor Jewer, seconded by Councillor Ryan, to appoint Vanessa Butler as the Alternate Returning Officer for the 2021 Municipal Election.

Carried

It was moved by Councillor Jewer, seconded by Councillor Ryan, to have one day for nominations and that day to be Tuesday, September 7, 2021 between 8:00 am to 8:00 pm.

Carried

It was moved by Councillor Jewer, Seconded by Councillor Ryan, for Council to hold an Advance Poll for the 2021 election on Saturday, September 25, 2021 at the Municipal Center from 8:00 am to 8:00 pm.

Carried

It was generally agreed by Council to leave the option of having a second ballot for the election of Mayor.

### **Northern Cove Pond Road – Traffic Solution**

Councillor Lundrigan declared a conflict of interest in accordance with section 207(1)(c) of the Municipalities Act as she has immediate family in the area.

She left the meeting at 8:04

Mayor Brazil stated that Council have had a meeting with the residents, received petitions, had a public consultation, and received emails and letters from residents.

It was moved by Councillor Jewer, seconded by Councillor Ryan, to get quotes on the cost for two turn arounds for the road.

Carried

A general discussion occurred weighting options of turning the road into a one-way street for the time being until we can get quotes and funding for the two turn arounds. Council discussed pros and cons of both options.

Council took a recess at 8:17 pm

Councillor returned at 8:27 pm

Meeting resumed at 8:28 pm

### **Letters**

#### **Request for Saw Mill – 57 New Harbour Road**

Town Manager Tony Ryan stated that the only new information he was presented was that the Town of Carbonear has approved one in their community.

It was moved by Deputy Mayor Stamp to approve the Saw Mill.

Town Manager Tony Ryan stated that in Classifications of uses of Land and Buildings “Mill” falls under General Industry and the zone that this applicant is in is Residential Medium Density, and General Industry is not listed as a permitted Use or a Discretionary Use.

Mayor Brazil called for a seconder for the motion 3 times. He did not get a seconder.

The Motion lays on the table.

It was moved by Councillor T Smith, seconded by Councillor Jewer, to defer this request to the Planning Committee for review and recommendation back to Council.

Carried

### **Permits**

#### **Application for a New House – 28-30 Gosse’s Drive**

An application was tabled to build a new home at 28-30 Gosse’s Drive, Spaniard’s Bay.

It was moved by Councillor T Smith, seconded by Councillor Ryan, to grant approval for a new house at 28-30 Gosse’s Drive, Spaniard’s Bay in accordance with 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 Shed – 128 Conception Bay Highway**

An application was tabled to build a new Shed at 128 Conception Bay Highway, Spaniard’s Bay.

It was moved by Councillor T Smith, seconded by Councillor D Smith, to grant approval for a new shed at 128 Conception Bay Highway, Spaniard’s Bay in accordance with the provisions of the Town of Spaniard’s Bay Development Regulations and/or all other applicable Provincial and Federal Regulations.

Carried

#### **Application for New Business – 159-169 Conception Bay Highway**

An application was tabled to operate a vegetable stand at 159-169 Conception Bay Highway.

It was moved by Councillor T Smith, seconded by Councillor Ryan, to grant approval to operate a vegetable stand 159-169 Conception Bay Highway, Spaniard’s Bay in accordance with 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 House – Eady’s Road**

An application was tabled to build a new home at Eady’s Road, Spaniard’s Bay.

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

Carried

Deputy Mayor Stamp stated that is application is submitted based on the changes to the upcoming Town Plan as right now the area is not zoned residential.

## **Other Business**

Councillor D Smith stated that there is a large pothole at the beginning of Back Cove Road on the Seaside. Town Manager Tony Ryan stated that stretch of pavement will be paved within the next few days.

Councillor Lundrigan stated that there is a couple of large potholes on Rectory Avenue as well. She stated that the summer program started today and there are roughly 20 kids registered.

Councillor Jewer questioned if we are planning a retirement party for a recently retired employee. Town Manager Tony Ryan stated that we will be having something but right now with all the COVID 19 issues is not a good time for get togethers.

Deputy Mayor Stamp stated that she thinks there may be a leak on New Harbour Road. She asked the Town Manager to visit the area with her tomorrow to have a look.

## **Adjournment**

Mayor Brazil stated that the next regular meeting of Council will be Monday, July 26, 2021 at 7:00 pm.

It was moved by Deputy Mayor, seconded by Councillor Ryan, and carried that the meeting adjourn at 8:56pm.

Carried

Recorder  
Vanessa

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Mayor, Paul Brazil