

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

Telephone (709) 786-3568
Fax (709) 786-7273
TOWN HALL
PO Box 190
Spaniard's Bay, NL
A0A 3X0
www.townofspaniardsbay.ca
email: spaniardsbay@persona.ca

The Municipality of Spaniard's Bay

September 13, 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, D. Smith, Lundrigan, Ryan, Jewer and Town Manager T. Ryan. All residents are invited to watch via Spaniard's Bay Facebook page Live. Mayor Brazil called the meeting to order at 7:04 pm and welcomed everyone to the meeting.

Motion to Adopt Agenda

The agenda for the meeting of September 13,2021 was tabled.

It was moved by Councillor Jewer, seconded by Councillor Ryan, that the Agenda of September 13,2021 be adopted as presented.

Carried

Adoption of the Minutes

The minutes of the meeting August 16,2021 were tabled.

It was moved by Councillor Lundrigan, seconded by Deputy Mayor Stamp, that the minutes of the meeting of August 16,2021 be adopted as presented.

Carried

Town Manager's Report

1. To the best of our knowledge there is one leak outstanding at New Harbour Road.
2. We have had numerous calls today regarding what people can do with fallen trees and branches. Looking for Council approval to designate a drop off location, possibly inside overpass on New Harbour Road (Bonfire location).
3. Tender documents have been sent to Transportation and Infrastructure seeking approval to go to tender on the Ponside Road Paving and Road Reconstruction Project. There will be no provision in the current project to address the culvert by Denny's Road. This item will need to be applied for as a separate project.
4. Attached to my report is a letter from Progressive Engineering and Consulting regarding the Stormwater Issues pertaining to Simon Place and Oceanview Estates/Ryan's Road area. Unfortunately, the letter does offer a lot of insight towards correcting any issues. I recommend that Council defer this item for the Planning Committee after the upcoming election as I am of the opinion that we need to include additional requirements when issuing permits for construction in these areas.

5. Video surveillance cameras have been installed at the Recreation Centre and Fire Hall. We had a problem with the PVR at the Fire Hall and had to order a new one. This item has shipped but hasn't arrived yet.
6. There was an item of storm water runoff that Council was to have met on. The location was at the intersection of Conception Bay Highway and Bishops Cove Road. Is this an item to refer to next Council or does Council wish to set a meeting date on this topic?
7. At the last Council meeting I was asked to consult an engineer regarding the water runoff matter at Ridge Road and Costello's Road. The engineer I spoke with advised that this would be addressed best as a capital works application. Unfortunately, this does not provide a current remedy. For now, I would suggest Council consider a swale and/or larger year-round type of permanent speed bump.

Motions arising from the Town Manager's Report

It was moved by Councillor Jewer, seconded by Councillor Ryan, to designate the Bonfire area at New Harbour Road a site for dumping trees and branches from clean up from the storm until November 5, 2021.

Carried

It was moved by Councillor Jewer, seconded by Councillor Ryan, to defer the letter from Progressive Engineering and Consulting regarding Stormwater issues pertaining to Simon Place and Oceanview Estates/Ryan's Road to the Planning Committee after the upcoming election as these recommendations need to include additional requirements when issuing permits for construction in these areas.

Carried

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

He left the meeting at 7:15 pm.

Town Manager Tony Ryan stated that from discussions with an engineer regarding water runoff at Ridge Road and Costello's Road he suggested that it would be better addressed if the town apply for funding as a Capital Works Project as the suggestions that were made will only be a short term fix and will only direct water onto other private property. A general discussion occurred regarding options that Council had regarding speed bumps and swale in the area and we also have to have discussion with the Department of Transportation and Works as the two roads causing the issue are provincial roads.

It was moved by Deputy Mayor Stamp, seconded by Councillor Jewer, that we defer this matter to Public Works of the new Council to have consultations with Department of Transportation and Works and apply for Capital Works Funding.

Carried

Councillor D Smith returned to the meeting at 7:25 pm.

It was moved by Deputy Mayor Stamp, seconded by Councillor Ryan, to defer the Storm Water Runoff issues at Conception Bay Highway-Bishops Cove Road to Public Works Committee of the New Council for review and recommendation back to Council.

Carried

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 \$272,538.44 be paid.

Carried

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

Water/Sewer Rate Reduction

A letter was tabled at the August 16, 2021 meeting from a resident of Mint Cove Pond Road requesting a reduction in the Water/Sewer rates as his house has been vacant since 2017 due to a Fire.

It was moved by Deputy Mayor Stamp, seconded by Councillor Jewer, that as per the Towns current policy to reduce the rate by 50% for the current year plus 3 previous years.

Carried

Joint Council

Mayor Brazil stated that the Meeting Minutes of August 10th, 2021 Meeting are there for the review of Council and there is also a letter regarding the closure of Carbonear Hospital.

LED Light Bulbs- Newfoundland Power

Deputy Mayor Stamp stated that she had applied for a grant through Newfoundland Power for LED Lights and the town was awarded 2000 LED Bulbs. Council needs to decide how to distribute them. It was agreed by Council to utilize bulbs in any town building that need them and give the rest to the Fire Department to distribute to residents during Fire Prevention Week.

BioMaxx – Sewer Flow Meters

Town Manager Tony Ryan stated that years ago the towns in the area got together to set up a proposal so the towns could monitor and report their sewer flows. For years we have paying to rent the equipment. BioMaxx submitted a proposal for the town to purchase its own equipment which would be a cost savings of \$28,000.00 over 3 years. It is a large savings for the town and could be applied for under the gas tax program.

It was moved by Councillor Jewer, seconded by Councillor Ryan, to submit a Capital Investment seeking approval 2 purchase new flow meters under the gas tax program for the purpose of monitor sewer flows at 2 of the Town's sewer outfalls.

Carried

2021-2022 Fire Protection Vehicle Infrastructure Program

Mayor Brazil stated that for many years the Fire Department has been applying for a new Fire Truck. Last week Council and the Fire Department had a meeting with the Provincial Government and the government offered the town \$100,000.00 towards buying a used Fire

Truck for the Town. A general discussion occurred about the program and how the town was looking for a new truck, and how this program for used trucks works.

It was moved by Deputy Mayor Stamp, seconded by Councillor Jewer, to accept the proposal for the purchase of a used firefighting vehicle with a maximum Provincial contribution of \$100,000.00.

Carried

Road Resurfacing Project Fall 2021

The tender for the Road Resurfacing Project Fall 2021 closed on September 3, 2021. Concord Paving had the lowest bid to meet tender specs.

It was moved by Deputy Mayor Stamp, seconded by Councillor Jewer, to accept the bid of \$27,032.00 + \$4,054.80 HST = \$31,086.80 from Concord Paving to complete to Road Resurfacing Project Fall 2021.

Carried

It was moved by Deputy Mayor Stamp, seconded by Councillor Ryan, that the town apply for additional funding through capital investment plan under the Gas Tax Program to cover the increased cost of the project and that the new total include the increase in bid over and above the original estimate submitted. New Total from Gas Tax Program to be \$28190.59.

Carried

Letters

Request for Letter of Authority for Inspection

A letter was tabled from a resident requesting a Letter of Authority for an Inspection Station at 885-915 Conception bay Highway.

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

Carried

Follow Up Request for Guardrail at 43 Back Cove Road

A letter was tabled from a resident of Back Cove Road requesting a guardrail by her property to protect someone from falling over the cliff into the ocean.

It was moved by Councillor Jewer, seconded by Councillor D. Smith, to install 2 lengths of guardrail in the area of the entrance to the area where the fossils are located.

Carried

Request for a Culvert to help prevent washouts at Station Road

A letter was tabled requesting Council to provide a culvert for a resident of Station Road to install to prevent washouts at Station Road. The resident is prepared to complete the excavation and install the culvert at his own expense.

It was moved by Deputy Mayor Stamp, seconded by Councillor Lundrigan, to provide the culvert to the resident to install at Station Road.

Carried

Special Events Committee – Request a Bench and plaque

A letter was tabled from a former Special Events Committee member requesting a bench and plaque to be placed on the walking track. It was approved at the August 16, 2021 Council Meeting. A Bench has been ordered and with take 8 to 10 weeks to arrive.

Permits

Application for A Mobile Business- 52 Ridge Road

An application was tabled for a new mobile business at 52 Ridge Road, Spaniard's Bay. The address is just where the office will be. This business is based on the road.

It was moved by Councillor T. Smith, seconded by Councillor Ryan, to grant approval to operate a Mobile Mechanic Business at 52 Ridge Road, 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 Home- 14 Valley Road, Spaniard's Bay

An application was tabled for a new home at 14 Valley Road, Spaniard's Bay.

It was moved by Councillor T. Smith, seconded by Councillor Ryan, to grant approval to build a new home at 14 Valley Road, 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 Home- 35 Jack Pine Drive, Spaniard's Bay

An application was tabled for a new home at 35 Jack Pine Drive, Spaniard's Bay.

It was moved by Councillor T. Smith, seconded by Councillor Ryan, to grant approval to build a new home at 35 Jack Pine 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 Home- 9 Simon Place, Spaniard's Bay

An application was tabled for a new home at 9 Simon Place, Spaniard's Bay.

It was moved by Councillor T. Smith, seconded by Councillor Ryan, to grant approval to build a new home at 9 Simon Place, 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 an extension to storage lockers – New Harbour Road, Spaniard's Bay

An application was tabled for an extension to storage lockers at New Harbour Road, Spaniard's Bay.

It was moved by Councillor T. Smith, seconded by Councillor Ryan, to grant approval to build an extension to Storage Lockers at New Harbour Road, 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 Garage attached to House,78-80 Pondsideroad, Tilton

An application was tabled for a new garage attached to house at 78-80 Pondsideroad Tilton.

It was moved by Councillor T. Smith, seconded by Councillor Ryan, to grant approval to build a new garage attached to house at 78-80 Pondsideroad, Tilton 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 Garage, 32-36 Pondsides Road, Tilton

An application was tabled for a new garage at 32-36 Pondsides Road, Tilton.

It was moved by Councillor T. Smith, seconded by Councillor Ryan, to grant approval to build a new garage at 32-36 Pondsides Road, Tilton 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 Business- 73-79 Conception Bay Highway, Spaniard's Bay

An application was tabled for a new business at 73-79 Conception Bay Highway, Spaniard's Bay. It will be a teeth whitening business.

It was moved by Councillor T. Smith, seconded by Councillor Ryan, to grant approval to operate a New Business at 73-79 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 Garage, 139 Seymour's Road, Spaniard's Bay

An application was tabled for a new garage at 139 Seymour's Road, Spaniard's Bay.

It was moved by Councillor T. Smith, seconded by Councillor Ryan, to grant approval to build a new garage at 139 Seymour's Road, 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

Donation Request

A donation request was tabled from the Trinity Conception Placentia Health Foundation.

It was moved by Councillor Jewer, seconded by Councillor Ryan, to give the annual donation of \$1000.00.

Carried

Other Business

Deputy Mayor Stamp discussed the Orange Boat that has drifted inside of the breakwater. It is interfering with people being able to use the slip way. She discussed all the agencies that she tried to contact but was having no luck reaching anyone. Town Manager Tony Ryan stated he contacted Small Crafts and Harbours but did not get a response that was very helpful. He stated that they told him to try and convince the owners to abandon the boat and apply for funding to have it removed. Town Manager Tony Ryan stated that he was going to try and find contact for another office which helped the town with the last boat they had issues with.

It was moved by Councillor Ryan, seconded by Councillor Lundrigan, to contact the boat owner and request to have the boat removed due to safety concerns of other boat owners using the slipway.

Carried

Councillor Tracy Smith stated that she would like to thank all the citizens of the town for their support over the last 6 years serving on Council. She stated that she is not saying that she will never run again but right now is not a good time for her.

Councillor David Smith stated that he would like to thank all the residents of the town for the support over the last 4 years. He stated he would like to thank the town staff, and

fellow Councillors for their help over the last 4 years. He stated he would like to congratulate the Mayor on being re-elected by acclamation and wish good luck to all new candidates.

Deputy Mayor Stamp stated that she would like to congratulate Paul as well and wishes good luck to all the candidates running in the upcoming election.

Councillor Jewer stated that he cannot believe how fast the last 4 years have went. He wished Councillor David Smith and Councillor Tracy Smith all the best and thanked the town staff for all their help over the past 4 years.

Councillor Ryan Councillor D Smith and T Smith for the work over the last 4 years and wishes all the candidates good luck in the upcoming election.

Councillor Lundrigan stated that she would like to thank everyone who supported the cold plate fundraiser for the recreation center. She stated that recreation has more activities coming up like the truck or treat and haunted house. We hope to be able to keep everything going as normal as possible with Covid 19 cases on the rise again.

Mayor Brazil stated that he enjoyed 4 years serving as Mayor and he would like to thank the people of the town for their support. He is reminding people to go out and vote on election day. If they need assistance, they can contact the town.

Adjournment

Mayor Brazil stated that the next regular meeting of Council will be Monday, October 18,2021 at 7:00 pm. The swearing in ceremony for the newly elected Council will be Monday October 4,2021.

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

Carried

Recorder
Vanessa Butler

Mayor, Paul Brazil