

Mayor Paul Brazil
Deputy Mayor – Tammy Oliver
Councillors – Eric Jewer
 Sheri Lundrigan
 Debbie Newman
 Paul Ryan
 Darlene Stamp
Town Mgr - Tony Ryan

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The Municipality of Spaniard's Bay

May 16, 2023

A meeting of Council took place on the above date with the following members in attendance: Mayor Brazil, Deputy Mayor Oliver, Councillor Jewer, Councillor Stamp, Councillor Newman and Town Manager Tony Ryan. Councillors Lundrigan and Ryan were absent due to illness. Visitors were Debbie Sheppard & Gerald Harris. All residents are invited to watch via Spaniard's Bay Facebook page Live. 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 meeting of May 16,2023 was tabled.

Motion #23-129 It was moved by Councillor Jewer, seconded by Deputy Mayor Oliver, that the Agenda of May 16,2023 be adopted as presented.

Carried

Adoption of the Minutes

The minutes of the meeting April 25 ,2023 were tabled.

Motion #23-130 It was moved by Councillor Stamp, seconded by Councillor Newman, that the minutes of the meeting of April 25,2023 be adopted as presented.

Carried

Town Manager's Report

1. To the best of our knowledge there are two (2) leaks outstanding. One at Conception Bay Highway and one at Bishop's Cove Road. The CB Highway leak is in the process of being repaired today but I am uncertain when it will be completed. I am waiting for a permit to complete the leak on Shore Road and expect to schedule the repair for next Tuesday. The Shore Road leak will require us to replace approximately 150 feet of line as the house in question is actually facing Conception Bay Highway.
2. I need a motion to pay invoices in the amount of 3,919.74 representing invoices received since the agenda cut off on Friday.
3. Attached to my report is a copy of the flyer that we recently prepared for the Woodchipper service. I need Council to decide what dates they wish to offer this service at least initially. In any event, we will not have an operator for this chipper until the week of June 12th, 2023
4. Babb's Security will be here on May 17, 2023, to install the automatic door opener for the office entrance of the building. An electric connection is now provided, and the electrician will come out to complete the electrical portion of the install when Babb's Security staff are onsite.
5. The Town's Backhoe is currently out of service. We had to install a new fuel lift pump. Currently we are waiting on a connector that is not available locally. This item will have to be shipped from Harvey and Company
6. Install Traffic Counter at Municipal Office to monitor traffic flow to Mailboxes.

Motions arising from the Town Manager's Report

Motion 23-131 It was moved by Deputy Mayor Oliver, seconded by Councillor Jewer, to pay the invoices in the amount of \$3,919.74 that came in since the agenda was completed.

Carried

Motion 23-132 It was moved by Councillor Stamp, seconded by Jewer, to have a Committee of Council meet May 23rd, 2023 at 7pm to discuss the purpose and schedule for the new Woodchipper.

Carried

Motion 23-133 It was moved by Councillor Stamp, seconded by Councillor Newman, to install a traffic counter by the Municipal Office to monitor traffic flow to rear of building.

Carried

Committee Reports

Finance Committee

Accounts Payable

Accounts Payable list was tabled.

Motion #23-134 It was moved by Deputy Mayor Oliver, seconded by Councillor Jewer, that Accounts Payables in the amount of \$22,135.02 be paid as presented.

Carried

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

Planning Committee

New House – 206B Conception Bay Highway

New House at 206B Conception Bay Highway application was tabled at a meeting of Council April 25, 2023 and referred to Planning for review and recommendation - Motion #23-120.

Motion #23-135 It was moved by Deputy Mayor Oliver, seconded by Councillor Jewer, to approve the application for a New House at 206B 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 Regulation

Carried

New House - Jones Road Ext.

New House on Jones Road ext. application was tabled at a meeting of Council April 25, 2023 and referred to Planning for review and recommendation - Motion #23-121.

Motion #23-136 It was moved by Deputy Mayor Oliver, seconded by Councillor Jewer, to deny the approval in principle to construct a house at this location as it couldn't meet all the minimum requirements for a Residential Medium Density zone and including use zone condition 14 regarding buffer zones which states that " no development will be permitted within 15 metres....of the shoreline of ponds...".

Carried

New Garage – 11A Chipman's Road

New garage at 11A Chipman's Road application was tabled at a meeting of Council April 25, 2023 and referred to Planning for review and recommendation - Motion #23-122.

Motion #23-137 It was moved by Deputy Mayor Oliver, seconded by Councillor Jewer to approve the application for a New Garage at 1A Chipman'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 Regulation

Carried

Public Works

Fire Hydrant

A request from a resident to raise a fire hydrant at 1-9 Crane's Road was tabled at a meeting of Council April 25, 2023 and referred to Council for review and recommendation – Motion #23-124

Motion #23-138 It was moved by Councillor Jewer, Seconded by Councillor Newman, that the town not accept the request from the property owner at 1-9 Crane's Road to raise the hydrant at the subject property on the basis that the hydrant in question has been in its current location for more than the past 40 years. Its further moved that the property owner be encouraged to either incur the cost of raising the hydrant in the current location or to create a semi-circular wall around the back end of the hydrant that would satisfy their need to complete yard work at the property while allowing reasonable acceptable access for the Town and Fire Department to use as required.

Carried

Water Damage Blandford's Road

Waterline issues at 17-19 Blandford's Road

Waterline issues at 17-19 Blandford's Road seeking compensation for damages was tabled.

Motion #23-139 It was moved by Councillor Jewer, seconded by Councillor Newman, that the Town not accept the request for compensation of additional expenses due to the water line leak at 17-19 Blandford's Road as it would create a precedent over which the Town would have no future control. In this instance, the Town made every effort to address this leak in a timely fashion and was restricted only to severe snow and low temperature conditions.

Mayor Brazil, Councillors Jewer, Newman and Stamp voted in favor of the motion and Deputy Mayor Oliver voted not in favor of the motion.

Carried

Damages during leak repair at 9-11 Blandford's Road

Receipts for damage during leak repair at 9-11 Blandford's Road were tabled.

Deputy Mayor Oliver declared a conflict of interest in the matter in accordance section 207(1)c of the Municipalities Act as the Deputy Mayor is related to the resident. She left her seat and relocated to the visitor's gallery at 7:27pm

Motion # 23-140 It was moved by Councillor Jewer, seconded by Councillor Newman, that the Town accept the request from the property owner at 9-11 Blandford's Road to reimburse additional expenses incurred due to leak repair on the basis that an open hole filling with water was left open and unattended for a period of time causing water to run back into the subject property.

Carried

Deputy Mayor Oliver returned to seat at 7:30pm

Fire Department

ATV Usage

Correspondence between Liaison and Fire Chief Roberts were tabled.

Mayor Brazil discussed the liability of using ATV's when responding to calls and that there are exceptions, and stated that Chief Roberts has addressed concerns with the Fire Department.

Liaison of Fire Department

Letter of resignation as Liaison for the Fire Department from Councillor Stamp was tabled.

Mayor Brazil thanked Councillor Stamp for her work as Liaison to the Fire Department and put forth the opportunity for another Councillor to take on the position. It was mutually agreed upon to table for the next meeting to allow Councillors time to give the new position consideration.

Signing Officers & New Executive

The newly appointed Spaniards Bay Volunteer Fire Department Executive were presented.

Motion #12-141 It was moved by Deputy Mayor Oliver, seconded by Councillor Jewer, to acknowledge and accept the new Executive members the Spaniards Bay volunteer Fire Department as presented.

Carried

Recreation Committee

Recreation Director

A letter from Debbie Sheppard was tabled

Motion #23-142 It was moved by Deputy Mayor Oliver, seconded by Councillor Jewer, to appoint Debbie Sheppard as the Spaniards Bay recreation Director for the 2023 season and to refer the request for wage increase to the Finance Committee for review and recommendation back to Council.

Carried

Heritage Committee

Maintenance Grant

A letter from Heritage NL informing Council of the \$3000 Maintenance Grant that is available was tabled.

Motion # 23-143 It was moved by Deputy Mayor Oliver, seconded by Councillor Stamp, to apply for the Maintenance Grant through Heritage NL once the town workers has established possible grant usage.

Carried

Conception Bay Highway - Traffic

Letter from Department of Transportation and Infrastructure on the request for a Crosswalk was tabled.

Mayor Brazil spoke on the letter received. Department of Transportation and Infrastructure are not willing to put in a crosswalk by Restaurant 99 as doesn't adhere to the TAC safety standards. Councillor Stamp suggested to use the Canada Post mailboxes location as a reason to have them install one to allow safe access to pedestrians. Mayor Brazil stated that its hard to determine and to shelf the discussion for the time being.

Issues with Roaming Dogs

Letters and Pictures from numerous residents were tabled on the roaming dog issue on Conception Bay Highway and Mint Cove Pond Road area.

There was a discussion on options to deal with the dogs that are roaming in that area of Town. The Animal Control Officer has repeatedly attempted to capture the dogs with no success and to contact the owners. RCMP are the only ones capable of issuing tickets. Deputy Mayor Oliver suggested an official call to the RCMP.

Motion #23-144 It was moved by Councillor Newman, seconded by Deputy Mayor Oliver, to have the Mayor and Animal Control Officer meet with the RCMP to put in a formal request/complaint.

Carried

Permits

New Garage – 49 Back Cove Road South

Application for a new garage at 49 Back Cove Road South, Spaniard's Bay was tabled.

Motion #23-145 It was moved by Deputy Mayor Oliver, seconded by Councillor Newman, to grant approval for a new garage at 49 Back Cove Road South, Spaniard's Bay as presented in accordance with the provisions of the Town of Spaniard's Bay Development Regulations and/or all other applicable Provincial and Federal Regulations.

Carried

New Shed – 49 Chipman's Road

Application for a new shed at 49 Chipman's Road, Spaniard's Bay was tabled.

Motion #23-146 It was moved by Deputy Mayor Oliver, seconded by Councillor Jewer, to grant approval for a new shed at 49 Back Cove Road South, Spaniard's Bay as presented in accordance with the provisions of the Town of Spaniard's Bay Development Regulations and/or all other applicable Provincial and Federal Regulations.

Carried

New Business

Application for a new Business at 7-12 Conception Bay Highway, Spaniard's Bay was tabled.

Motion #23-147 It was moved by Deputy Mayor Oliver, seconded by Councillor Jewer, to refer the application for a new business at 7-12 Conception Bay Highway, Spaniards Bay to Planning Committee for review and recommendation back to Council.

Carried

New Shed – 35 Jack Pine Drive

Application for a new Shed at 35 Jack Pine Drive, Spaniard's Bay was tabled.

Motion #23-148 It was moved by Deputy Mayor Oliver, seconded by Councillor Newman, to grant approval for a new shed 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

Letters

Culvert Issues – 61-63 Seymours Road

A letter was tabled from a resident of 61-63 Seymours, Spaniards Bay requesting repairs to the culvert at the driveway.

Motion #23-149 It was moved by Councillor Jewer, seconded by Councillor Newman, to have Public Works repair the area around the culvert and to check neighbouring properties that need the same repairs and complete.

Carried

Lawn/cement damage – 54-56 Mint Cove Pond road N

A letter was tabled from a resident of 54-56 Mint Cove Pond Road North indicating the damages done by snow clearing equipment to lawn and walkway.

Motion #23-150 It was moved by Councillor Jewer, seconded by Councillor Newman, to add the to the Public Works summer maintenance list to repair the lawn and walkway that incurred damages during town snow clearing.

Carried

Road Concerns – Ridge Road

A letter was tabled from a resident of Ridge Road with numerous concerns. Council Jewer advised item #2 was approved to be completed at a regular meeting of Council last year.

Motion # 23-151 It was moved by Councillor Jewer, seconded by Councillor Stamp, to refer the concerns of Ridge Road to Public Works for review and recommendation back to Council.

Carried

Debris – Greenhead Cemetery

A letter was tabled from a resident of Cemetery Road with concerns of debris left by a neighbouring business.

Motion # 23-152 It was moved by Councillor Jewer, seconded by Councillor Newman, to refer to the concerns of debris by the Greenhead Cemetery to Public Works for review and recommendation back to Council.

Carried

Walking Trail – Riverhead Long Pond

A letter was tabled from a resident of Spaniard's Bay on potential development of a trail around Riverhead Long Pond.

There was a discussion on the need for volunteers to complete such a large project. A project to develop Mall tree Hill is on going and to start another now would be a large undertaking that would require many volunteers, fundraising and approval from Crownlands. The letter is acknowledged and shelved for possible future projects.

Xplore Inc- Seeking letter of Support

A letter was tabled from Xplore Inc. to get the support of Council in offering high speed internet to rural Newfoundland communities.

Spaniard's Bay & Tilton do have access to high speed but some areas and neighbouring communities are not as fortunate.

Motion #23-153 It was moved by Councillor Stamp, seconded by Deputy Mayor Oliver, to write a letter to support the proposal to offer high speed internet in rural communities.

Carried

Other Business

Councillor Newman thanked the Town workers for cleaning up the watershed area. She also expressed thanks to all that made the Grand Lodge session a success including the Spaniard's Bay Fire Department and the RCMP for assistance.

Councillor Jewer wished residents a safe first long weekend, he also advised to everyone drive safe and watch for children.

Deputy Mayor Oliver stated that the Stewardship Association of Municipalities held the Bird migration watching session at the Estuary and it was very informative and that they are always looking for volunteers. Heritage is seeking resumes for the upcoming summer position at the Museum, last day May 30th with interviews on May 31st, 2023. Reminded residents that town clean up is happening

on June 3rd in Spaniard's Bay and Tilton and thanked residents already taking the initiative to start town clean up.

Mayor Brazil advised we received the FCM grant in partnership with the Federal Government in the amount of \$49,500 for assessment management and to identify & plan future maintenance and equipment requirements.

Town Manager thanked the RCMP for the random check point in Tilton for seatbelts and registrations.

Adjournment

Mayor Brazil stated that the next meeting of Council will be Tuesday, June 6,2023 at 7:00 pm.

Motion #23-154 It was moved by Councillor Stamp, seconded by Councillor Newman, and carried that the meeting adjourn at 8:09pm.

Carried

Recorder
Andrea Sheppard

Mayor, Paul Brazil