

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

October 1, 2024

A meeting of Council took place on the above date with the following members in attendance: Mayor Brazil, Deputy Mayor Oliver, Councillors Stamp, Newman, Ryan, Lundrigan, Town Manager Tony Ryan, Deirdre Rose, Shawn Sutton, Jeff Mercer, and Gerald Harris. Councillor Jewer was unable to attend as he was sick. This meeting was originally scheduled for September 24, 2024. All residents are invited to watch via Spaniard's Bay Facebook page Live. Mayor Brazil called the meeting to order at 7:05 pm and welcomed everyone.

Councillor Stamp passed in a Notice to Rescind the Motion made on September 3, 2024:

Motion #24-331 It was moved by Councillor Stamp, seconded by Councillor Jewer, to Re-zone and to then list 2 -100' wide lots for sale and proceeds from the sale to be used only in the development of a park on the remaining property.

Carried

This motion will be tabled at the next regular meeting of Council.

Motion to Adopt Agenda

The agenda for the meeting of October 1st, 2024 was tabled.

Motion #24-346 It was moved by Councillor Jewer, seconded by Councillor Newman, that the Agenda of October 1st, 2024 be adopted as presented.

Carried

Adoption of the Minutes

The minutes of the regular September 3rd, 2024 meeting was tabled.

Motion #24-347 It was moved by Councillor Ryan, seconded by Councillor Lundrigan, that the minutes of the meeting of September 3rd, 2024, be adopted as presented.

Carried

Town Managers Report

1. To the best of our knowledge there are two (2) leaks outstanding. One at Brown's Road and another at Ryan's Road.
2. Attached to my report is Change Order # 3 for the Rectory Avenue/Casey's Lane Road Reconstruction project. I need a motion to approve this order in the amount of \$21,850.00 HST included. This order is for the replacement of retaining wall for the roadway in front of 41 Casey's Lane. The previous wall was constructed out of used railway ties and crumbled as soon as work took place on it.
3. Attached to my report is a listing of invoices that have arrived since the agenda cut off date. I need a motion to pay these invoices in the amount of 24,515.98.

4. Council offered a parcel of land for sale at Butt's Road in accordance with Section 201.2 of the Municipalities Act. This sale was advertised in the Shoreline News and on the Town's social media and bulletin boards. At the close of bid solicitation at 3:00 pm on September 20th. Two (2) bids were received from Darren Smith. The bid deposit for the lower bid was returned to the bidder. In accordance with Section 201.2 of the Municipalities Act, should the bid price be less than market value permission would be required from the minister of Municipal Affairs prior to conducting the sale. In this instance, the bid price exceeds the value of the parcel of land in question. I need a motion to sell the parcel of land at 17 Butt's Road to Mr. Smith for \$11,001.00 as bid with the condition that Mr. Smith pays all costs associated with the sale including deed, survey, transfer and registration fees.
5. Attached to my report is a letter permitting a cabin owner at Swile Pond to seek approval to install a septic field for their cabin. I need the motion to approve this request.
6. Attached to my report is a letter from a resident at Rectory Avenue regarding the 3 way stops and asking that Council consider installing one such stop on Church Hill at Rectory Avenue.
7. Attached to my report is an application from a resident at Young's Lane seeking approval to construct a 16ft by 22 ft shed.

Motions arising from the Town Manager's Report

Councillor Lundrigan asked Council to decide if she was in conflict on the next topic of Change Order #3 Rectory Avenue.

Motion #24-348 It was moved by Deputy Mayor Oliver, seconded by Councillor Newman, that Councillor Lundrigan is not in conflict on this matter.

Carried

Motion #24-349 It was moved by Councillor Newman, Seconded by Councillor Ryan, to accept Change Order # 3 in the amount of \$21,850.00 HST included for the Rectory Avenue/Casey's Lane Road Reconstruction Project.

Carried

Motion #24-350 It was moved by Deputy Mayor Oliver, seconded by Councillor Lundrigan, to pay the invoices that have been submitted since the agenda cut off date in the amount of \$24,515.98.

Carried

Motion #24-351 It was moved by Councillor Ryan, seconded by Deputy Mayor Oliver, to accept the bid from Mr. Smith from the September 20th close of bids for the sale of the parcel of land at 17 Butt's Road in the amount of \$11,001.00 and the bid condition that Mr. Smith pay all costs associated with the sale including deed, survey, transfer and registration fee.

Carried

Motion #24-352 It was moved by Councillor Ryan, seconded by Councillor Newman, to grant approval for a cabin owner at Swile Pond to install a septic field for their cabin.

Carried

Motion #24-353 It was moved by Councillor Stamp, seconded by Councillor Lundrigan, to install a 3 way stop in the area of Rectory Avenue and Church Hill.

Mayor Brazil, Deputy Mayor Oliver, and Councillor Newman voted against this motion, and Councillors Stamp, Lundrigan and Ryan for in favour of the motion

Defeated

A lengthy discussion occurred stating the pros and cons of this 3 way stop. Mayor Brazil stated he thinks we should request some input from the church and the Legion as this could disrupt traffic during church services and funerals and the hill in the area could make things dangerous during the winter months. Councillor Stamp stated that this was an area we looked at and when we reviewed areas around town to place 3 way stops and believe it would be effective in this area.

Motion #24-354 It was moved by Deputy Mayor Oliver, Seconded by Councillor Ryan, to approve a new shed at Young's Lane according to regulation 10 of the town plan.

Carried

Councillor Stamp asked to rediscuss the topic of the three way stop at Rectory Avenue, Town Manager Tony Ryan stated that once a topic has been discussed and disposed it cannot be looked at again.

Committee Reports:

Finance Committee:

Accounts Payable

Accounts Payable list was tabled.

Motion #24-355 It was moved by Deputy Mayor Oliver, seconded by Councillor Ryan, to pay Accounts Payable in the amount of \$198,411.70

Carried

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

Fire Department- New Tower Location

A letter was tabled requesting the town workers to complete road access to the tower. Mayor Brazil stated that where the tower location is just an atv trail at best, he stated that Council should meet with the Chief to get some more clarification on what type of work they are looking to be completed, as we do not have any equipment that could travel this trail as it is not big enough for regular vehicle traffic.

It was generally agreed to speak with the Chief and reevaluate the request.

CCFB Agreement 2024-2034

Motion #24-356 It was moved by Councillor Stamp, seconded by Councillor Ryan, that Council accept funding under the Canada Community Building Fund through the years 2024-2025 to 2024-2029 in the amount of \$679,782.00 with additional funding announcement from 2029 through 2034 upon completion of the 2025 census. It was further moved that the Mayor and/or Town Manager enter in the agreement for the same.

Carried

Water/Sewer Services past Tilton Overpass

A letter was tabled from residents past the Tilton Overpass requesting the towns help, as they have no town water services and their wells are completely dry, many residents have no water what so ever.

A lengthy discussion occurred regarding many options of the town to help its residents, to add Town services to the area would be a multi million dollar project, that would require funding from the

Government. Some other ideas would be to have an artesian well dug, as a community well to provide residents with water.

Motion #24-357 It was moved by Deputy Mayor Oliver, seconded by Councillor Ryan, to have an assessment completed to see the cost and options to provide water to these residents.

Carried

Municipal Capital Works Rectory Avenue/Casey's Lane Change Order Number 2

It was moved by Councillor Ryan, Seconded by Deputy Mayor Oliver, to accept Change Order # 2 in the amount of \$33,656.02 HST included for the Rectory Avenue/Casey's Lane Road Reconstruction Project.

Carried

Illegal Dumping

Deputy Mayor Oliver stated that the town now has information regarding illegal dumping in our town, she stated that she has been in contact with the Department of Environment, and she stated that the next steps of the town would be to file a complain with the RCMP and then once that is done Environment can look into it further.

Motion #24-358 It was moved by Deputy Mayor Oliver, seconded by Councillor Newman, to make the report to the RCMP, so that Department of Environment can review further.

Carried

Letters

Animal Control Officer

A letter was tabled from the Animal Control Officer requesting a wage increase for the upcoming year.

Motion #24-359 It was moved by Councillor Newman, seconded by Councillor Ryan, to refer this request to the Finance Committee for review for the annual budget.

Carried

Request for Hearing Impaired Child Sign on Pondsides Road

A letter was tabled requesting a hearing-impaired child sign to be posted in the area of Smith's Road and Pondsides road in Tilton, to warn motorists of a hearing-impaired child playing in the area.

Motion #24-360 It was moved by Councillor Stamp, seconded by Councillor Newman to, to have a hearing-impaired sign installed on Pondsides Road near Smith's Road.

Carried

Resident Butt's Road - Speeding

A letter was tabled from a resident of Butt's Road concerning speeding and requesting more signage.

Mayor Brazil stated that residents should be reminded that in the case of speeding that residents should be contacting their local RCMP, more signage does not seem to deter motorists from speeding. This road is a small road with only a few houses.

Motion #24-361 It was moved by Councillor Stamp, seconded by Councillor Ryan, to refer this to Council as a whole to review how we can help stop the speeding on our side roads.

Carried

Permits

Application for a Garage Extension – 134B Seymours Road

An application was tabled for a garage extension at 134B Seymour's Road, Spaniard's Bay.
Motion #24-362 It was moved by Deputy Mayor Oliver, seconded by Councillor Ryan, to grant approval for a garage extension at 134B 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

Application for a New Garage – 435B Conception Bay Highway

An application was tabled for a new garage at 435B Conception Bay Highway, Spaniard's Bay.
Motion #24-362 It was moved by Deputy Mayor Oliver, seconded by Councillor Newman, to grant approval for a garage extension at 435B 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

Donations

Kids Eat Smart – Breakfast Program

A request for a donation was tabled from Kids Eat Smart
Motion #24-363 It was moved by Councillor Ryan, seconded by Deputy Mayor Oliver, to give a donation of \$100.00 to Holy Redeemer Breakfast Program.

Carried

Other Business

Deputy Mayor Oliver stated that the Goodwill Seniors Club is having a food drive until October 11, 2024, if anyone has any donations you can drop the off at the Seniors Club.

Councillor Newman stated that she would like to thank the town workers for their help in moving the Church Bell from St Annes Church to Holy Redeemer Church.

Councillor Ryan passed along his condolences to the families in the town on the loss of their loved ones.

Councillor Lundrigan stated that the preparation of the haunted house is ongoing, it will be open from Oct 24-30 and Oct 26-27 from 6-7 pm there will be a kid friendly walk though. Recreation will also be hosting their Trunk or Treat, anyone who would like to participate can contact recreation.

Councillor Stamp stated that she noticed that NL Power has started to trim the trees on New Harbour Road. She was wondering if they are going to trim the lower parts as well. She also stated that she needs to set up a Public Works meeting. She stated that she will make contact will Councillor Jewer to set up a time.

Adjournment

Mayor Brazil stated that the next meeting of Council will be Tuesday, October 22th, at 7:00 pm.

Motion #24-364

It was moved by Councillor Stamp, seconded by Councillor Lundrigan, and carried that the meeting adjourn at 8:15pm.

Carried

Recorder
Vanessa Butler

Mayor, Paul Brazil