

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

October 22, 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, Jewer, Town Manager Tony Ryan. 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.

Town manager stated due to technical issues there is no audio recording of the meeting Oct 1 2024 but can the meeting can be found on Facebook page.

Motion to Adopt Agenda

The agenda for the meeting of October 22nd,2024 was tabled.

Motion #24-365 It was moved by Councillor Jewer, seconded by Councillor Ryan, that the Agenda of October 22nd,2024 be adopted as presented.

Carried

Adoption of the Minutes

The minutes of the regular October 1st,2024 meeting was tabled.

Councillor Jewer Stated the pg 2, Motion to adopt agenda was moved by Councillor Lundrigan not Councillor Jewer.

Motion #24-366 It was moved by Councillor Lundrigan, seconded by Councillor Jewer, that the minutes of the meeting of September 3rd, 2024, be adopted as amended.

Town Manager's Report

1. To the best of our knowledge there are no outstanding leaks.
2. 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 6,810.51.
3. Attached to my report is a petition from residents around Rectory Avenue, Casey's Lane and Church Hill asking that Council implement a 3 way stop at the intersection of Rectory Avenue and Church Hill for a period of 6 months to assess its use, both as a deterrent to traffic violators and as a risk mitigation tool.
4. Attached to my report is an application to construct a new house on Big Pond Road. This applicant was previously refused a permit as the size of the lot was not large enough to accommodate private well and septic system. The applicant has since purchased the adjoining lot and now has enough property to meet the provincial requirements for private well and septic systems.
5. The Town currently has a list of six (6) appeals that require an Assessment Review Commissioner. Our current commissioner has advised that he is unable to act in the capacity of Assessment Review Commissioner for Commercial Accounts. The Town must appoint 1 individual in the role. I need a motion of Council to remove the current commissioner, Gerald Greenland, from the role of Assessment Review Commissioner and to appoint Mitch Moran as

Assessment Review Commissioner for the Town of Spaniard's Bay in accordance with Section 32 and all other applicable subsections of the Assessment Act (2006).

6. Englobe has given us the first draft of the report on the Back Cove Sewer System Assessment. A copy of this report is on your 1 Drive.

Motions arising from the Town Manager's Report

Motion #24-367 It was moved by Deputy Mayor Oliver, seconded by Councillor Jewer, to pay the invoices that have been submitted since the agenda cut off date in the amount of \$6810.51.

Carried

Motion #24-368 An application was tabled for a new House at 39 Big Pond Road, Spaniard's Bay. It was moved by Deputy Mayor Oliver, seconded by Councillor Lundrigan, to grant approval for a House at 39 Big Pond 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

Committee Reports: **Finance Committee:**

Accounts Payable

Accounts Payable list was tabled.

Motion #24-369 It was moved by Deputy Mayor Oliver, seconded by Councillor Ryan, to pay Accounts Payable in the amount of \$394,253.90

Carried

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

Recreation

A letter was tabled from the Recreation Director Debbie Sheppard requesting a salary review.

Motion #24-370 It was moved by Councillor Stamp, seconded by Councillor Lundrigan to defer the salary review to Finance Committee for review and recommendation back to council.

Carried

Joint Council

Two letters were tabled from Joint Council advising that Joint Council is withdrawing administrative support services and that 3 members of the Council have resigned.

Municipal Assessment Agency

An update from the Municipal Assessment Agency was tabled for information only.

Municipal Capital Works Rectory Avenue/Casey's Lane Change Order #4

Motion #24-371 It was moved by Councillor Stamp, Seconded by Councillor Ryan, to accept Change Order #4 in the amount of \$19,998.16 HST included for the Rectory Avenue/Casey's Lane Road Reconstruction Project as the item was omitted in error on final report.

Carried

Municipal Plan Amendments

Resolution to Approve Town of Spaniard's Bay Municipal Amendment No. 1,2024 which allows Garden Suites/Granny Flats was tabled.

Motion #24-372 It was moved by Deputy Mayor Oliver, seconded by Councillor Lundrigan that the Town Council adopts the Town of Spaniard's Bay Municipal Plan Amendment No.1 2024 as presented.

Carried

Resolution to approve Town of Spaniard's Bay Development Regulations Amendment No.2, 2024 which allows Garden Suites/Granny Flats was tabled.

Motion #24-373 It was moved by Councillor Newman, seconded by Councillor Ryan the Council adopt the Town of Spaniard's Bay Development Regulations Amendment No. 2 2024 as presented.

Carried

Guy Fawkes Night

Deputy Mayor Oliver stated that Bonfire night will be going ahead on November 6th 2024 on New harbour Road. There was a discussion on the concerns with lighting, potholes and accessibility.

Motion #24-374 It was moved by Deputy Mayor Oliver, seconded by Councillor Jewer to have a load of fill placed-on the side of the road near the bonfire to help with safety.

Carried

FCM Funding Opportunity

A letter was tabled advising of new funding available to Municipalities. Mayor Brazil stated the Town Manager will submit an application to upgrade the assessment management plan in conjunction with Upper Island Cove and Bryants Cove once they have agreed to proceed.

Letters

Street Lights – Delaneys Crescent

A letter was tabled from a resident of Delaneys Crescent request a street light on Delaneys Crescent, Spaniard's Bay.

Mayor Brazil declared a Conflict of Interest in accordance with the Code of Conduct Act as this is his family. He left the meeting at 7:46pm. Deputy Mayor Oliver took his seat.

Motion #24-375 It was moved by Councillor Stamp, seconded by Councillor Lundrigan, to approve a medium brightness light for a pole #8273450 on Delaneys Crescent as presented.

Carried

Mayor Brazil returned 7:51pm

Three Way stop Church Hill

A letter and a petition from residents of Spaniard's Bay were tabled on the topic of a 3 way stop at Rectory Avenue and Church Hill. There was a lengthy discussion on pros and cons of the 3 way stop. Mayor Brazil stated he thinks we should request some input from the Legion as this could disrupt traffic and the hill could make things dangerous during the winter months. Councillor. Councillor Stamp suggested holding off on Tilton 3 way stop and doing a 6-month trial there instead. A petition signed by 66 residents was presented in favor of the 3 way stop and a letter from the Anglican Diocese was against the proposed 3 way stop.

Motion #24-376 It was moved by Councillor Stamp, seconded by Councillor Ryan to approve a 6 month trial 3 way stop at Rectory Avenue and Church Hill.

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

Defeated

Memorial Park Tilton

A letter was tabled from a resident of Tilton concerning the current use of the approved Memorial Site on Pondsides Tilton. Councillor Stamp discovered that the property in question is Crownlands and not under the jurisdiction of Municipality of Spaniard's.

Councillor Stamp requested a Notice to Rescind the Motion made on September 3, 2024 meeting.

(Motion #24-339 - It was moved by Councillor Stamp, seconded by Councillor Jewer approved for the resident of Pondsides Road create a memorial Park and maintain the area while the town still maintains ownership and the town will erect a barrier).

The property located on Pondsides road is Crownlands and the Town doesn't have the jurisdiction to grant a permit for a Memorial Park.

Northern Cove Pond Road Winter opening

A letter was tabled from a resident of Battens Road, Spaniards Bay requesting that Northern Cove Pond Road be opened one way during the winter months.

There was a discussion on the seasonal opening of the road and safety issues for and against the idea.

Motion # 24-377 It was moved by Councillor Stamp, seconded by Deputy Mayor Oliver to defer the possibility of seasonal road opening to Council for review and recommendation back to Council.

Carried

Lighting for Basketball Court

A letter was tabled from a young resident of Spaniard's Bay on behalf of students of Holy Redeemer School.

Mayor Brazil asked council to determine if he was in conflict of the request for lighting at the Basketball Court as was written by his Grandson.

Mayor Brazil Left his chair at 8:25pm.

Motion #24-378 It was moved by Councillor Stamp, seconded by Councillor Lundrigan that the Mayor Brazil is not in conflict as letter on behalf of numerous students.

Carried

Mayor Brazil returned to his chair 8:27pm.

There was a discussion to add the item to Recreation wish list for budget time as can be dark early in the fall and winter months and if approved would need a timer.

Motion #24-379 It was moved by Councillor Stamp, seconded by Councillor Lundrigan to refer the addition of lighting to the Spaniard's Bay Basketball court to Finance Committee for review and recommendation back to council.

Carried

Permits

Application for a New Garage Addition – 8 Rocky Pond Road

An application was tabled for a garage extension at 8 Rocky Pond Road, Spaniard's Bay.

Motion #24-380 It was moved by Deputy Mayor Oliver, seconded by Councillor Ryan, to grant approval for a garage extension at 8 Rocky Pond 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 House – 181 Conception Bay Highway

An application was tabled for a new house at 181 Conception Bay Highway, Spaniard's Bay.

Motion #24-381 It was moved by Deputy Mayor Oliver, seconded by Councillor Ryan, to grant approval for a new house at 181 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

Goodwill Seniors

A request for a donation was tabled from Goodwill Seniors

Motion #24-382 It was moved by Deputy Mayor Oliver, seconded by Councillor Jewer, to give the standard donation of \$25.00 to Goodwill Seniors.

Carried

Other Business

Councillor Stamp advised the New Harbour Road Stop sign is up and to use caution as may still going through without stopping. She also discussed the high rat population this year and that is affects all residents and towns. She inquired if any kind of funding for this kind of issue and how to get under control.

Councillor Lundrigan advised the Truck or Treat is Sunday October 27th at 6-7 pm at the Recreation Center Ball Field, tickets at the Council office for \$3.00. She said the haunted house starts Thursday October 24th 2024 7:00-9:30pm until October 30th , cost \$5.00 and \$7.00 with out door walk included and also a child friendly option 6-7pm Saturday and Sunday. She said road condition from Restaurant 99 to Petro were in hard shape, The Mayor will reach out to Minister of Transportation Works to advise of the road conditions.

Councillor Ryan wanted to advise everyone to use caution for Halloween night and watch for kids.

Councillor Newman advised All Saints Church has begun the Thursday night card games at 8pm again and a lunch is included.

Councillor Jewer wanted to welcome the new members of the Fire Department. E thanks the Town and Fire Department for their generous donations at the Health Foundation telethon. He also stated that Chipmans road and Northern Cove Pond Road need brush cut back.

Deputy Mayor Oliver wished everyone a safe Halloween. Advised that Tilton Lodge will be giving out treats this year 4-6pm. She said the SPCA pet-fix program is accepting new application. Also, the Spaniard's Bay legion will be hosting the annual craft fair November 4th 2024 at 10am.

Notice of Motion – Sale of Tilton Land

A notice of motion to rescind the September 3,2024 Motion #24-331, that 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, was tabled.

Motion #24-383 It was moved b Councillor Stamp seconded, Councillor Ryan to rescind the September 3,2024 motion #24-331 to rezone and to list the 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

Motion #24-384 It was moved by Councillor Stamp, seconded by Deputy Mayor Oliver to have Council review recreation budget and consider expansions and upgrades in other parts of the community.

Carried

Adjournment

Mayor Brazil stated that the next meeting of Council will be Tuesday, November 12th, at 7:00 pm.

Motion #24-385

It was moved by Councillor Stamp, seconded by Councillor Lundrigan, and carried that the meeting adjourn at 8:55m.

Carried

Recorder
Andrea Sheppard

Mayor, Paul Brazil