

**MINUTES OF THE REGULAR COUNCIL MEETING
HELD ON AUGUST 4, 2020**

Present were: Mayor Sam Synard (via telephone)
Deputy Mayor Gary Myles
Councillor Mike Brennan
Councillor Andy Edwards
Councillor Keith Keating
Councillor Loretta Lewis
Councillor Nora Tremblett

Also present: Alje Mitchell, Chief Administrative Officer
Melanie Kilfoy, Director of Finance & Administration
Ben Letemplier, Director of Operations & Public Works
Petrina Power, Executive Clerk, A/Town Clerk

1. Call to Order

As Mayor Synard was attending the meeting via telephone, Deputy Mayor Myles called the meeting to order at 7:04 p.m. and welcomed everyone present.

2. Adoption of Agenda

Motion

MMC 2020 08 04/001R

Moved by Councillor Keating, seconded by Councillor Lewis

“BE IT RESOLVED the agenda be adopted.”

Motion carried unanimously.

3. Adoption of Minutes

Regular Council Meeting, July 7, 2020

Motion

MMC 2020 08 04/002R

Moved by Councillor Tremblett, seconded by Councillor Edwards

“BE IT RESOLVED the minutes of the regular Council meeting held on July 7, 2020, be adopted.”

Motion carried unanimously.

Special Council Meeting, July 15, 2020

Motion

MMC 2020 08 04/003R

Moved by Councillor Keating, seconded by Councillor Tremblett

“BE IT RESOLVED the minutes of the special Council meeting held on June 15, 2020, be adopted.”

Motion carried unanimously.

Privileged Council Meeting, July 7, 2020

Motion

MMC 2020 08 04/004R

Moved by Councillor Edwards, seconded by Councillor Lewis

“BE IT RESOLVED the minutes of the special Council meeting held on July 7, 2020, be adopted.”

Motion carried unanimously.

4. Business Arising from Regular, Special and Privileged Council Meetings

There was no Business Arising from the regular, special or privileged Council meetings to bring forward.

5. Delegations

There were no scheduled Delegations.

6. Committee Reports

Planning & Development Committee

Councillor Brennan reviewed the minutes of the Planning & Development Committee held on July 30, 2020.

Councillor Brennan advised his Committee has been following up on some concerns and issues around town. One particular concern is the need for some kind of barrier around properties upon which equipment, such as dump trucks, loaders, etc., are stored/parked in order to block such equipment from public view and make the area more aesthetically pleasing to residents and visitors alike, especially along McGettigan Boulevard.

Motion

MMC 2020 08 04/005R

Moved by Councillor Brennan, seconded by Councillor Keating

“BE IT RESOLVED approval be given to draft a policy for the containment of heavy equipment on properties in town.”

Discussion

Councillor Keating advised that a previous Council brought this issue forward once before with little success and recommended reviewing that file. Councillor Tremblett and Lewis agreed the barrier didn't need to be costly, it could be something as simple as planting trees and working with the Town to beautify their properties. Councillor Keating noted it is a good idea moving forward but noted existing properties may be grandfathered in as they are. The CAO was asked to follow up on the previous file.

Motion carried unanimously.

Motion

MMC 2020 08 04/006R

Moved by Councillor Brennan, seconded by Councillor Keating

“BE IT RESOLVED approval be given to advertise a Request for Proposals for the sale of a parcel of land measuring 850 square feet at the rear of 56 Harris Drive.”

Motion carried unanimously.

Motion

MMC 2020 08 04/007R

Moved by Councillor Brennan, seconded by Councillor Tremblett

“BE IT RESOLVED that an application received from a resident to subdivide a parcel of Granted Crown Land at 60 Markland Road be approved.”

Motion carried unanimously.

Motion

MMC 2020 08 04/008R

Moved by Councillor Brennan, seconded by Councillor Keating

“BE IT RESOLVED that an application received from a resident for Crown Land at Bill Fitzpatrick's Ponds for the purpose of a remote cottage be approved.”

Motion carried unanimously.

Motion

MMC 2020 08 04/009R

Moved by Councillor Brennan, seconded by Councillor Tremblett

“BE IT RESOLVED that an application received from a resident to construct a residence measuring 26’ x 30’ and an accessory building measuring 10’ x 12’ at 8 Power’s Road be approved subject to the submission of house plans and a second site inspection.”

Motion carried unanimously.

Motion

MMC 2020 08 04/010R

Moved by Councillor Brennan, seconded by Councillor Edwards

“BE IT RESOLVED the following applications be approved subject to the approval of applicable government departments and/or agencies and any conditions stipulated:

- Resident, 304-306 Creston Boulevard – construct accessory building measuring 12’ x 12’, subject to site inspection
- Resident, 125 Marine Drive – construct accessory building measuring 12’ x 16’ and erect fencing, subject to site inspection
- Resident, Roger’s Place – construct social centre measuring 40’ x 28’, subject to site inspection
- Resident, 317 Ville Marie Drive – construct accessory building measuring 24’ x 26’, subject to site inspection
- Resident, 26A Marine Drive – construct residence measuring 35’ x 41’, subject to site inspection.”

Motion carried unanimously.

Motion

MMC 2020 08 04/011R

Moved by Councillor Brennan, seconded by Councillor Keating

“BE IT RESOLVED that an application received from a resident to remove/demolish a residence and construct a new residence measuring 34’ x 20’ at 54 Walsh’s Road be approved, subject to meeting the regulations for front lot requirements.”

Motion carried unanimously.

Motion

MMC 2020 08 04/012R

Moved by Councillor Brennan, seconded by Councillor Tremblett

“BE IT RESOLVED the following applications be approved subject to the approval of applicable government departments and/or agencies and any conditions stipulated:

- Residents, 80 Mount Vincent Crescent – construct accessory building measuring 22’ x 17’
- Residents, 91A Ville Marie Drive – construct extension measuring 10’ x 12’ to accessory building, subject to site inspection.”

Motion carried unanimously.

Motion

MMC 2020 08 04/013R

Moved by Councillor Brennan, seconded by Councillor Tremblett

“BE IT RESOLVED that an application received from a resident to construct a seasonal residence measuring 24’ x 32’ on the Northwest Trail be approved.”

Motion carried unanimously.

Motion

MMC 2020 08 04/014R

Moved by Councillor Brennan, seconded by Councillor Keating

“BE IT RESOLVED that an application received from a resident to construct a motel measuring 52m x 19m to include seven 2-bedroom units be approved.”

Motion carried unanimously.

Councillor Brennan advised the Model Ship Exhibition and Gallery Interim Helm Committee met on July 8th to discuss restarting work in the gallery to prepare it for opening day. The Committee also discussed the need for employees to assist with those preparations. Also in preparation for opening day and to promote the gallery on the Town’s new website, WaterWerks Agency was at the gallery for a small photo shoot of some staged models. Councillor Brennan looks forward to seeing the results.

Motion

MMC 2020 08 04/015R

Moved by Councillor Brennan, seconded by Councillor Edwards

“BE IT RESOLVED approval be given to hire up to three workers for a period of up to 16 weeks to complete renovations at the Model Ship Exhibition and Gallery space at the Marystown Mall.”

Motion carried unanimously.

On behalf of the Committee, Councillor Brennan thanked Council for their support of the gallery. A letter was recently sent to the Town on July 30th regarding several model ships and other mariner artifacts that are currently in storage at the former Ville Marie Swimming Pool. Councillor Brennan expressed concern for the environment they are being stored in and has requested that they be relocated to the gallery space where they can be repaired and properly stored. Councillor Keating noted that because those models and artifacts are from the collection of the former Jerome Walsh Museum, Councillor Brennan may need permission from the family first. Councillor Keating advised he will follow up on whether they will provide permission in writing.

Finance Committee

Councillor Edwards reviewed the minutes of the Finance Committee meeting held on July 29, 2020.

Motion

MMC 2020 08 04/016R

Moved by Councillor Edwards, seconded by Councillor Tremblett

“BE IT RESOLVED approval be given to pay Invoice No. CINVO714994 as received from BDO Canada LLP dated June 30/20 in the amount of \$4,160.70 including HST for the audit of the financial statements for the year ended December 31, 2019.”

Motion carried unanimously.

Motion

MMC 2020 08 04/017R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED approval be given to pay Invoice No. 0000112081 as received from Audio Systems Limited dated July 1/20 in the amount of \$141.28 including HST for alarm monitoring system for the Water Treatment Plant.”

Motion carried unanimously.

Motion

MMC 2020 08 04/018R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED approval be given to pay Invoice for File No. 2020217 as received from MacBeath Law dated June 29/20 in the amount of \$287.50 including HST for professional services rendered in drafting a waiver of liability regarding use of the Town’s recreational facilities.”

Motion carried unanimously.

Motion

MMC 2020 08 04/019R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED approval be given to pay Invoice No. 301967 as received from Cal LeGrow Insurance Limited dated July 15/20 in the amount of \$146.00 HST exempt for the addition of a 10-foot enclosed trailer to Policy No. 0902266 effective February 1, 2020 to February 1, 2021.”

Motion carried unanimously.

Motion

MMC 2020 08 04/020R

Moved by Councillor Edwards, seconded by Councillor Brennan

“BE IT RESOLVED Council pay the May Monthly Claim as received from YMCA of Newfoundland and Labrador dated May 31, 2020 in the amount of \$9,310.15.”

Motion carried unanimously.

Motion

MMC 2020 08 04/021R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED approval be given to pay Invoice No. 12850 as received from Newfoundland and Labrador Employers’ Council Inc. dated February 14/20 in the amount of \$580.75 including HST for the 2020 Membership fees.”

Motion carried unanimously.

Motion

MMC 2020 08 04/022R

Moved by Councillor Edwards, seconded by Councillor Brennan

“BE IT RESOLVED that, due to a clerical error, approval be given to adjust both the 2018 and 2019 Business Tax for Account No. SHERR001 in the amount of \$503.74 plus interest as the business ceased operations in December 2017.”

Motion carried unanimously.

Motion

MMC 2020 08 04/023R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED approval be given to adjust fifty percent of the interest on Account No. O-KEG001, subject to payment of the principal in full.”

Motion carried unanimously.

Councillor Tremblett declared a conflict of interest for the next recommendation as she is a member of St. Gabriel's Hall Inc. which provides space to the business in question. Councillor Tremblett removed herself from the Council Chambers.

Motion

MMC 2020 08 04/024R

Moved by Councillor Edwards, seconded by Councillor Keating

"BE IT RESOLVED approval be given to adjust the 2020 Business Tax for Account No. THEVI001 in the amount of \$344.39 plus interest as the business has changed ownership."

Motion carried without the vote of Councillor Tremblett who was in a declared conflict of interest.

Councillor Tremblett returned to the Council Chambers.

Councillor asked that follow up be made with Municipal Affairs to determine if Councillor Tremblett was actually in a conflict of interest and what other situations might constitute a conflict of interest. The CAO advised he will follow up.

Motion

MMC 2020 08 04/025R

Moved by Councillor Edwards, seconded by Councillor Tremblett

"BE IT RESOLVED approval be given to send a request to Municipal Affairs and Environment to reduce approved Gas Tax funding for the Water and Sewer and Paving, Water Street East Project, Project No. 153-2017-5797, from \$1,044,434.36 to \$864,737.00 to reflect the actual amount spent on the project."

Motion carried unanimously.

Motion

MMC 2020 08 04/026R

Moved by Councillor Edwards, seconded by Councillor Tremblett

"BE IT RESOLVED Council approve Accounts Payable Listing No. 8-1 as of August 4, 2020, in the amount of \$357,293.91 as per policy."

Motion carried unanimously.

Motion

MMC 2020 08 04/027R

Moved by Councillor Edwards, seconded by Councillor Brennan

"BE IT RESOLVED approval be given to appoint BDO Canada LLP as the Town's auditors for the three-year period from January 1, 2020, to December 31, 2022, based on an evaluation of the criteria contained in the Town's Request for Proposals for Auditing Services."

Motion carried unanimously.

Public Works Committee

Councillor Keating reviewed the minutes of the Public Works Committee meeting held on July 28, 2020.

Councillor Keating advised that requests have been received for a Children at Play sign or a speed bump at Barter's Lane and Mayo's Lane. Signage will be installed on both streets.

A request was received for a speed bump on Stacey's Road. Given the short length of the road, a speed bump cannot be installed; a Children at Play sign will be installed instead.

A request was received for a speed bump on Marine Drive however, as the road is a Provincial road and not owned by the Town, a speed bump cannot be installed.

Last year, the Town submitted applications for capital works funding for six projects. Correspondence was received recently advising that none of the projects have been selected for funding.

Motion

MMC 2020 08 04/028R

Moved by Councillor Keating, seconded by Councillor Lewis

“BE IT RESOLVED approval be given to write a letter to the Department of Municipal Affairs and Environment to request further explanation of the rejection letters received from the Department of Municipal Affairs and Environment for several multi-year capital works project applications submitted by the Town with reference to other general neglect to road repairs in the area.”

Discussion

It was noted the letter should be copied to both MHA's for the Burin Peninsula as well as the new Premier and should also make note of the Province's decision to postpone work on McGettigan Boulevard this year and the fact that very little work is being done in this area.

Motion carried unanimously.

Regular operations are going well. Asphalt repairs were completed in several areas of town and line painting started today.

Water lateral upgrades on Marine Drive have been completed and Council has started work on a new Splash Pad.

Motion

MMC 2020 08 04/029R

Moved by Councillor Keating, seconded by Councillor Edwards

“BE IT RESOLVED approval be given to accept Option three received from Edwards & Associates Ltd. for services to supply and drain water from the Splash Pad for the Town of Marystown – Splash Pad Project.”

Motion carried unanimously.

Water consumption was up in recent weeks but water flows have now returned to normal, approximately 1.2 million gallons per day. The spike in flows may have been due to summer activities such as lawn sprinklers, etc.

Waste Management operations are good with no major issues. Councillor Brennan noted, however, that there are still issues with people throwing garbage out their car windows.

The Town will be partnering with the Burin Peninsula Regional Service Board for the purchase of a mulcher. The Town has received funding from the MMSB in the amount of \$10,000.00 and will be looking at mulchers costing approximately \$20,000.00. The CAO has been following up on specs and quotes and will bring that information forward to the next Public Works Committee meeting for review.

The Town contacted the MNL regarding placing an engineering student for a work term but was advised that a student will not be available until January 2021. The Town will continue to follow up on getting a student.

Councillor Keating advised that a Speed Bump Policy has been drafted. Council was asked to review it and bring back any comments for review at the next Public Works Committee meeting.

Councillor Keating questioned when the Town Hall would fully open to the public again. Complaints have been received from residents with regards to booking appointments, citing issues getting through on the phone. It was noted that other places, such as banks, have opened to the public and the Town needs to do the same. This item will be further discussed, including the possibility of requiring visitors to the Town Hall to wear masks.

The museum building and house of the late Jerome Walsh were removed from property in Little Bay and the site has since been prepared for future development. Councillor Keating commended the Public Works Department on a job well done and recommended Council look at redeveloping the site in the near future.

Recreation Committee

Councillor Lewis advised the Recreation Committee hasn't met since the regular Council of July 7, 2020, due to COVID-19. Councillor Lewis brought forward the following report:

It's been a slow summer for the Recreation Committee and Department due to the COVID-19 pandemic. Sports that are operating are running smoothly with all teams passing in their safety plans and protocols to the Town for review prior to using the facilities. Councillor Lewis thanked everyone for their cooperation in that regard.

The JCP workers are still working around town and doing a great job.

Councillor Lewis has been appointed as liaison between the Town and the Marystown Heritage Museum Board and will be attending the first meeting once the date is set.

The YMCA is now open to the public, including the pool. There was an issue with the pool upon opening that has since been addressed.

Councillor Lewis thanked the Public Works Department for their work in preparing the site chosen for the Splash Pad, which should be operational next year.

When the COVID-19 pandemic closed the majority of businesses and other facilities to the public, residents became more active with their own recreational activities. This fall, Councillor Lewis will be suggesting to the Recreation Committee that they discuss mapping the various hiking trails in the area and include items such as trail conditions, level of difficulty, length of trail, etc. Follow-up will be made to look into possible funding for such a project.

There were no major issues upon the reopening of the YMCA. Councillor Edwards noted the biggest complaint he heard was the change in hours resulting in a later opening time and earlier closing time. Councillor Tremblett also noted some issues with booking time slots online but noted residents will need to adjust to changes implemented due to COVID-19.

Tourism & Special Events Committee

As Deputy Mayor Myles was chairing the Council meeting, Councillor Keating took over as Co-Chair of the Tourism & Special Events Committee. The Tourism/Special Events Committee hasn't met since the regular Council of July 7, 2020.

Councillor Keating advised the Virtual Canada Day Celebration was a success and numerous entries were received for the Celebrate Your Way contest wherein one lucky winner would receive \$153.00 and a charity of his/her choice would also receive \$153.00 in honour of Canada's 153rd birthday. Jenna Dimmer submitted the winning entry and chose the Burin Peninsula SPCA (Lisa Grandy) as her charity of choice. Ms. Dimmer and Ms. Grandy were presented with their cheques on July 13th.

The Committee's summer events have been cancelled due to COVID-19 but the Town will go ahead with hosting an Outdoor Bingo on August 25th. Players can maintain social distancing by playing in their cars and volunteers distributing cash prizes will wear masks. This event is pending approval of a license application.

Motion

MMC 2020 08 04/030R

Moved by Councillor Keating, seconded by Councillor Lewis

"BE IT RESOLVED approval be given to advance the Tourism & Special Events Committee funds from the Town's General Account in the amount of \$2,000.00 to assist with an Outdoor Bingo scheduled for August 25, 2020, with the understanding funds will be repaid following the event."

Motion carried unanimously.

Protection to Persons & Property Committee

Councillor Tremblett reviewed the minutes of the Protection to Persons and Property Committee meeting held on July 30, 2020.

The Town has received several requests for speed bumps and Children at Play signage. Those requests have been referred to the Public Works Committee for their follow-up.

Things are going well at the Fire Hall with firefighters now on summer weekend duty.

Things are also good with the Animal Control Officer with no major issues to report.

Motion

MMC 2020 08 04/031R

Moved by Councillor Tremblett, seconded by Councillor Brennan

“BE IT RESOLVED approval be given to issue a Removal Order to the owner of property at 14 Main Street, Little Bay, for the removal of a dilapidated dwelling from the property.”

Motion carried unanimously.

7. Correspondence

There was no correspondence to bring forward.

8. Approvals to Purchase

There were no Approvals to Purchase to bring forward.

9. Regulations

There were no Regulations to bring forward.

10. Other Business

Motion

MMC 2020 08 04/032R

Moved by Councillor Keating, seconded by Councillor Lewis

“BE IT RESOLVED approval be given to write a letter to Dr. Andrew Furey congratulating him on winning the Liberal leadership race and becoming the Province’s 14th Premier.”

Motion carried unanimously.

Councillor Keating advised that a Hiring Committee is pending for the positions of Fire Chief and Director of Planning & Development Control and will need to be discussed by Council.

11. Notices of Motion

There were no Notices of Motion to bring forward.

12. Adjournment

Motion

MMC 2020 08 04/033R

Moved by Councillor Keating, seconded by Councillor Lewis

“BE IT RESOLVED the meeting was adjourned at 8:01 p.m.”

Motion carried unanimously.

Sam Synard
Mayor

Petrina Power
A/Town Clerk