

**MINUTES OF THE REGULAR COUNCIL MEETING
HELD ON NOVEMBER 5, 2019**

Present were: Deputy Mayor Gary Myles
Councillor Mike Brennan
Councillor Andy Edwards
Councillor Keith Keating
Councillor Loretta Lewis
Councillor Nora Tremblett

Also present: Ben Letemplier, Director of Operations & Public Works
Alje Mitchell, Director of Planning & Development Control
Petrina Power, Executive Clerk

Also present: Colin Farrell, The Southern Gazette

1. Call to Order

Deputy Mayor Myles called the meeting to order at 4:18 p.m. and welcomed everyone present.

2. Adoption of Agenda

Motion

MMC 2019 11 05/001R

Moved by Councillor Lewis, seconded by Councillor Tremblett

“BE IT RESOLVED the agenda be adopted.”

Motion carried unanimously.

3. Adoption of Minutes

Motion

MMC 2019 11 05/002R

Moved by Councillor Keating, seconded by Councillor Lewis

“BE IT RESOLVED the minutes of the regular Council meeting held on October 15, 2019, be adopted.”

Motion carried unanimously.

4. Business Arising from Regular Council Meeting

There was no Business Arising from the regular Council meeting of October 15, 2019, 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 October 31, 2019.

Motion

MMC 2019 11 05/003R

Moved by Councillor Brennan, seconded by Councillor Keating

“BE IT RESOLVED that an application received from Leonard Pittman to do interior and exterior upgrades to a Pittman’s Auto Repair LNJ at 108-112 Ville Marie Drive be approved subject to a development plan for the renovations and site inspection.”

Motion carried unanimously.

Motion

MMC 2019 11 05/004R

Moved by Councillor Brennan, seconded by Councillor Tremblett

“BE IT RESOLVED that an application received from a Bernard and Jackie Haley to operate Boot Wireless Cellular Phone Sales and Accessories at the Bell Aliant Kiosk at 25-57 Columbia Drive be approved.”

Motion carried unanimously.

Motion

MMC 2019 11 05/0005R

Moved by Councillor Brennan, seconded by Councillor Tremblett

“BE IT RESOLVED that an application received from Pardy’s Recreation to replace existing signage with new signage at 276 McGettigan Boulevard be approved subject to site inspection.”

Motion carried unanimously.

Finance Committee

Councillor Edwards reviewed the minutes of the Finance Committee meeting held on October 30, 2019.

Motion

MMC 2019 11 05/006R

Moved by Councillor Edwards, seconded by Councillor Tremblett

“BE IT RESOLVED approval be given to pay Invoice No. 2455165 as received from Neopost dated October 4/19 in the amount of \$1,219.62 including HST for the postage contract from November 30, 2019 to November 29, 2020.”

Motion carried unanimously.

Motion

MMC 2019 11 05/007R

Moved by Councillor Edwards, seconded by Councillor Tremblett

“BE IT RESOLVED Council approve Prime Consultant Agreement Change Order No. 001 in the amount of \$4,122.75 which will increase the amount of the Multi-Year Capital Works 2014 Project No. 17-MYCW-18-00124 - Exterior Envelope Replacement – Fire Station from \$49,026.23 to \$53,148.98.”

Motion carried unanimously.

Motion

MMC 2019 11 05/008R

Moved by Councillor Edwards, seconded by Councillor Tremblett

“BE IT RESOLVED approval be given to sign Prime Consultant Agreement Change Order No. 001 for the Multi-Year Capital Works 2014 Project No. 17-MYCW-18-00124 - Exterior Envelope Replacement – Fire Station.”

Motion carried unanimously.

Motion

MMC 2019 11 05/009R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED Council ratify sponsorship of a Remembrance Day Page in from The Southern Gazette at a cost of \$57.50 including HST.”

Motion carried unanimously.

Councillor Lewis declared a conflict of interest for the next item as she is employed by the organization in question. Councillor Lewis removed herself from the Council Chambers.

Motion

MMC 2019 11 05/010R

Moved by Councillor Edwards, seconded by Councillor Brennan

“BE IT RESOLVED approval be given to make a donation to the Red Dress Vigil hosted by Keyin College in the amount of \$100.00 as per the Donation, Grant and Sponsorship Policy.”

Discussion

Council discussed conflict of interest and whether a conflict existed with regards to the Red Dress Vigil. This will be further discussed under Other Business.

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

Councillor Lewis returned to the Council Chambers.

Motion

MMC 2019 11 05/011R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED Council ratify Poll Tax Ratification Listing No. 5-1 dated October 30, 2019, in the amount of \$1,503.44 as per policy.”

Motion carried unanimously.

Motion

MMC 2019 11 05/012R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED Council approve Accounts Payable Listing No. 8-1 as of November 10, 2019, in the amount of \$172,221.88 as per policy.”

Motion carried unanimously.

Councillor Edwards declared a conflict of interest for the next item as he is employed by the business in question. Councillor Edwards removed himself from the Council Chambers and Councillor Lewis took over as Co-Chair of the Finance Committee.

Motion

MMC 2019 11 05/013R

Moved by Councillor Lewis, seconded by Councillor Brennan

“BE IT RESOLVED approval be given to amend Motion MMC 2019 10 15/016R made at the Regular Council Meeting on October 15, 2019, to read as follows:

BE IT RESOLVED approval be given to adjust the 2018 Water & Sewer Tax for Account No. AYLWA002 in the amount of \$196.00 as a tenant ceased operations at 192-200 Ville Marie Drive as of August 31, 2019.”

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

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Councillor Edwards returned to the Council Chambers.

Motion

MMC 2019 11 05/014R

Moved by Councillor Lewis, seconded by Deputy Mayor Myles

BE IT RESOLVED approval be given for the Town Council of Marystown to enter into a ten-year municipal tax agreement with Marbase Marystown Inc. for real property known as The Marystown Shipyard located at 131-175 Ville Marie Drive effective January 1, 2020; and

BE IT FURTHER RESOLVED approval be given for the Deputy Mayor and the A/Chief Administrative Officer to sign the municipal tax agreement on behalf of the Town.”

Motion carried unanimously.

Public Works Committee

Councillor Keating reviewed the minutes of the Public Works Committee meeting held on October 29, 2019.

The Department did repairs to the asphalt in Reddy Subdivision and has been busy screening sand for the winter.

The Department removed the former Jerome Walsh residence and cleaned up the area; the property will be filled in with rock/fill at a later date. At some point, there will be a meeting with Mr. Walsh’s family to discuss the future of the Jerome Walsh Museum.

Capital Works projects are finishing up. Councillor Keating thanked the residents for their patience and cooperation during the community-wide water shut-down on October 27th. Work to tie in the new water transmission main went well. Councillor Keating thanked the contractor and his workers for their preparedness and ensuring the work was done in a timely manner. The contractor started at noon and by 6:30 p.m., the Public Works Department took over flushing the lines and restoring water section by section to control pressure on the lines. While water restoration began approximately 10 hours after the shut-down began, there was potential for the shut-down to have lasted longer had there been complications. Councillor Keating recommended Council, as well as community partners, review the Town’s Emergency Management Plan and schedule a mock tabletop exercise at some point.

The Water Treatment Plant is operating well.

A survey by Burin Peninsula Waste Management indicates that there are only about 27 properties where a roll-out bin is not being used. There is still an issue with wooden garbage boxes. Residents not using their old wooden garbage boxes need to mark them and move them to the curb for pick-up on bulk garbage collection day.

The Town has been using a mobile app since the summer and it was used during the water shut-down on October 27th to keep residents informed of what was happening. Residents, especially those not on Facebook, are encouraged to download the app, which is available free of charge.

The new crusher is operating well. The Department shipped approximately 300 tonnes of sand to the salt shed over the course of a day and a half.

The Town expends approximately \$1,100.00 a month on Orkin services. The number of complaints regarding rodent activity has decreased and things seem to be under control, especially with the use of the roll-out bin. With the contract up, it was questioned if this service could be discontinued. The A/CAO advised that there are about 60-70 bait stations around town and while the number of calls to the Town have decreased, removing the bait stations could cause the problem to resurface. The Town could look into reducing the level of service required or retendering the contract.

Recreation Committee

Councillor Lewis reviewed the minutes of the Recreation Committee meeting held on October 30, 2019.

Motion

MMC 2019 11 05/015R

Moved by Councillor Lewis, seconded by Councillor Tremblett

“BE IT RESOLVED approval be given to accept Corey Ducey as a member of the Recreation Committee.”

Motion carried unanimously.

The Town’s Community Enhancement Employment Program (CEEP) project is scheduled to start on Tuesday November 12, 2019. The Director of Recreation & Community Services is finalizing potential candidates for the positions.

Bonfire/Guy Fawkes Night is taking place tonight at 6:00 p.m. at the Track & Field Complex. Hot chocolate and snacks will be provided and there will be individual fires to roast marshmallows.

The Director of Recreation & Community Services will be attending the Recreation NL meetings on November 12th as well as a full day arena operators workshop on November 13th.

The Community Garden Luncheon for the students from Sacred Heart Academy who helped with the garden (25 students) will take place on November 14th during the lunch hour. The theme this year is potato spud bar with desserts.

Tourism & Special Events Committee

Deputy Mayor Myles advised the Tourism & Special Events Committee hasn’t met since the last regular Council meeting held on October 15, 2019.

Deputy Mayor Myles noted one item: the Committee hosted a Halloween Party for Persons with Challenging Needs on October 29th at the Marystown Lions Centre, which was enjoyed by everyone who attended.

Protection to Persons & Property Committee

Councillor Tremblett reviewed the minutes of the Protection to Persons & Property Committee meeting held on October 31, 2019.

Fire Prevention Week took place during the week of October 6th. Councillor Tremblett advised the Marystown Volunteer Fire Department had a great week and assisted the committee in distributing anti-litter campaign stickers during their school visits. As well, the firefighters spent Halloween night giving out treats to the trick or treaters, which the kids enjoyed. Councillor Tremblett thanked the firefighters for being on stand-by during the water shut-down on October 27th, along with all other Fire Departments in the surrounding communities that agreed to assist in the event of a fire.

There are no major issues with animal control or anti-litter to report. There is still an issue with flyers from one of the grocery stores. A letter will be written to the store owner to request a meeting to discuss concerns. It was noted that the majority of businesses are in support of the Town's anti-litter campaign. It's important to keep Marystown clean, especially with winter coming on as spring thaw always uncovers unwanted garbage.

The Fire Department will play a big role in tonight's bonfire as always.

Councillor Keating congratulated Councillor Brennan and Councillor Tremblett on the Committee's anti-litter campaign. Councillor Keating advised his family recently visited and noted Marystown has never looked cleaner. Other residents have made similar comments. Deputy Mayor Myles agreed, noting the anti-litter signage is very eye-catching and really sends a message. Councillor Brennan advised that six more signs are pending from businesses that volunteered to sponsor a sign. Councillor Brennan thanked all sponsors who are helping to make a difference. In addition to the signage and vehicle decals, there are commercial stickers available for every business door that will aid in promoting the anti-litter message. In addition to the signage and stickers, cameras have been installed in various areas of town for the purpose of prosecuting violators. Councillor Edwards advised he is seeing a difference in the stores with shoppers bringing their own bags and utilizing their phones to access the store flyer.

Ad Hoc Model Ship Gallery Committee

Councillor Brennan reviewed the minutes of the Ad Hoc Model Ship Gallery Committee meetings held on October 17, 2019, and October 24, 2019.

Motion

MMC 2019 11 05/016R

Moved by Councillor Brennan, seconded by Councillor Keating

"BE IT RESOLVED approval be given to formally establish the Model Ship Exhibition & Gallery Interim Helm Committee as a Committee of Council with Councillor Brennan as Committee Chair, Councillor Tremblett as Committee Co-Chair and Councillor Andy Edwards, William Dober, Con Fitzpatrick, Dennis Kelly, Sharon Snook and Cynthia Synard as Committee Members."

Motion carried unanimously.

The family of the late John Keith-King of Vancouver, BC, donated a model ship collection, along with art and other marine-related items, to the Town appraised at approximately \$1.2 million. The collection is currently being stored in leased space at the Marystown Mall where it will eventually be displayed once renovations are completed on the space. The long-term goal is to house the collection in its own building.

To prepare for the opening of a new gallery, a budget needs to be established; a meeting is scheduled for November 7th to discuss the budget. The Committee is looking at an opening date around the Easter weekend.

Additional art that was requested is currently being shipped to Marystown. The A/CAO was asked to follow up on this item. Follow-up also needs to be made on the promise of a \$50,000.00 grant from the Provincial Government to offset shipping costs.

7. Correspondence

- Email from NAIA dated November 1/19 re: Invitation to Exhibit at Aquaculture Canada & WAS 2020 Conference and Trade Show re: how to reserve a booth – space is filling up quickly.

Motion

MMC 2019 11 05/017R

Moved by Councillor Tremblett, seconded by Councillor Lewis

“BE IT RESOLVED approval be given to reserve a booth at the Aquaculture Canada and WAS North America Conference and Trade Show taking place in St. John’s August 30 – September 2, 2020, at a cost of \$1,600.00, with the understanding the Town would seek partners interested in sharing the Town’s booth.”

Motion carried unanimously.

- Email from Municipalities NL dated October 10/19 re: Memo to Avalon & Eastern Members – financial support for MNL Conference Friday Fun Night.

It was noted the Finance Committee had discussed this item and determined it did not meet the guidelines of the Town’s Donation, Grant and Sponsorship Policy; as the Town is participating in the Conference, the Committee will give it a second review.

- InfoNote dated October 11/19 highlighting 2019 Nomination Board of Directors, 69th Annual Conference & Trade Show and Election 2019.

Councillor Keating was nominated for the position of Eastern Director with the MNL. The A/CAO advised that Councillor Keating was acclaimed to the position and is now the MNL’s new Eastern Director. Council congratulated Councillor Keating on his new position.

- Email from Burin Peninsula Brighter Futures dated October 28/19 re: invitation to attend AGM on November 6/19.

Council was asked to advise the Executive Clerk of their interest in attending the AGM.

8. Approvals to Purchase

Councillor Tremblett declared a conflict of interest for the first approval as she is a member of the Board for the organization in question. Councillor Tremblett removed herself from the Council Chambers.

Motion

MMC 2019 11 05/018R

Moved by Councillor Edwards, seconded by Councillor Lewis

“BE IT RESOLVED approval be given to the Fire Department for the purchase of meals and tickets from St. Gabriel’s Hall associated with the Firefighters Annual Banquet at a cost of \$3,726.67 including HST.”

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

Councillor Tremblett returned to the Council Chambers.

Motion

MMC 2019 11 05/019R

Moved by Councillor Edwards, seconded by Councillor Tremblett

“BE IT RESOLVED approval be given to the Public Works Department to purchase a Rosemount Turbidity Probe (\$3,996.00 plus HST) and Calibration Solution (\$300.00 plus HST) at a cost of \$4,974.90 including HST.”

Motion carried unanimously.

Motion

MMC 2019 11 05/020R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED approval be given to the Public Works Department to purchase a Digital Positioner at a cost of \$2,929.52 including HST.”

Motion carried unanimously.

Motion

MMC 2019 11 05/021R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED approval be given to the Public Works Department to purchase a Chlorine NSF Cylinder 68kg (408kg @ \$374/kg = \$1,525.92 plus HST) and Cylinder 68kg Returnable (6 @ \$400.00 each = \$2,400.00 plus HST) plus Transport Surcharge (\$26.11 plus HST) at a cost of \$4,544.83 including HST.”

Motion carried unanimously.

9. Regulations

There were no regulations to bring forward.

10. Other Business

With NL Power rates on the rise, Councillor Edwards questioned the number of lights that seem to be left on at the YMCA after hours. The Director of Recreation & Community Services will be asked to follow up on this item.

Council had some more discussion on the conflict of interest issue and whether all conflicts declared tonight were necessary as per the *Municipalities Act, 1999*. The A/CAO will follow up with Municipal Affairs and Environment for further clarification.

11. Notices of Motion

There were no Notices of Motion to bring forward.

12. Adjournment

Motion

MMC 2019 11 05/022R

Moved by Councillor Keating, seconded by Councillor Tremblett

“BE IT RESOLVED the meeting was adjourned at 5:07 p.m.”

Motion carried unanimously.

Gary Myles
Deputy Mayor

Petrina Power
A/Town Clerk