

**MINUTES OF THE REGULAR COUNCIL MEETING
HELD ON SEPTEMBER 17, 2019**

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

Also present: Melanie Kilfoy, Director of Finance & Administration
Ben Letemplier, Director of Operations & Public Works
Rob Warr, Director of Recreation & Community Services
Petrina Power, Executive Clerk

Also present: Members of the Marystown Volunteer Fire Department
Colin Farrell, The Southern Gazette

1. Call to Order

Deputy Mayor Myles called the meeting to order at 7:03 p.m. and welcomed everyone present.

2. Adoption of Agenda

Motion

MMC 2019 09 17/001R

Moved by Councillor Lewis, seconded by Councillor Keating

“BE IT RESOLVED the agenda be adopted.”

Motion carried unanimously.

At this point, Mayor Synard joined the meeting.

3. Adoption of Minutes

Regular Council Meeting, September 3, 2019

Motion

MMC 2019 09 17/002R

Moved by Councillor Tremblett, seconded by Councillor Lewis

“BE IT RESOLVED the minutes of the Regular Council Meeting held on September 3, 2019, be adopted.”

Motion carried unanimously.

Special Council Meeting, September 3, 2019

Motion

MMC 2019 09 17/003R

Moved by Councillor Edwards, seconded by Councillor Tremblett

“BE IT RESOLVED the minutes of the Special Council Meeting held on September 10, 2019, be adopted.”

Motion carried unanimously.

4. Business Arising from Regular/Special Meetings

There was no business arising from either the Regular Council Meeting of September 3, 2019, or the Special Council Meeting of September 10, 2019.

5. Delegations

Deputy Mayor Myles welcomed members of the Marystown Volunteer Fire Department to the meeting, who were present to discuss necessary repairs to the Fire Hall. Fire Chief Coady spoke on behalf of the delegation.

Fire Chief Coady thanked Council for the opportunity to speak. Fire Chief Coady advised that the Fire Hall was damaged in a storm about three years ago and this winter will be the third winter that the building has been in a state of disrepair. Siding that was damaged during the storm is still being held on by strapping and needs to be fixed. Funding has already been approved for repairs through the Department of Municipal Affairs and Environment and the more immediate repairs include the siding, doors and roof.

The members of the Marystown Volunteer Fire Department take pride in the Fire Hall, their equipment and the service they provide. However, their building does not reflect that pride. With winter ready to set in, there's not much time left to make repairs but unless something is done, the building will be left exposed to another winter and further damage.

Councillor Tremblett advised that the Department's concerns were discussed during last week's Protection to Persons and Property Committee meeting. The work was tendered however, the bids received resulted in costs higher than the estimate that was prepared. The Committee agreed the building looks bad, is losing heat due to the exterior damage and is susceptible to further damage and had discussed getting an estimate for the siding after which the Town could issue a quick (10-14 day) tender; the roof could wait until the spring. Councillor Keating advised follow-up will be made to schedule a meeting with the Town's engineer tomorrow to discuss moving forward on the Department's immediate concerns.

Fire Chief Coady advised that the glass in the windows was already replaced through warranties at Home Hardware.

Fire Chief Coady thanked Council for their time; the delegation left the meeting.

6. Committee Reports

Planning & Development Committee

In the absence of Councillor Brennan, Councillor Tremblett reviewed the minutes of the Planning & Development Committee meeting held on September 12, 2019.

Motion

MMC 2019 09 17/004R

Moved by Councillor Keating, seconded by Councillor Lewis

“BE IT RESOLVED approval for Councillor Brennan and Councillor Tremblett to attend the 2019 Cold Harvest Conference taking place September 24-26, 2019, in St. John’s.”

Motion carried unanimously.

Motion

MMC 2019 09 17/005R

Moved by Councillor Tremblett, seconded by Councillor Edwards

“BE IT RESOLVED that an application received from Bern Farrell to construct a fourteen-room motel with lounge measuring 52m x 19m at 252 Ville Marie Drive be approved, subject to Government Services, Fire & Emergency Services, submission of building plans and site inspection.”

Motion carried unanimously.

Finance Committee

Councillor Edwards reviewed the minutes of the Finance Committee meeting held on September 11, 2019.

Motion

MMC 2019 09 17/006R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED approval be given to make a donation in the amount of \$75.00 per person to five members from Marystown who are participating in the Newfoundland and Labrador Soccer Association Girls Under 13 Soccer Team to assist with costs to travel to Moncton, NB, for the U13 Atlantic Championship taking place on September 18-23, 2019, as per the Assistance to Affiliates Policy.”

Motion carried unanimously.

Motion

MMC 2019 09 17/007R

Moved by Councillor Edwards, seconded by Councillor Tremblett

“BE IT RESOLVED approval be given for the Town to engage the services of a third party consultant for the purpose of bargaining negotiations with CUPE Local 1896 for a new Collective Agreement.”

Motion carried unanimously.

It was noted that a committee will need to be established to assist with Union negotiations.

Motion

MMC 2019 09 17/008R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED approval be given for Councillor Lewis and Councillor Tremblett to attend the Community Sector Summit taking place October 27-29, 2019, in St. John’s, NL.”

Motion carried unanimously.

Motion

MMC 2019 09 17/009R

Moved by Councillor Edwards, seconded by Councillor Tremblett

“BE IT RESOLVED Council ratify Business Tax Ratification Listing No. 5-1 dated September 11, 2019, in the amount of \$6.79 as per policy.”

Motion carried unanimously.

Motion

MMC 2019 09 17/010R

Moved by Councillor Edwards, seconded by Councillor Tremblett

“BE IT RESOLVED Council ratify Poll Tax Ratification Listing No. 5-2 dated September 17, 2019, in the amount of \$10,483.18 as per policy.”

Motion carried unanimously.

Motion

MMC 2019 09 17/011R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED Council approve Accounts Payable Listing No. 8-1 dated September 17, 2019, in the amount of \$95,750.77 as per policy.”

Motion carried unanimously.

Motion

MMC 2019 09 17/012R

Moved by Councillor Edwards, seconded by Councillor Tremblett

“BE IT RESOLVED approval be given to advertise a Request for Proposals for Fuel Services for the Town of Marystown.”

Motion carried unanimously.

Motion

MMC 2019 09 17/013R

Moved by Councillor Edwards, seconded by Councillor Tremblett

“BE IT RESOLVED approval be given to transfer the balance of the 2012 – 2017 Multi-Year Capital Works Account in the amount of \$237,753.29 to the Town’s General Account for the purpose of reconciling the account.”

Motion carried unanimously.

Motion

MMC 2019 09 17/014R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED approval be given to close the 2011-2012 Multi-Year Capital Works Bank Account and transfer the balance of \$228,854.77 to the Town’s General Bank Account as there are no longer any active projects under the 2011-2012 MYCW account.”

Motion carried unanimously.

Motion

MMC 2019 09 17/015R

Moved by Councillor Edwards, seconded by Councillor Tremblett

“BE IT RESOLVED that, further to Motion MMC 2019 07 31/002S that was approved at the Special Council Meeting of July 31, 2019, wherein Council accepted funding for the McGettigan Boulevard Project, Project No. 17-RNC-20-00018 in the amount of \$1,374,128.00, approval be given to:

- open an Investing in Canada Infrastructure Program (ICIP) bank account
- borrow the Town’s municipal contribution of \$415,327.00 from a chartered bank or other financial institution for the McGettigan Boulevard Project, Project No. 17-RNC-20-00018, subject to approval from the Department of Municipal Affairs and Environment.”

Motion carried unanimously.

Motion

MMC 2019 09 17/016R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED approval be given to hold a second land auction for tax arrears no earlier than one week and no later than two weeks after the time originally appointed for the first auction held on September 16, 2019, as per the *Municipalities Act, 1999*, with the reserve bids for each property to be set at 50% of the original auction reserve bid for the following properties:

- 124 Harris Drive
- 17 Kilfoy’s Road
- 6 Dunphy’s Road
- 11A Nolan’s Road
- 2-4 Fitzpatrick’s Lane
- 678 Ville Marie Drive
- 208 Marine Drive
- 489 Ville Marie Drive
- 28-30 Nolan’s Road
- 44B Queen Street
- 193A Marine Drive
- 382 Creston Boulevard”

Motion carried unanimously.

Motion

MMC 2019 09 17/017R

Moved by Councillor Edwards, seconded by Councillor Tremblett

“BE IT RESOLVED approval be given to advise the Department of Municipal Affairs and Environment that the following projects that were submitted to the Department for funding under the 2019-2020 Municipal Capital Works Program, but were not approved, are being resubmitted for funding under the 2021-2022 Municipal Capital Works Program as they are still considered to be a priority:

- Creston Boulevard – Culvert Replacement
- Tolt Road - Water, Sewer and road Upgrades
- Pidgeon’s Road – Water, Sewer and Road Upgrades
- Ville Marie Drive – Water, Sewer and Road Improvements
- Dunphy’s Road – Water, Sewer and Road Improvements; and

BE IT FURTHER RESOLVED approval be given to submit applications to the Department of Municipal Affairs and Environment for funding under the 2021-2022 Municipal Capital Works Program for the following projects:

- Sea Bonnie Place – Road Upgrades
- George Hodder’s Road – Road Upgrades”

Motion carried unanimously.

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Motion

MMC 2019 09 17/018R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED approval be given to levy additional water and sewer taxes to any resident who is renting an apartment and has not been assessed as such, including those apartments/houses that may be advertised via the Air B&B website or any other website.”

Motion carried unanimously.

Public Works Committee

Councillor Keating reviewed the minutes of the Public Works Committee meeting held on September 10, 2019.

The Committee discussed requests for various signage in the area of Kilfoy’s Road and Catherine Street; the Committee is following up on this request.

Mayor Synard and Councillor Keating recently attended an Emergency Waste Management Meeting in St. John’s. Following the motion, a resolution regarding universal waste management fees for all residents of the province was drafted for tabling at the MNL Convention in November.

Councillor Keating advised that a second resolution has been drafted as it pertains to the Federal Wastewater Systems Effluent Regulations. Under those regulations, municipalities are required to monitor each wastewater system to determine whether flows are over the recommended maximum of 100m³ per day. The resolution calls for an amendment to the regulations to allow municipalities to terminate monitoring of waste water systems after one year of data collection once it has already been established that a particular wastewater system has exceeded the maximum daily flow. As a committed fund has yet to be identified by the Federal Government, municipalities are responsible for funding the cost of that monitoring. The Town has a current monitoring contract in place at a cost of \$54,000.00 per year for the next three years. As the Town has already completed a year of monitoring, an amendment to the regulations would mean that those funds could go towards future treatment instead.

Councillor Keating reported that the Water Treatment Plant is operating well and supplying the town with perfect water.

All equipment is in good working order. Follow-up is being made to place books in each vehicle to record information such as mileage, exterior damage, etc., to ensure an accurate maintenance history is on file.

A provincial Waste Management Strategy review is underway for the purpose of implementing a new strategy. Councillor Keating advised that Marystown is about 95% complaint with the mandatory roll-out bin policy however, there are still residents who have wooden garbage boxes. Residents who don’t want their wooden garbage boxes are asked to place them at the curb, intact, for pick-up by Waste Management. Residents who wish to keep them are asked to move them closer to their residence, preferably behind it.

Motion

MMC 2019 09 17/019R

Moved by Councillor Keating, seconded by Councillor Lewis

“BE IT RESOLVED approval be given to donate fill to the Burin Peninsula Chapter of the Autism Society to assist with leveling the grade for the new Autism Building in Burin, subject to confirming the type of fill required.”

Motion carried unanimously.

Recreation Committee

Councillor Lewis reviewed the minutes of the Recreation Committee meeting held on September 11, 2019.

Mr. Sean McCann will be performing at St. Gabriel's Hall on October 17, 2019. The performance, called Powerhouse, is being hosted by Eastern Health and is open to students in Grades 10 to 12 only.

The Town applied for a Community Enhancement Project which will be used to build a shed to house the recreation equipment during the winter season and provide a shelter for making repairs.

There will be a Chronic Disease Self-Management Program starting at the Marystown YMCA on October 19, 2019. All residents are encouraged to attend.

The Director of Recreation & Community Services followed up on having several dilapidated pieces of equipment that were considered a safety hazard to children removed from the playgrounds over the summer. However, no playgrounds were closed.

The first annual Kidney Walk will take place on September 29th. As well, the Mayors March will take place on September 22nd and the Red Shoe Walk will take place on a date to be determined.

The tentative date for the ice season at the Kaetlyn Osmond Arena is September 27th. An exhaust system has been installed in the Zamboni pit and carbon monoxide detectors will be installed in the arena. The Warm Room has been refreshed with paint, the brine pump has been repaired and both compressors have been overhauled and are ready to go. CIMCO will be at the arena next week for inspections. The advertising boards are full and it's shaping up to be a busy winter season.

Membership at the Marystown YMCA is currently at 1,198. The membership roll is down due to members placing their membership on hold during the summer season however, it's expected this will increase over the next month or so. The Fall Schedule has begun which includes a new fitness class and extra aquafit classes.

Councillor Lewis advised that the YMCA is hiring. They are currently seeking employees for fitness instructors and lifeguards.

The Department of Forestry recently removed three beavers from Jane's Pond due to concerns regarding water levels. The Town will receive a grant from Ducks Unlimited to assist with signage (duck crossing and information boards) and an extension to the Jane's Pond Walking Trail.

The Grand Opening of the Tennis Courts will take place at 10:00 a.m. on September 21st, which will include a cake cutting and speeches. Everyone is welcomed to attend, especially the Tennis Association and players.

The Committee has some concerns over the amount of plants (bamboo) growing on the sides of Marine Drive as it is a safety hazard for walkers. The road is a Provincial road and is the responsibility of the Department of Transportation and Works. The Director of Recreation & Community Services was asked to speak to the Director of Operations & Public Works about contacting the Department of Transportation and Works regarding this issue however, Councillor Keating advised that the Department was already working on clearing the overgrowth today.

Councillor Lewis advised the U13 girls soccer team is headed to Moncton, New Brunswick today and wished them Good Luck with the games.

Councillor Keating advised he was recently in Clarendville and visited the site of the splash pad. Photos of the facility were circulated to Council earlier this evening. It's a beautiful facility that was extensively used this summer. Residents have been asking for a similar facility for Marystown and Council will be following up on trying to install one in the area of the Track & Field Complex.

Tourism & Special Events Committee

As Deputy Mayor Myles was chairing the meeting, Councillor Keating reviewed the minutes of the Tourism & Special Events Committee meeting held on September 12, 2019.

The Committee discussed this year's Shining Seas Summer Festival. Overall, the festival went well with the exception of a couple of events, including the Big Splash concert. The Committee will be discussing the festival over the winter with a view to revamping it (ie., scheduling it earlier in the year, shorter festival, utilizing more local talent, etc.).

Due to popular demand, the Town will be hosting a second Outdoor Bingo.

Motion

MMC 2019 09 17/020R

Moved by Councillor Keating, seconded by Councillor Edwards

"BE IT RESOLVED approval be given to provide funding in the amount of \$2,000.00 to host an Outdoor Bingo on October 6, 2019, on the St. Gabriel's Hall Parking Lot."

Motion carried unanimously.

Deputy Mayor Myles advised that the financials for the festival are still not ready to present; it's hoped they will be presented at the next Regular Council Meeting.

Protection to Persons & Property Committee

Councillor Tremblett reviewed the minutes of the Protection to Persons & Property Committee meeting held on September 12, 2019.

The Marystown Volunteer Fire Department launched their Junior Firefighters Program again. Councillor Tremblett welcomed seven new participants – Bethany Young, Blake Colbran, Carter Whittle, Simeon Hodder, Matthew Byrne, Jayden Pittman and Zachary Smith. Councillor Tremblett attended the opening meeting of the program and commended the Department on providing an exciting learning opportunity to our youth. Councillor Tremblett wished everyone a successful and enjoyable program. Councillor Lewis advised she attended the end of year ceremony for last year's program and agreed it was a great program.

Motion

MMC 2019 09 17/021R

Moved by Councillor Tremblett, seconded by Councillor Edwards

“BE IT RESOLVED approval be given to declare the week of September 16 to 20, 2019, as Sexual Violence Awareness Week which recognizes the need for people of our community to live in safe and caring communities where violence is unacceptable and supports efforts that raise awareness and educate the public.”

Motion carried unanimously.

Motion

MMC 2019 09 17/022R

Moved by Councillor Tremblett, seconded by Councillor Edwards

“BE IT RESOLVED approval be given to purchase 600 2½” and 300 3½” peel-off vinyl stickers as part of the Anti-Litter Campaign from The Vinyl Frontier at a cost of \$287.50 HST included.”

Motion carried unanimously.

Motion

MMC 2019 09 17/023R

Moved by Councillor Tremblett, seconded by Councillor Lewis

“BE IT RESOLVED approval be given to go to tender to repair the siding and exterior doors on the Fire Hall, subject to approval of the Department of Municipal Affairs and Environment.”

Motion carried unanimously.

At this point, Deputy Mayor Myles read aloud and signed a Proclamation declaring the week of September 16 to 20, 2019, as Sexual Violence Awareness Week.

7. Correspondence

There was no correspondence to bring forward.

8. Approvals to Purchase

Motion

MMC 2019 09 17/024R

Moved by Councillor Edwards, seconded by Councillor Tremblett

“BE IT RESOLVED approval be given to the Public Works Department to purchase an Electro-Pneumatic Digital SMC IP8101 Positioner at a cost of \$2,739.59 including HST, with funds to come from the repairs and maintenance budget for the Water Treatment Plant.”

Motion carried unanimously.

Motion

MMC 2019 09 17/025R

Moved by Councillor Edwards, seconded by Councillor Tremblett

“BE IT RESOLVED approval be given to the Recreation Department to engage the services of Pittman Electrical for electrical work to set up the suppression system installed at the Kaetlyn Osmond Arena at a cost of \$2,994.32 including HST, with funds to come from unallocated funds.”

Motion carried unanimously.

9. Regulations

There were no regulations to bring forward.

10. Other Business

As a follow-up to the discussion with members of the Marystown Volunteer Fire Department earlier in the meeting, Councillor Keating advised that the Executive Clerk will send an email to the Town’s engineer as well as Council and staff regarding a meeting to discuss immediate repairs to the Fire Hall. It’s anticipated that the meeting can be set up for 1:00 p.m. or 2:00 p.m. tomorrow afternoon.

11. Notices of Motion

There were no Notices of Motion to bring forward.

12. Adjournment

Motion

MMC 2019 09 17/026R

Moved by Councillor Keating, seconded by Councillor Tremblett

“BE IT RESOLVED the meeting was adjourned at 7:49 p.m.”

Motion carried unanimously.

Gary Myles
Deputy Mayor

Petrina Power
A/Town Clerk