

**MINUTES OF THE REGULAR COUNCIL MEETING
HELD ON NOVEMBER 15, 2022**

Present were: Mayor Brian Keating
Deputy Mayor Andrew Walsh
Councillor Andy Edwards
Councillor Bridget Hodder
Councillor Gary Myles
Councillor Ray Nolan

Also present: Alje Mitchell, Chief Administrative Officer
Randy Brockerville, Director of Operations & Public Works
Robert Warr, Director of Recreation & Community Services
Petrina Power, Town Clerk

1. Call to Order

Mayor Keating called the meeting to order at 7:00 p.m.

2. Adoption of Agenda

Motion

MMC 2022 11 15/001R

Moved by Councillor Nolan, seconded by Deputy Mayor Walsh

“BE IT RESOLVED the agenda be adopted.”

Motion carried unanimously.

3. Adoption of Minutes

Regular Council Meeting

Motion

MMC 2022 11 15/002R

Moved by Councillor Hodder, seconded by Councillor Nolan

“BE IT RESOLVED the minutes of the regular Council meeting held on November 1, 2022, be adopted.”

Motion carried unanimously.

Special Council Meeting

Motion

MMC 2022 11 15/003R

Moved by Councillor Myles, seconded by Councillor Hodder

“BE IT RESOLVED the minutes of the special Council meeting held on November 1, 2022, be adopted.”

Motion carried unanimously.

Privileged Council Meeting

The minutes of the privileged Council meeting that was held on November 1, 2022, were tabled for information purposes.

Meeting with St. Grieg NL

The minutes of the Council meeting with Grieg NL that was held on November 1, 2022, were tabled for information purposes. Mayor Keating noted Council met with Grieg NL to get an update on their operations and the path forward.

4. Business Arising

There was no business to bring forward from the regular or special Council meetings.

5. Delegations

There were no scheduled delegations.

Mayor Keating advised that Council met earlier in the evening with representatives of the YMCA. Mayor Keating advised the public that the Town wants to do a pilot project in January 2023 to get more residents signing up as members at a more affordable rate. In order to accomplish that, Council had to issue a one-year Notice of Termination under Section 11 Subsection (b) of the Operating Agreement between the Town and the YMCA. Mayor Keating noted this was done to protect the Town and the taxpayers. If the pilot project does not work, then Council will look at other options. Mayor Keating assured residents that the Recreation Complex was not closing and that Council was looking at reducing the tax burden.

Councillor Edwards added that Council wants to make the facility more user-friendly for all residents so that they can enjoy it at a more affordable rate. Council is not saying the facility will close in a year's time or that there will be a change in who is running it – this is the protocol the Town needs to follow to implement a pilot.

A facility such as the Recreation Complex is an asset to any community but as a Council, Deputy Mayor Walsh advised Council has a responsibility to look into the best financial options for residents. The Notice of Termination will give the Town and the YMCA the needed time to work together on a pilot and find the best path forward on making the facility more sustainable. Council is looking forward to working with the YMCA on growing services.

Any resident with any questions or concerns was welcomed to contact any member of Council for more information.

6. Committee Reports

Planning & Development Committee

Councillor Myles reviewed the minutes of the Planning & Development meeting held on November 7, 2022.

Councillor Myles advised a letter was sent to Marystown Marbase Inc. requesting a meeting to discuss any updates on operations at the former shipyard location. A response was received advising there were no updates to report and that a meeting was not necessary at the time. Councillor Myles noted he was not satisfied with that response as Council still has questions as to why there is no update. Did plans change? Did the goal of a cleaner fish hatchery change? Did the goal to establish an aquaculture service hub change? This item will go back to the Committee for more discussion.

Motion

MMC 2022 11 15/004R

Moved by Councillor Myles, seconded by Councillor Hodder

“BE IT RESOLVED that an application received from Bryan Gourlay to operate a mobile construction business (Beautop Construction) at 406 Creston Boulevard be approved.”

Motion carried unanimously.

Motion

MMC 2022 11 15/005R

Moved by Councillor Myles, seconded by Councillor Nolan

“BE IT RESOLVED that an application received from a resident to construct an accessory building measuring 24’ x 24’ at 255 Marine Drive be approved, subject to site inspection.”

Motion carried unanimously.

Councillor Myles noted a Request for Proposals for additional residential lots on Greenwood Street West will be discussed by Council as a whole.

Finance Committee

Councillor Edwards reviewed the minutes of the Finance Committee meeting held on November 7, 2022.

Motion

MMC 2022 11 15/006R

Moved by Councillor Edwards, seconded by Councillor Myles

“BE IT RESOLVED approval be given to pay the September Monthly Claim received from the YMCA of Newfoundland and Labrador dated September 30/22 in the amount of \$17,855.20.”

Motion carried unanimously.

Motion

MMC 2022 11 15/007R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given for the Town of Marystown to partner with the Kinsmen Club of Marystown as the main sponsor of the Santa Claus Parade taking place on December 3, 2022, and sponsor the event in the amount of \$500.00 as per the Donation, Grant and Sponsorship Policy.”

Motion carried unanimously.

Motion

MMC 2022 11 15/008R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to adjust 2022 Business Tax for Account No. BELLM003 in the amount of \$236.17 as per the Notification of Change in Business Policy which states taxes will be adjusted to a maximum of sixty prior to the date the Town received the notice of closure of a business.”

Motion carried unanimously.

Councillor Edwards briefly explained that the Town budgets each year for revenue that will be collected through taxes and when taxes are not paid, it affects the Town’s budget. The Town implemented a policy that will allow for the adjustment of taxes to a maximum of sixty days only prior to the date the Town received notice that a business has closed. The Town will no longer be adjusting taxes several months or years after a business has closed. Business owners were advised that any business that closes should advise the Town as soon as possible to allow their tax account to come off the books so the Town does not budget for it.

Motion

MMC 2022 11 15/009R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to adjust 50% of interest remaining on Account No. PIDGM001 as the principal and 50% of the interest has been paid in full.”

Motion carried unanimously.

Councillor Edwards advised that when accounts are in arrears, the Town will work with residents to assist them in bringing their accounts back into good standing. Residents can enter into a Principal Payment Plan and once the principal and 50% of interest has been paid, the Town will adjust the remaining 50% of interest. Councillor Edwards encouraged residents whose accounts are in arrears to speak to staff on a plan to pay off their accounts.

Motion

MMC 2022 11 15/010R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to adjust 2022 Business Tax for Account No. VALKY001 in the amount of \$142.88 as per the Notification of Change in Business Policy which states taxes will be adjusted to a maximum of sixty prior to the date the Town received the notice of closure of a business.”

Motion carried unanimously.

Motion

MMC 2022 11 15/011R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED Council approve Accounts Payable Listing No. 8-1 as of November 18, 2022, in the amount of \$104,573.55 as per policy.”

Motion carried unanimously.

Motion

MMC 2022 11 15/012R

Moved by Councillor Edwards, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to pay membership fees to the Burin Peninsula Joint Council in the amount of \$571.50 HST exempt.”

Motion carried unanimously.

Motion

MMC 2022 11 15/013R

Moved by Councillor Edwards, seconded by Deputy Mayor Walsh

“BE IT RESOLVED approval be given for Councillor Hodder to attend the Legendary Coasts of Newfoundland Annual General Meeting in Clarenville on November 23, 2022.”

Motion carried unanimously.

As this is the time of year that municipalities on the Burin Peninsula are preparing their 2023 municipal budgets, Councillor Edwards asked that municipalities think about Burin Peninsula Ground Search and Rescue. The volunteers are available for any function they are asked to attend and are there to assist in any emergency where their services are required. In return, Councillor Edwards asked that they be considered in municipal budgets with a contribution towards their operations and volunteer efforts.

Public Works Committee

As Councillor Keating was absent from the meeting, Mayor Keating reviewed the reviewed the minutes of the Public Works Committee meeting held on November 8, 2022. Deputy Mayor Walsh presided as Chair of the meeting.

Correspondence was received from the Burin Peninsula Regional Service Board to advised that the annual fee for waste collection will increase from \$180.00 to \$185.00 per household, which will be reflected in the Town's 2023 budget.

Mayor Keating advised the new traffic lights are scheduled to arrive on November 21st. The Town's electrician is working with NL Power to assist with the power source upgrades. It's anticipated the new lights will be in place before the holiday season.

The Town has sold several residential building lots on Greenwood Street West however, there are two lots for which the sale has not been finalized by the purchaser, which still needs to be addressed. The Town is looking at selling additional lots.

Motion

MMC 2022 11 15/014R

Moved by Mayor Keating, seconded by Councillor Edwards

“BE IT RESOLVED approval be given to engage the services of Edwards and Associates to complete a survey of Greenwood Street West for the purpose of the installation of curb and gutter in the vicinity of the newly developed lots.”

Motion carried unanimously.

It's anticipated the burb and gutter work will start early next year to address issues with ditching in the area.

Motion

MMC 2022 11 15/015R

Moved by Mayor Keating, seconded by Councillor Edwards

“BE IT RESOLVED approval be given to advertise for Request for Proposals for the sale of two serviced lots on Greenwood Street West.”

Motion carried unanimously.

The Request for Proposals will be advertised within the next few days.

The Public Works Department has been busy with regular operations as follows:

- sewer line and water main break repaired on Harris Drive on separate occasions
- water leak repair complete in Little Bay
- valve on Fox Hill repaired
- storm sewer completed on parking lot of Kaetlyn Osmond Arena – asphalt to be done in coming days
- water and sewer hook-up done for residential development on Creston Boulevard
- all pot lights repaired on Town Hall

- issues resolved with motors on pumping station in the vicinity of Colonial Auto Parts – bearing kits ordered
- speed bumps and signage removed from several locations in town
- assisted with pole locations for NL Power
- Clam Pond Road grading completed

Mayor Keating advised residents that work on repairing the asphalt on the parking lot at the Kaetlyn Osmond Arena has started. As the pavement has been cut in preparation of new pavement, there is a sharp 2” cut in several areas. Mayor Keating advised residents to use caution in the area so as to not damage their vehicles.

There were no major issues to report at the water treatment plant. There were concerns in the past regarding the soda ash system; the system will be checked to ensure those issues have not resurfaced.

The Public Works Department has been busy getting ready for the winter season and all equipment is working well. Snow is expected soon; residents were advised to use caution when driving.

The large ‘Marystown’ sign across the road from the Town Office will be coming down soon and going into storage.

The Town has received funding to address issues with flooding on the Jane’s Pond Walking Trail.

Crocker’s Point Road is in need of repairs and grading. Follow-up will be made to make the necessary repairs prior to grading the road.

Mayor Keating assumed the role of Chair of the meeting again.

Recreation Committee

Deputy Mayor Walsh reviewed the minutes of the Recreation Committee meeting held on November 8, 2022.

Deputy Mayor Walsh thanked the members of the Recreation Committee for their attendance, involvement and input on the Committee, noting there are times a member is unable to attend a meeting or event due to other commitments which is understandable but overall, noted the members were very dedicated.

The Committee met with the RCMP on an ATV Safety Program. As there are concerns with ATV use in some areas of town, there was discussion on developing an ATV Safety pamphlet and circulating them through the mail. The Committee discussed changes to legislation and Deputy Mayor Walsh advised the pamphlet will provide some great information on the safe use of ATVs. The Committee also had a discussion on the need to expand on tourism and create an ATV friendly road that would allow ATV users visiting the area to drive from the Marystown Hotel to the trail near the old Ville Marie Swimming Pool. It was agreed that participating in safety programs will be beneficial to the area.

The Committee also met with Ms. Cassandra McLean, the new Recreational Therapist for Community Support with Eastern Health on the Burin Peninsula. The purpose of the support is to take advantage of the resources already available in the communities and develop programs to work together to provide activities to those in need such as those with development disabilities or

mental health issues. Ms. McLean has worked in this sector for approximately ten years and the goal is to gain more knowledge and resources, and determine the strengths and weaknesses, to develop and run good programs that focus on inclusion. The Burin Peninsula is made up of many volunteers who can assist with these programs.

The Kaetlyn Osmond Arena is operating well. The Public Works Department has been working on repairing water issues in the area, which is why the pavement has been cut and pending repair. Deputy Mayor Walsh noted it was great to see this issue being addressed.

The YMCA now has a certified yoga instructor on staff. Yoga classes are restricted to those aged 12 years and older. Swimming classes are operating at capacity and the YMCA will be offering the Bronze Medallion course from November 18th to 20th.

The Town's Open House in relation to the YMCA held last month was open to all members of the YMCA and the public. The Town received a lot of feedback which will be taken into consideration.

The Town's outdoor facilities are being winterized. Deputy Mayor Walsh noted the new LED light for the Kinsman softball field have been installed and just the wiring is left to complete.

With trail usage becoming more popular, the Committee will be bringing forward ideas and plans next year on how to make them better. Resources will be needed to get the trails up to par.

Complaints have been received regarding dogs at the Little Bay playground. Some residents have been treating the playground as a dog park and not picking up after their dogs. Deputy Mayor Walsh reminded dog owners that the Town has a designated dog park. With the playground highly utilized by children, Deputy Mayor Walsh reminded residents that if they do bring their dogs to the playground, or any other area of town, they need to pick up after them and have respect for other users.

Deputy Mayor Walsh advised residents that the annual Kinsmen Santa Claus Parade will take place on Saturday, December 3rd.

Tourism & Special Events Committee

Councillor Hodder reviewed the minutes of the Tourism & Special Events Committee meeting held on November 8, 2022.

The Annual General Meeting of Legendary Coasts of Eastern Newfoundland will take place on November 23rd in Clarendville. Mr. Mike Brennan, former Councillor, is a big part of Legendary Coasts of Eastern Newfoundland and Councillor Hodder is looking forward to the AGM.

The Heritage Run Tourism Association will host its AGM tomorrow at the Marystown Hotel. Councillor Hodder noted the HRTA, Legendary Coasts and Hospitality NL are good resources for advertising tourism events. Councillor Hodder encouraged all communities hosting events to use these resources or contact can be made with Councillor Hodder who can forward the information on to these groups.

As noted, the Kinsmen Santa Clause Parade will take place on December 3rd. Anyone who wants to enter a float into the parade needs to contact a member of the Kinsmen. It was noted the Town will be doing the Santa Claus float.

Councillor Hodder thanked volunteers with the Lions Club and the Committee for hosting the luncheon after the Remembrance Day service on November 11th. The turnout was impressive and it was great to see people in attendance from all over the peninsula, especially the children. Councillor Hodder noted it's important that children talk with veterans more often.

Councillor Hodder advised that for the kids who have been asking, Mayor Elf will be at the Kinsmen Santa Claus Parade.

There are a number of events planned over the holiday season. There is the Town's annual Christmas Tree Lighting, an event for seniors and a snowball (dance for persons with disabilities). The MADD Gardens will be lit up. Councillor Hodder thanked the Town for providing the electrical service to the gardens. Councillor Hodder advised that Mr. Bern Pike was recently in Toronto for the MADD National Convention and noted MADD Burin Peninsula was recognized during the event.

Councillor Hodder thanked Mr. Jim Miles for his work in ensuring there is a section of the Model Ship Gallery dedicated to the late Mr. Jerome Walsh. A number of his artifacts are now on display. Councillor Hodder also thanked Mr. Ross Tilley of NTV for his promotion of the gallery.

Motion

MMC 2022 11 15/016R

Moved by Councillor Hodder, seconded by Edwards

“BE IT RESOLVED approval be given to declare November 22, 2022, as 22q Awareness Day and encourage the Town and its residents to Light It Up Red by wearing red and decorating their house or business in red to promote awareness of 22q Deletion Syndrome.”

Motion carried unanimously.

Councillor Hodder read out the proclamation which was signed by Mayor Keating.

Protection to Persons & Property Committee

Councillor Nolan reviewed the minutes of the Protection to Persons & Property Committee meeting held on November 7, 2022.

The Animal Control – Anti-Litter Officer is following up on an issue with roaming cats in the Creston Boulevard area and a complaint of garbage littering a property on Creston Boulevard.

Councillor Nolan advised the ‘Do Not Feed the Ducks’ sign is missing from the Canning Road area. There have been some complaints regarding rodents in various areas of town that are being investigated.

Regular operations are busy at the Marystown Volunteer Fire Department with inspections, training, maintenance and community events ongoing. There were five calls for emergency service since the last Committee meeting.

Fire Chief Bolt met with the Director of Finance & Administration last week to discuss the Department's 2023 budget.

Discussions are ongoing regarding warming centres in conjunction with the Town's Emergency Management Plan. Fire Chief Bolt met with Burin Peninsula Brighter Futures on incorporating the organization into the Town's plan as an emergency preparedness partner. Burin Peninsula Brighter Futures will be attending the emergency plan tabletop exercise taking place on November 23/22.

Another successful Junior Firefighters Program concluded this past weekend. A banquet with the junior firefighters was held on Saturday past. On behalf of the Fire Department, Councillor Nolan thanked the participants, sponsors and all involved for this year's program.

On behalf of Fire Chief Bolt, Councillor Nolan brought forward a concern regarding side street parking in the Reddy Subdivision/Mount Vincent Crescent area. Many vehicles are parking on both sides of the street, which will create difficulty for emergency response trucks in getting through the area to respond to an emergency. Side street parking in this area has also been an issue during the winter as it relates to snow clearing. This will require further follow-up for a solution.

With the change in time in effect due to daylight savings, the Marystown Volunteer Fire Department recommends testing smoke alarms and changing batteries at least once a year.

Councillor Nolan reminded residents that bulk garbage is collected the fourth Tuesday, Wednesday and Thursday of each month. Bulk garbage will be collected this month from November 22nd to 24th and in December on the 22nd, 27th and 28th. The exact date of collection for each resident will depend on the area of Marystown that they live in. Residents were encouraged to check the waste management website for their area/date of collection and reminded residents not to put out bulk garbage any earlier than 24 hours prior to the day of collection.

With the evenings getting darker at an earlier time, Councillor Nolan encouraged residents to practice safety by wearing reflective clothing while walking in the evenings. Street lights play an important role in safety during decreased daylight. Councillor Nolan encouraged residents to report any street light outages so they can be addressed.

7. Correspondence

There was no correspondence to bring forward.

8. Approvals to Purchase

Motion

MMC 2022 11 15/017R

Moved by Councillor Edwards, seconded by Councillor Hodder

"BE IT RESOLVED approval be given to the Fire Department to expend funds for the venue rental and catering service at St. Gabriel's Hall for the 51st Annual Firefighters' Banquet at a cost of \$3,617.46 including HST."

Motion carried unanimously.

9. Regulations

There were no regulations to bring forward.

10. Other Business

Councillor Edwards advised Council of an incident that occurred at the Landing Place Pond Walking Trail. An elderly lady and her husband had been walking the trail and sat for a minute to rest. Another lady who was walking the trail as well left to check on her grandkids and upon her return to the trail, she saw that the lady's husband had slipped off the bench and into the water. Councillor Edwards took a moment to commend Ms. Rose Smith on coming to the assistance of the elderly man and getting him out of the water and back on the ground.

Councillor Myles advised the Marystown Lions Club hosted the Marystown District N4 Lions Fall Convention recently. During the convention, Lion Clyde Anstey was awarded Lion of the Year for the entire district, which is made up of fifty-five clubs. Councillor Myles offered his congratulations to Mr. Anstey.

Councillor Myles congratulated the Friends of Daffodil House on a successful second annual fundraiser for Daffodil House. The organization raised approximately \$26,000.00 which will be used to assist those needing to travel to St. John's for cancer treatment. Councillor Myles also congratulated Ms. Cindy Pardy and Ms. Tara Planke for their leadership that helped make the event a great success. Councillor Myles also gave a shout-out to all of the volunteers who assisted with the event and thanked those who supported it with a donation.

Councillor Myles congratulated Mr. Dwayne Kilfoy on being awarded the Education Minister's Award for Compassion in Teaching. Mr. Kilfoy is a teacher at Donald C. Jamieson Academy and his spouse is the Town's Director of Finance & Administration, Ms. Melanie Kilfoy.

Before adjourning, Mayor Keating advised that special permission was just received from the North Pole for Mayor Elf to participate in the Find the Elf contest again, starting at a date to be determined by Deputy Mayor Walsh and Councillor Hodder.

11. Notices of Motion

There were no notices of motion to bring forward.

12. Adjournment

Mayor Keating advised the next meeting would take place December 6, 2022.

Motion

MMC 2022 11 15/018R

Moved by Deputy Mayor Walsh, seconded by Councillor Edwards

“BE IT RESOLVED the meeting was adjourned at 8:04 p.m.”

Motion carried unanimously.

Brian Keating
Mayor

Petrina Power
Town Clerk

*Town Council of Marystown
Regular Council Meeting
November 15, 2022*