

**MINUTES OF THE REGULAR COUNCIL MEETING
HELD ON FEBRUARY 21, 2023**

Present were: Mayor Brian Keating
Deputy Mayor Andrew Walsh
Councillor Andy Edwards
Councillor Bridget Hodder
Councillor Keith Keating
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 7:02 p.m.

Before proceeding with the agenda, Mayor Keating provided an update on the Canning Bridge.

Mayor Keating advised that he, Councillor Edwards, Councillor Keating, Councillor Myles and the CAO travelled to St. John's yesterday afternoon to attend a meeting with Minister Elvis Loveless, Department of Transportation & Infrastructure, to discuss the sudden closure of the bridge. Mayor Keating advised it was one of the best meetings he has ever attended and publicly thanked the Minister, MHA's Jeff Dwyer and Paul Pike and the Department of Transportation & Infrastructure for the meeting. Funding for the bridge has been approved and 100% guaranteed. The engineering and construction phase will start this summer and the Department will expedite the process where possible. Engineering will start by March. The Department has reached out to the Department of Fisheries, Forestry and Agriculture and the Department of Environment and Climate Change regarding impact studies.

Mayor Keating advised the public that the bridge cannot be repaired and must be replaced. There will be no approval for light traffic. Pedestrians and cyclists will still be permitted to use the bridge and the Town's Fire Department will be permitted to use it under very strict conditions only as required. The Fire Department is working on an alternate location on the south side of Marystown to house trucks and equipment as permission to use the bridge could be revoked without notice.

Mayor Keating advised Council brought forward a lot of the concerns and suggestions raised by residents at the public session held on February 13th. The Department and the Town will work together to follow up on funding programs for a bussing system to assist residents in getting from the south side to the north side, and vice versa, and the Town will work with the local businesses on this item.

Following questions raised about the Creston Causeway, it was confirmed that the causeway is rated for 62 tons with no life expectancy or restrictions put in place.

It's anticipated a new bridge will take 3-5 years to construct. If the Department is able to expedite some of the process, it's hoped the timeline will be closer to three years.

2. Adoption of Agenda

Motion

MMC 2023 02 21/001R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED the agenda be adopted.”

Motion carried unanimously.

3. Adoption of Minutes

Regular Council Meeting

Motion

MMC 2023 02 21/002R

Moved by Councillor Keating, seconded by Deputy Mayor Walsh

“BE IT RESOLVED the minutes of the regular Council meeting held on February 7, 2023, be adopted.”

Motion carried unanimously.

Special Council Meeting

Motion

MMC 2023 02 21/003R

Moved by Councillor Nolan, seconded by Deputy Mayor Walsh

“BE IT RESOLVED the minutes of the special Council meeting held on February 7, 2023, be adopted.”

Motion carried unanimously.

Other Council Meetings

The minutes of the Council meeting with the RCMP held on February 7, 2023, were tabled for information purposes.

The minutes of the Council meeting regarding Canning Bridge held on February 13, 2023, were tabled for information purposes.

4. Business Arising

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

5. Delegations

There were no scheduled delegations.

6. Committee Reports

Planning & Development Committee

In the absence of Councillor Myles, Councillor Nolan reviewed the minutes of the Planning & Development meeting held on February 16, 2023.

Motion

MMC 2023 02 21/004R

Moved by Councillor Nolan, seconded by Councillor Hodder

“BE IT RESOLVED that an application received from Arthur Saunders to operate Tag Team Mechanical as a branch location at 374 Creston Boulevard be rejected as the proposed development does not meet the zoning requirements for the area.”

Motion carried unanimously.

Motion

MMC 2023 02 21/005R

Moved by Councillor Nolan, seconded by Councillor Hodder

““BE IT RESOLVED that an application received from a resident to construct an extension measuring 12’ x 24’ to an existing accessory building at 22 Mount Vincent Crescent be approved, subject to submission of survey and site inspection.”

Motion carried unanimously.

Finance Committee

Councillor Edwards reviewed the minutes of the Finance Committee meeting held on February 15, 2023.

Motion

MMC 2023 02 21/006R

Moved by Councillor Edwards, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to pay Invoice No. 1917 received from Cal LeGrow dated January 30, 2023 in the amount of \$255,533.15 RST included for the renewal of Policy No. 0902266 effective February 1, 2023 to February 1, 2024.”

Motion carried unanimously.

Motion

MMC 2023 02 21/007R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to pay Invoice No. 14073 received from Newfoundland and Labrador Employer’s Council dated January 1/23 in the amount of \$637.10 HST included for 2023 Membership fees.”

Motion carried unanimously.

Motion

MMC 2023 02 21/008R

Moved by Councillor Edwards, seconded by Deputy Mayor Walsh

“BE IT RESOLVED approval be given to accept the Prime Consultant Agreement received from the Department of Transportation and Infrastructure to enter into contract for consulting services with Edwards and Associates for the Town of Marystown Dober’s Road Upgrades Project No. 17-MYCW-22-00056, with engineering fees in the amount of \$18,995.98 including HST; and

BE IT FURTHER RESOLVED approval be given to authorize Mayor Keating and the Chief Administrative Officer to sign the Prime Consultant Agreement.”

Motion carried unanimously.

Motion

MMC 2023 02 21/009R

Moved by Councillor Edwards, seconded by Deputy Mayor Walsh

“BE IT RESOLVED approval be given to accept the Prime Consultant Agreement received from the Department of Transportation and Infrastructure to enter into contract for consulting services with Edwards and Associates for the Town of Marystown Creston Boulevard Road Upgrades Project No. 17-MYCW-22-00054, with engineering fees in the amount of \$40,181.53 including HST; and

BE IT FURTHER RESOLVED approval be given to authorize Mayor Keating and the Chief Administrative Officer to sign the Prime Consultant Agreement.”

Motion carried unanimously.

Motion

MMC 2023 02 21/010R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to request the Gas Tax Secretariat cancel Levi’s Road Upgrades, Project No. 153-2015-5407 which was approved by the Gas Tax Secretariat in the amount of \$132,916.68.”

Motion carried unanimously.

Motion

MMC 2023 02 21/011R

Moved by Councillor Edwards, seconded by Deputy Mayor Walsh

“BE IT RESOLVED approval be given to request the Gas Tax Secretariat reduce the following projects with excess funds not used to the amounts actually spent:

- McGettigan Boulevard Water & Sewer Upgrades, Project No. 153-2010-1794 – reduce from \$368,547.00 to \$365,592.41
- Municipal Plan, Project No. 153-2021-2150 - reduce from \$37,800.00 to \$36,186.44
- Splash Pad, Project No. 153-2020-7008 - reduce from \$496,816.00 to \$372,903.34
- Little Bay Waterman Replacement, Project No. 153-2021-7351 - reduce from \$233,298.00 to \$226,624.18”

Motion carried unanimously.

Motion

MMC 2023 02 21/012R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to submit a Capital Investment Plan Application to the Gas Tax Secretariat for funding in the amount of \$455,418.35 for the purchase of filters for the Water Treatment Plant with the understanding that the funding will come from existing/cancelled Gas Tax Projects as follows:

- Levi’s Road Upgrades, Project No. 153-2015-5407 in the amount of \$132,916.68
- Splash Pad, Project No. 153-2020-7008 in the amount of \$123,912.66
- McGettigan Boulevard Water & Sewer Upgrades, Project No. 153-2010-1794 in the amount of \$2,954.59
- Municipal Plan, Project No. 153-2021-2150 in the amount of \$1,613.56
- Little Bay Waterman Replacement, Project No. 153-2021-7351 in the amount of \$6,673.82”

Motion carried unanimously.

Motion

MMC 2023 02 21/013R

Moved by Councillor Edwards, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to advertise for the sale of a parcel of land located adjacent to 56 Harris Drive measuring 195.1 square meters.”

Motion carried unanimously.

Motion

MMC 2023 02 21/014R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED Council approve Accounts Payable Listing No. 8-1 as of February 15, 2023, in the amount of \$164,831.29 as per policy.”

Motion carried unanimously.

Motion

MMC 2023 02 21/015R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to adjust 50% of the interest on Account No. DUCES004, subject to payment in full of the principal and the other 50% of the interest.”

Motion carried unanimously.

Public Works Committee

Councillor Keating reviewed the minutes of the Public Works Committee meeting held on February 15, 2023.

The Committee had a discussion regarding the purchase of new filters for the water treatment plant, which will cost approximately \$750,000.00. The Town will utilize some Gas Tax funding for the purchase with the rest to come from Town funds. Company-supplied supervisors will be on site to remove the old filters and install the new ones. The filters have been ordered and are expected to arrive around June or July. Councillor Keating advised that water production is down as the current filters are degrading. Water consumption has increased, likely due to residents keeping their water running to prevent pipes from freezing.

Motion

MMC 2023 02 21/016R

Moved by Councillor Keating, seconded by Councillor Hodder

“BE IT RESOLVED approval be given for two Public Works employees to attend the 2023 Water and Wastewater Workshop taking place March 28-30, 2023, in Gander, NL.”

Motion carried unanimously.

Three tender bids were received for the Town of Marystown Tolt Road Water, Sewer and Road Upgrades Projects No. 17-MYCW-22-00048 and 17-MYCW-22-00105 as follows:

- Mally's Industrial Services Ltd. \$599,158.63 including HST
- Wally Drake's Trucking Ltd. \$620,945.38 including HST
- Stellar Storm Industries Inc. (TB) \$662,244.76 including HST

Motion

MMC 2023 02 21/017R

Moved by Councillor Keating, seconded by Councillor Edwards

“BE IT RESOLVED approval be given to award the tender bid for the Town of Marystown Tolt Road Water, Sewer, and Road Upgrades, Project Nos. 17-MYCW-22-00048 and 17-MYCW-22-00105 to Mallay’s Industrial Services Ltd. in the amount of \$599,158.63 including HST.”

Motion carried unanimously.

It was noted that the tender from Mallay’s Industrial Services Ltd. came in around \$177,000.00 lower than estimated.

There has been significant snowfall in recent days, which has left the Public Works Department busy snow clearing and salting and sanding the roads. Overall, the winter season has been a good one in terms of snowfall.

In addition to winter maintenance, the Public Works Department has also been busy with installing lights at the Kaetlyn Osmond Arena, repairing a third pump at the lift station near Colonial Auto, installing markers for on Greenwood Street for the purpose of snow clearing and following up on calls regarding frozen pipes (mostly determined to be the responsibility of the resident).

All equipment is working well and repaired as needed.

A request was received from Helping Hands Family Aid to have their parking lot snow cleared. Councillor Keating advised a plow operator will clear the parking lot during regular snow clearing.

As mentioned by Mayor Keating, some members of Council met with Minister Loveless to discuss Canning Bridge. Councillor Keating asked residents to be patient and Council and staff will do their best to look into a bussing system. Councillor Keating advised he spoke with MP Churence Rogers and advised the Federal Government will assist with the replacement of the bridge.

Recreation Committee

Deputy Mayor Walsh advised the Recreation Committee hasn’t met since the last regular Council meeting of February 7, 2023, due to inclement weather.

Deputy Mayor Walsh had nothing to bring forward.

Tourism & Special Events Committee

Councillor Hodder advised the Tourism & Special Events Committee hasn’t met since the last regular Council meeting of February 7, 2023, due to inclement weather.

Plans are underway for the Shining Seas Summer Festival. Councillor Hodder advised that anyone wishing to participate in the event should get in touch with her.

Protection to Persons & Property Committee

Councillor Nolan reviewed the minutes of the Protection to Persons & Property Committee meeting held on February 16, 2023.

Motion

MMC 2023 02 21/018R

Moved by Councillor Nolan, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to declare March 26, 2023, as Purple Day for Epilepsy 2023.”

Motion carried unanimously.

Motion

MMC 2023 02 21/019R

Moved by Councillor Nolan, seconded by Councillor Keating

“BE IT RESOLVED approval be given to send a request to NL Power for the installation of a streetlight on Tolt Road.”

Motion carried unanimously.

The area of Ville Marie Drive near the former CHCM radio station was inspected to determine if a streetlight could be installed. Councillor Nolan advised that the pole line runs behind the properties in that area and the installation of a streetlight will be further reviewed as part of the future development of the area.

Councillor Nolan advised the Animal Control – Anti-Litter Officer was not in attendance at the last Committee meeting however, she did report on a small complaint regarding a dog.

Signage has been ordered and will be erected on Clam Pond Road to advise residents walking in the area that all dogs must be on leashes.

On behalf of Fire Chief Bolt, Councillor Nolan advised that operations remain busy with the Department responding to seven calls since the last Committee meeting.

The bids for the Fire Department’s pumper truck have been evaluated. The Committee reviewed the bids received and noted the lowest bid was from Metal Fab at a cost of approximately \$615,000.00 including HST. This item will need to be discussed by Council as a whole.

The Director of Operations & Public Works has confirmed that fire hydrant maintenance will resume in the early spring and snow clearing of fire hydrants is ongoing.

Fire Chief Bolt has been in discussions with the New Salvation Army Officer regarding the possibility of a warming centre at the Salvation Army Citadel in Creston South.

Fire Chief Bolt continues to work with the Public Works Department on safety protocols and equipment with chlorine following a leak that occurred last week.

A plan and protocols have been reviewed and put in place by the Department for the emergency use of Canning Bridge under the advice and validation from the Chief Bridge Engineer with the Department of Transportation and Infrastructure. Planning and research is ongoing for a possible temporary location to house a pumper truck on the south side of town.

On behalf of Fire Chief Bolt, Councillor Nolan reminded residents to be extra careful around frozen waterways and to always check the ice before using them.

There have been a lot of complaints about the increased traffic and speeding in Greenwood Street and Creston Boulevard. Posts have been put on the Town's social media to this effect. Councillor Nolan reminded all motorists to be courteous and respectful for the safety of everyone in that area.

Councillor Nolan advised the public there will be a Crimestoppers NL meeting at 7:00 p.m. on February 27th at the Town Hall. Anyone interested in forming a Burin Peninsula chapter are welcomed to attend.

7. Correspondence

There was no correspondence to bring forward.

8. Approvals to Purchase

Motion

MMC 2023 02 21/020R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to the Fire Department to purchase two bunker suits from Grainger Canada at a cost of \$4,595.12 including HST.”

Motion carried unanimously.

Motion

MMC 2023 02 21/021R

Moved by Councillor Edwards, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to the Public Works Department to purchase water and sewer materials from Wolseley for Lot Nos. 1 and 2, Greenwood Street, at a cost of \$8,697.24 including HST.”

Motion carried unanimously.

Motion

MMC 2023 02 21/022R

Moved by Councillor Edwards, seconded by Deputy Mayor Walsh

“BE IT RESOLVED approval be given to the Public Works Department to purchase a 1200mm diameter manhole, manhole frame and cover for Lot No. 1 and 2, Greenwood Street, at a cost of \$7,377.25 including HST and delivery charges.”

Motion carried unanimously.

Motion

MMC 2023 02 21/023R

Moved by Councillor Edwards, seconded by Deputy Mayor Walsh

“BE IT RESOLVED approval be given to the Public Works Department to six Hubble heating elements (4,000W, 600 V Copper), at a cost of \$2,681.80 including HST plus air courier express charges.”

Motion carried unanimously.

9. Regulations

There were no regulations to bring forward.

10. Other Business

As a result of the closure of Canning Bridge and with so much traffic now diverted onto Creston Boulevard, Councillor Keating advised the Town will be erecting signage in the Greenwood Street area to limit the area to local traffic only. However, Councillor Keating further noted the signage is not restrictive. Council doesn't have any issue with a resident entering Greenwood Street if he/she has business in the area. Residents were asked to avoid the area where possible to alleviate issues with increased traffic and speeding through the residential area.

Councillor Keating noted the French Immersion Program has been reinstated in Stephenville. The program had been cancelled but later reinstated after enrollment increased. Councillor Keating suggested follow-up should be made to determine if the program could be reinstated in this area should interest increase.

Councillor Keating advised Mr. Darin King was on Open Line earlier today and will give an update tomorrow on Equinor and the Bay du Nord project. Mr. King would like everyone to speak up and support the project being completed in province. Councillor Keating suggested speaking with other companies such as KOS and setting up a committee to discuss things further with government officials.

Further to discussion on Canning Bridge and Greenwood Street, Councillor Nolan asked residents to be courteous to each other. Residents need to get used to the bridge being closed and to be patient when they travel. If possible, motorists should avoid Greenwood Street to mitigate issues with traffic and speeding in the area.

Councillor Edwards agreed with Councillor Nolan, noting there should be no issue with residents going into the area if they have business there but it shouldn't be used for through traffic.

Councillor Hodder noted that because traffic has increased in certain areas, it's important that residents slow down. Councillor Hodder further noted there are some bad potholes in areas which the Public Works Department will be addressing.

Mayor Keating advised a letter will be forwarded to the Department of Transportation and Infrastructure with a request to amend speed limits from the Black Brook to the Creston Causeway to the intersection with Route 210 from 80/60 km/h to 50 km/h. There will also be a request for

amber blinking lights at the intersection of the Creston Causeway with Charlotte Avenue and the intersection of Creston Causeway with Ville Marie Drive to encourage motorists to slow down in these areas. Mayor Keating thanked residents for their understanding as well as their involvement in the issues and support for Council. Mayor Keating also thanked Minister Loveless, MHA's Dwyer and Pike and other government officials on fast-tracking the replacement of Canning Bridge.

11. Notices of Motion

There were no notices of motion to bring forward.

12. Adjournment

Mayor Keating advised the next meeting would take place March 7, 2023.

Motion

MMC 2023 02 21/024R

Moved by Councillor Keating, seconded by Edwards

“BE IT RESOLVED the meeting was adjourned at 7:41 p.m.”

Motion carried unanimously.

Brian Keating
Mayor

Petrina Power
Town Clerk