

**MINUTES OF THE REGULAR COUNCIL MEETING
HELD ON JULY 4, 2023**

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

Also present: Randy Brockerville, Director of Operations & Public Works
Kelsey Kilfoy, Director of Planning & Economic Development
Melanie Kilfoy, Director of Finance & Administration
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.

2. Adoption of Agenda

Motion

MMC 2023 07 04/001R

Moved by Councillor Keating, seconded by Councillor Hodder

“BE IT RESOLVED the agenda be adopted.”

Motion carried unanimously.

3. Adoption of Minutes

Motion

MMC 2023 07 04/002R

Moved by Councillor Edwards, seconded by Councillor Nolan

“BE IT RESOLVED the minutes of the regular Council meeting held on June 20, 2023, be adopted.”

Motion carried unanimously.

Motion

MMC 2023 07 04/003R

Moved by Councillor Myles, seconded by Councillor Keating

“BE IT RESOLVED the minutes of the special Council meeting held on June 20, 2023, be adopted.”

Motion carried unanimously.

Motion

MMC 2023 07 04/004R

Moved by Councillor Hodder, seconded by Councillor Nolan

“BE IT RESOLVED the minutes of the special Council meeting held on June 20, 2023, be adopted.”

Motion carried unanimously.

Motion

MMC 2023 07 04/005R

Moved by Councillor Hodder, seconded by Councillor Edwards

“BE IT RESOLVED the minutes of the special Council meeting held on June 22, 2023, be adopted.”

Motion carried unanimously.

4. Business Arising

There was no business arising to bring forward.

5. Delegations

This item was addressed at the beginning of the meeting.

6. Committee Reports**Protection to Persons & Property Committee**

Councillor Nolan reviewed the minutes of the Protection to Persons & Property Committee meeting held on June 29, 2023.

Line painting by the Public Works Department is scheduled to begin in the near future, which will be followed by crosswalk painting. Two new crosswalks will be painted in the vicinity of the Marystown Hotel/Marystown Mall area and in the area of the mini mart on Harris Drive.

The Animal Control – Anti-Litter Officer brought forward a list of problem properties in town. Some of the property owners have been spoken to and some clean-up orders have been issued. These ongoing issues will be monitored for further follow-up.

Councillor Nolan thanked those who participated in the Town’s Clean-up Photo Contest.

Motion

MMC 2023 07 04/006R

Moved by Councillor Nolan, seconded by Councillor Myles

“BE IT RESOLVED approval be given to go to award the following organizations for their participation in the Town’s Cleanup Photo Contest in the amount of \$40.00 each:

- Marystown Kinsmen Club
- Marystown Lions Club
- Smallwood Crescent Community Center
- Marystown Sparkes, Brownies and Guides
- RCSCC 121 Mary Rose Sea Cadets”

Motion carried unanimously.

The Animal Control – Anti-Litter Officer received a complaint regarding a roaming/untethered dog, which jumped on a person while walking in the Dick’s Head Road area. Councillor Nolan reminded all residents that all pets must be on a leash and to be respectful of others while walking their pets.

The Animal Control – Anti-Litter Officer reported on a large dumping of clothing near the former fish plant/union hall area in Mooring Cove. Councillor Nolan noted the dumping was totally unacceptable and thanked the public Works Department for their actions in cleaning up the area.

Operations within the Fire Department are busy with four calls for service received since the last Committee meeting.

Both Council and the Committee continue to explore options for the temporary storage of a pumper truck on the south side to mitigate issues with response time due to the closure of Canning Bridge.

Complaints have been received regarding vehicles crossing the closed bridge. The Town is in regular consultations with the Department of Transportation & Infrastructure on a resolution to this issue and a swing gate will be installed on both ends of the bridge.

The Memorial Fire Fighters Heritage Museum is currently open on Tuesday and Thursday afternoons from 1:00 p.m. to 4:00 p.m. until August 17, 2023. All are welcomed to stop by and take in a guided tour. Councillor Nolan thanked the Director of Recreation & Community Services for providing and sharing a summer student for assist at the museum.

The deadline to submit applications for the Junior Firefighters Program is July 10th. Councillor Nolan advised interested students from Grade 10 to 12 to get their applications in.

The Committee had a discussion on fire hydrant maintenance and line flushing. Councillor Nolan advised this item will be further discussed with the Public Works Department.

Two tender bids were received for the sale of the Fire Department’s Space Kap as follows:

- Arthur Saunders \$1,587.00 including HST
- Fred Brake \$1,213.88 including HST

Motion

MMC 2023 07 04/007R

Moved by Councillor Nolan, seconded by Councillor Myles

“BE IT RESOLVED approval be given to accept the tender bid from Arthur Saunders in the amount of \$1,587.00 including HST for one Space Kap previously used by the Fire Department, with the understanding that all branding belonging to the Marystown Volunteer Fire Department is to be removed from the cap by the purchaser.”

Motion carried unanimously.

There were no bids received for the Tow Dolly.

Motion

MMC 2023 07 04/008R

Moved by Councillor Nolan, seconded by Councillor Keating

“BE IT RESOLVED approval be given to re-tender for the sale of one Tow Dolly previously used by the Fire Department.”

Motion carried unanimously.

As noted earlier, there was further discussion on a temporary satellite fire station on the south side of Marystown as a result of the bridge closure. The Town continues to seek funding from the Provincial Government and has reached out to various Departments. Follow-up will be made to reach out to the Peninsula’s two local MHAs to work with the Town in finding a solution. The Town has received quotes for the construction of a new building as well as quotes to rent an existing building. The Committee will continue to work on finding a solution.

The Committee is seeking information on the Provincial Used Tire Regulations and whether there are any drop-off locations in the area. The item will require further follow-up.

Tourism & Special Events Committee

Councillor Hodder advised the Tourism & Special Events Committee hasn’t met since the last Council meeting held on June 20, 2023, as the Committee was busy hosting an outdoor bingo at the Peninsula Mall parking lot.

Councillor Hodder advised the next outdoor bingo will take place on July 25th with the venue to be determined. Councillor Hodder thanked those who have attended and supported the Town’s past bingo events.

The Town hosted Canada Day events on July 1st, which were well-attended. Councillor Hodder thanked all persons and groups involved in the events including MADD Burin Peninsula, Colin Farrell, the YMCA, Grace Sparkes House, Smallwood Crescent Community Centre, Brighter Futures and the Town of Marystown for getting the splash pad up and running for the day. Councillor Hodder also thanked the Marystown Volunteer Fire Department for a great job in setting off the fireworks, for which there were many compliments.

Plans for the Shining Seas Summer Festival are ongoing. Councillor Hodder noted tickets to the Big Splash concert will be printed soon and will cost \$20.00 in advance and \$25.00 at the door. Those who plan to go to the concert can call ahead to book tickets before they are printed.

The Committee will need volunteers for the events. Anyone interested in volunteering can call or message Councillor Hodder, who noted events cannot function without volunteers.

Recreation Committee

Deputy Mayor Walsh advised the Recreation Committee hasn't met since the last Council meeting held on June 20, 2023, as the Committee was also busy hosting the outdoor bingo at the Peninsula Mall parking lot.

Marystown Minor Soccer is back up and running as of yesterday and a new Executive is in place as follows:

- President – Andrew Walsh
- Vice President – Melissa Mitchell-Bungay
- Treasurer – Christina Brushett
- Secretary – Rita Slaney
- Program Liaison – Nadine Murray
- Parents on Field Coaches – Johnny Hickman, Ryan Dunphy, Christina Brushett and Andrew Walsh
- Student Coaches – Ryan Moulton and Chloe McIsaacs

The club had its first practice last night and there was a great turnout. The lower field at the Track and Field Complex has been designated for their exclusive use with other clubs. Many of the children, youth and parents enjoyed using the lower field. Deputy Mayor Walsh thanked Christina, Johnny, Ryan and Chloe for their assistance last night and noted it's great to see the club going in the right direction with the proper support.

The splash pad is now open again and it's great to see it being used and enjoyed.

The Kinsmen have been doing some work on Janes Pond Walking Trail. There were some boggy areas on the trail and some of the Kinsmen worked with the Director of Recreation & Community Services and the Director of operations & Public Works to get piping and fill for proper drainage so everyone's feet stay dry during their walks. Deputy Mayor Walsh thanked the Kinsmen and volunteers who helped out.

Registration is still open for Marystown Minor Soccer. Any players interested in joining soccer, especially those aged 9-11, can reach out to Deputy Mayor Walsh or another member of the Executive.

Finance Committee

Councillor Edwards reviewed the minutes of the Finance Committee meeting held on June 28, 2023.

Motion

MMC 2023 07 04/009R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to register Mayor Keating, Deputy Mayor Walsh, Councillor Edwards and Councillor Hodder to attend the MNL Conference taking place in St. John’s from October 25th to 28th, with the understanding that Councillor Keating will be registered through the MNL as a member of the Board of Directors and with the further understanding that Mayor Keating and Councillor Keating will be registered as voting delegates.”

Motion carried unanimously.

Motion

MMC 2023 07 04/010R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED Council approve Accounts Payable Listing No. 8-1 as of June 28, 2023, in the amount of \$914,714.59 as per policy.”

Motion carried unanimously.

Motion

MMC 2023 07 04/011R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED approval be given to advertise for a temporary fulltime Clerk II for a period of ten weeks with the possibility of an extension.”

Motion carried unanimously.

It was noted the deadline for applications for the position is July 11/23.

Public Works Committee

Councillor Keating reviewed the minutes of the Public Works Committee meeting held on June 28, 2023.

The Department is following up on a resolution to drainage/water issues on Barter’s Road as well as Kelly’s Road.

Motion

MMC 2023 07 04/012R

Moved by Councillor Keating, seconded by Councillor Hodder

“BE IT RESOLVED approval be given for the Town to participate in the Department of Transportation & Infrastructure’s tender for ice control materials for the 2023-2024 winter season and include a quantity of 200 tonnes of salt at a cost of \$160.00 per ton for a total of \$36,800.00 HST included.”

Motion carried unanimously.

Through discussions with the contractor on the Tolt Road project, Councillor Keating noted the fire hydrant in the area needs to be extended and additional rock is needed for ditching.

Motion

MMC 2023 07 04/013R

Moved by Councillor Keating, seconded by Councillor Edwards

“BE IT RESOLVED Council approve Contract Change Order No. 1 under the Tolt Road Water & Sewer Upgrades Project, Project No. 17-MYCW-22-00048 received from Edwards & Associates Ltd. to extend a fire hydrant to bring it up to the existing grade of the road and import approximately 48m³ of 4” rock material to stabilize the slope and prevent erosion at an increased cost of \$4,635.65 including HST, payable to Mallay’s Industrial Services Ltd.”

Motion carried unanimously.

The Public Works Department has been busy with various regular operations, including the following:

- Culvert installed for resident on Marine Drive
- Damaged fire hydrant on Queen Street was removed, repaired and reinstalled
- Completed asphalt repairs on Creston Boulevard, Ville Marie Drive and Mary Anne Subdivision with recycler
- Plugged sewer repaired for property on Creston Boulevard. This has been an ongoing issue for a while as the sewer line is connected to a local restaurant. The Director of Operations & Public Works will review the area and obtain a price quote for a new line to be installed.
- Line tracing completed for Provincial Paving and Mallay’s Industrial Services
- Shoulder repairs on ramp to Harris Drive, Creston Boulevard and Ville Marie Drive
- Leak detection and curb stop and sewer repair completed on Brennan’s Road
- Shoulder repair completed on Barter’s Lane
- Screening asphalt for the recycler
- Blivits pumped at Gaze Cove, Bayview Street, YMCA and Grieg Seafarm
- Water Treatment Plant septic tank pumped
- Asphalt gutter installed on Ville Marie Drive in the vicinity of the old Blue Goose
- Bedding being transported from Kaetlyn Osmond Drive
- Asphalt grinding completed on George Hodder’s Road
- Work ongoing on the Splash Pad
- Reconfigured the driveway for a resident of Ville Marie Drive
- Transported Class A and reject rock to Walk of Hope Trail
- Water hookup completed on two lots on Greenwood Street
- Water hookup completed on Water Street West
- Reconfigured chlorine line at the chlorination building

Councillor Keating advised of the following with regards to existing capital works:

- Asphalt has been completed on the Road Upgrades Project – waiting for final costs to see if the project came in on par
- Tolt Road water and sewer has been completed – asphalt is outstanding at this time

- Waiting on permits for Creston Boulevard Project – a cost analysis will need to be completed for a change of scope of work
- Markland Road and Bayview Street have been paved.

The Town will be looking at developing a list of roads to upgrade under the next round of capital works funding.

The electrical will be hooked up at the waste management disposal site within the next month or so to facilitate a pilot project that will recycle waste from septic systems into a compost product.

Councillor Keating thanked and congratulated Deputy Mayor Walsh on his efforts to revitalize soccer in the area.

Mayor Keating questioned when line painting would start. The Director of Operations & Public Works advised it will start tomorrow in Creston North and Creston South, weather permitting.

Planning & Development Committee

Councillor Myles reviewed the minutes of the Planning & Development meeting held on June 29, 2023.

A letter was sent to Marystown Marbase Inc. requesting a meeting for an update on operations at the former shipyard. A response was received that provided a small update and while the letter also stated a meeting wasn't necessary at this time, follow-up will be made to request a meeting for the fall.

Motion

MMC 2023 07 04/014R

Moved by Councillor Myles, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to write a letter to Marbase Marystown Inc. requesting a date and time for a meeting in September between the Town and Marbase Marystown Inc.”

Motion carried unanimously.

Mayor Keating advised he did a report on CBC and there have been several calls from residents on the status of operations at Marystown Marbase Inc. As the business is important to the Town's economy, it would be good to get an update on how things are progressing.

The Committee had a discussion on the former CHCM property on Ville Marie Drive and what the Town should do once the five-year Crown Land freeze has expired. The Committee would like to see the land developed so to ensure there is a path forward, the Committee will follow up with Crown Lands through the CAO and the Director of Planning & Economic Development.

Motion

MMC 2023 07 04/015R

Moved by Councillor Myles, seconded by Councillor Hodder

“BE IT RESOLVED that under the authority of Section 16, Section 17 and Section 18 of the Urban and Rural Planning Act, 2000, Council approve the following amendments and submit the necessary Municipal Plan and Development Regulations amendments to the Urban and Rural Planning Division, Department of Municipal and Provincial Affairs, with the understanding that the applicant will be responsible for all associated costs in rezoning an area on Ville Marie Drive from Public/Institutional to Residential High Density to facilitate the renovation of the former Creston North United Church to accommodate six rental units:

- Municipal Plan Amendment No. 1, 2023, for which the Town Council of Marystown
 - adopted as the Marystown Municipal Plan Amendment No. 1, 2023, on the 6th day of June, 2023
 - gave notice of the adoption of the Marystown Municipal Plan Amendment No. 1, 2023, by advertisement inserted on the 10th day of June, 2023, and the 17th day of June, 2023, in the Telegram; and
 - set the 28th day of June, 2023, at 7:00 p.m. at the Marystown Municipal Centre for the holding of a public hearing to consider objections and submissions
- Development Regulations Amendment No. 1, 2023, for which the Town Council of Marystown
 - adopted as the Marystown Development Regulations Amendment No. 1, 2023, on the 6th day of June, 2023
 - gave notice of the adoption of the Marystown Development Regulations Amendment No. 1, 2023, by advertisement inserted on the 10th day of June, 2023, and the 17th day of June, 2023, in the Telegram; and
 - set the 28th day of June, 2023, at 7:00 p.m. at the Marystown Municipal Centre for the holding of a public hearing to consider objections and submissions.”

Motion carried unanimously.

Motion

MMC 2023 07 04/016R

Moved by Councillor Myles, seconded by Councillor Nolan

“BE IT RESOLVED that an application received from Rob Simms to erect signage for The Paint Shop at 2 Harris Drive Business Park be approved, subject to site inspection.”

Motion carried unanimously.

Motion

MMC 2023 07 04/017R

Moved by Councillor Myles, seconded by Councillor Nolan

“BE IT RESOLVED that an application received from Alyssa Jones Brenton to operate Alys Creations, a home-based business, at 21 Brenton Place be approved.”

Motion carried unanimously.

Motion

MMC 2023 07 04/018R

Moved by Councillor Myles, seconded by Councillor Hodder

“BE IT RESOLVED that an application received from Daniel Langdon to construct an accessory building measuring 26’ x 60’ at 8 Church Road be approved, subject to site inspection.”

Motion carried unanimously.

7. Correspondence

There was no correspondence to bring forward.

8. Approvals to Purchase**Motion**

MMC 2023 07 04/019R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED approval be given for the Public Works Department to engage the services of a vac truck from Wally Drake’s Trucking Ltd. to clean four blivets on June 19-20/23 at a cost of \$5,824.34 including HST, fuel surcharge and disposal fees.”

Motion carried unanimously.

9. Regulations

There were no regulations to bring forward.

10. Other Business

Councillor Keating raised concerns regarding new taxes that came into effect on July 1st and noted other pending increases in hydro and carbon tax. The government will provide a quarterly rebate of about \$184.00 per person, which is not guaranteed for everyone, but the increases will cost an average of \$600.00 per person. Councillor Keating noted Avalon MP Ken McDonald is the only politician who stood up against his own Liberal Party and the increases, which will hurt everyone. Councillor Keating further noted the Town’s budget is already brought down for 2023 and questioned when the increases would stop. Councillor Keating called both the MNL and FCM and noted that while the FCM will take a stand against the increases, it’s too little too late with the tax already implemented. Councillor Keating questioned whether the Town should write a letter to the

government. Mayor Keating noted the Atlantic Premiers have all banded together to take a united stand against the increases in taxes.

Councillor Keating has been getting calls regarding doctor shortages and noted that he himself doesn't have a doctor since Dr. Kwinter decided to close his practice. The government has been trying to recruit new doctors but there is still a serious shortage and Councillor Keating questioned if the Town should start talking to students at MUN or setting up a recruitment committee. Mayor Keating agreed the situation was serious and noted healthcare is a priority for everyone.

School is finished for the summer; Councillor Nolan congratulated all students on completing another year of studies. Councillor Nolan urged all residents to take extra care when driving this summer now that the students are enjoying their summer off.

Councillor Bridget advised that Maggie Jones, originally from Marystown, has been doing very well in ice hockey. Deputy Mayor Walsh agreed, noting she has been competing in tournaments overseas and is quite an athlete. She is currently doing very well in the Czech Republic. The Town has sponsored her travel through a few donations. Councillor Keating advised he was watching some of a tournament through a live stream on Facebook and noted Maggie's team was in first place at the time and Maggie was playing great. The Director of Recreation & community Services advised Maggie's mother reached out to the Town to express appreciation for the support. The Director of Recreation & Community Services sent Maggie a Town of Marystown flag to drape over her shoulders and Maggie was named player of the game. The Director of Recreation & Community Services advised the town is very proud of Maggie's accomplishments.

Councillor Myles noted July 11th is the deadline on the Department of Transportation & Infrastructures Call for Expressions of Interest on an engineering design-build to replace Canning Bridge. It's hoped the Town will receive a progress update soon. Councillor Myles advised a swing gate will soon be erected at each end of the bridge. Emergency responders will have keys to the locks. It's hoped the gates will alleviate issues with motorists removing the barricades and crossing the bridge.

Councillor Edwards advised the Crown Land freeze on the former CHCM property that was mentioned earlier will expire in October. Councillor Edwards recommended the Town prepare an application to renew the freeze just in case it is needed. Councillor Myles concurred, noting his Committee will discuss options for developing the property but will request another freeze should it be necessary.

Commenting on the doctor shortage, Councillor Edwards noted it is an issue in every province.

Mayor Keating expressed dismay over the vandalism and graffiti that has been evident around town. Mayor Keating urged those who notices anyone committing acts of vandalism to ask the perpetrators to stop or call the Town or RCMP.

There are several roads that have been newly paved with others pending. As a result, issues with speeding have increased and those issues are compounded with a shortage of RCMP officers. Many of the speeding motorists are youth/novice drivers. While the pavement is new, smooth and nice to drive on, Mayor Keating urged motorists to slow down. The closure of Canning Bridge has caused congestion and slow-downs in some areas but safety is paramount.

The Town Clerk advised of a recommendation that was missed from the Protection to Persons & Property Committee report and needed to come forward.

Motion

MMC 2023 07 04/020R

Moved by Councillor Nolan, seconded by Councillor Hodder

“BE IT RESOLVED that, in accordance with Section 109(2) of the *Urban and Rural Planning Act, 2000*, Council appoint Ms. Kelsey Kilfoy, Director of Planning & Economic Development, and, in her absence, Mr. Alje Mitchell, Chief Administrative Officer, with the authority to approve or reject applications, as designated by Council, to develop land in accordance with the appropriate plan and regulations and that either of these employees may outline the conditions applicable to that development; and

BE IT FURTHER RESOLVED that, in accordance with Section 109(3) of the *Urban and Rural Planning Act, 2000*, and Section 404(6) of the *Municipalities Act, 1999*, the Director of Planning & Economic Development or, in her absence, the Chief Administrative Officer, be given the authority to issue an order under Section 102 of the *Urban and Rural Planning Act, 2000* and Section 404(1) of the *Municipalities Act, 1999*; and

BE IT FURTHER RESOLVED that, in accordance with subsection 190(4) of the *Urban and Rural Planning Act, 2000*, an Order made by the Director of Planning & Economic Development or, in her absence, the Chief Administrative Officer, be confirmed by a majority vote of the members of the Council present at the next meeting of Council after the order is made and if the order is not confirmed in this manner, it shall be considered to be cancelled.”

Motion carried unanimously.

11. Notices of Motion

There were no notices of motion to bring forward.

12. Adjournment

Mayor Keating advised the next meeting would take place August 8, 2023.

Motion

MMC 2023 07 04/021R

Moved by Councillor Keating, seconded by Councillor Edwards

“BE IT RESOLVED the meeting was adjourned at 7:56 p.m.”

Motion carried unanimously.

Brian Keating
Mayor

Petrina Power
Town Clerk