

**MINUTES OF THE REGULAR COUNCIL MEETING
HELD ON JANUARY 9, 2024**

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

Also present: Randy Brockerville, Director of Operations & Public Works
Melanie Kilfoy, Director of Finance & Administration
Kelsey Kilfoy, Director of Planning & Economic Development
Robert Warr, Director of Recreation & Community Services
Petrina Power, Town Clerk

1. Call to Order

Mayor Keating called the meeting to order at 7:03 p.m.

2. Adoption of Agenda

Motion

MMC 2024 01 09/001R

Moved by Councillor Keating, seconded by Councillor Hodder

“BE IT RESOLVED the agenda be adopted.”

Motion carried unanimously.

3. Adoption of Minutes

Motion

MMC 2024 01 09/002R

Moved by Councillor Nolan, seconded by Councillor Hodder

“BE IT RESOLVED the minutes of the regular Council meeting held on December 19, 2023, be adopted.”

Motion carried unanimously.

Motion

MMC 2024 01 09/003R

Moved by Councillor Keating, seconded by Councillor Nolan

“BE IT RESOLVED the minutes of the special Council meeting held on December 19, 2023, be adopted.”

Motion carried unanimously.

The minutes of the Council meeting with Minister Abbot held on December 19, 2023, and the minutes of meeting with Protect NL held on December 14, 2023, were tabled for information purposes.

4. Business Arising

There was no business arising to bring forward from any of the meetings.

5. Delegations

There were no scheduled delegations.

6. Committee Reports

Protection to Persons & Property Committee

Councillor Nolan reviewed the minutes of the Protection to Persons & Property Committee meeting held on January 4, 2024.

Motion

MMC 2024 01 09/004R

Moved by Councillor Nolan, seconded by Councillor Myles

“BE IT RESOLVED approval be given to purchase forty tumbler-style backyard compost bins through the Compost Bin Distribution Program 2024 from the Multi-Material Stewardship Board at a cost of \$51.74 HST included per bin with the understanding that they will be resold to residents at the same cost.”

Motion carried unanimously.

Councillor Nolan advised the Town of Marystown has been invited to participate in the Communities in Bloom Program for 2024. The Director of Planning & Economic Development will register the Town for the event.

The Committee had a discussion regarding poor cell service in the Marystown area. The Town has been in contact with the Town of Burin to advise of the ongoing issue. The Town of Burin has been following up with Bell Mobility and adjustments have been made to the cell towers however, service has not improved.

Motion

MMC 2024 01 09/005R

Moved by Councillor Nolan, seconded by Councillor Keating

“BE IT RESOLVED approval be given to submit an application for funding under the Fire Protection Vehicle Program for a new Pumper for the Marystown Volunteer Fire Department.”

Motion carried unanimously.

Motion

MMC 2024 01 09/006R

Moved by Councillor Nolan, seconded by Councillor Myles

“BE IT RESOLVED approval be given to submit an application for funding in the amount of \$18,975.00 under the Firefighting Equipment Program for six new bunker suits for the Marystown Volunteer Fire Department.”

Motion carried unanimously.

The Animal Control – Anti-Litter Officer has been dealing with two issues. The first was the need to rehome two horses in the Winterland Pasture Area. The other is an ongoing issue with unhealthy puppies for sale in Grand Bank, which are being bred in poor breeding conditions. Unfortunately, the puppies are not surviving in their new homes. While this issue is outside of the Marystown area, some Marystown residents were involved in the purchase of sick puppies and the issue is being investigated by the proper authorities.

Some residents have expressed concern regarding the conditions of some properties and garages, which will be further investigated. Councillor Nolan reminded residents that January will be the last bulk garbage pickup until April as there is no collection for February or March.

Operations continue to be busy at the Marystown Volunteer Fire Department with five emergency calls received since the last Committee meeting.

The Fire Department has received a 2023/2024 Fire Protection Financial Assistance Grant in the amount of \$13,287.05 for the purchase of six new bunker suits on a 70/30 cost-shared basis under the Firefighting Equipment Program. Councillor Nolan advised an Approval to Purchase form for the bunker suits will be tabled later in the meeting.

The Committee had a discussion regarding the number of motor vehicle accidents that have occurred on Columbia Drive, Ville Marie Drive and the Creston Causeway since the closing of Canning Bridge. There has definitely been an increase in accidents and Councillor Nolan urged everyone to be extra cautions and alert, especially during high traffic times taking into account the winter driving conditions.

Councillor Nolan advised that an Occupational Health & Safety student has begun a work term with the Fiore Department.

On behalf of the Marystown Volunteer Fire Department, Councillor Nolan thanked Council for a positive 2024 budget and thanks went out to the general public, organizations, companies and businesses for their continued support as always.

Councillor Keating referenced the Communities in Bloom Program and the Town’s invitation to participate. Councillor Keating advised that preparing for the event is a large undertaking and questioned if a committee will be set up to assist. Councillor Nolan advised the deadline is not until February and the Director of Planning & Economic Development is looking into the details. Councillor Keating advised that with Communities in Bloom, Marystown will be competing with several other communities outside of the province and wanted to ensure the rest of Council and staff were aware that it was a large undertaking.

Recreation & Special Events Committee

Deputy Mayor Walsh reviewed the minutes of the Recreation & Special Events Committee meeting held on January 2, 2024.

Deputy Mayor Walsh referenced the pending Proposal for Naming Rights for the YMCA. Deputy Mayor Walsh confirmed that the Town is not looking at changing the YMCA and is just looking at naming rights and sponsorships to assist with operating costs.

Deputy Mayor Walsh advised that some Committee members haven't been attending Recreation Committee meetings due to various reasons. Follow-up will be made to reach out to those members to determine their continued availability and if they are not able to commit, the Committee will need to seek new members.

The Marystown Minor Hockey Association recently made a presentation to Ms. Maggie Jones for her accomplishments in women's ball hockey. Ms. Jones was presented with a key to the Town and a goalie room was named for Ms. Jones.

The Committee discussed the flooring at the arena and follow-up is being made to look at the best option for replacing the rubber flooring. The Director of Recreation & Community Services will continue to follow up on this item.

There have been ongoing issues with smoking in the entrance to the Kaetlyn Osmond Arena. The bulk of the users of the arena are children who shouldn't be exposed to cigarette smoke. Deputy Mayor Walsh asked residents to be respectful of others and move away from the building to have a smoke. Follow-up will be made to look into other options to mitigate issues with smoking.

The YMCA has approximately 1,100 members and a lot of seniors are using the facility, which is great to see. Deputy Mayor Walsh is hopeful that usage of the facility will increase even more. The YMCA will be offering a lifeguard course soon which will hopefully bring more lifeguards into the facility as there are not enough people with the training.

With it being winter, Deputy Mayor Walsh didn't have anything to bring forward regarding the outdoor facilities.

Deputy Mayor Walsh advised that Councillor Hodder is working on an event for Valentine's Day and planning for the Shining Seas Summer Festival has begun.

A girl's high school hockey tournament will take place at the arena this weekend. Last week's tournament was cancelled due to weather.

The Marystown United Soccer Association has created a new indoor academy called Subzero. Over 85 participants have registered. Deputy Mayor Walsh advised it was great to see support for the academy and to see soccer growing.

Deputy Mayor Walsh hopes to see softball grow to where it's competitive again.

The Marystown United Soccer Association received its national CSA accreditation with Soccer Canada. The Club is now a fully licensed club. Deputy Mayor Walsh commended Nadine Murray-Paul for taking the lead on this project as without her input, the accreditation may not have been received in time for the upcoming season.

An ATV crossing has been established across McGettigan Boulevard to facilitate safe passage for ATVs travelling from the Marystown Hotel to the Garnish Pond Road to access the trails. Mayor Keating confirmed the signage for the crossing is in place. It was suggested follow-up be made to advise Legendary Coasts of the addition. This will be discussed at the next Committee meeting.

The Filipino Community held their 8th Annual Christmas on Christmas Day at the Marystown Lion's Club. The event was well-attended and enjoyed by many, with many pictures posted online. Several members of the Filipino Community had a float in the Christmas parade and have offered assistance in future volunteering. Deputy Mayor Walsh noted it great to see new people moving into the community and engaging in events.

Mayor Keating took a moment to clarify a statement he made regarding the indoor soccer facility that is planned for the former Ville Marie Swimming Pool building. Mayor Keating referenced a four-year plan for the building but noted the refurbishing of the building could take four years to do or it could be more or less. Factors such as budgeting and engineering will factor into the timeline. Mayor Keating apologized for the error and any misunderstanding.

Public Works Committee

Councillor Hodder reviewed the minutes of the Public Works Committee meeting held on January 3, 2024.

An issue regarding the location of a stop sign at the intersection of Ville Marie Drive and Argyle Street has been resolved with the sign being slightly moved to better accommodate traffic.

Correspondence has been received regarding the placement of roll-out bins on waste collection day. While residents might place the bin properly at the curb, the operators collecting the waste may place the bin too close to the road after it has been emptied, which leaves the bin susceptible to damage by a vehicle or snow plow. This item will be discussed with the Burin Peninsula Regional Service Board. Councillor Hodder encouraged residents to continue to place their bins in a proper location back from the road and remove them as soon as possible once emptied.

The Public Works Department has been busy with regular operations such as the installation of no parking signage round Memorial Drive, work on Charlotte Avenue, follow-up on water and sewer for the church on St. Mary's Road, stop sign repairs, clean-up of debris at the new tennis court, leak detection, pothole repairs, sand and mud clean-up on Dober's Road and more. Staff with the Department also met with residents to discuss concerns about their properties.

The Committee is still discussing the streetlighting for the section of McGettigan Boulevard that was upgraded. Council may opt for solar lighting instead. This will require further discussion.

There was a power outage at the water treatment plant on December 30/23 that put the plant offline for about 3 hours. The damage was repaired by NL Power. Water flows are under control although they are still a little high but that is to be expected this time of year. Mr. Steve Wheller, E.N.G. Environmental Technologies, is expected to be at the plant later this month to install a VFD.

There are no issues with the Department's equipment. The clutch was replaced on the Sterling salt truck and repairs were completed to the asphalt recycler. New lights were installed on the plow for the Ford salter/plow truck.

The Town's new excavator s in St. John's and will be in Marystown tomorrow.

The outside workers were busy with snow clearing leading up to New Year's Day. There were some concerns from residents regarding side roads. The Department will continue to monitor the situation.

Motion

MMC 2024 01 09/007R

Moved by Councillor Hodder, seconded by Deputy Mayor Walsh

“BE IT RESOLVED that further to motion MMC 2023 10 17/019R made at the regular Council meeting of October 17, 2023, wherein Council ratified the hiring of Jerry Hanrahan as a temporary Heavy Equipment Operator with the Public Works Department effective October 16, 2023, for a twelve-week period, approval be given to extend his employment by an additional twelve weeks.”

Motion carried unanimously.

Motion

MMC 2024 01 09/008R

Moved by Councillor Hodder, seconded by Councillor Keating

“BE IT RESOLVED approval be given to submit applications for funding under the 2023-2026 Multi-Year Capital Works Program for the following projects:

- Ville Marie Drive Storm Water Upgrades - \$97,149.20 including HST
- Farrell's Road Water and Sewer Upgrades - \$481,307.17 including HST
- Ducey's Lane Water and Sewer Upgrades - \$840,811.87 including HST
- Eugene Hodder's Road Sewer Upgrades - \$246,422.74 including HST
- Ville Marie Drive Lift Station Upgrades - \$391,150.14 including HST
- Rennie's Road Paving - \$118,666.53 including HST
- Creston Boulevard Road Upgrades Phase 1 - \$391,211.97 including HST
- Creston Boulevard Road Upgrades Phase 2 - \$439,693.32 including HST

for a total of \$3,006,412.94 including HST in funding.”

Motion carried unanimously.

Finance Committee

In the absence of Councillor Edwards, Councillor Keating reviewed the minutes of the Finance Committee meeting held on January 3, 2024.

Motion

MMC 2024 01 09/009R

Moved by Councillor Keating, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to pay Invoice No. 9577 received from Cal LeGrow dated December 12/23 in the amount of \$1,064.00 RST exempt for the renewal of the Commercial Accident Policy No. BW230627-61 effective January 1, 2024, to January 1, 2025, with funds to come from the 2024 budget.”

Motion carried unanimously.

Motion

MMC 2024 01 09/010R

Moved by Councillor Keating, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to pay Invoice No. 24313 received from Municipalities Newfoundland and Labrador dated December 18/23 for 2024 MNL Membership Fees in the amount of \$7,620.89 and PMA Membership Fees in the amount of \$895.60 for a total of \$8,513.49.”

Motion carried unanimously.

Motion

MMC 2024 01 09/011R

Moved by Councillor Keating, seconded by Councillor Hodder

“BE IT RESOLVED Council pay the November Monthly Claim received from the YMCA of Newfoundland and Labrador dated November 30/23 in the amount of \$19,611.00, with funds to come from the 2023 budget.”

Motion carried unanimously.

Motion

MMC 2024 01 09/012R

Moved by Councillor Keating, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to adjust the remaining interest on Account No. DRAKP007 as the principal and 50% of the interest has been paid in full.”

Motion carried unanimously.

Motion

MMC 2024 01 09/013R

Moved by Councillor Keating, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to adjust the remaining interest on Account No. WALSJ007 as the principal and 50% of the interest has been paid in full.”

Motion carried unanimously.

Motion

MMC 2024 01 09/014R

Moved by Councillor Keating, seconded by Councillor Myles

“BE IT RESOLVED approval be given to adjust the remaining interest on Account No. FAREJ002 as the principal and 50% of the interest has been paid in full.”

Motion carried unanimously.

Motion

MMC 2024 01 09/015R

Moved by Councillor Keating, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to adjust the remaining interest on Account No. APPLH001 as the principal and 50% of the interest has been paid in full.”

Motion carried unanimously.

Motion

MMC 2024 01 09/016R

Moved by Councillor Keating, seconded by Councillor Myles

“BE IT RESOLVED approval be given to adjust 2023 property taxes for Account No. KEEPJ004 in the amount of \$429.75.”

Motion carried unanimously.

Motion

MMC 2024 01 09/017R

Moved by Councillor Keating, seconded by Councillor Nolan

“BE IT RESOLVED Council approve Accounts Payable Listing No. 8-1 as of December 31, 2023, in the amount of \$287,127.39.”

Motion carried unanimously.

Motion

MMC 2024 01 09/018R

Moved by Councillor Keating, seconded by Councillor Myles

“BE IT RESOLVED approval be given to allow an increase in the Director of Finance & Administration’s purchase order limit from \$100,000.00 to \$303,000.00 for the purpose of issuing a PO for the purchase of a new excavator from Atlantic Powertrain & Equipment Inc., with the understanding original limits will be reinstated once the PO is issued.”

Motion carried unanimously.

Motion

MMC 2024 01 09/019R

Moved by Councillor Keating, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to pay invoice no. 62394142 received from Legendary Coasts for 2023-2024 membership fees in the amount of \$135.00.”

Motion carried unanimously.

Motion

MMC 2024 01 09/020R

Moved by Councillor Keating, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to pre-authorize payment of the following routine monthly invoices for the 2024 operating year, subject to review by the Finance Committee prior to the issuance of payments:

- North Atlantic – Gas Cards
- North Atlantic – Furnace Oil – Town Garage
- North Atlantic – Low Sulfur Fuel – Town Garage
- Brenntag Canada Inc. – Water Treatment Plant
- Univar Canada Ltd. – Water Treatment Plant
- NL Power – Power Bills
- Eastlink - Internet
- Bell Aliant – Phone Bills – Landlines, Faxes and Internet
- Bell Aliant - Cell Phones
- Animal Control – Anti-Litter Officer – Contract
- Waterwerks – Website Maintenance and CMS Support
- CG HVAC Services Ltd. – Town Hall
- Indisputably Speckless Cleaners – Cleaning
- Burin Peninsula Waste Management Board – Waste Disposal Collection
- Pitney Works – Postage
- Pitney Bowes – Postage Meter
- CIBC Mellon – Pension
- GM Malls LP – Rent and Electrical Billings for Museum Mall Space
- Johnson Controls/Tyco Integrated Fire & Security – Town Hall Alarm System
- BioMaxx Wastewater Solutions – Flow Meters
- Electronic Systems Group – Alarm System Monitoring – Water Treatment Plant
- Orkin Canada Corp. – Rodent Control
- MasterCard
- Workplace Health, Safety and Compensation Commission
- Payroll Deductions”

Motion carried unanimously.

Planning & Development Committee

Councillor Myles reviewed the minutes of the Planning & Development meeting held on January 4, 2024.

The Committee discussed a number of potential residential developments around town, which need to be advertised, including development of land on Greenwood Street West and land formerly occupied by the former CHCM Radio.

A request has been received for the rezoning of a parcel of land on St. Mary’s Road. The process will include advertising the proposed rezoning which will give residents in the area an opportunity

to either voice support for or against the rezoning to accommodate a commercial garage within the former St. Mary's Church. The first ad is pending.

Motion

MMC 2024 01 09/021R

Moved by Councillor Myles, seconded by Councillor Hodder

“BE IT RESOLVED that an application received from Jacqueline Fewer of 2 Kimberley Place to operate ‘Paint & Sip’ as a mobile business be approved.”

Motion carried unanimously.

Motion

MMC 2024 01 09/022R

Moved by Councillor Myles, seconded by Councillor Nolan

“BE IT RESOLVED that an application received from Greg and Dennis Rogers to construct five duplex buildings measuring 62’ x 34’ each at Rogers’ Place be approved, subject to site inspection.”

Motion carried unanimously.

Motion

MMC 2024 01 09/023R

Moved by Councillor Myles, seconded by Councillor Hodder

“BE IT RESOLVED that an application received from John A. Baker to construct a greenhouse measuring 12’ x 16’ to be used for a senior’s community garden at Lion’s Club Road be approved, subject to site inspection.”

Motion carried unanimously.

Motion

MMC 2024 01 09/024R

Moved by Councillor Myles, seconded by Councillor Hodder

“BE IT RESOLVED Council ratify issuance of a permit to Michael Mallay for the construction of an accessory building measuring 32’ x 24’ at Tolt Road.”

Motion carried unanimously.

7. Correspondence

- Email from MMSB dated December 18/23 re: remaining 50% funding for wood chipper to be issued.

It was clarified that the Town doesn’t owe any money on the wood chipper that was purchased utilizing a \$10,000.00 grant from the MMSB. The Town received the first 50% of the funding but the remaining 50% was subject to submission of a report, which has been sent to the

MMSB. This email advised that the remaining 50%, or \$5,000.00, in funding was being released.

8. Approvals to Purchase

Motion

MMC 2024 01 09/025R

Moved by Councillor Keating, seconded by Deputy Mayor Walsh

“BE IT RESOLVED approval be given to the Administration Department for the engagement of the Marystown Hotel and convention Centre for the hosting of the Town’s Christmas social (room and buffet) at a cost of \$3,997.47 including HST.”

Motion carried unanimously.

Motion

MMC 2024 01 09/026R

Moved by Councillor Keating, seconded by Deputy Mayor Walsh

“BE IT RESOLVED approval be given to the Fire Department to purchase six bunker suits from Fire House Service & Supply at a cost of \$14,862.60 including HST.”

Motion carried unanimously.

9. Regulations

There were no regulations to bring forward.

10. Other Business

Deputy Mayor Walsh wished everyone a Happy New Year and noted he is looking forward to 2024. With Canning Bridge closed since February 2023, the Town is now closing in on a full year without a bridge to connect the north and south sides of Marystown. It’s hoped Minister Abbott will do something for the residents soon as the residents deserve that respect.

Councillor Keating agreed with Deputy Mayor Walsh on the bridge. Councillor Keating further noted the Town needs to move forward with economic development. The Town now has a Director of Planning & Economic Development on staff and follow-up needs to be done to see what potential opportunities could be brought to Marystown. Councillor Keating wished everyone a Happy New Year.

Councillor Nolan also wished everyone a Happy New Year. Councillor Nolan also reminded residents to use extra caution when driving due to increased traffic and congestion in certain areas caused by the closing of Canning Bridge. Residents should allow more time to get to their destinations and stay safe.

Councillor Myles wished everyone a Happy New Year and agreed with the previous comments on the bridge. Councillor Myles commended the Public Works Department for their work to date during this winter season. While there hasn’t been an overwhelming amount of snow to date, the Department has been working hard to keep the roads safe. Councillor Myles thanked the Department and its workers. Referring back to the bridge, Councillor Myles noted that when

Council met with Minister Abbott prior to Christmas, the Minister stated more time was needed before a response could be provided on a bailey bridge and a permanent solution. The answers that Council has expected to get were deferred to the second week of January. It is now the second week of January so it's hoped that Council will have some good news to look forward to this week.

Councillor Hodder congratulated Deputy Mayor Walsh and everyone else involved in putting together the Subzero Indoor Academy, noting that to have to cap the number of participants interested in soccer at 85 was phenomenal and shows what great volunteers can do. Hockey is alive and well in Marystown and it's great to see soccer and softball coming back as well.

Mayor Keating thanked Council for their past support. Mayor Keating advised he will be contacting Minister Abbott tomorrow to get some answers on a replacement for Canning Bridge so the residents can be advised.

Council and the Town has received a lot of questions regarding economic development on the peninsula. The Burin Peninsula Energy Advisory Board will host an information session this Saturday, January 13th, at 2:00 p.m. at the Marystown Hotel regarding the proposed windfarm project for the peninsula. Everyone is encouraged to attend and get answers to their questions. Mayor Keating advised that the Burin Peninsula Energy Advisory Board was formed with representation from various communities; those representatives were nominated by their Councils and are working together for the benefit of the entire peninsula and for a better future.

11. Notices of Motion

There were no notices of motion to bring forward.

12. Adjournment

The next meeting will take place January 23, 2024.

Motion

MMC 2024 01 09/027R

Moved by Councillor Keating, seconded by Councillor Myles

“BE IT RESOLVED the meeting was adjourned at 7:55 p.m.”

Motion carried unanimously.

Brian Keating
Mayor

Petrina Power
Town Clerk

* *Prior to the regular Council meeting, Mayor Keating had advised Council that he would be declaring a conflict of interest with regards to any discussions involving Grieg Seafood NL on a go forward basis due to legal issues between Grieg Seafood NL and Placentia Bay Holdings and Argentia Gold as he is employed by both latter companies. This declaration of a conflict of interest will continue until the legal matters are resolved and decisions made.*

*Town Council of Marystown
Regular Council Meeting
January 9, 2024*