

**MINUTES OF THE REGULAR COUNCIL MEETING
HELD ON MARCH 5, 2024**

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 2024 03 05/001R

Moved by Councillor Keating, seconded by Councillor Edwards

“BE IT RESOLVED the agenda be adopted.”

Motion carried unanimously.

3. Adoption of Minutes

Motion

MMC 2024 03 05/002R

Moved by Councillor Nolan, seconded by Councillor Edwards

“BE IT RESOLVED the minutes of the regular Council meeting held on February 20, 2024, be adopted.”

Motion carried unanimously.

Motion

MMC 2024 03 05/003R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED the minutes of the special Council meeting held on February 20, 2024, be adopted.”

Motion carried unanimously.

Motion

MMC 2024 03 05/004R

Moved by Councillor Nolan, seconded by Councillor Hodder

“BE IT RESOLVED the minutes of the special Council meeting held on February 13, 2024, be adopted.”

Motion carried unanimously.

The minutes of a privileged Council meeting that took place on February 20, 2024, 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 February 29, 2024.

Motion

MMC 2024 03 05/005R

Moved by Councillor Nolan, seconded by Councillor Myles

“BE IT RESOLVED approval be given to write a letter to the Department of Municipal and Provincial Affairs to request an update on the Municipal Ticketing Pilot Program implemented by the Department in 2007 and expanded on in 2012 and request that the program be further expanded on to include the Town of Marystown.”

Motion carried unanimously.

Councillor Nolan clarified that the motion was made in conjunction with a discussion on a Town Enforcement Program whereby there’s certain criteria that must qualify a Town to have such a program. Further follow-up is pending.

Motion

MMC 2024 03 05/006R

Moved by Councillor Nolan, seconded by Councillor Edwards

“BE IT RESOLVED approval be given to declare March 26, 2024 as Purple Day for Epilepsy.”

Motion carried unanimously.

Councillor Nolan brought forward a concern raised by the Animal Control – Anti-Litter Officer, who stated she has limited protection when responding to a call that involves an aggressive animal. The Committee agreed she could carry and use a deterrent such as coyote spray which would only be used for her own protection if she felt the need.

The Animal Control – Anti-Litter Officer received several calls regarding ducks on Ville Marie Drive in the vicinity of the former Lucky Seven Restaurant. The Animal control – Anti-Litter Officer has determined that residents in the area are feeding the ducks fairly close to the road which is causing them to stay in the area. As a result, several ducks have been struck and killed by vehicles. Signage will be ordered for the area to ask people to refrain from feeding the ducks.

Complaints have been received from residents of Ville Marie Drive concerning a resident composting materials in their backyard without proper composting bins, which is attracting rodents to the area. The Animal Control – Anti-Litter Officer will follow up on speaking with the resident.

The Town will have proper composting bins for sale soon as an order has been placed with the MMSB.

Operations at the Fire Hall are busy as usual with the Department having received four calls for service since the last Committee meeting.

The new pumper chassis for the Fire Department's new pumper has arrived at MetalFab and the pump is being installed.

On behalf of the Fire Department, Councillor Nolan thanked the Public Works Department and the general public for their efforts in clearing snow away from fire hydrants following recent snow storms.

The Fire Department's OH&S student has finished his work term. On behalf of the Fire Department, Councillor Nolan thanked him for his hard work in assisting the Department in completing several tasks.

The Committee had a discussion with Fire Chief Bolt and the Town's Electrician, who have assessed the electrical planning and needs to connect a generator at the Salvation Army Citadel for a warming/cooling station. The station is a large void in the Town's Emergency Management Plan so it's been great to see this issue moving forward. Fire Chief is continuing to work on this item, which will include a Memorandum of Understanding between the Town and the Salvation Army for the station.

There have been some complaints regarding proper civic addressing for various locations around town, which has been an ongoing issue for some time. It's important that every residence and business has their proper civic address posted not only for emergency response but also for everyday services such as courier deliveries. The Town is again encouraging all residents and business owners to post their civic address. Anyone unsure of their civic address can call the Town office to confirm it.

The Baine Harbour Fire Department made a post to Facebook on February 27th to advise that its rescue vehicle has been removed from the road for safety reasons. The Marystown Volunteer Fire Department has been working with the Baine Harbour Fire Department to help address the issue they are facing.

Councillor Keating questioned the use of coyote spray and whether they might be any legal liabilities. Further follow-up will be made.

Recreation & Special Events Committee

Deputy Mayor Walsh reviewed the minutes of the Recreation & Special Events Committee meeting held on February 28, 2024.

Motion

MMC 2024 03 05/007R

Moved by Deputy Mayor Walsh, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to advertise the Marystown Model Ship Gallery and the Marystown Shining Seas Summer Festival in the 2024 Downhome Travel Guide at a cost of \$181.70 including HST.”

Motion carried unanimously.

The Committee again discussed smoking in the entrance to the Kaetlyn Osmond Arena, which has been an ongoing issue and is a big problem. The Recreation Committee is looking at ways to resolve the issue including the installation of a voice system that repeats a warning against smoking in the entrance. Deputy Mayor Walsh questioned the fact that the Town even has to go this route, noting users of the arena should realize the dangers of smoking in the entrance of a facility largely used by children. The Committee will continue to follow up on this item.

The arena is busy as usual and staff are doing a great job maintaining the facility. New rubber flooring has been ordered for the arena and will be installed in May once it's received.

April Day Camp registration at the YMCA is now open. At the time the Committee met, eleven participants had been registered. Anyone else interested in registering should contact the YMCA.

Membership is up to about 1,100 at the YMCA, which is great to see. Deputy Mayor Walsh noted the Y Leap Program has twelve participants registered.

Mr. Bern Pike has been and is a long-time volunteer in Marystown and during the YMCA's Annual General Meeting, Mr. Pike was recognized for his volunteer work. Mr. Pike is always available to assist with an event or serve on a committee and it was great to see his efforts recognized.

The Committee had some discussion on new equipment for the YMCA. It was noted that there is some new equipment located not being used by a local business and an attempt was made to contact the business owner to discuss acquiring it. No response has been received to date but follow-up will continue.

The Committee had a general discussion regarding the Town's walking trails and several ideas will be discussed further once the weather improves.

Two requests for proposals that will assist in converting the former Ville Marie Swimming Pool into an indoor soccer facility will close on March 8th. There has been some response to the requests to date.

There has been some interest in implementing curling at the arena. Ice time is hard to get however, if there is enough interest, follow-up will be made to speak to the Director of Recreation & Community Services regarding the possibility of bringing the sport back to Marystown.

Plans for this year's Shining Seas Summer Festival are ongoing. Once there is more information, it can be posted for the public. Plans are also underway for the Challenge Cup 20th Anniversary Celebration.

Councillor Keating questioned if the curling rocks that the Town had loaned out years ago had been returned; it was confirmed they were.

Public Works Committee

Councillor Keating reviewed the minutes of the Public Works Committee meeting held on February 28, 2024.

Follow-up was made with the Department of Fisheries and Oceans regarding some questions they had on the Raymond's Road Waterline Replacement Project. Some details will need to be worked out once the project is awarded. Once all the necessary permits are in place, it will be ready to go to tender.

Approval was received for the Town to self-manage the Town Garage Roof Project. It was suggested that this project follow the limited call for bids process. Edwards and Associates will do the necessary follow-up on this project. It was noted that all documentation is ready to go.

One more review of the drawings is needed for the Chlorination Building Project. Once this is complete and all necessary permits are in place, this project can go to tender.

Upgrades for Dober's Road, Creston Boulevard and Ville Marie Drive were tendered and the results are over the pre-tender estimates. As a result, Council will need to look at reallocating funds from unallocated Multi-Year Capital Works Program funding.

Applications for funding for projects under the 2024-2026 Multi-Year Capital Works Program have been submitted and approved. Several projects will be going to tender by April.

The Town has received some complaints for damage to property as a result of snow clearing operations. If it's determined that the Town is at fault for the damages, the Town will cover the cost of repairs in the spring. It was noted that the Town will be looking into a policy for next year.

Motion

MMC 2024 03 05/008R

Moved by Councillor Keating, seconded by Councillor Hodder

"BE IT RESOLVED approval be given to reallocate funding from the 2020-2023 MYCW unallocated government share of \$270,945 to the following projects to cover overages:

- 17-MYCW-22-00054 Creston Boulevard Road Upgrades - \$117,108.98
- 17-MYCW-22-00056 Dober's Road Road Upgrades - \$47,282.92
- 17-MYCW-24-00153 Ville Marie Drive Road Upgrades - \$35,374.38"

Motion carried unanimously.

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Regular operations have been busy, especially with the recent snowfalls in February. The Department has been busy repairing leaks, dealing with washouts from heavy rain, repairing asphalt, clearing fire hydrants and more.

The water treatment plant is operating well and water flows are good with no major issues to report. Quotes have been received for new compressors for the plant at a cost of \$15,900.00 each plus \$1,000.00 for commissioning.

There were issues with two of the Town's snow plows. Repairs were made to one plow but the other one is still out of commission and repairs are pending. February 14th to 20th was busy for snow clearing operations; unfortunately, there is more snow expected late this week. There's been increased reliance on the Town's salt and sand supply over the past month but the supply should last for the rest of the year.

The water tank at the water treatment plant is due for an inspection, which is required. The cost of the inspection is approximately \$4,400.00.

Finance Committee

Councillor Edwards reviewed the minutes of the Finance Committee meeting held on February 28, 2024.

Motion

MMC 2024 03 05/009R

Moved by Councillor Edwards, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to pay Invoice No. 24610 received from Municipalities Newfoundland and Labrador dated February 20/24 in the amount of \$300.00 for registration to the Avalon/Eastern Regional Meeting taking place March 1-2, 2024 in Clarenville, NL.”

Motion carried unanimously.

Motion

MMC 2024 03 05/010R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to pay Invoice No. 2024111080 received from Town of Burin in the amount of \$4,835.37 for fifty percent of the cost of Animal Control Services from January 1 to December 31, 2023.”

Motion carried unanimously.

Councillor Edwards noted that as per an agreement between the Town of Marystown and the Town of Burin for shared animal control services, the Town of Burin pays for those costs up front and then bills the Town for 50% of the total.

Motion

MMC 2024 03 05/011R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED approval be given to pay Invoice No. 27658 received from Picco, White, McCarthy dated February 21/24 in the amount of \$3,450.00 including HST for professional services with respect to a potential claim for the Kaetlyn Osmond Arena Roofing Project.”

Motion carried unanimously.

Motion

MMC 2024 03 05/012R

Moved by Councillor Edwards, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to adjust the remaining interest on Account No. COLLJ004 as the principal and 50% of the interest has been paid in full.”

Motion carried unanimously.

Motion

MMC 2024 03 05/013R

Moved by Councillor Edwards, seconded by Councillor Nolan

“BE IT RESOLVED Council ratify the adjustment of 2023 and 2024 Water and Sewer Taxes for Account No. HOOPJ003 in the amount of \$1,176.00 as the basement apartment was decommissioned in 2023.”

Motion carried unanimously.

Motion

MMC 2024 03 05/014R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to sponsor the Ice Crystals Skating Club through a Bronze Sponsorship at a cost of \$250.00.”

Motion carried unanimously.

Motion

MMC 2024 03 05/015R

Moved by Councillor Edwards, seconded by Councillor Myles

“BE IT RESOLVED further to Motion MMC2019 03 19/010R passed at the Regular Council Meeting of March 19, 2019, wherein Council agreed to sell Lot No. 14 in the Marine Industrial Park to Placentia Bay Ocean Enterprises and an Agreement of Purchase and Sale was executed in January 2022, between the Town Council of Marystown and Placentia Bay Ocean Enterprises Ltd., sister company to Harbour Grace Ocean Enterprises which would be the operating company in the Marine Industrial Park, approval be given to terminate the Agreement of Purchase and Sale for the following reasons:

- failure to maintain annual payments of \$10,259.97 payable on the first day of January for 5 years until paid in full as per Clause 1B
- failure to provide the Town with a Development Plan and an Economic Benefits Plan within 30 days from the date of the agreement as per Clause 3
- failure to erect and complete a commercial building on the property within 24 months of the date of the agreement as per Clause 4

with the understanding that the down payment of \$17,099.95 is non-refundable and with further understanding that any annual installments paid on the lot will be reimbursed to the company now referred to as Placentia Bay Ocean Industries.”

Motion carried unanimously.

Motion

MMC 2024 03 05/016R

Moved by Councillor Edwards, seconded by Deputy Mayor Walsh

“BE IT RESOLVED approval be given to reduce Gas Tax Funding for the Playground Project No. 153-2023-7874 to the amount spent, which is \$215,206.69.”

Motion carried unanimously.

Motion

MMC 2024 03 05/017R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given for the Town Clerk and the Director of Finance & Administration to attend the 2024 PMA Convention and Trade Show on April 9-11, 2024 in Gander, NL.”

Motion carried unanimously.

Motion

MMC 2024 03 05/018R

Moved by Councillor Edwards, seconded by Councillor Nolan

“BE IT RESOLVED approval of Accounts Payable Listing No. 8-1 as of February 28, 2024, in the amount of \$223,161.87.”

Motion carried unanimously.

Motion

MMC 2024 03 05/019R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED approval be given to award the Town of Marystown Cleaning (Janitorial) Services Contract to Wiscombe’s Cleaning for a two-year period commencing April 1, 2024, at a cost of \$844.19 including HST per month.”

Motion carried unanimously.

Motion

MMC 2024 03 05/020R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to amend Motion MCC 2024 02 20/023R made at the Regular Council Meeting on February 20, 2024 as follows:

Motion

MMC 2024 02 20/023R

Moved by Councillor Edwards, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to make a donation to the Marystown Lions Club in the amount of \$500.00 in support of a Mayor’s Breakfast during the Marystown Lion’s Club 50th Anniversary in April 2024.”

Motion carried unanimously.”

Motion carried unanimously.

Motion

MMC 2024 03 05/021R

Moved by Councillor Edwards, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to agree to the conveyance of a parcel of land at 506D Ville Marie Drive to the Town of Marystown and adjust taxes owing on account PITTJ003 for the principal amount of \$1,600.00 plus interest, with the understanding the Town will be responsible for all costs associated with the conveyance.”

Motion carried unanimously.

Motion

MMC 2024 03 05/022R

Moved by Councillor Edwards, seconded by Councillor Keating

“BE IT RESOLVED Council ratify the submission of an application to the Department of Municipal and Provincial Affairs on behalf of the Marystown Lions Club for funding under the Special Assistance Program to assist with the cost of replacing the roof on the Lions Club building; and

BE IT FURTHER RESOLVED approval be given to accept funding in the amount of \$30,000.00, which amounts to \$27,205.04 after the GST rebate of \$2,794.96, on a 90-10 Provincial-Municipal cost-shared basis for the Lions Club Building Roof, Project No. 17-SAG-24-048, with the understanding the municipal share amounts to \$2,720.50 and the provincial share will be given to the Marystown Lions Club upon receipt.”

Motion carried unanimously.

Motion

MMC 2024 03 05/023R

Moved by Councillor Edwards, seconded by Councillor Myles

“BE IT RESOLVED approval be given to accept a quote from BDO Canada in the amount of \$11,750.00 plus HST plus 8% administrative/technology charge for additional accounting services that fall outside the scope of the agreement between the Town and BDO Canada and are related to Asset Retirement Obligations (ARO) accounting and adoption of PS Standard 3280 which requires the Town to conduct a mold and asbestos abatement, with the understanding this quote is based on an inspection of 5 Town-owned buildings/structures, asbestos cement pipes and 3 underground fuel tanks, for a total of 9 (AROs); and

BE IT FURTHER RESOLVED approval be given to the Director of Finance & Administration to enter into an agreement with BDO Canada for additional ARO accounting services as they relate to the Town’s audited financial statements for the year ending December 31, 2023.”

Motion carried unanimously.

Councillor Edwards advised that this additional cost for an estimate for a mold and asbestos abatement inspection is not a budgeted cost but is a requirement of all municipalities. Failure to conform to the new ARO Standard PS 3280 will affect the Town’s Municipal Operating Grant and other grants/funds. Each Town needs to provide an estimate to remediate mold and asbestos, which is a separate cost from the actual abatement. Councillor Edwards noted this standard should have been implemented prior to municipalities bringing down their 2024 budgets as introducing it mid-year when it’s not accounted for negatively impacts the budget.

Motion

MMC 2024 03 05/024R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to implement a fine in the amount of \$1,000.00 for any unauthorized attachment or alteration to any of the Town’s water and sewer lines with the understanding that such action by any person or business will result in immediate disconnection of water and/or sewer services to that property until that fine has been settled and proper billing has been set up with the Town.”

Discussion

Councillor Keating advised that he didn’t agree with charging the fine to residents as residents usually don’t have the means i.e. equipment to do such hook-ups. With the approval of Councillor Hodder, Councillor Edwards amended and re-tabled the recommendation.

Motion

MMC 2024 03 05/025R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to implement a fine in the amount of \$1,000.00 for any unauthorized attachment or alteration to any of the Town’s water and sewer lines with the understanding that such action by any business will result in immediate disconnection of water and/or sewer services to that property until that fine has been settled and proper billing has been set up with the Town.”

Discussion

Deputy Mayor Walsh advised that the recommendation should also include any representative of a business. With the approval of Councillor Hodder, Councillor Edwards amended and re-tabled the recommendation.

Motion

MMC 2024 03 05/026R

Moved by Councillor Edwards, seconded by Councillor Hodder

“BE IT RESOLVED approval be given to implement a fine in the amount of \$1,000.00 for any unauthorized attachment or alteration to any of the Town’s water and sewer lines with the understanding that such action by any business or any representative of a business will result in immediate disconnection of water and/or sewer services to that property until that fine has been settled and proper billing has been set up with the Town.”

Motion carried unanimously.

Planning & Development Committee

Councillor Myles reviewed the minutes of the Planning & Development meeting held on February 29, 2024.

Councillor Myles advised the Committee met with a representative of a local pet store to discuss concerns regarding a larger corporate pet store interested in setting up in Marystown and possibly impacting on her business. Her concerns were brought to Council as a whole and Councillor Myles advised the application will be dealt with later in his report.

The Committee discussed the public briefing that recently took place regarding the rezoning of a parcel of land on Garnish Pond Road. The next step in the process is to send the amendments to the Provincial Government for approval and then schedule a Public Hearing.

Council has a meeting tomorrow with Grieg Seafood tomorrow evening. A number of issues are on the agenda for discussion and clarification.

The Director of Planning & Economic Development has drafted a new application for new taxi businesses looking to get a business permit. The Town is considering dissolving the Taxi Regulations and if the recommendation passes, the application will need to be completed by new potential taxi operators.

Motion

MMC 2024 03 05/027R

Moved by Councillor Myles, seconded by Councillor Hodder

“BE IT RESOLVED that an application received from Lewis Smith for a Crown Land Grant pursuant to a lease at Garnish Pond for land measuring 0.3H with 49m frontage for the purpose of a recreational cottage be approved.”

Motion carried unanimously.

Motion

MMC 2024 03 05/028R

Moved by Councillor Myles, seconded by Councillor Hodder

“BE IT RESOLVED that an application received from Aloysius Drake for a Crown Land Grant pursuant to a lease at Garnish Pond for land measuring 0.3H with 45m frontage for the purpose of a recreational cottage be approved.”

Motion carried unanimously.

Motion

MMC 2024 03 05/029R

Moved by Councillor Myles, seconded by Hodder

“BE IT RESOLVED that an application received from Pet Valu c/o Ariella Kanner for interior renovations at 195-207 Ville Marie Drive, Unit 113 (Marystown Mall) to facilitate a retail pet store be approved, subject to Service NL, Fire & Life Safety Services and site inspection.”

Discussion

Mayor Keating advised he received an email from a concerned resident stating the application should not be tabled as several members of Council were in a conflict of interest. Councillor

Edwards declared a conflict of interest as his employer also sells pet supplies. Councillor Edwards left his desk to sit with the general public. Mayor Keating polled the rest of Council; no other member of Council had a conflict of interest to declare.

Motion carried on vote of five to one with Deputy Mayor Walsh, Councillor Hodder, Councillor Keating, Councillor Myles and Councillor Nolan voting in favour of the recommendation and Mayor Keating voting against it and further carried without the vote of Councillor Edwards who was in a declared conflict of interest.

Councillor Edwards remained in a conflict of interest for the next recommendation.

Motion

MMC 2024 03 05/030R

Moved by Councillor Myles, seconded by Councillor Hodder

“BE IT RESOLVED that an application received from Pet Value c/o Gary Doyle to operate a pet store at 195-207 Ville Marie Drive, Unit 113 (Marystown Mall) be approved, subject to Service NL, Fire & Life Safety Services and site inspection.”

Motion carried on vote of four to two with Councillor Hodder, Councillor Keating, Councillor Myles and Councillor Nolan voting in favour of the recommendation and Mayor Keating and Deputy Mayor Walsh voting against it.

Motion

MMC 2024 03 05/031R

Moved by Councillor Myles, seconded by Councillor Hodder

“BE IT RESOLVED that an application received from Wanda Hannam to operate Fewer’s Hair Salon at 195-207 Ville Marie Drive (Marystown Mall) be approved, subject to Service NL, Fire & Life Safety Services and site inspection.”

Motion carried unanimously.

Motion

MMC 2024 03 05/032R

Moved by Councillor Myles, seconded by Councillor Keating

“BE IT RESOLVED that an application received from CEM Holdings Inc. c/o Chad Miller to operate a physiotherapy clinic at 181 McGettigan Boulevard be approved, subject to Service NL, Fire & Life Safety Services and site inspection.”

Motion carried unanimously.

Motion

MMC 2024 03 05/033R

Moved by Councillor Myles, seconded by Nolan

“BE IT RESOLVED that an application received from June Pike to operate Polish Me Pretty as an esthetics home business at 18 Crocker’s Point Road be approved, subject to Service NL, Fire & Life Safety Services and site inspection.”

Motion carried unanimously.

Motion

MMC 2024 03 05/034R

Moved by Councillor Myles, seconded by Councillor Hodder

“BE IT RESOLVED that an application received from White Rock Construction c/o Ken Barron to construct an extension measuring 20,458.2 ft² (1,900.6 m²) on an existing building at 1 Harris Drive Business Park for the purpose of a 42-unit hotel be approved, subject to Service NL, Fire & Life Safety Services, parking requirements per section 7.2.3 of the Town’s Development Regulations 2017-2027 and site inspection.”

Motion carried unanimously.

Councillor Keating questioned if the front of the current building would be utilized for the new hotel. Mr. Barron, who was present for the meeting, confirmed that the existing building will be the entrance to the hotel.

Motion

MMC 2024 03 05/035R

Moved by Councillor Myles, seconded by Councillor Edwards

“BE IT RESOLVED that an application received from Michael Hannam to construct a residence measuring 55’ x 32’10” with an attached accessory building measuring 32’ x 20’8” at 21 Greenwood Street East be approved, subject to septic tank design and site inspection.”

Motion carried unanimously.

Motion

MMC 2024 03 05/036R

Moved by Councillor Myles, seconded by Councillor Hodder

“BE IT RESOLVED that an application received from Jeff Moulton to construct an accessory building measuring 10’ x 12’ 21 at 185-187 Creston Boulevard be approved, subject to site inspection.”

Motion carried unanimously.

Referring back to the applications from Pet Value and concerns from a local pet shop owner on the potential impact on her business, Councillor Myles advised that Council is not looking to work

against business owners. Council has the responsibility of acting fairly and according to the Town's Municipal Plan and Regulations, which includes being open to free enterprise.

Councillor Keating requested follow-up be made to clarify whether or not a member of Council is permitted to remain in the Council Chambers after declaring a conflict of interest.

7. Correspondence

- Email from NAIA dated February 23/24 re: Youth Employment and Skills Program – applications being accepted between February 26th and March 25th.

Councillor Keating questioned if the Town has submitted an application. Follow-up will be made to determine if it is applicable to the Town.

- Email from MHA Dwyer's office dated February 28/24 re: Premier's Medals for Arts, Heritage, Sports and Recreation – deadline for applications extended to March 6/24.

It was recommended follow-up be made on this item as well.

- Email from Department of Environment & Climate Change dated February 28/24 re: Basic Water Chemistry Course taking place March 14th in three locations.

Motion

MMC 2024 03 05/037R

Moved by Councillor Keating, seconded by Councillor Nolan

“BE IT RESOLVED approval be given for the Water Treatment Operator to attend a Basic Water Chemistry Course taking place March 14th, if required.”

Motion carried unanimously.

Councillor Keating advised he attended the Hospitality NL Conference in St. John's from February 20th to 22nd; a report was included in Council's package for review. Councillor Keating recommended Council pick up a copy of the Provincial government Traveller's Guide as there is more information about Marystown and the Burin Peninsula in the guide than in previous years.

8. Approvals to Purchase

Motion

MMC 2024 03 05/038R

Moved by Councillor Edwards, seconded by Deputy Mayor Walsh

“BE IT RESOLVED approval be given to the Occupational Health & Safety Committee to register the two Co-Chairpersons to attend the annual NL Occupational Health & Safety Association Conference in Gander from May 8th to 10th at the early bird registration cost of \$862.50 including HST.”

Motion carried unanimously.

Motion

MMC 2024 03 05/039R

Moved by Councillor Edwards, seconded by Councillor Myles

“BE IT RESOLVED approval be given to the Occupational Health & Safety Committee to expend funds (hotel and per diem) for the two Co-Chairpersons to attend the annual NL Occupational Health & Safety Association Conference in Gander from May 8th to 10th at a cost of \$1,234.80 including HST.”

Motion carried unanimously.

9. Regulations

There were no regulations to bring forward.

10. Other Business

As noted earlier, Councillor Keating advised he attended the HNL Conference in St. John's and while there, he spoke briefly to the Premier on Canning Bridge. Mayor Keating will have an update on this item later in the meeting.

Councillor Edwards noted that with the recent bad weather, he hadn't been using Canning Bridge however, since the storms, he has walked the bridge and noted issues with the test holes that were drilled to test the structure. The holes, which are about 4" round, had been plugged but some of them have now come open. Councillor Edwards cautioned residents walking the bridge to be careful, especially at night.

Councillor Myles noted that not every decision that Council makes will be liked or accepted by the public but Council needs to do what is right for the community as a whole and make the best decisions they can.

Councillor Hodder attended the MNL Eastern Regional Meeting in Clarenville this past weekend and advised there are changes to the Municipalities Act (Towns and Local Service Districts Act) that will impact a resident's willingness to run for Council.

Councillor Hodder advised the International Women's Day is March 8th. A number of people had tickets for a luncheon that was scheduled for March 8th. Due to the forecasted weather for Friday, that luncheon has been postponed to March 15th.

Councillor Hodder congratulated the Marystown Lions Club as they are in the middle of another Winter Carnival. A number of events have been planned and Councillor Hodder encouraged everyone to get out and enjoy them.

As mentioned earlier, the Baine Harbour Fire Department had to take its rescue truck off the road for safety reasons. Mayor Keating advised the Department services the entire peninsula and a meeting took place to discuss their situation. Follow-up is being made on the Department's behalf to restore services for the Burin Peninsula.

Mayor Keating advised that the only outstanding permit for the construction of a temporary Bailey Bridge to replace Canning Bridge is the navigable waters permit. The project is still on schedule

as of last week. Mayor Keating continues to follow up on this file to keep residents informed. It's hoped that another update will come from Minister Abbott sometime next week.

11. Notices of Motion

At the regular Council meeting of February 20, 2024, a notice of motion was put forth for the dissolution of the Town's Taxi Regulations. That motion was tabled for Council's vote.

Motion

MMC 2024 03 05/040R

Moved by Councillor Nolan, seconded by Councillor Myles

"BE IT RESOLVED approval be given for the dissolution of the Town's Taxi Regulations effective March 31, 2024, as the regulations are not enforceable."

Motion carried unanimously.

Motion

MMC 2024 03 05/041R

Moved by Councillor Nolan, seconded by Councillor Myles

"BE IT RESOLVED approval be given to adopt the new Taxi Business Application form, which is to be completed by all new taxi businesses; and

BE IT FURTHER RESOLVED existing businesses be required to complete the new Taxi Business Application form for the sole purpose of collecting required information on drivers and vehicles, with the understanding the application is to be completed by March 31, 2024."

Motion carried unanimously.

12. Adjournment

The next meeting will take place March 19, 2024.

Motion

MMC 2024 03 05/042R

Moved by Councillor Keating, seconded by Councillor Nolan

"BE IT RESOLVED the meeting was adjourned at 8:20 p.m."

Motion carried unanimously.

Brian Keating
Mayor

Petrina Power
Town Clerk