

**MINUTES OF THE REGULAR COUNCIL MEETING
HELD ON JANUARY 14, 2025**

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

Also present: Greg Osmond, Town Manager
Melanie Kilfoy, Director of Finance & Administration
Randy Brockerville, Director of Operations & Public Works
Kelsey Kilfoy, Director of Planning & Economic Development
Debbie Fitzpatrick, Director of Facilities, Recreation & Community Services
Petrina Power, Town Clerk

1. Call to Order

Mayor Keating called the meeting to order at 7:09 p.m.

2. Adoption of Agenda

Motion

MMC 2025 01 14/001R

Moved by Councillor Keating, seconded by Councillor Nolan

“BE IT RESOLVED the agenda be adopted.”

Motion carried unanimously.

3. Adoption of Minutes

Motion

MMC 2025 01 14/002R

Moved by Councillor Nolan, seconded by Councillor Keating

“BE IT RESOLVED the minutes of the Regular Council meeting held on December 16, 2024, be adopted.”

Motion carried unanimously.

Motion

MMC 2025 01 14/003R

Moved by Councillor Keating, seconded by Councillor Nolan

“BE IT RESOLVED the minutes of the special Council meeting held on December 16, 2024, be adopted.”

Motion carried unanimously.

4. Business Arising

There was no business to bring forward.

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 7, 2025.

Councillor Nolan acknowledged and welcomed new Town Manager, Greg Osmond, to the Town of Marystown and noted he looks forward to working with him on various issues.

Motion

MMC 2025 01 14/004R

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 2025 01 14/005R

Moved by Councillor Nolan, seconded by Councillor Keating

“BE IT RESOLVED approval be given to submit an application for funding in the amount of \$69,769.03 under the Firefighting Equipment Program for four new SCBA Cylinders and a new SCBA Compressor and Fill Station for the Marystown Volunteer Fire Department.”

Motion carried unanimously.

Councillor Keating questioned whether or not the government, during a conference in Gander, announced funding for SCBA's. Mayor Keating clarified that some SCBA's are obsolete and cannot be upgraded with new cylinders and therefore, have to be totally replaced. The Marystown Volunteer Fire Department has newer SCBA's which just require the replacement of the cylinders. Councillor Nolan further clarified that the cylinders are nearing their expiry dates which is why they need to be replaced.

A letter had been submitted to the Department of Industry, Energy and Technology to relay concerns and complaints received from the public regarding the downgrade in cell coverage in the area. The Department encouraged the Town to contact the current provider to have the specifics logged to a ticket for analysis and to provide insight into existing infrastructure deficiencies to determine potential upgrades. The Town Clerk will follow up on this item.

There were no major issues brought forward regarding animal control or anti-litter; any minor complaints have been addressed.

Councillor Nolan reminded residents that the bulk garbage collection in January will be the last collection until April. Councillor Nolan encouraged residents to take advantage of the service for this month.

The Marystown Volunteer Fire Department responded to 13 calls since the last Committee meeting. In total, the Department responded to 114 calls for 2024 compared to 118 calls for 2023. In addition to the calls, the firefighters logged in over 10,000 volunteer hours through a variety of activities.

Councillor Nolan thanked the Ladies Auxiliary, the Fire Wrens, for their ongoing support to the Fire Department during 2024.

Fire Chief Bolt has been in talks with representatives of VOAR Radio, which is a Christian radio station. VOAR Radio has offered to assist the Department with communications via radio during an emergency or other event. With limited radio access in this area, it's a great option for communicating to residents. The Town's Emergency Management Plan will be upgraded to include this.

Councillor Nolan advised the Committee had some discussion regarding a new Town app. The Town Manager is following up on this item.

The Marystown Volunteer Fire Department has an Emergency Management Plan education session planned for February 12th at the Fire Hall. The invitations have gone out to the various participants to attend.

Repairs to the Fire Hall roof are pending as materials are on order.

Motion

MMC 2025 01 14/006R

Moved by Councillor Nolan, seconded by Councillor Myles

“BE IT RESOLVED approval be given to appoint Greg Osmond, Town Manager, as the Head of the Public Body for the purposes of Access to Information to Protection of Privacy, with the understanding that Petrina Power, Town Clerk, is the ATIPP Coordinator and LeeAnne Augot, Executive Assistant, is the backup ATIPP Coordinator.”

Motion carried unanimously.

The Committee is looking into purchasing more green bins to place around town to reduce littering.

The Marystown Volunteer Fire Department held its Annual General Meeting and Election of Officers recently. Councillor Nolan congratulated those elected to various officer and committee chair positions and noted he looks forward to another successful year with the Department.

Tourism & Special Events Committee

In the absence of Councillor Hodder, Deputy Mayor Walsh reviewed the minutes of the Tourism & Special Events Committee meeting held on January 7, 2025.

The Committee had some discussion on the need for volunteers for the Committee, which was advertised. Anyone interested in serving on the committee is welcomed to apply.

The Committee discussed the need to have tables and chairs on hand for various events. Follow-up will be made to get quotes and look at the purchase in the budget.

The Committee is planning for this year's Shining Seas Summer Festival and there was some discussion regarding a big band participating in this year's festival. More details are pending.

Motion

MMC 2025 01 14/007R

Moved by Deputy Mayor Walsh, seconded by Councillor Keating

"BE IT RESOLVED approval be given to host the 2025 Shining Seas Summer Festival on August 15-17, 2025 with the understanding that Marystown Day will not be changed and will take place on Monday, August 4, 2024."

Motion carried unanimously.

Some follow-up was made to determine whether the Town could have a member on the Board of Directors for Legendary Coasts. Currently, the member for this area is Mr. Mike Brennan. Deputy Walsh advised that when the current term ends and an election takes place, a Councillor could run for a position on the Board to ensure continued representation for this area. Councillor Keating noted the Town is working on its trails and other aspects important to tourism and Legendary Coasts needs to be aware of what is in this area, through representation, so it can be promoted.

Mayor Keating advised the Town will be hosting a contest wherein residents will be required to guess the date of when the bailey bridge will open. The winner will assist with cutting the ribbon and will be the first person to walk across it.

Recreation Committee

Deputy Mayor Walsh reviewed the minutes of the Recreation Committee held on January 7, 2025.

Correspondence has been received requesting the use of the Kaetlyn Osmond Arena to host a 2025 NHL Hockey Legends game on March 25, 2025. The Committee agreed that the proposal put forth was a great proposal for the Town and was in agreement with hosting the event.

Motion

MMC 2025 01 14/008R

Moved by Deputy Mayor Walsh, seconded by Councillor Keating

"BE IT RESOLVED approval be given to host the 2025 NHL Legends event at the Kaetlyn Osmond Arena on March 25, 2025."

Motion carried unanimously.

Motion

MMC 2025 01 14/009R

Moved by Deputy Mayor Walsh, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to amend the Town of Marystown Ice Helmet Policy to include the mandatory use of helmets by all employees while on the ice.”

Motion carried unanimously.

The Director of Facilities, Recreation & Community Services was contacted by the Over 45 Hockey Association and was advised that they will be purchasing a water bottle refill station for the Kaetlyn Osmond and have offered to cover 50% of the costs for cable and wi-fi for the arena. The Committee is very appreciative of this offer.

A Members Experience Survey was circulated to members of the YMCA and the feedback has been positive. While the YMCA has been busy, it is a costly facility to operate and maintain, which will be discussed in the 2025 budget.

A group of workers was working on a new gazebo at the Track & Field Complex. With the addition of more picnic tables and such, the area will be a place of relaxation for those watching tournaments and other events/activities.

Nominations have opened for the Kraft Hockeyville contest where residents can nominate their arena to host the next Kraft Hockeyville game. The winning arena also receives \$250,000.00 towards arena upgrades. A post has been shared to Facebook to get people to rally for the Kaetlyn Osmond Arena. If selected, the Town would use the funds to create better accessibility at the arena.

The Director of Facilities, Recreation & Community Services is following up on quotes for line paint for the fields as well as fertilizer as costs are anticipated to increase sooner rather than later.

A new policy on the rental of the Summer Games Building has been adopted and those wishing to use the facility must abide by the new policy.

Public Works Committee

Councillor Keating reviewed the minutes of the Public Works Committee meeting held on January 8, 2025.

The Committee will be meeting with Mr. Glenn Sharp of Sharp Management on January 24th to discuss wastewater management programs the federal government may have available.

As per the Town's Water & Sewer Regulations, any resident who digs up a septic tank or has a new tank installed must contact the Town for an inspection prior to covering it up again.

Regular operations have been busy, with the outside workers completing several tasks since the last meeting.

Operations went down for a few hours at the water treatment plant on January 6th and as a result, residents have noticed some discolouration in the water. The plant probably went offline due to a

glitch in the new computer system that was installed, which failed to trigger an alarm on the miox system. The glitch has since been fixed.

The Public Works Department received a new loader on December 23rd. It's the Department's first loader in 15 years, which shows how well the Department looks after the Town's equipment.

While there hasn't been much snow yet, the Department did have to salt and sand the roads on January 7th. To date, it's been a good winter, which is good for the budget.

Motion

MMC 2025 01 14/010R

Moved by Councillor Keating, seconded by Deputy Mayor Walsh

“BE IT RESOLVED approval be given to hire Michael Hennebury as a fulltime temporary Maintenance Operator for the Public Works Department for a period of twelve weeks commencing January 20, 2025.”

Motion carried unanimously.

Councillor Keating received a call from Mr. Leon Walsh, owner of Stagehead Restaurant. The Town donated \$250.00 last month to assist with Mr. Walsh's annual Christmas Dinner for the less fortunate. Mr. Walsh advised that over 70 people had their Christmas dinner at his restaurant and the Town's donation was very much appreciated.

Councillor Keating noted there are still several wooden garbage boxes at the curb. With Burin Peninsula Waste Management only taking garbage from the plastic roll-out bins, Councillor Keating is recommending residents remove their wooden garbage bins from the curb by May 1st. Councillor Keating advised that Burin Peninsula Waste Management will take the bins during bulk garbage collection. Residents are asked to dismantle the bins if possible.

As a member of the Hiring Committee for a new Town Manager, Councillor Keating took a moment to welcome Mr. Osmond to the Town. Councillor Keating looks forward to working with the Town Manager and thanked the Town Clerk for filling in for a while during the interim.

Councillor Nolan noted that there has been a very strong smell to the Town's water lately and he has received complaints regarding a smell of chlorine. The Director of Operations & Public Works advised that Councillor Nolan is closer to the source (the water treatment plant). The Town is continually testing the water, which is testing fine. It's hoped the issue will rectify itself.

Finance Committee

In the absence of Councillor Edwards, Councillor Keating reviewed the minutes of the Finance Committee meeting held on January 8, 2024.

Motion

MMC 2025 01 14/011R

Moved by Councillor Keating, seconded by Deputy Mayor Walsh

“BE IT RESOLVED approval be given to advertise one double block, size 3 ½” x 1 ¼” in the Marystown Lions Club Community Spirit Calendar at a total cost of \$130.00 including HST.”

Motion carried unanimously.

Motion

MMC 2025 01 14/012R

Moved by Councillor Keating, seconded by Councillor Nolan

“BE IT RESOLVED Council ratify an increase in the PO limit for the Director of Finance & Administration to complete the payment to Toromont Cat for the CAT Loader 930 in the amount of \$503,102.00 including HST.”

Motion carried unanimously.

Motion

MMC 2025 01 14/013R

Moved by Councillor Keating, seconded by Councillor Myles

“BE IT RESOLVED approval be given to pay Invoice No. 18209 received from Cal LeGrow Insurance dated December 27, 2024, for the renewal of Travel Accident Policy No. BW240627-61 in the amount of \$1,064.00 HST exempt, with funds to come from the 2025 budget.”

Motion carried unanimously.

Motion

MMC 2025 01 14/014R

Moved by Councillor Keating, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to pay the November Monthly Claim received from the YMCA of Newfoundland and Labrador dated November 30/24 in the amount of \$37,241.00, with funds to come from the 2024 budget.”

Motion carried unanimously.

Motion

MMC 2025 01 14/015R

Moved by Councillor Keating, seconded by Councillor Nolan

“BE IT RESOLVED Council approve Accounts Payable Listing No. 8-1 as of January 7, 2025, in the amount of \$973,451.78.”

Motion carried unanimously.

Motion

MMC 2025 01 14/016R

Moved by Councillor Keating, seconded by Deputy Mayor Walsh

“BE IT RESOLVED approval be given to pre-authorize payment of the following routine monthly invoices for the 2025 operating year, subject to review by the Finance Committee prior to the issuance of payments:

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

Motion carried unanimously.

Motion

MMC 2025 01 14/017R

Moved by Councillor Keating, seconded by Deputy Mayor Walsh

“BE IT RESOLVED Council ratify allowing members of CUPE Local 1896 the opportunity to carry over an additional 5 days of annual leave, for a total of fifteen days, for 2024 only, with the understanding that members will revert back to carrying over a maximum of ten days for 2025 and 2026 as per their Collective Agreement.”

Motion carried unanimously.

*Town Council of Marystown
Regular Council Meeting
January 14, 2025*

Motion

MMC 2025 01 14/018R

Moved by Councillor Keating, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to adopt the Town of Marystown Arrears Sales Bylaw.”

Motion carried unanimously.

Motion

MMC 2025 01 14/019R

Moved by Councillor Keating, seconded by Councillor Myles

“BE IT RESOLVED pay out 6.81 days of annual leave to Sandy Brake, Accounts Payable & Taxation Clerk, in the amount of \$1,401.97.”

Motion carried unanimously.

Motion

MMC 2025 01 14/020R

Moved by Councillor Keating, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to pay out 1.82 days of annual leave to Kelsey Kilfoy, former Director of Planning & Economic Development, in the amount of \$530.11.”

Motion carried unanimously.

Motion

MMC 2025 01 14/021R

Moved by Councillor Keating, seconded by Deputy Mayor Walsh

“BE IT RESOLVED approval be given to rehire Mr. Gordon Hanrahan as parttime Arena Operator effective January 20, 2025, until such time as the current incumbent returns to the position.”

Motion carried unanimously.

Motion

MMC 2025 01 14/022R

Moved by Councillor Keating, seconded by Deputy Mayor Walsh

“BE IT RESOLVED approval be given to offer the permanent fulltime position of Clerk II to Ms. Lillian Warren as per the recommendation of the Hiring Committee.”

Motion carried unanimously.

Motion

MMC 2025 01 14/023R

Moved by Councillor Keating, seconded by Deputy Mayor Walsh

“BE IT RESOLVED that the regular meetings of Council shall be held on the first and third Tuesday of each month at 7:00 p.m. in the Council Chambers of the Municipal Centre, with the following exceptions:

- one meeting for the month of July, to take place on the first Wednesday due to Canada Day falling on the first Tuesday
- one meeting for the month of August, to take place on the first Tuesday”

Motion carried unanimously.

Motion

MMC 2025 01 14/024R

Moved by Councillor Keating, seconded by Councillor Myles

“BE IT RESOLVED approval be given to accept funding from the Department of Industry, Energy and Technology under the Regional Development Program for Project Reference No. 30-07631-020 in the amount of \$31,250.00 as per the terms and conditions of the Acceptance Letter of Financing; and

BE IT FURTHER RESOLVED approval be given for Mayor Keating and the Town Manager to sign the Acceptance Letter of Financing between the Town of Marystown and the Department of Industry, Energy and Technology.”

Motion carried unanimously.

Planning & Development Committee

Councillor Myles reviewed the minutes of the Planning & Development meeting held on January 7, 2025.

Councillor Myles welcomed Mr. Greg Osmond to the position of Town Manager.

Councillor Myles advised that the rezoning process for EverWind Fuels is progressing.

Follow-up is ongoing regarding a fencing bylaw to accompany the Town’s Development Regulations.

Motion

MMC 2025 01 14/025R

Moved by Councillor Myles, seconded by Councillor Keating

“BE IT RESOLVED Council ratify acceptance of the resignation of Kelsey Kilfoy, Director of Planning & Economic Development.”

Motion carried unanimously.

Motion

MMC 2025 01 14/026R

Moved by Councillor Myles, seconded by Councillor Keating

“BE IT RESOLVED Council ratify advertising the position of Director of Planning & Economic Development.”

Motion carried unanimously.

Motion

MMC 2025 01 14/027R

Moved by Councillor Myles, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to adopt the National Building Code of Canada and supplements and amendments to that code as per section 7 of the Towns and Local Service District Act.”

Motion carried unanimously.

Motion

MMC 2025 01 14/028R

Moved by Councillor Myles, seconded by Councillor Nolan

“BE IT RESOLVED approval be given to adopt the National Energy Code of Canada and supplements and amendments to that code as per section 7 of the Towns and Local Service District Act.”

Motion carried unanimously.

Motion

MMC 2025 01 14/029R

Moved by Councillor Myles, seconded by Councillor Keating

“BE IT RESOLVED approval be given to adopt the National Energy Code for Buildings and supplements and amendments to that code as per section 7 of the Towns and Local Service District Act.”

Motion carried unanimously.

Motion

MMC 2025 01 14/030R

Moved by Councillor Myles, seconded by Councillor Nolan

“BE IT RESOLVED that in accordance with Section 109(2) of the Urban and Rural Planning Act, 2000, Council appoint Mr. Greg Osmond, Town Manager, and, in his absence, Ms. Melanie Kilfoy, Director of Finance & Administration, 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 285(9) of the Towns and Local Service Districts Act, 2023, the Town Manager or, in his absence, the Director of Finance & Administration, be given the authority to issue an order under Section 102 of the Urban and Rural Planning Act, 2000 and Section 285(1) of the Towns and Local Service Districts Act, 2023; 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 Town Manager or, in his absence, the Director of Finance & Administration, 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; and

BE IT FURTHER RESOLVED that in accordance with section 2 of the Development Regulations, 2017-2027, under the Urban and Rural Planning Act, 2000, Council shall, where designating to the Town Manager and, in his absence, the Director of Finance & Administration, the power delegated under subsection 109(3) of the Urban and Rural Planning Act, 2000, make that designation in writing; and

BE IT FURTHER RESOLVED that all delegation of power approved by motion/resolution of Council under the authority of the Urban and Rural Planning Act, 2000, and the former Municipalities Act, 1999, prior to January 14, 2025, is hereby repealed and replaced.”

Motion carried on a vote of four to one with Mayor Keating, Councillor Keating, Councillor Myles and Councillor Nolan voting for the motion and Deputy Mayor Walsh voting against it.

Councillor Keating questioned why the Town would be adopting codes under section 7 of the new Towns and Local Service District Act if they can't be enforced. As per the new Act, which came into effect on January 1, 2025, all municipalities are required to adopt three national codes. It was noted that if there are issues that arise with regards to the codes, follow-up regarding enforcement can be made at that time.

Mayor Keating advised the Town has started the recruitment process for a new Director of Planning & Economic Development. Should anyone have questions or concerns regarding planning & economic development issues, they can reach out to the Town Manager or Council, who will pass them on to the Town Manager. Residents were advised that despite the vacancy, the proper processes regarding permits and such must still be followed.

7. Correspondence

There was no correspondence to bring forward.

8. Approvals to Purchase

There were no approvals to purchase to bring forward.

9. Regulations

There were no regulations to bring forward.

10. Other Business

Deputy Mayor Walsh commented on the contest for a temporary bailey bridge that should have been in place 18 months ago, noting it was in poor taste. The bridge was not expedited as requested and residents on the south side of Marystown have been left to travel additional distance due to the lack of a bridge. Deputy Mayor Walsh had no problem with a contest for a new permanent bridge but didn't agree with the contest for a bailey bridge. Mayor Keating clarified that the recommendation for the contest came from the Tourism & Special Events Committee.

Councillor Keating spoke again on the lack of doctors for the area. Mayor Keating was one of several who attended a meeting with NL Health Services; Councillor Keating questioned if there were any minutes. Mayor Keating advised the meeting took place just before Christmas and there aren't any minutes yet. Mayor Keating advised that it was a great meeting with representation from several communities and once the minutes are available, they will be distributed to Council.

Councillor Nolan referenced the pending meeting with Grieg Seafood tomorrow. Councillor Nolan reflected back to September 14, 2018, when a major investment of around \$250 million was made in Marystown that was to create 800 fulltime direct jobs and 1,200 indirect jobs. As Councillor Nolan has concerns regarding operations past, present and future, he is looking forward to the meeting.

At this time, Mayor Keating welcomed Mr. Osmond to the Town and invited him to say a few words.

As the new Town Manager, Mr. Osmond advised he was excited to be working for the Town. There are some great things happening and there will be lots to do. Mr. Osmond is looking forward to many years in Marystown.

Mayor Keating referenced a story that aired on NTV News involving Grieg Seafood. Council wants to work with Grieg Seafood but Council has an obligation to protect the Town. It's hoped the company is here for the long run as the Town needs economic stability and guarantees. Grieg Seafood's history in Marystown hasn't been stellar given a number of broken promises. It's hoped that by the next Council meeting, Council will have some answers and will be able to provide an update.

Before adjourning the meeting, Mayor Keating sent prayers to Ms. Mary Hodder, former Councillor and Deputy Mayor with the Town and former MHA for the area. Mayor Keating

thanked Ms. Hodder for the past work she did in Marystown and the area and sent heartfelt prayers to Ms. Hodder and her family.

11. Notices of Motion

There were no notices of motion to bring forward.

12. Adjournment

The next meeting will take place Tuesday, January 21, 2025.

Motion

MMC 2025 01 14/031R

Moved by Councillor Keating, seconded by Deputy Mayor Walsh

“BE IT RESOLVED the meeting was adjourned at 8:07 p.m.”

Motion carried unanimously.

Brian Keating
Mayor

Petrina Power
Town Clerk