

Public Meeting of Witless Bay Council
November 13, 2018

Attending: Mayor Rene Estrada, Deputy Mayor Maureen Murphy, Councillors Lucy Carew, Vince Swain, Neil Stratton, Fraser Paul and Chris Brinston

Recording: Geraldine Caul & Barb Harrigan

1. Mayor Rene Estrada called the meeting to order at 7:30 p.m.
2. **2018-241** Deputy Mayor Maureen Murphy/Councillor Vince Swain
Be it resolved that Council adopt the Agenda of November 13, 2018 with the follow additions:
 - Capital Works & Infrastructure – 5 i) Capital Works application funding for Harbour Road Erosion and additional Coastal Erosion areas;
 - Finance – 6c) Knights of Columbus Christmas HampersMotion carried unanimously.

3. **2018-242** Councillor Lucy Carew/Councillor Neil Stratton
Be it resolved that Council adopt the October 2, 2018 Minutes of Meeting as presented.
Motion carried unanimously.

4. Business Arising:

- a. Feasibility Study: Results of test pits and cost estimate for land preparation –

2018-243 Deputy Mayor Maureen Murphy/Councillor Vince Swain

Be it resolved that Council meet with the Town's engineer for further discussions on this, and that the Town make inquiries regarding other land that may be available to purchase within the town.

Motion carried unanimously.

- b. Fire Department Tanker - Fire Chief Paul Evoy will be providing information on this matter at the December's 11th public meeting.
- c. BBBA: Regional Recreation Director's Salary

2018-244 Councillor Lucy Carew/Deputy Mayor Maureen Murphy

Be it resolved that the Town of Witless Bay continue with the financial contribution of \$37,000 towards the Regional Recreation Director's Salary for 2019. Be it further resolved that the Witless Bay Council will not be signing the BBBA's Memorandum of Agreement, and will review the Town's financial contribution for this position on an annual basis.

Motion carried unanimously.

- d. Southern Shore Arena Stabilization Fund – Deputy Mayor Murphy reported that in a previous motion (2018-189) Council supported the request from the Southern Shore Arena for funding as budgeted for, upon receipt of their financial statements, and that information was received.

2018-245 Deputy Mayor Maureen Murphy/Councillor Vince Swain

Be it resolved that Council grant the Southern Shore Arena's request for contribution towards the annual Stabilization Fund in the amount of \$6527.00.

Motion carried unanimously.

- e. MOU East Coast Trail – It was noted that Council committed to review the MOU because of concerns with a number of the East Coast Trail Association's requests and expectations since the Town did not have the resources available to provide what they were asking of the Town.

2018-246 Deputy Mayor Maureen Murphy/Councillor Lucy Carew

Be it resolved that the Town send a letter to the president of the East Coast Trail Association notifying him that Council will not be signing a Memorandum of Understanding, and to inform him that in order to be considered for financial contributions, a Group Ratification Application must be completed and approved by council if the criteria is met.

Motion carried unanimously.

- f. Dexter – [Payment requested - Statement received \$26,601.93] –

2018-247 Councillor Lucy Carew/Deputy Mayor Maureen Murphy

Be it resolved that Council pay Dexter the balance owing, plus interest [less the cost of well replacement] for the amount of \$16,864.59.

Amendment: Councillor Fraser Paul/Councillor Vince Swain

Be it resolved that Council pay Dexter \$13,936.67, with no interest.

Amendment: Councillor Chris Brinston/Councillor Neil Stratton

Be it resolved that Council pay the [Statement] amount of \$26,601.93

For the amendment [cost of \$26,601.93 per Statement]: Councillor Chris Brinston and Councillor Neil Stratton.

Against: Councillors Vince Swain, Lucy Carew, Fraser Paul, Mayor Rene Estrada and Deputy Mayor Maureen Murphy.

Amendment failed.

For the amendment [cost of \$13,936.67]: Councillors Fraser Paul, Vince Swain and Mayor Rene Estrada.

Against: Councillors Lucy Carew, Neil Stratton, Chris Brinston and Deputy Mayor Maureen Murphy.
Amendment Failed.

For the amendment [cost of 16,864.59]: Deputy Mayor Maureen Murphy and Councillor Lucy Carew.

Against: Councillors Vince Swain, Neil Stratton, Fraser Paul, Deputy Mayor Maureen Murphy and Mayor Rene Estrada.
Motion failed.

- g. Culvert on Stage's Road, off Lower Loop Road –

2018-248 Councillor Lucy Carew/Deputy Mayor Maureen Murphy

Be it resolved that the culvert on Stage Road, off Lower Loop Road be referred to the Town's engineer.

Motion carried unanimously.

- h. Eastern Newfoundland Regional Appeal Board related to Removal Order for chicken coop on 5 Dunn's Lane –

2018-249 Councillor Lucy Carew/Councillor Vince Swain

Be it resolved that the Town forward correspondence to residents of 5 Dunn's Lane confirming the decision made by Eastern Newfoundland Regional Appeal Board that the chicken coop is to be removed within 30 days to comply with the Removal Order.

Motion carried unanimously.

- i. Extension on 5-7 Irishtown Road – It was noted that this issue is currently being appealed.

5. Public Works & Infrastructure:

- a. Quotes for grading –

2018-250 Deputy Mayor Maureen Murphy/Councillor Lucy Carew

Be it resolved that Council accept the quote for grading from Harbour Construction at the total cost of \$4,162.43.

Motion carried unanimously.

- b. Safety barrier for back of ballfield on Southside Track –

2018-251 Councillor Fraser Paul/Councillor Lucy Carew

Be it resolved that the members of public works committee meet onsite to determine the best solution for the barrier, and that public works be empowered to move forward with the project.

Motion carried unanimously.

- c. Application to construct a residential single family home off Fisherman's Road (Maraties Lane) – Council noted that there are existing water problems in this area related to flooding, and that the proposed development does not front on a publicly maintained road.

2018-252 Councillor Vince Swain/Councillor Neil Stratton

Be it resolved that the application to construct a residential single family dwelling off Fisherman's Road (Maraties Lane) be denied because it does not meet the town's regulations.

Motion carried unanimously.

- d. Application to clear land on 212-214 Southern Shore Highway – Councillor Fraser Paul declared a conflict of interest on this item stating that he is the owner of the property, and left the chamber at 8:30 pm.

2018-253 Councillor Vince Swain/Councillor Neil Stratton

Be it resolved that Council approve the application to grub land on 212-214 Southern Shore Highway.

For the motion: Councillors Lucy Carew, Vince Swain, Neil Stratton, Chris Brinston, Deputy Mayor Maureen Murphy and Mayor Rene Estrada.

Against: 0

Abstained: Councillor Fraser Paul who declared himself to be in a conflict of interest.

Motion carried.

Councillor Paul returned to the chamber at 8:31 p.m.

- e. Application to clear land on Southern Shore Highway (Parcel A & B on survey) –

2018-254 Councillor Fraser Paul/Councillor Lucy Carew

Be it resolved that Council approve the application to clear land on Southern Shore Highway and that the application be forwarded to the Department of Works Services and Transportation.

Motion carried unanimously.

- f. Application to clear land on Dean's Road (Lot #2) – Councillor Vince Swain noted that in order for public works to review these sites, the applicant needs to mark the lot, and to put their name on the center marking for clear identification of the property.

2018-255 Councillor Lucy Carew/Deputy Mayor Maureen Murphy

Be it resolved that Council approve the application to clear land on Lot 2, Dean's Road.

Motion carried unanimously.

- g. Application to operate a home based business on 1-11 Bear Cove Road –

2018-256 Councillor Lucy Carew/Councillor Neil Stratton

Be it resolved that Council approve the application for home based business for office space on 1-11 Beat Cove Road.

Discussion: Councillor Neil Stratton asked if there would be heavy equipment stored on the property. It was noted that the property owner confirmed with the office that this is business application is related to the operation of an office space only, and that there would be no heavy equipment parked on the property.

Motion carried unanimously.

- h. Request for site visit on 161 Southside Track (related to well replacement) – Councillor Fraser Paul reported that he and Councillor Swain did a site visit on this property and noted that a tidy job was done, with the exception of some minor maintenance work, which the property owner agreed to have completed the following spring.

- i. Capital Works application for Harbour Road Erosion and additional coastal erosion –

2018-257 Deputy Mayor Maureen Murphy/Councillor Lucy Carew

Be it resolved that the Town apply to the Department of Municipal Affairs & Environment for funding to complete Harbour Road Erosion and additional coastal erosion areas.

Motion carried unanimously.

6. Finance:

- a. Invoice Log for payment approval –

2018-258 Councillor Lucy Carew/Deputy Mayor Maureen Murphy

Be it resolved that the town accept the payment log for total of \$198,272.76 and pay the invoices.

Motion carried unanimously.

- b. Income Statement & Finance Sheet – Information only and no action required.

- c. Knights of Columbus Christmas Hampers

2018-259 Deputy Mayor Maureen Murphy/Councillor Fraser Paul

Be it resolved that Council support the Knights of Columbus for Christmas Hampers, in the amount of \$250.00.

Motion carried unanimously.

7. Other Business:

- a. Policy: Quotes on Tenders for Town of Witless Bay

2018-260 Deputy Mayor Maureen Murphy/Councillor Lucy Carew

Be it resolved that all contractors living in Witless Bay must be paying a business tax to be eligible for submitting tenders to the Town of Witless Bay for local projects.

Motion carried unanimously.

b. Adoption of Town Vehicle Policy – [Appendix A]

2018-261 Deputy Mayor Maureen Murphy/Councillor Lucy Carew

Be it resolved that Council adopt the Policy on Town Vehicle as presented.

Motion carried unanimously.

c. Adoption of Maintenance/Outside Worker Terms & Conditions – [Appendix B]

2018-262 Councillor Lucy Carew/Deputy Mayor Maureen Murphy

Be it resolved that Council adopt the Policy on Maintenance/Outside Worker as presented.

Motion carried unanimously.

8. **2018-263** Councillor Fraser Paul/Deputy Mayor Maureen Murphy

Be it resolved that the meeting adjourn at 9:00 p.m.

Motion carried unanimously.