

Town of Carbonear
Regular Council Meeting, April 3, 2006

Minutes of a regular meeting of the Council of the Town of Carbonear
held in Council Chambers, April 3, 2006 at 7:30pm

Members Present: Mayor Sam Slade
Deputy Mayor Ned Slade (absent at start of meeting)
Councillors Gladys Mercer
Jim Burden
Terry Emberley
John Comerford
Fred Earle

Also Present: Town Clerk Cathy Somers
Works Superintendent Mike Hearn
Director of Recreation,
Tourism & Development Rob Button

Members Absent: Town Administrator Cynthia Davis

-
1. Calling of Meeting to Order
Mayor Slade called the meeting to order at 7:30pm and welcomed everyone to the meeting.
 2. Adoption of Minutes
 - a) March 6, 2006 Privileged Meeting
MOTION 06-81 **G. MERCER/J. COMERFORD**
Resolved that the minutes of the March 6, 2006 privileged meeting of council be adopted as presented.
Favour 6; Opposed 0; **Carried**
 - b) March 21, 2006 Regular Meeting
MOTION 06-82 **J. COMERFORD/F. EARLE**
Resolved that the minutes of the March 21, 2006 regular meeting of council be adopted as presented.
Favour 6; Opposed 0; **Carried**
 - c) March 21, 2006 Privileged Meeting
MOTION 06-83 **F. EARLE/J. BURDEN**
Resolved that the minutes of the March 21, 2006 privileged meeting of council be adopted as presented.
Favour 6; Opposed 0; **Carried**
008 Fred/John 5
- Mayor Slade declared a conflict of interest on the remaining motions to be ratified and left the chambers.
Councillor Mercer assumed the chair.

- d) March 24, 2006 Privileged Meeting
MOTION 06-84 **J. COMERFORD/F. EARLE**
Resolved that the minutes of the March 24, 2006 privileged meeting of council be adopted as presented.

Favour 5; Opposed 0; **Carried**

Mayor Slade and Deputy Mayor Slade were not present at the meeting at this time.

- rr) March 29, 2006 Privileged Meeting
MOTION 06-85 **J. COMERFORD/J. BURDEN**
Resolved that the minutes of the March 29, 2006 privileged meeting of council be adopted as presented.

Favour 5; Opposed 0; **Carried**

Mayor Slade and Deputy Mayor Slade were not present at the meeting at this time.

Mayor Slade was called back into the meeting.

3. Business Arising From Minutes

- Councillor Earle asked if MMSB has been contacted to arrange the Town's participation in the Household Hazardous Waste Program. Town Clerk advised that does not know if the Town Administrator has contacted MMSB on the matter, however she will remind the Town Administrator when she returns to work.
- Mayor Slade thanked Councillor Burden for attending the Harbour Authority AGM this past week here at the Council Office.
- Councillor Earle asked if the Works Committee has a recommendation regarding the 96 Ford yet. Councillor Burden, Deputy Mayor Slade and the Mayor will evaluate the three vehicles and make a recommendation at the next meeting after having reviewed the matter in the next Works Committee Meeting.
- Councillor Earle asked if the School Board has been notified that the Town will be making a presentation at the school restructuring hearings for the Carbonear School System. Town Clerk advised that she does not know if the Town Administrator has notified the Board of Council's intent, but that she will check with her on that matter when she returns to work.
- Councillor Comerford asked if the Letter of Support has been forwarded to the Masonic Lodge. Town Clerk advised that this letter has been sent.

- Motions to be ratified from the Privileged Meeting of March 6, 2006**
 Mayor Slade asked that MOTION SPE06-004 be ratified.
MOTION 06-86 **G. MERCER/J. COMERFORD**
Resolved that the Town of Carbonear adopt the collective agreement as reviewed and recommended by the Town Administrator for the period January 1, 2006 to December 31, 2008.
 Favour 6; Opposed 0; **Carried**
 Mayor Slade asked that MOTION SPE06-005 be ratified.
MOTION 06-87 **G. MERCER/T. EMBERLEY**
Resolved that the Town of Carbonear approve a salary increase for all management/non-union staff who successfully met the requirement of the performance evaluation process as per the Human Resources Committee Recommendations reviewed March 6, 2006.
 Favour 6; Opposed 0; **Carried**

- Motions to be ratified from the Privileged Meeting of March 21, 2006**
 Mayor Slade asked that MOTION SPE06-007 be ratified.
MOTION 06-88 **J. COMERFORD/G. MERCER**
Resolved that the Town of Carbonear approve in principle the application submitted by A & E Consultants for construction of a new building development at 119 Columbus Drive subject to change in access location further to the west on Forest Road and subject to receipt of approval from Government Service Centre.
 Favour 6; Opposed 0; **Carried**

Mayor Slade declared a conflict of interest on the motions SPE06-008, SPE06-010 and SPE06-012 recorded in the March 21, 2006; March 24, 2006; and March 29, 2006 and left the chambers.

Councillor Gladys Mercer assumed the chair.

Councillor Mercer asked that MOTION SPE06-008 be ratified.
MOTION 06-89 **F. EARLE/J. COMERFORD**
Resolved that the Town of Carbonear approve permits for Mr. Cyril Winsor and Mr. Sam Slade to construct single dwellings on their properties on Bunkers Hill subject to the extension of a 6" sewer line and the installation of an artesian well to service the property and subject to Mr. Winsor acquiring additional property to meet the requirements of lot size for well and town sewer service, and further subject to receiving approval from Government Services for the installation of a well to service the properties, and further subject to the Town advising the applicants that there are no provisions for the installation of a fire hydrant, or immediate plan to upgrade the existing road conditions.
 Favour 5; Opposed 0; **Carried**

Mayor Slade and Deputy Mayor Slade were not present at the meeting at this time.

- Motions to be ratified from the Privileged Meeting of March 24, 2006**
 Councillor Mercer asked that MOTION SPE06-010 be ratified.
MOTION 06-90 **F. EARLE/T. EMBERLEY**
Resolved that the Town of Carbonear amend MOTION SPE06-008 to read as follows:
“Resolved that the Town of Carbonear approve permits for Mr. Cyril Winsor and Mr. Sam Slade to construct single dwellings on their properties on Bunkers Hill subject to the extension of the existing 6" sewer line and the extension of a 6"

water line connecting to the existing 2" water line to service the property, subject to the developers acquiring approval from the Department of Environment for the installation of the 6" water line as per their requirements, and that the extension of the water and sewer lines are at 100% cost to the developer for supply and installation of these lines, and further subject to the Town advising the applicants that there are no provisions for the installation of a fire hydrant, or immediate plan to upgrade the existing road conditions".

Favour 5; Opposed 0; **Carried**

Mayor Slade and Deputy Mayor Slade were not present at the meeting at this

time.

- **Motions to be ratified from the Privileged Meeting of March 27, 2006**
Councillor Mercer asked that MOTION SPE06-012 be ratified.

MOTION 06-91

F. EARLE/J. BURDEN

Resolved that the Town of Carbonear amend MOTION SPE06-010 to read as follows:

"Resolved that the Town of Carbonear approve permits for Mr. Cyril Winsor and Mr. Sam Slade to construct single dwellings on their properties on Bunkers Hill subject to the extension of the existing 6" sewer line and the extension of the 2" water line to service the property, which extensions of servicing is to be completed at 100% cost to the developers, including supply and installation, and further subject to the Town advising the applicants that there are no provisions for the installation of a fire hydrant, or immediate plan to upgrade the existing road conditions".

Favour 5; Opposed 0; **Carried**

Mayor Slade and Deputy Mayor Slade were not present at the meeting at this

time.

Mayor Slade was called back into the meeting.

Deputy Mayor Slade entered the meeting in progress.

4. Delegations

No delegations present to speak.

5.1 Correspondence, Permits & Development

rr) List of Permits #3563-3567

MOTION 06-92

F. EARLE/T. EMBERLEY

Resolved that the Town of Carbonear approve the list of permits #3563 - 3567.

Favour 7; Opposed 0; **Carried**

ss) Cross Barrens Ventures Inc., Development Application

The development will house a Home Hardware building supplies store, warehouse and lumber yard.

Committee recommends approval of the application subject to receiving no objections to the discretionary use ad for shop/store in an Industrial Light Zone and further subject to receipt of approval from Government Service Centre on the application and recommendation to developer to install privacy lattice in the chain link fence.

MOTION 06-93

T. EMBERLEY/F. EARLE

Resolved that the Town of Carbonear approve a permit for Cross Barrens Ventures Inc. to operate a Home Hardware building supplies store, warehouse, and lumber yard from the property located at 35 Goff Avenue subject to receiving no objections to the discretionary use ad for shop/store in an Industrial Light

Zone and further subject to receipt of approval from Government Service Centre on the application and recommendation to developer to install privacy lattice in the chain link fence.

Favour 7; Opposed 0; **Carried**

- tt) Wanda/Terry Butt, Application to change use of building at 166 Water Street from single dwelling to double dwelling, and renovations to building including replacement of windows and doors.

Reviewed by the Town Administrator. Town Administrator advised that double dwelling is a permitted use in the Heritage Zone. Council should consider advising the developer to use wide corners and clapboard/siding similar to that used on the Princess Sheila Building and the Honda Town building when making repairs to the exterior of the building, which is appropriate in the heritage area of down town.

MOTION 06-94

G. MERCER/T. EMBERLEY

Resolved that the Town of Carbonear approve a permit for Wanda and Terry Butt to change the use of their building at 166 Water Street from single dwelling to double dwelling and for general repairs to their property including installation of replacement doors and windows.

Favour 7; Opposed 0; **Carried**

Town Administrator to request the developer to use wide corners and clapboard/siding similar to that used on the Princess Sheila Building and the Honda Town building when making repairs to the exterior of the building, which is appropriate in the heritage area of down town.

5.2 Correspondence, requiring Council's decision

- a) Baine Johnston Insurance Corporation, Re. NLFM Municipal General Insurance Policy Renewal

Town Clerk advised that the insurance quote has increased by \$4,500 from last year and there is a sufficient amount allocated in the 2006 Budget for this quote. Reviewed and discussed.

MOTION 06-95

F. EARLE/G. MERCER

Resolved that the Town of Carbonear renew their municipal general insurance with Baine Johnston Insurance Corporation for the renewal fee of \$70,808.95.

Favour 7; Opposed 0; **Carried**

- b) 2006 Canada Post Literacy Awards, Re. Request for nominations.

Mayor Slade read letter.

Mayor Slade noted that he asked that this be brought to Council's attention. Some time ago, the Mayor spoke with a lady who had just learned to read.

Mayor suggested Keith Thomas or the literacy group that he is associated with as a nominee for the award.

Discussed. Councillor Earle to determine further information on the matter and discuss the matter further with the Town Administrator to submit the nomination.

5.3 Correspondence, Received and action taken

- rr) Department of Transportation and Works, Re. Ice Control Materials
Referred to the Works Committee.

b) Department of Environment and Conservation, Re. Annual Drinking Water Quality Report

Reviewed by the Town Administrator. All results are within acceptable levels, with the exception of the ph level of 6.2 on one sample, which should be in the range of 6.5 - 8.5. However, ph is an aesthetic parameter of drinking water that can affect its acceptance by consumers but which usually do not pose any health effects.

Report placed on file.

- c) NL Public Health Laboratory, Test results for water samples taken on March 13, 2006 at Civic Centre, Burden's Red Circle, and the Department of Natural Resources. All results marked satisfactory on March 21, 2006. Placed on file.
- d) Government Service Centre, Re. Removal of Boil Water Advisory for the Town of Carbonear issued by the Town on March 14, 2006 and removed on March 17, 2006. Placed on file.
- e) Community Services Council of NL, Re. Volunteer Week scheduled for April 23-29, 2006. Forwarded to Rob Button for his consideration in organizing an event.
- f) Newfoundland Historic Trust, Re. Request for nominations for 2006 Southcott Awards. Forwarded to Rob Button for his consideration.
- g) Shawn Lidster, Request for sponsorship of the development of a CD titled, "Legends of the Baccalieu Trail" to be released this summer. Referred to the Finance Committee for consideration.
- h) Town of Conception Bay South, Re. Challenge to participate in the 7th Annual "Walk a Mile" event to raise money for the fight against prostate cancer. Referred to the Finance Committee. Mayor Slade noted that there is a group here in the Town that organizes this event. And the Town supports the event,
- i) Eastern Division Darts Association, Request for donation. Referred to the Finance Committee.
- j) Genevieve Barron Babb, Copy of Letter to the editor for April 4, 2006. Copied to Council. Placed on file.

Deputy Mayor Slade entered the meeting in progress.

6. Committee Reports

- a) Development Committee
Letter of support sent for cardboard recycling business.
Discussed.
Town will support the business plan.
- b) Preparing a list of properties for presentation at next meeting from the Beautification Committee.
Would like to know Clean Up Week
Week of May 1st, Town Administrator to check with Garbage contractor.

7. Reports of Department Heads

a) Works Superintendent

Mike reviewed his report with Council.

Hyundai - discussed. Councillor Burden, Deputy Mayor Slade and the Works Superintendent recommend that we now send this machine in St. John's for analysis.

Ontrac \$89.50/hour and the analysis will take two days to complete.

Council advised the Works Superintendent to proceed to have the Hyundai sent to Ontrac for analysis,

Town Administrator to check with William Finn to determine what legal avenues we have regarding the warranty provided.

- Councillor Emberley advised that he has a list of damaged signs. Works Superintendent advised that we would have these repaired as well.
- Councillor Burden noted that there used to be signs on London Road, advising motorists that no heavy trucks were permitted, however, these signs are no longer there. Discussed. Works Superintendent to reinstate the signs on London Road and also install the same on Earles Lane.
- Bennett's Hill Pumphouse Pipe deteriorated, section of pipe replaced. Will discuss further with the Works Committee. Will prepare full report for Works Committee on this matter.
- Hydrant Flushing - Works Committee to determine schedule. Works Superintendent feels this should be done throughout the entire town during a two week period. Consider schedule so that school areas are flushed during the Easter Holiday break. Mayor Slade indicated that he would like to see this done twice a year. Works Superintendent confirmed that it is recommended that this be done twice a year. Councillor Earle requested that while flushing the hydrants that any problems identified with the hydrants would be relayed to the Fire Department as well. Schedule to be presented to Council.
- Concrete Work, Culverts, Requested Council to provide list of items for consideration. The Works Committee will then prioritize the list.
- Bridge by Paddy's Garden, Clean out Berm. Works Superintendent to investigate. Discuss in Works Committee and seek approvals from Environment.
- Asphalt patching started with recycler.
- Mayor Slade noted that the condition of Valley Road has improved with asphalt patching, still more work needs to be completed.
- Mayor Slade advised that he and the Town Administrator will be meeting with Pat Mullins of Concord Paving to discuss the possibility of Concord doing patch paving in the town
- Mayor Slade advised the Works Superintendent that guide rails at the top of English Hill needs to be repaired.
- Mayor Slade thanked Mike, Jim and Paul for their quick response this weekend with the problem that occurred with the Bennett's Hill pumphouse.

Mr. Gerald Penney who was present at the meeting asked if he could address Council on an issue. Mayor Slade gave Mr. Penney permission to speak.

Mr. Penney advised Council that there was a leak of hydraulic fluid from one of the loaders all over the Southside during snowclearing in the second last snow fall. Mike advised that he was unaware of any such leak and that we did not receive any report of this matter.

Mr. Penney also down and tore up a lot of property: sod and Class A on the shoulder of the road.

Mayor thanked Mr. Penney for his comments and suggested that if he notices a leak or damages such as those he noted to call and notify the office staff when he first notices the problem, so that the employees can correct the problem as soon as possible.

- Councillor Earle asked the Works Superintendent if the Maintenance schedules for the Town equipment have been completed. Mike advised he will bring them up for someone at the office to type, but that will take some time.
- Councillor Emberley inquired as to when the Safety fence east of Kids R Us will be replaced. Discussed. Works Committee to re-evaluate.
- Councillor Emberley inquired as to when the old utility poles on Water Street will be removed. Mayor Slade advised that he requested Brenda Noseworthy, Area Manager with Aliant to look into this matter. Mayor Slade to contact Ms. Noseworthy again to determine a time frame as to when this work will be completed.

b) Director of Recreation, Tourism and Economic Development
Rob reviewed his report with Council.

- Photocopied newsletters would be sufficient.
Highlight all new businesses and developments.
- Volunteer Week
Invite volunteers to an open house reception here at the Council Office.
- Councillor Emberley asked that all the links and chains on the playground equipment be inspected and replaced if necessary. Rob advised that this is done on a regular basis each year.
- Councillor Emberley asked if chain link fencing could be installed around the Crossroads playground.
Councillor Mercer and Councillor Comerford inquired if another type of fencing or barriers would be more appropriate.
Councillor Earle noted that the Recreation Commission evaluated each park and will be making recommendations to Council on these areas.
Councillor Earle noted that there was a lot of damages incurred at that playground due to vandalism
Councillor Mercer asked that all the playgrounds have sufficient lighting, which should reduce the possibility of vandalism, etc.
Discussed. Council will review when recommendations are received from the Recreation Commission.
- Councillor Earle asked Rob to ensure that pictures are taken to document the usage of the pool, if we ever need funding in the future, it would be good to show the usage of the facility.
- Councillor Earle advised Rob that the Battle Harbour Historic Trust will be in contact with Rob and the Mayor to strengthen their ties, Gordon Slade contact.
- Mayor Slade thanked the NL Science Centre for holding their boat race this Thursday at the Carbonear Pool. Mayor Slade

encouraged councillors to attend.

- Councillor Comerford advised that the sign on Harbour Rock Hill has been blown over. Works Superintendent to check on this matter.

8. Finance - Operating Invoices totaling \$27,634.16

Reviewed by Council.

MOTION 06-96

E. SLADE/F. EARLE

Resolved that the Town of Carbonear approve for payment the list of Operating Expenditures totaling \$27,634.16.

Favour 7; Opposed 0; **Carried**

9. Regulations

10. General Business

- Councillor Earle advised Council that the Alzheimer Unit closing down at the Hr. Lodge. Councillor Earle suggested that Council inquire to the Health Board as to their Long Term Plan. Apparently, the patients will be relocated to Placentia. Town Administrator to write the Health Board to inquire on the matter and to write the Minister of Health to inquire about government's long term plan for health care in this area.
- Councillor Earle asked that a letter of congratulations be sent to the team that won the Vetcher Trophy, and to the Cee Bees as they head to the final in the Herder Cup. Town Administrator to send letters as requested. Councillor Earle to provide details to the Town Administrator.
- Councillor Burden requested that pedestrian lights be installed on Highroad South and at the crosswalk at the islands on Beach Road. Works Committee to evaluate.
- Mayor Slade noted that all crosswalks need to be repainted. Works Superintendent advised this is regular maintenance and will be completed during the spring/summer season.
- Mayor Slade suggested that Council write the Department of Works and Transportation to request that the traffic lines be repainted on Columbus Drive Drive.
- Town Clerk advised that she received a request for street lights to be installed on Southwell Place.
Discussed. Works Superintendent to review the area and proceed to have Newfoundland Power to install street lights in the locations determined by the Works Superintendent.
- Councillor Earle requested that the remaining snow be cleared from the sidewalks on Water Street. Works Superintendent to have the work completed.

11. Notices of Motion

No notices of motions were filed.

12. Adjournment

MOTION 06-97 adjourn at 9:00 pm.

T. EMBERLEY/J. BURDEN

Favour 7; Opposed 0; **Carried**

Mayor Sam Slade

Cathy Somers, Town Clerk