

Town of Carbonear
Regular Council Meeting, December 1, 2008
Minutes of a regular meeting of the Council of the Town of Carbonear
held in Council Chambers, December 1, 2008 at 7:30pm

Members Present: Mayor Sam Slade
Deputy Mayor Edward Slade
Councillors Gladys Mercer
Jim Burden
Terry Emberley
John Comerford
Fred Earle

Also Present: Town Clerk Cathy Somers
Town Administrator Cynthia Davis
Director of Operations & Public Works Brian O'Grady

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1. Calling of Meeting to Order
Mayor called the meeting to order at 7:42pm and welcomed everyone present at the meeting.

 2. Adoption of Minutes
 - a) November 17, 2008 Regular Meeting
Motion 08-294 **J. Comerford / E. Slade**
Resolved that the minutes of the November 17, 2008 Regular meeting of council be adopted as presented.
Favour 7; Opposed 0; **Carried**

 3. Business Arising From Minutes
 - ▶ Mayor Slade noted that work is progressing well on the Rorke Museum Cribbing Project, nearing completion and it looks very well and adds to the enhancement of the facility.
 - ▶ In regards to The Jessica Campaign, Mayor Slade asked if Brian checked out the equipment enhancements needed on snow clearing equipment. Brian advised that he did some research on the matter, and indicated that the equipment required would have to be manufactured, and then installed on the equipment.
 - ▶ Councillor Earle noted that our tree leaves went to Robin Hood Bay this year, but he requested that a compost project be organized for next year to compost the leaves here in the Town. Town Administrator to proceed with preparing a plan to submit to the MMSB for a location for this composting area. Councillor Earle noted that in St. John's, there is an area specified, that can be used periodically to drop off items for mulch, and composting, etc. Councillor Earle suggested that we research how other communities are handling this matter. Brian and Cynthia to investigate options for the location of such a site in Carbonear. Councillor Mercer noted that we do mulch branches, etc. for residents to use as mulch.

- ▶ Councillor Earle advised that the Carbonear Island Development Committee had another very successful meeting, and are moving ahead with the plans for the Carbonear Island Development project.

4. Delegations

5.1 Correspondence, Permits & Development

- ▶ List of Permits #4237 - 4241

Motion 08-295

G. Mercer / E. Slade

Resolved that the Town of Carbonear approve the list of permits # 4237-4241 as presented to Council.

Favour 7; Opposed 0; **Carried**

- a) Robins Donuts, T.C. Square

Councillor Mercer declared a conflict and left the meeting.

Reviewed by the Development Committee.

Recommendation:

Motion 08-296

J. Comerford / J. Burden

Resolved that the Town of Carbonear approve a permit for Robins Donuts as per the application submitted and subject to receipt of GSC approval on the application.

Favour 6; Opposed 0; **Carried**

Councillor Mercer was called back into the meeting.

- b) Application to construct a single dwelling home at Long's Hill, property being sub-divided from 52 Long's Hill

Reviewed by the Development Committee.

Motion 08-297

J. Comerford / T. Emberley

Resolved that the Town of Carbonear approve a permit to construct a single dwelling home at the property being sub-divided from 52 Long's Hill as per the application submitted and in accordance with the Municipal Plan and Development Regulations.

Favour 7; Opposed 0; **Carried**

- c) Application to construct a storage shed at 23 Cross Roads

Reviewed by the Development Committee.

Motion 08-298

J. Comerford / F. Earle

Resolved that the Town of Carbonear approve a permit to construct a storage shed as per the application submitted and subject to receiving no objections to the discretionary use ad on the application.

Favour 7; Opposed 0; **Carried**

- d) Application to construct a storage shed at 11 Circular Road

Reviewed by the Development Committee.

Motion 08-299

J. Comerford / E. Slade

Resolved that the Town of Carbonear approve a permit to construct a storage shed at 11 Circular Road as per the application submitted showing the revised location of storage shed.

Favour 7; Opposed 0; **Carried**

- e) Application to sub-divide property at 10 Tyre's Drung
Reviewed by the Development Committee.

Motion 08-300

J. Comerford / F. Earle

Resolved that the Town of Carbonear approve a permit to sub-divide the property of 10 Tyre's Drung as per the application submitted, subject to the requirement to provide an easement over the property to the south of the new lot for the purpose to construct and maintain water/sewer services to the new lot.

Favour 7; Opposed 0; **Carried**

- f) Application to construct a shed at 2 Burnt Head Road
Reviewed by the Development Committee.

Motion 08-301

J. Comerford / E. Slade

Resolved that the Town of Carbonear approve a permit to construct a storage shed on the property of 2 Burnt Head Road as per the application submitted.

Favour 7; Opposed 0; **Carried**

5.2 Correspondence, Requiring Council's decision.

5.3 Correspondence, Received and action taken

Council reviewed the following correspondence and action taken:

- a) Department of Municipal Affairs, Signed copy of 2008/2009 Municipal Capital Works Agreement, Project No. 08256, Re. Chantal Repairs and Enhancements returned from Municipal Affairs. Documentation placed on file.
- b) Avalon Hearing Health Care Centre Inc.
Offer for professional services to assist the Town of Carbonear to comply with changes that are expected to the Occupational Health and Safety Regulations Act as it pertains to the implementation of a Hearing Conservation Program.
Letter placed on file.
- c) NL Hydro, Copy of 2007 Business and Financial Report.
Placed on file.
- d) Trinity Conception CBDC, Annual Review for 2007/2008.
Placed on file.
- e) CONA, Request for sponsorship of award.
Referred to the Finance Committee.
- f) MNL, Notice on the Holiday Lightswitch program. The Holiday Lightswitch will not be offered, however to assist municipalities in efforts to become more energy efficient, this year all municipalities will now receive 32 sets of LED outdoor lights for use on municipal buildings and trees this holiday season.
Copied to Director of Recreation & Tourism.
- g) Resident, request of installation of additional guide rail.
Referred to the Works Committee for recommendation.
- h) Resident, Report of flooding of property during rain storm of November 29, 2008 and request for the situation to be remedied and for compensation of the cost of the damages.
Letter forwarded to the Town's insurance agent for investigation.
- i) NL Public Health Laboratory, Test results for water samples collected on November 3, 2008 at Pitcher's Convenience, McNally's Billards, Dept. of Justice,

and J. Bemister's. All results marked satisfactory. Test results placed on file.

6. Committee Reports

a) Development Committee

Dealt with under Permit Applications section of the meeting.

b) Works Committee

Motion 08-302

G. Mercer / T. Emberley

Resolved that the Town of Carbonear Place "Do Not Enter - Emergency Vehicles Only" sign at the top of Liberton's Hill, and a "Local Traffic Only" sign at the bottom of Liberton's Hill; and

Be It Further Resolved that the Town of Carbonear install another length of guide rail along Sherry Peach's property and two lengths along Mr. Fraser's property on Liberton's Hill.

Favour 7; Opposed 0; **Carried**

Councillor Comerford asked that we investigate options of purchasing a shredder. This was available this year, but it may not be available in future years as the owner has since sold this piece of equipment and this was the only one of that type that he found available to rent this year.

Further investigation to be completed in this area.

Councillor Burden noted that Brian identified the maintenance cost on the vehicles over the past 5 years, and the time has come for Council to consider replacement of some equipment.

7. Reports from Town Administrator and Department Heads

a) Town Administrator

Copied and circulated to Council. Any questions can be directed to the Town Administrator.

b) Director of Operations and Public Works

Brian reviewed his report with Council.

Mayor Slade asked about the problems on Across the Doors with flooding this past Saturday night. Brian advised that when heavy rain is forecasted, the crews ensure that all catch basins are cleaned out to try and eliminate

Some problem exists in the town with houses who tie in there sump pumps into the town's sanitary and storm sewer system. Storm systems are then full to capacity. Horwood's Hill, property owner called today and expressed that the changes carried out by Council was very beneficial. They had absolutely no water damage after the past storm.

Was the other culvert removed from LeMarchant Street Extension. Brian advised the other will be removed and the ditches

Concrete dumped on the Line Road. 36" squares of concrete, 8" thick. Brian will collect the concrete and will use it for reinforcement of the break water.

8. Finance

- a) List of Operating Invoices, totaling \$28,340.01

Motion 08-303

G. Mercer / E. Slade

Resolved that the Town of Carbonear approve the list of invoicing totaling \$28,340.01 as presented to Council.

Favour 7; Opposed 0; **Carried**

- b) Capital Expenditure Invoices

Tropical Storm Chantal Damage Repairs

Harris & Associates, Invoice #4929 \$ 1,982.11

Harris & Associates, Invoice #4965 \$ 23,481.29

Concord Paving, Claim #1 \$222,598.50

Bridges Upgrading

Harris & Associates, Invoice #4951 \$ 1,480.68

Concord Paving, Claim #4 Final \$ 3,820.87

Water & Sewer Upgrading - Phase I

Southern Construction, Claim #3 \$ 14,958.64

Total Capital Expenditure Invoices \$268,322.09

Motion 08-303

G. Mercer / J. Comerford

Resolved that the Town of Carbonear approve the list of capital invoices totaling \$268,322.09 as presented to Council.

Favour 7; Opposed 0; **Carried**

9. Regulations

10. General Business

- a) Councillor Mercer noted that Iris Kirby House is being investigated for here in Carbonear. Minister Kennedy visited the property last week and we are very optimistic that this service/facility will be housed here in Carbonear.
- b) Councillor Earle asked if anyone attended the Duane Andrews concert this past Saturday night. Councillors Mercer and Comerford attended the concert and letter of congratulations have been to Mr. Andrews. The Theatre Board will be featuring other Carbonear performers in future years.

11. Notices of Motion

Submitted by Councillor Fred Earle, seconded by Councillor Mercer "Resolved that the Town of Carbonear, send only their voting delegates to the MNL Annual Convention each year."

12. Adjournment

Motion 08-293 to adjourn at 8:20pm.

F. Earle / J. Comerford

Favour 7; Opposed 0; **Carried**

Mayor Sam Slade

Cathy Somers, Town Clerk