

Town of Carbonear
Regular Council Meeting, December 15, 2008
Minutes of a regular meeting of the Council of the Town of Carbonear
held in Council Chambers, December 15, 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
Director of Recreation & Tourism Rob Button

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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) December 1, 2008 Regular Meeting
Motion 08-306 **G. Mercer / F. Earle**
Resolved that the minutes of the December 1, 2008 Regular meeting of council be adopted as presented.
Favour 7; Opposed 0; **Carried**
 - b) December 1, 2008 Privileged Meeting
Motion 08-307 **E. Slade / J. Burden**
Resolved that the minutes of the December 1, 2008 Privileged meeting of council be adopted as presented.
Favour 7; Opposed 0; **Carried**
 - c) December 8, 2008 Privileged Meeting
Motion 08-308 **G. Mercer / E. Slade**
Resolved that the minutes of the December 8, 2008 Privileged meeting of council be adopted as presented.
Favour 7; Opposed 0; **Carried**

 3. Business Arising From Minutes
 - ▶ Councillor Earle inquired about the completion of the Rorke Museum Cribbing Project. Town Administrator advised that it is now about 99% complete.
 - ▶ Motions to be ratified from the December 1, 2008 Privileged Meeting
Mayor Slade asked that Motion SPE 2008-12-01-001 be ratified.

Motion 08-309**G. Mercer / F. Earle**

Resolved that the Town of Carbonear adopt the Records Retention Policy as presented by the Finance Committee.

Favour 7; Opposed 0; **Carried**

Mayor Slade asked that Motion SPE 2008-12-01-002 be ratified.

Motion 08-310**G. Mercer / J. Comerford**

Resolved that the Town of Carbonear issue a Demolition Order on the house and shed at 123-125 Water Street.

Favour 7; Opposed 0; **Carried**

Mayor Slade asked that Motion SPE 2008-12-01-003 be ratified.

Motion 08-311**G. Mercer / T. Emberley**

Resolved that the Town of Carbonear issue a Demolition Order for building located at 234 Water Street, formerly known as the old "Easy Save" building.

Favour 7; Opposed 0; **Carried**

- ▶ Motions to be ratified from the December 8, 2008 Privileged Meeting

Mayor Slade asked that Motion SPE 2008-12-08-001 be ratified.

Motion 08-312**Slade / Emberley**

Resolved that the Town of Carbonear adopt the 2007 Audited Financial Statements as prepared by Byron Smith, CA.

Favour 7; Opposed 0; **Carried**

Mayor Slade asked that Motion SPE 2008-12-08-002 be ratified.

Motion 08-313**E. Slade / J. Comerford**

Be It Resolved that the Town of Carbonear, in accordance with the Municipalities Act, adopt the 2009 Municipal Budget as prepared and recommended by the Finance Committee with Revenues and Expenditures of \$4,841,656 and
Be It Further Resolved that the Town of Carbonear, in accordance with the Municipalities Act, adopt the 2009 Schedule of Tax Rates and Fees to take effect January 1, 2009 as prepared and recommended by the Finance Committee.

Favour 7; Opposed 0; **Carried**

4. Delegations

- a) RCMP, Cst. Michael Collins and Sgt. Rick Robinson

Mayor welcomed the RCMP members to the meeting.

Sgt. Robinson presented a report to Council and reviewed same with Council.

Deputy Mayor Slade noted that this year there seems to be a reduction in ATV traffic within the community, but now it seems to be on the rise again.

Sgt. Robinson indicated that there are peaks and valleys in regards to the amount of ATV traffic. It does appear that the RCMP has made an impact on this issue in this area. The RCMP continues to monitor and patrol ATV operations in the area.

Vast majority of ATV users are law abiding citizens, however there will always be an element of those who do not abide by the law. To date there has been three adult fatalities this year, all of which were impaired.

Councillor Earle asked about identity theft and increasing number of calls trying to

solicit personal information for various reasons. Sgt. Robinson indicated that this is an ongoing concern. He suggested that members of the public never give information, never press nine or one, with these calls for services, but simply hang up on the caller.

Councillor Mercer noted that we now have an opportunity to have an Iris Kirby location here in Carbonear. Sgt. Robinson indicated that the RCMP has met with HRLE Mental Health workers on this matter.

Councillor Mercer noted that 22% of residents in Iris Kirby in St. John's are from the CBN area, so this type of facility is needed in the CBN area.

Sgt. Robinson noted that they already have commitments for all the rooms for the facility. \$400,000 will be needed to have the facility ready to operate. A positive response has been received from Minister Kennedy, and it is hoped to have the facility up and running in the spring.

Mayor Slade noted that at one time there was a committee with the mayors in the area. Sgt. Robinson noted that he could meet with the Joint Councils in the district upon request.

Mayor Slade thanked Sgt. Robinson for his presentation.

Councillor Mercer left the meeting in progress.

5.1 Correspondence, Permits & Development

- a) List of Permits, #4242 - 4247.

Motion 08-314

E. Slade / J. Burden

Resolved that the Town of Carbonear approve the list of permits #4242-4247 as presented to Council.

Favour 6; Opposed 0; **Carried**

- b) Application to renovate unit at 48 Powell Drive for office space for a call centre, and application to operate an Inbound Call Centre from the location of 48 Powell Drive. Reviewed by the Development Committee.

Motion 08-315

J. Comerford / F. Earle

Resolved that the Town of Carbonear approve a permit to renovate unit at 48 Powell Drive for office space for a call centre, and approve a permit to operate an Inbound Call Centre from the location of 48 Powell Drive subject to applicable approvals from the Department of Government Services and/or other Government Departments and Agencies and per the Town of Carbonear Municipal Plan.

Favour 6; Opposed 0; **Carried**

5.2 Correspondence, Requiring Council's decision.

- a) Department of Municipal Affairs, Copy of 2008/2009 Municipal Capital Works Agreement, Project No. 08084 for the financing of Road Realignment, for Goff Avenue/Forest Road/Columbus Drive Intersection to be signed by the Mayor and the Town Clerk.

Motion 08-316

T. Emberley / F. Earle

Resolved that the Town of Carbonear authorize the Mayor and the Town Clerk to enter into the 2008 Municipal Capital Works Program Agreement for Project 08084 in the amount of \$150,000 which amounts to \$143,363 after the GST rebate calculation for Road Realignment, for Goff Avenue/Forest Road/Columbus Drive Intersection.

Favour 6; Opposed 0; **Carried**

5.3 Correspondence, Received and action taken

Council reviewed the following correspondence and action taken:

- a) NL Public Health Laboratory, Test results for water samples collected on November 24, 2008 at Dept. of Fisheries and Town of Carbonear Office and October 28, 2008 at J. Bemister's and Department of Justice. All results marked satisfactory. Test results placed on file.
- b) The Naval Officers' Association of Canada, Re. Canadian Navy Centennial Essay Contest and Educational Resource, Request for contribution of \$1,000 to partner in the project.
Copied to Council and referred to the Finance Committee.
- c) MMSB's HHW Collection Program Community Results 2008.
Copied to Council for their information.
Placed on file.

6. Committee Reports

- a) Development Committee
Reviewed earlier in the permits section of the meeting.

Councillor Mercer returned to the meeting.

7. Reports from Town Administrator and Department Heads

- a) Town Administrator
Report circulated to Council.
Any questions could be addressed to the Town Administrator.
Town Administrator noted that there are several policies copied to Council for review and adoption in the New Year.
Councillor Earle asked that the Town Administrator pursue the matter of a composting location for leaves and tree branches for 2009.
- b) Director of Operations and Public Works
Report circulated to Council.
Brian reviewed his report with Council.

Motion 08-317

F. Earle / E. Slade

Resolved that the Town of Carbonear tender for the purchase of a new single axle dump truck with plow and sander, as per the minimum specifications provided.

Favour 6; Opposed 0; **Carried**

Councillor Emberley identified that the Hiscock property on Grasse Lane has reported gurgling in the lines at his property.

Brian to investigate.

Brian to do Christmas schedule for Heavy Equipment Operators on call for the Christmas season and place in Council trays for their information.

Brian noted that the basin was cleared by Mr. Antle's property, when we had other

areas being cleared in the Liberton's Hill/Horwood's Hill area.

Ned asked if our equipment is all ready for the winter.

Brian advised some work still to be done on the plow truck.

Operators are doing some maintenance and preparation for the winter season on the equipment.

Check list should be done in the garage for each piece of equipment for a walk around inspection , and a weekly inspection on other items.

a) Recreation Director

Report circulated to Council.

Rob reviewed his report with Council.

Lesson Registration down because of not being able to offer private lessons due to shortage of instructors, this should be corrected as we have hired a couple of additional instructors and there is another assistant instructors course being conducted over the Christmas break, which should provide for another few instructors to be hired.

Rob advised that the judges for the Festival of Lights competition will be in Town this week. Tomorrow, there is a luncheon meeting scheduled for the judges with the co-chairs of the Special Events Committee, the Mayor and himself. They will meet at the TC Square Toy Tree and other church groups in the afternoon, then they will view the holiday lights in the Town from 6-7:30pm, then meet for a social with Council and members of the Special Events Committee at 7:30pm in the Council Chambers.

Rob advised that the Swim to Survive Program is a great success.

Recreation Commission held the AGM and Election of Officers, all members of the executive were re-elected in the same positions for another year. Rob to send letter of congratulations to the executive members.

8. Finance

a) List of Operating Invoices, totaling \$26,145.21

Motion 08-318

G. Mercer / J. Comerford

Resolved that the Town of Carbonear approve for payment the list of operating invoices totaling \$26,145.21 as presented to Council.

Favour 7; Opposed 0; **Carried**

b) _Capital Expenditure Invoices

Bridges Upgrading

Concord Paving, Claim #4 Final

\$ 28,542.14

Motion 08-319

F. Earle / E. Slade

Resolved that the Town of Carbonear approve for payment the list of capital expenditure invoices totaling \$28,542.14 as presented to Council.

Favour 7; Opposed 0; **Carried**

Mayor Slade read the press release on the 2009 Budget.

9. Regulations

None listed.

10. General Business

▶ Flood Damage Assistance for residents

Mayor Slade noted that during times of severe flooding, it would be nice for Council to be able to offer assistance to flood damage victims with the removal of bulk garbage resulting from the damages to their properties.

Town Administrator advised that this would have to be considered each time flood damage occurs. The amount of assistance Council can provide will be dependent upon the severity of the flooding, the number of properties affected and the resources Council has available to them at the time.

Town Administrator to research and draft a policy on same.

11. Notices of Motion

Submitted and presented to Council on December 1, 2008 by Councillor Fred Earle, "Resolved that the Town of Carbonear, send only their voting delegates to the MNL Annual Convention each year."

Councillor Earle amended his motion to read:

"Resolved that the Town of Carbonear, send the mayor and two councillors to the MNL Annual Convention each year."

Motion 08-320

F. Earle / G. Mercer

Resolved that the Town of Carbonear, send the mayor and two councillors to the MNL Annual Convention each year.

Favour 7; Opposed 0; **Carried**

12. Adjournment

Motion 08-321 to adjourn at 9:10pm.

F. Earle / J. Comerford

Favour 7; Opposed 0; **Carried**

Mayor Sam Slade

Cathy Somers, Town Clerk