

**Town of Carbonear**  
**Regular Council Meeting, February 18, 2008**  
Minutes of a regular meeting of the Council of the Town of Carbonear  
held in Council Chambers, February 18, 2008 at 7:30pm

**Members Present:** Mayor Sam Slade  
Deputy Mayor Ned Slade  
Councillors Gladys Mercer  
Jim Burden  
John Comerford  
Fred Earle

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

**Absent:** Councillor Terry Emberley

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1. Calling of Meeting to Order  
Mayor called the meeting to order at 7:30pm and welcomed everyone present at the meeting.  
Mayor Passed along condolences to Councillor Comerford.
  
2. Adoption of Minutes
  - a) February 4<sup>th</sup>, 2008 Regular Meeting  
**Motion 08-037** **E. Slade / J. Comerford**  
*Resolved that the minutes of the February 4<sup>th</sup>, 2008 regular meeting of council be adopted as presented.*  
Favour 6; Opposed 0; **Carried**
  - b) February 4<sup>th</sup>, 2008 Privileged Meeting  
**Motion 08-038** **G. Mercer / E. Slade**  
*Resolved that the minutes of the February 4<sup>th</sup>, 2008 privileged meeting of council be adopted as presented.*  
Favour 6; Opposed 0; **Carried**
  - c) February 8<sup>th</sup>, 2008 Privileged Meeting  
**Motion 08-039** **F. Earle / E. Slade**  
*Resolved that the minutes of the February 8<sup>th</sup>, 2008 privileged meeting of council be adopted as presented.*  
Favour 6; Opposed 0; **Carried**
  
3. Business Arising From Minutes

- ▶ Mayor asked if there is any salt/sand on hand  
Cynthia advised we did purchase more, which was delivered on site today.
- ▶ Councillor Mercer asked that the Town Administrator check to determine the tentative start date for the bridge work, so that these projects are started as soon as possible.  
Town Administrator to check on the tentative start dates.
- ▶ Motions to be ratified from the February 4<sup>th</sup>, 2008 Privileged Meeting  
Mayor Slade asked that Motion SPE 2008-02-04-001 be ratified.  
**Motion 08-040** **G. Mercer / E. Slade**  
*Resolved that the Town of Carbonear do not approve the proposed Development Regulations Amendment No. 11, 2007.*  
Favour 6; Opposed 0; **Carried**  
Mayor Slade asked that Motion SPE 2008-02-04-002 be ratified.  
**Motion 08-041** **J. Comerford / J. Burden**  
*Resolved that the Town of Carbonear accept the recommendation of the Theatre Board to appoint Ms. Carla Badcock as a member of the Princess Sheila NaGeira Theatre Board.*  
Favour 6; Opposed 0; **Carried**  
Mayor Slade asked that Motion SPE 2008-02-04-003 be ratified.  
**Motion 08-042** **G. Mercer / F. Earle**  
*Resolved that the Town of Carbonear approve spending of \$1,500 + HST on a booklet insert in The Compass for the Town's 60<sup>th</sup> Anniversary celebrations.*  
Favour 6; Opposed 0; **Carried**
- ▶ Motions to be ratified from the February 8<sup>th</sup>, 2008 Privileged Meeting  
Mayor Slade asked that Motion SPE 2008-02-08-001 be ratified.  
**Motion 08-043** **G. Mercer / J. Comerford**  
*Resolved that the Town of Carbonear issue a Demolition/Repair Order to the owner of the 234 Water Street, to complete demolition/repair of the building on the property by May 31, 2008 with a letter of intent and proposed plan for the demolition/repair of this building required to be submitted within 14 days of receipt of this notice.*  
Favour 6; Opposed 0; **Carried**  
Mayor Slade asked that Motion SPE 2008-02-08-002 be ratified.  
**Motion 08-044** **F. Earle / E. Slade**  
*Resolved that the Town of Carbonear issue a letter of support to the Carbonear Recreation Commission in their efforts in trying to obtain 80/20 Funding for the replacement of the rubberized track at the Town of Carbonear Recreation Facilities, with total project cost estimated to be \$261,050.*  
Favour 6; Opposed 0; **Carried**

4. Delegations

5.1 Correspondence, Permits & Development

- a) Permit listing, #3999 - 4001

**Motion 08-045**

**F. Earle / E. Slade**

*Resolved that the Town of Carbonear approve permits #4000 and #4001 as listed and presented to Council.*

Favour 6; Opposed 0; **Carried**

Councillor Earle declared a conflict of interest on Permit #3999 and left the council chambers.

**Motion 08-046**

**J. Burden / E. Slade**

*Resolved that the Town of Carbonear approve permit #3999 as listed and presented to Council.*

Favour 5; Opposed 0; **Carried**

Councillor Earle was called back into the meeting.

5.2 Correspondence, Requiring Council's decision

- a) Heritage Foundation of NL, Request for proclamation of February 18, 2008 as Heritage Day in the Town of Carbonear.

**Motion 08-047**

**G. Mercer / E. Slade**

*Resolved that the Town of Carbonear proclaim February 18, 2008 as Heritage Day in the Town of Carbonear.*

Favour 6; Opposed 0; **Carried**

Copy of proclamation attached.

5.3 Correspondence, Received and action taken

Council reviewed the following correspondence and action taken:

- a) Water Resources Management Division,  
Re. Flood Risk Mapping Extension along Powell's Brook  
Referred to the Development Committee
- b) Resident, Request to purchase the Town property between his property and the revised street reservation along Powell Drive.  
Referred to the Development Committee.
- c) Newfoundland Historic Trust, Call for nominations for the 2008 Southcott Awards for built heritage preservation.  
Copied to Council for their consideration.
- d) NL Public Health Laboratory, Sanitary Reports for water samples collected on January 28, 2008 at Western Petroleum, Carbonear Council and Red Circle.  
All results marked satisfactory. Placed on file.
- e) NL Public Health Laboratory, Sanitary Reports for water samples collected on January 23, 2008 at North Atlantic Petroleum, Noel's Convenience and Red Circle.

All results marked satisfactory. Placed on file.

- f) Property owner, request for deferred payment of taxes, and waiver of taxes for proposed new business for the first year of operation.  
Referred to the Finance Committee.
- g) Resident, Request for adjustment of water/sewer because house is not in a livable condition and is under major renovations and request for interest adjustment, if the account is paid in full.  
Referred to the Finance Committee.

6. Committee Reports

a) Development Committee

Councillor Comerford presented the following recommendations from the Development Committee:

**Motion 08-048**

**J. Comerford / F. Earle**

*Resolved that the Town of Carbonear adopt the Municipal Plan Amendment No. 8, 2008, and Development Regulations No. 12, 2008 as prepared and recommended by Plantech.*

Favour 6; Opposed 0; **Carried**

**Motion 08-049**

**J. Comerford / F. Earle**

*Resolved that the Town of Carbonear approve a permit for construction of a single dwelling home at 45 Long's Hill as per the revised application and site plan with the house being placed on the lot using the minimum rear yard measurement, in order to provide for the maximum amount of setback for the dwelling.*

Favour 6; Opposed 0; **Carried**

b) Works Committee

Councillor Burden advised that there were no motions recommended from the Works Committee, the minutes were previously distributed to Council members. Any questions can be directed to the Committee members.

7. Reports from Town Administrator & Department Heads

a) Town Administrator

Town Administrator advised that a financial report was copied to Council and tabled.

- ▶ Development Regulations Amendment No. 13, 2008 received today, as prepared by Plantech. This includes a change to Condition 38 - Accessory Buildings.  
A motion of Council is required to adopt.

**Motion 08-050**

**G. Mercer / E. Slade**

*Resolved that the Town of Carbonear adopt Development Regulations No. 13, 2008 as prepared and recommended by Plantech.*

Favour 6; Opposed 0; **Carried**

- ▶ Municipal Plan Amendment No. 9, 2008 and Development Regulations Amendment No. 14, 2008 to change area on Highroad South from RMD to Commercial General to allow for a hotel development was received today from Plantech.

A motion of Council is required to adopt.

**Motion 08-051**

**J. Comerford / F. Earle**

*Resolved that the Town of Carbonear adopt Municipal Plan Amendment No. 9,*

*2008 and Development Regulations Amendment No. 14, 2008 to change area on Highroad South from RMD to Commercial General to allow for a hotel development.*

Favour 6; Opposed 0; **Carried**

b) Director of Operations and Public Works

Brian reviewed his report with Council:

- ▶ Councillor Comerford asked about the status fo the water leak repair on Horwood's Hill. Brian indicated that crews exposed 90% of the water line from the "Stop" sign up Horwood's Hill, it appears it is between the stop sign and the water main. The project should be finished tomorrow, 6 or 8 feet left to dig.
- ▶ Councillor Earle asked about the supply of salt/sand. Brian indicated that salt/sand is now hard to obtain. Councillor Earle suggested we contact Avalon Salt & Sand.
- ▶ Councillor Burden asked about patching of potholes. Briad advised that the re-cycler was in operation on Wednesday and Friday, and we will continue using recycled asphalt for patching.
- ▶ Deputy Mayor Slade asked about the flow meter, Brian indicated that a new style meter is being recommended at a cost of \$10,000 to \$14,000 parts and installation, however we may be able to get the same type of meter currently in place for a lot less cost, possibly as low as one-third that cost. Deputy Mayor Slade asked if the flow meter was replaced earlier this year, if so what was the cost. Brian to investigate further.
- ▶ Councillor Burden advised there appears to be a sewer leak on Powell Drive. Brian to investigate.

c) Director of Recreation and Tourism

Rob reviewed his report with Council

**Motion 08-052**

**F. Earle / E. Slade**

*Resolved that the Town of Carbonear replace the soccer nets and players benches at a cost of \$5,720 + HST.*

Favour 6; Opposed 0; **Carried**

- ▶ JCP Service Canada applications: Mayor Slade indicated that it was reported to him that there is some rot in the eaves of the Train Station. Cynthia to have Byron evaluate, Check with Bert Parsons as well.
- ▶ Councillor Burden asked about the paving stones for the War Memorial Rob advised that the deadline is extended to March 31, 2009 and the contract amended accordingly.
- ▶ Councillor Earle asked if Direct Energy finished off the job with repairs to HVAC system. Rob advised that the contract was sent in, they will do repairs and annual maintenance.
- ▶ Councillor Earle asked if all the lighting at the pool has been repaired. Rob indicated that Bournes Electric completed the lighting repairs.

8. Finance

a) List of Invoices totaling \$4,751.69

**Motion 08-053**

**J. Comerford / E. Slade**

*Resolved that the Town of Carbonear approve for payment the list of invoices as presented to Council totaling \$4,751.69.*

Favour 6; Opposed 0; **Carried**

9. Regulations

10. General Business

- ▶ Land at the intersection of Powell Drive and Columbus Drive,  
Referred to as the triangle.  
Deferred for discussion in privilege with Council.

11. Notices of Motion

No notice of motions were filed.

12. Adjournment

**Motion 08-054** to adjourn at 8:04pm

**F. Earle / E. Slade**

Favour 6; Opposed 0; **Carried**

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Mayor Sam Slade

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Cathy Somers, Town Clerk