

Town of Carbonear
Regular Council Meeting, October 21, 2008
Minutes of a regular meeting of the Council of the Town of Carbonear
held in Council Chambers, October 21, 2008 at 7:30pm

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

Also Present: Town Clerk Cathy Somers
Town Administrator Cynthia Davis

Members Absent: Director of Recreation & Tourism Rob Button
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 7:30pm and welcomed everyone present at the meeting.
 2. Adoption of Minutes
 - a) October 7, 2008 Regular Meeting
Motion 08-262 **T. Emberley / E. Slade**
Resolved that the minutes of the October 7th, 2008 Regular meeting of council be adopted as presented.
Favour 7; Opposed 0; **Carried**
 3. Business Arising From Minutes
 - ▶ Deputy Mayor Slade asked if the Enforcement Officer dealt with the issue of the truck parked in the triangle area between Pikes Lane and Valley Road/Adelaide Street. Town Administrator to ensure that this is acted on by the Enforcement Officer.
 - ▶ Councillor Mercer asked if the Town Administrator or the Director of Operations and Public Work had prepared any options for bulk garbage collection. Town Administrator advised that she has been investigating some options for consideration for implementation in 2009. All 2008 funds for bulk garbage pick up have been spent at this time. Councillor Mercer asked that the options for consideration for 2009 be provided to her. Town Administrator advised that she is considering an option similar to that which is provided for pick up of metal goods. Town Administrator advised that the last bulk garbage pick up cost in excess of \$17,000 and there are no funds remaining

in the 2008 budget for bulk garbage pick up.

Councillor Mercer noted that she was looking for options to provide a bulk garbage pick up in November, 2008.

Deferred for further discussion in privilege.

- ▶ Councillor Earle asked about an update on the Willoughby Estates Extension. Mayor Slade advised that this was included in the Town Administrator's report and could be discussed later.
- ▶ Deputy Mayor Slade asked if the letters have been written to the Special Events outgoing and incoming Executive members. Town Administrator advised that she requested the Director of Recreation and Tourism to complete the letters, and will check with him to ensure that they are completed.

4. Delegations

a) J. A. McTavish

Mayor Slade asked Mr. McTavish to address Council with his concerns.

Mr. McTavish advised of the following:

Sometime ago, he had a problem with the plumbing in his house. There was a leak under his house which was his responsibility which he repaired. Also, there is a valve that comes off the town's main that comes to my stand pipe on the town property. It was not able to be shut off at the time the leak occurred. It wouldn't shut off, so we used a heavy duty compression coupling and had it installed, and that took care of the job. He indicated that there was a foot and half of water, to two feet deep under the house, fixed leak, with the compression coupling installed because the valve was leaking and would not turn off completely.

The R20 insulation that he installed is now all wet, and no longer useful.

There is an insurance adjuster assigned to the claim, and will be visiting the property, and this needs to be corrected before the winter. Would like to know where this is right now. Both pipe fitters for the town advised him that they agreed it was not his fault.

This is his mother's house and he is extremely disappointed with the response time in this matter.

Town Administrator asked if the adjuster had been in contact with him. He indicated that he did not hear from the adjuster to date. Town Administrator advised that she left another message with the adjuster today, and she will inquire as to when the adjuster will meet with Mr. McTavish and the Town staff on the matter and get back to Mr. McTavish.

5.1 Correspondence, Permits & Development

a) Permit Listing, #4209 - #4223

Councillor Mercer declared a conflict on Permit # 4216.

Motion 08-263

F. Earle / E. Slade

Resolved that the Town of Carbonear approve the permit listing, #4209 - #4223, excluding #4216.

Favour 7; Opposed 0; **Carried**

Councillors Mercer then left the meeting.

Motion 08-264

E. Slade / F. Earle

Resolved that the Town of Carbonear approve permits #4216 as presented on the list of permits.

Favour 6; Opposed 0; **Carried**

Councillor Mercer was called back into the meeting.

5.2 Correspondence, Requiring Council's decision

- a) RCMP, Request for participation in and/or donation for the Battle of the Brains fundraiser for the District Crime Prevention Committees and the Special Olympics.
Copied to Council for consideration.
Discuss the team later to see if we have enough interested in participating to register a team.

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 September 30, 2008 at J. Bemisters and Town of Carbonear office.
Test results satisfactory and placed on file.
- b) Property owner, notification of damage exposures of property located at Horwoods Hill, and request for notification of the towns plans to eliminate these identified risks. Improvements being made under T.S. Chantal damage repairs. Town Administrator to advise in writing of the work being completed.
- c) Department of Environment and Conservation, Water Resources Management Division. 2008 Spring Drinking Water Quality Report for Carbonear.
Reviewed by the Town Administrator. Only aesthetic Ph factor is not within acceptable standards; no ranking provided due to insufficient number of samples due to staffing shortfall with the Department of Environment. Ranking should be provided on next report. Town Administrator also copied report to the Director of Operations and Public Works to investigate the Langelier Index which was reported as -5.68. The recommended range for this is -1 to +1. With a higher negative LI, the water is under saturated with calcium carbonate and will tend to be corrosive in the distribution system.
Councillor Earle inquired about this matter.
Further investigation will be completed by the Director of Operations and Public Works.
- d) Community Handicapped Association, Request for donation for the Annual Christmas Party.
Referred to the Finance Committee.
- e) Kids Help Phone, Request for donation.
Referred to the Finance Committee.
- f) Kiwanis Club of Carbonear, Request for sponsorship of award and advertising in the Program Booklet.
Referred to the Finance Committee.
- g) Canada Post Foundation for Mental Health, Request for donation.

Referred to the Finance Committee.

6. Committee Reports

a) Development Committee

Councillor Comerford presented the following recommendation from the Development Committee:

Motion 08-265

J. Comerford / G. Mercer

Resolved that the Town of Carbonear process an amendment to re-zone the property of 121 Columbus Drive as proposed by the property owner, with a combination of Commercial Highway along the roadway and Residential Rural at the rear of the Commercial Highway zone. Comerford/Mercer

Favour 7; Opposed 0; **Carried**

7. Reports from Town Administrator and Department Heads

a) Town Administrator

Town Administrator copied her report and circulated same to Council.

Any questions could be directed to her.

- ▶ Mayor Slade asked about the meeting on the Willoughby Extension Development Agreement. Town Administrator advised that the meeting was held with the Town's lawyer and engineer. The lawyer will now prepare the development agreement to advertise for the developers proposal
- ▶ Cribbing for Rorke Museum is being constructed in New Harbour and being shipped to the site.
- ▶ Contractor should be on site on Horwood's Hill tomorrow. Focus will be on asphalt areas first to ensure that all work is completed this year. Contractor will have work going on in different areas simultaneously as they have sub-contracted some of the work.

b) Director of Recreation & Tourism

Report was circulated prior to the meeting, Rob is attending a Recreation Commission meeting.

Any questions can be directed to Mr. Button.

The report mentions the War Memorial project.

Contractor reports that it should be completed by the end of the week.

Councillor Mercer asked when the budget process will start.

Councillor Mercer noted that she will submit budget for 2009 planned work being considered by the Beautification Committee.

Town Administrator advised that the audit is being finalized, once that is completed, she will proceed with budget meetings. A lot of work was completed for budget preparations, when we prepared our financial evaluation for our Capital Works Application. Town Administrator advised that she would like to have the budget completed by early December.

Councillor Mercer suggested that Council members bring forward budget concerns for their planned work on their respective committees.

8. Finance

- a) Borrowing Resolution for Town of Carbonear with Scotiabank

Motion 08-266

G. Mercer / F. Earle

Resolved that any one of the Mayor or Deputy Mayor along with any one of the Town Administrator or Town Clerk are hereby authorized to borrow on behalf of The Town of Carbonear (the "Corporation") from the Bank of Nova Scotia (the "Bank") from time to time by way of promissory note and/or Agreement Re: Operating Credit Line a sum or sums not exceeding at any one time Five Hundred Sixty Thousand Canadian dollars (\$560,000) to meet, until the taxes are collected, current expenditures of the Corporation for the year 2008.

Resolved that the any one of the Mayor or Deputy Mayor along with any one of the Town Administrator or Town Clerk are hereby authorized to sign on behalf of the Corporation and to furnish to the Bank from time to time a promissory note or notes and/or Agreement Re: Operating Credit Line sealed with the corporate seal for the sum or sums so borrowed with interest at such rate as the Bank may from time to time determine.

Resolved that any one of the Mayor or Deputy Mayor along with any one of the Town Administrator or Town Clerk are hereby authorized and directed to furnish to the Bank at the time of each borrowing and at such other times as the Bank may from time to time request, a statement showing the nature and amount of the estimated revenues fo the current year not yet collected or where the estimates for the year have not been adopted, a statement showing the nature and amount of the estimated revenues fo the Corporation s set forth in the estimates adopted for the next preceding year and also showing the total of any amounts borrowed in the current year and in any preceding year that have not been repaid.

Resolved that any one of the Mayor or Deputy Mayor along with any one of the Town Administrator or Town Clerk are hereby authorized and directed to apply in payment of all sums borrowed from the Bank, with interest thereon, all of the moneys hereafter collected or received on account or realized in respect of the taxes levied for the current year and for any preceding years and all of the moneys collected or received from any other source.

Favour 7; Opposed 0; **Carried**

- b) List of Operating Invoices, totaling \$7,311.04

Motion 08-267

F. Earle / E. Slade

Resolved that the Town of Carbonear approve for payment the list of operating invoices totaling \$7,311.04 as presented to Council.

Favour 7; Opposed 0; **Carried**

9. Regulations
No regulations presented.
10. General Business
None
11. Notices of Motion
No notice of motions were presented.

12. Adjournment
Motion 08-268 to adjourn at 8:15pm.
Favour 7; Opposed 0; **Carried**

G. Mercer / F. Earle

Mayor Sam Slade

Cathy Somers, Town Clerk