

A regular meeting of Council was held on Monday, May 14 at 7:00 p.m., at the Bonaventure English Harbour Development Association building.

Member Present: Mayor Jim Miller
Councillor Doug Ballett
Councillor Ian White
Town Clerk/Manager Linda Sweet
Water & Sewer Operator Glen Vokey

Regrets: Deputy Mayor Scott Goldsworthy
Councillor Joan Kane

Delegates: Gerald Hiscock and Helene Gareau

Meeting called to order at 7:00 p.m.

Resolution 2012-05-32: was made by Councillor White to adopt the minutes of April 2, 2012, it was seconded by Councillor Ballett. All in agreement, resolution carried.

Business Arising from Minutes:

Adoption of Town Plan to be deferred to the next meeting due to Councillor White being in a conflict of interest.

Council's decision on the outcome of the lift station malfunction behind the theatre deferred to the next meeting due to Councillor Ballett being in a conflict of interest.

Mayor Miller explained that Council asked the Town Clerk/Manager to seek two price quotes to cater to the Fire Departments 35th Anniversary. One was from a business and the other was from a not-for-profit organization. He went on to explain that the Town Clerk/Manager questioned whether or not we should be asking not-for-profits when they do not have to pay business tax, payroll burden, etc.

A discussion took place and Council agreed that we should be seeking the price quote from the business operator.

Mayor Miller informed Council that he has spoken to George Hayter regarding being a part time water and sewer operator but he has not gotten back with a response. Mayor Miller will follow up with Mr. Hayter.

Mayor Miller read a letter from Paul Goodman, Eastern Director, Dept of Transportation and Works, regarding our request to put a speed bump along Main Road just before the hidden intersection to Railway Road but our request got denied. However the Department has agreed to put up an hidden intersection sign.

A suggestion was made open up the old road, Hannah Hiscocks Hill and close off the end of Railway Road. Council agreed to look at this and see if it could be put in the budget or combined with the Gas Tax funding.

Heritage Committee:

Mayor Miller informed Council that we have received an objection against a shed that was approved in principle at the March 5, 2012, meeting for 1 Bugden's Lane. The objection was from 5 Bugden's Lane and the concerns were the heritage area regulations listed were not followed *Section 33 (2) No accessory building or part thereof shall project in front of any building line. Also Section 45 (3) A building which is legally used for any purpose but does not conform to the regulations of the use zone in which it is located, and which subsequently suffers damage or deterioration to an extent greater than fifty percent of its replacement value, excluding land, shall not be reconstructed except in conformity with the regulations for the use zone.*

He explained the heritage committee met on May 6, 2012, and they felt it is unnecessary to have the existing structure taken down as it is solid and sound. However they recommended that council ask for the shed to be moved by 5 ft in the garden to meet all setback regulations.

A discussion took place and **Resolution 2012-05-33:** was made by Councillor Ballett to approve the shed in principle with the 5 ft setback requirement and give the public 30 days notice for any written objections/concerns prior to final approval, it was seconded by Councillor White. All in agreement, resolution carried.

Mayor Miller informed Council that we received a request from 15 Water Street to remove existing shed which is deteriorating and rebuild a new shed on the original footprint and foundation. The heritage committee recommended the proposed shed but noted that the shed would not meet the sideyard setback but replacement under Legal Non Conformities is limited to within 6 months from the time the original is removed to the time the new structure is replaced.

A discussion took place and **Resolution 2012-05-34:** was made by Councillor White to approve in principle the removal of the old shed and replace with a new shed on the original footprint giving the public 30 days notice for any written objections/concerns as well notifying the applicant of the 6 month time frame, it was seconded by Councillor Ballett. All in agreement, resolution carried.

Mayor Miller informed Council that we received re-submission of house plans for 41 High Street. The heritage committee are recommending the plans as they have not changed since 2009 and meet all regulations. **Resolution 2012-05-35:** was made by Councillor Ballett to approve the plans in principle giving the public 30 days notice for any written objections/concerns, it was seconded by Councillor White. All in agreement, resolution carried.

Mayor Miller informed Council that we received a request from 23 High Street to construct a wooden post and rail fence. **Resolution 2012-05-36:** was made by Councillor White to approve the fence, it was seconded by Councillor Ballett. All in agreement, resolution carried.

Mayor Miller informed Council that we received a request from 11 Gallivans Lane to build a shed. The heritage committee are recommending the plans be approved as it meets all heritage regulations. **Resolution 2012-05-37:** was made by Councillor Ballett to approve the plans in principle giving the public 30 days notice for any written objections/concerns, it was seconded by Councillor White. All in agreement, resolution carried.

Incoming Correspondence

- a) Alzheimer Society RE: Donation. April 11/12. Request denied.
- b) Dept. of Tourism, Culture and Recreation RE: Information update for the Tourism website and 2013 Traveller's Guide. April 16/12 - File
- c) RCMP RE: Survey. April 18/12 - Town Clerk/Manager to complete the survey.
- d) Jim MacLeod RE: Fire Chief of the Year Awards 2012 - Council agreed to nominate Fire Chief Johnson.
- e) Dept. of Motor Registration Division RE: Pre-Trip Inspection Requirements. April 23/12 - Fire Department to file the necessary papers.
- f) Community Sector Council RE: Cabot Loop Clusters Project Group Survey. April 23/12 - Town Clerk/Manager to complete the survey.
- g) Dept. of Environment and Conservation RE: Summer 2012 Operator Education Seminars. April 23/12 - File
- h) Heart & Stroke Foundation RE: 2012 Mayor's March for Heart Disease and Stroke. April 23/12 - Mayor Miller and Council will walk.
- i) Eastern Regional Wellness Coalition RE: Workshop at the Terra Nova Golf Resort on May 30th. April 23/12 - Town Clerk/Manager to register.
- j) Christine Beamish RE: Collapsed drain. April 25/12 - A discussion took place and Council agreed that it appears the collapsed drain is on private property and not the responsibility of Council therefore the request to do repairs has been denied.
- k) Municipal Assessment Agency RE: Meet & Greet, May 31st at 7:30 p.m. at the Hotel Bonavista. April 26/12 - File
- l) The Arthritis Society RE: Walk to Fight Arthritis on June 10th. April 26/12 - File
- m) Government Service Centre RE: Proposed change for use for Aunt Sarah's Chocolate, 7 Dock Lane. April 26/26 - File
- n) Rising Tide Theatre RE: "Season's in the Bight" 2012 program guide. April 26/12 - A discussion took place and it was agreed to sponsor the program guide with the same ad as last year.
- o) Hatch Mott MacDonald RE: Tenders for Hurricane Igor work. April 27/12 - Mayor Miller informed Council that tenders had been awarded to S & H Construction.
- p) Children's Wish Foundation RE: Run the Rock 2012. April 27/12 - File
- q) Dept. of Transportation & Works RE: Jurisdictional transfer of a section of the old Bonavista Highway is being evaluated at the Executive level. April 27/12 - Town Clerk/Manager to follow up with this request over the next two weeks.
- r) RCMP RE: Survey on Local Police Service Delivery. April 27/12 - Town Clerk/Manager to complete survey.
- s) Hatch Mott MacDonald RE: 2012 Professional Municipal Administrators convention. April 27/12 - File

- t) Dept. of Municipal Affairs Re: 2011 Report of Annual Cash Revenues and Expenditures. May 9/12 - Town Clerk/Manager forwarded the request to our accountant.
- u) Discovery Geo-Heritage Management Committee Re: Donation to help offset the cost of hosting the Geological Association of Canada and the Mineralogical Association of Canada three day stay on the Peninsula. May 9/12 - A discussion took place and **Resolution 2012-05-38:** was made by Councillor White to donate \$100.00 to help offset cost, it was seconded by Councillor Ballett. All in agreement, resolution carried.
- v) Dept. Of Advanced Education and Skills Re: Project number for student employment program. May 10/12 - File
- w) Children's Wish Foundation Re: Run the Rock 2012. May 10/12 - File
- x) Paul Goodman Re: Hidden Intersection. May 10/12
- y) Request from Eric Coleridge to move portable band saw mill to the farm and a request to build a storage shed 40 x 30 to cover band saw. A discussion took place and Council agreed that they would need more information on the storage shed but the portable band saw mill could be moved to the farm. **Resolution 2012-05-39:** was made by Councillor Ballett to move the portable band saw mill to the farm property providing all other government regulations are met, it was seconded by Councillor White. All in agreement, resolution carried.
- z) Request from Plaza Investments Ltd. to apply for a Lounge License for 2 Dock Lane. A discussion took place and **Resolution 2012-05-40:** was made by Councillor White to approve the Lounge License for 2 Dock Lane providing all government regulations are met, it was seconded by Councillor Ballett. All in agreement, resolution carried.
- aa) Jackie Harnum Re: Upcoming sessions for input regarding the review of the Tourist Establishments Act and Regulations and the Innkeepers Act. - File
- bb) Fire and Emergency Services Re: Training School dates. - Copy to the Fire Department
- cc) Municipal Assessment Agency Re: Clar Simmons Scholarship Award and new regulations regarding appeals. - File

Outgoing Correspondence

- Letter to Paul Goodman RE: Turning over jurisdictional transfer for the old access road from Trinity Loop to Route 230.
- Letter to Paul Goodman RE: Placing a speed bump on Main Road just before the intersection to Railway Road.
- Letter to Bill Maybee and copied to Bayview Equipment RE: Cleanup of 35 High Street.
- Student Employment Program filed. Approval given for one student for 7 weeks at 35 hours per week.
- Seniors of Distinction Awards filed to nominate Henry Vokey.
- Letter to Rising Tide Theatre regarding Council's decision on the lift station malfunction.

Total invoices for the Operating Account from April 2, to May 3, 2012, \$24,946.91

Resolution 2012-05-41: was made by Councillor Ballett to pay the outstanding invoices in the operating account except CBCL Ltd. \$4,999.97 until funding was received from the Province, it was seconded by Councillor White. All in agreement, resolution carried.

Income for Operating Account April 2nd, to May 3rd, 2012, \$ 38,989.37

Finances: Operation Account as of May 3, 2012, **\$127,482.53**
Trinity Festival Account for recreation May 3, 2012, **\$2,455.37**
Age Friendly Grant March 29, 2012 **\$6,563.73**
Wine Quest **\$820.00**

Resolution 2012-05-42: was made by Councillor White to accept the finances as presented, it was seconded by Councillor Ballett. All in agreement, resolution carried.

General/New Business:

Council decided that clean up days would be May 22, and 23. Town Clerk/Manager to put up posters.

Due to the week delay in the original scheduled meeting Municipal Awareness Day (May 9th) has already passed. The Town Clerk/Manager said that another successful town clean up took place with around 45 bags of garbage collected. Mayor Miller thanked her and everyone else that took part in this annual clean up for volunteering their time.

A request from 83 Route 239 to construct a new shed 32' x 60'. A discussion took place and **Resolution 2012-05-43:** was made by Councillor Ballett to approve the application as presented, it was seconded by Councillor White. All in agreement, resolution carried.

A request from Bonavista Peninsula Branch Line Association Inc. looking for approval for a Licence to Occupy the former Bonavista Branch Line. Deferred until further information is received from the Crown Lands office.

The matter of lumber/wood being stored at the end of the public walkway near the Post Office as the Town Clerk/Manager said some concerns were raised was discussed and Mayor Miller indicated that unless it was of public hindrance, nuisance or liability or unless a written complaint was received that the matter was not necessary to be addressed.

Town Clerk/Manager asked if Council had a chance to review the draft emergency plan as it needed to be forwarded to Paul Peddle for review. Council agreed to send the emergency plan with the additions to Mr. Peddle for his recommendations.

Mayor Miller explained that we have been approached by Ability Employment Corporation, Fred Russell, with the opportunity to hire Kyle Hurdle to do landscaping and maintenance work under the NL Wage Subsidies Program under a 50/50 agreement. As well the program will offer a job coach to supervise Kyle at no cost to the Town. A discussion took place and **Resolution 2012-05-44:** was made by Councillor White to apply for funding through the NL Wage Subsidies Program to hire Kyle Hurdle who will be accompanied by a job coach, it was seconded by Councillor Ballett. All in agreement, resolution carried.

Mayor Miller informed Council that the roads needed some gravel and to be graded. A discussion took place and the Town Clerk/Manager was asked to contact John Vivian and have the necessary work completed.

Town Clerk/Manager informed Council that we did not receive any quotes for the town building and asked if Council would consider fixing the building so the Town Office could move back until another source of funding could be sought for the Towns share. A discussion took place and Council agreed to have someone look at the building and determine what needed to be done in order to repair the building to a standard that it is safe to operate from, and seek price quotes from contractors and apply under the 90/10 provincial agreement.

A discussion took place regarding who would look at the building to determine what needed to be done and Gerald Hiscock offered to assist. Council thanked Mr. Hiscock and agreed to accept his offer. Mr. Hiscock will meet with the Town Clerk/Manager to review the building and determine what will be required to be put in a tender and have it ready for the next meeting of Council.

Gerald Hiscock informed Council that he is having water drainage problems at 81 Main Road. He explained that he needed to do some ditch work and remove some fill from the side of the property in order to correct the problem. A discussion took place and Council agreed to allow Mr. Hiscock have the necessary work done in order to correct the problem.

Resolution 2012-05-45: was made by Councillor Ballett to adjourn the meeting at 8:30 p.m., it was seconded by Councillor White. All in agreement, resolution carried.

Time and place of the next regular meeting of Council is June 4, 2012 at 7:00 p.m., the Bonaventure English Harbour Development Association building.

Mayor

Town Clerk/Manager