

Public Meeting of Witless Bay Council
Town Hall
April 26, 2017

Attending: Councillors Maureen Murphy, Ralph Carey, Fraser Paul and Vince Swain

Absent: Mayor Sebastien Despres, Deputy Mayor Dena Wiseman and Councillor Kevin Smart

Recording: Geraldine Caul

1. Councillor Maureen Murphy called the meeting to order at 7:38 p.m.
2. **2017-054** Councillor Vince Swain/Councillor Fraser Paul
Be it resolved Council adopt the agenda of April 26, 2017

Amendment: Councillor Ralph Carey/Councillor Fraser Paul

The following items are added to the agenda:

Under **Planning & Development** -

- f. Development Control Officer
- g. Strategic Plan

Under **Public Works & Compliance** –

- g. Kinsmen request for permission to construct a storage shed on Town property
- h. 8 Green Hill Drive
- i. 54 Gallows Cove Road
- j. Resident's request to speak RE: storm water issues at 124 Southside Track

Amendment carried unanimously

Motion carried unanimously.

3. **2017-055** Councillor Ralph Carey/Councillor Fraser Paul
Be it resolved that Council adopt the Minutes of March 14, 2017 as presented.
Motion carried unanimously.
4. **Planning and Development:**
 - a. Proposed Regulation: Owners Project Management - Council noted that this item was placed by Mayor Despres who was not present for this meeting.

2017-056 Councillor Fraser Paul/Councillor Vince Swain

Be it resolved that Council defer this item until the next public meeting in May.

Motion carried unanimously.

- b. Witless Bay Fire Station – Councillor Vince Swain reported that at the last meeting with A49, Council was guaranteed a full plot plan with all the measurements would be submitted to Council, but to date that has not been received.

2017-057 Councillor Fraser Paul/Councillor Vince Swain

Be it resolved that Council defer this item until a meeting has been set up with A49 to clarify all required measurements for the project.

Motion carried unanimously.

- c. Town Signage – Council was not in receipt of the final proposal for the signs at this time.

2017-058 Councillor Vince Swain/Councillor Fraser Paul

Be it resolved that Council defer this item until the next public meeting in May.

Motion carried unanimously.

- d. 2017 Capital Works Application – Geraldine reported that the engineer, Ivan Hynes, completed the Southside Track-Dunn’s Lane Phase III application as requested.

- e. Ragged Beach – Crown Land Reserve

2017-059 Councillor Vince Swain/Councillor Fraser Paul

Be it resolved that this item be deferred until the next public meeting in May due to a conflict of interest that would result in loss of quorum for this meeting.

For the motion: Councillor Ralph Carey, Councillor Fraser Paul, and Councillor Vince Swain.

Abstained: Councillor Maureen Murphy abstained due to conflict of interest on this item.

Motion carried.

- f. Development Control Officer

2017-060 Councillor Fraser Paul/Councillor Councillor Vince Swain

Be it resolved that Council defer this item for further review.

Motion carried unanimously.

- g. Strategic Plan

2017-061 Councillor Vince Swain/Councillor Fraser Paul

Be it resolved that Council defer this item until the next public meeting in May.

Motion carried.

Finance & Economic Development

- a. Payables & Income Statement – Information purpose

- b. Motion to pay off remainder of the Town’s debt – Council agreed to meet with the accountant before making this decision.

2017-062 Councillor Ralph Carey/Councillor Fraser Paul

Be it resolved that Council defer this item until after councillors have met with the Town’s accountant.

Motion carried unanimously.

- c. Invoice from WSP – This item was deemed to be for information purpose since a motion was previously made that no further payments would be made to the Engineer or contractor until the final Engineer/Council walk through was completed, and that the remaining work was completed to the Town’s satisfaction.
- d. **2017-063** Councillor Ralph Carey/Councillor Fraser Paul
Be it resolved that Council pay the invoice for FCM.
Motion carried unanimously.
- e. **2017-064** Councillor Ralph Carey/Councillor Fraser Paul
Be it resolved that Council pay the invoice for the Near Plan Fund.
Motion carried unanimously.
- f. **2017-065** Councillor Ralph Carey/Councillor Vince Swain
Be it resolved that Council pay invoices for snow clearing for the period of February 26 to March 25, 2017.
Motion carried unanimously.
- g. Standing Offer Results – Presented to Council for information purpose.

Public Works & Compliance

- a. Speed bumps

2017-066 Councillor Vince Swain/Councillor Fraser Paul
Be it resolved that this item be deferred until the next public meeting in May.
Motion carried unanimously.
- b. Repairs to softball dugouts

2017-067 Councillor Vince Swain/Councillor Fraser Paul
Be it resolved that the Town direct the outside worker to clean up all debris caused by recent storm around the playground dugouts ASAP.
Motion carried unanimously.
- c. Application for home based business (Carpentry Contractor) on 14 Tamarack Drive –

2017-068 Councillor Fraser Paul/Councillor Ralph Carey
Be it resolved that this item be deferred due to a potential conflict of interest which would result in Council not having a quorum.
For the motion: Councillor Ralph Carey, Councillor Fraser Paul, Councillor Maureen Murphy
Abstained: Councillor Vince Swain abstained due to potential conflict of interest relating to him being a contractor in the same field.
Motion carried.
- d. Crown Land application – permission to construct a Right of Way to access property

2017-069 Councillor Fraser Paul/Councillor Vince Swain
Be it resolved that this item be deferred due to a conflict of interest which would result in loss of quorum.
For the motion: Councillor Ralph Carey, Councillor Vince Swain, Councillor Fraser Paul.

Abstained: Councillor Maureen Murphy abstained due to conflict of interest on this item.
Motion carried.

- e. Southside Track Phase II – Councillor Vince Swain reported that the Town is waiting on the engineer, Adam McCarthy, to do a site visit with Council. Councillor Swain further explained that Adam had previously committed to being here, along with the Contractor, but that has not yet happened. Councillor Swain asked that a request be sent to Adam to meet for a walk through of the site.
- f. Patching and asphalt for 2017 – List to be prepared. Geraldine will contact the outside worker to do a community drive through to note areas that need to be repaired or replaced in an effort to finalize a list.
- g. Kinsmen request to construct a storage shed on Town property –

2017-070 Councillor Fraser Paul/Councillor Vince Swain

Be it resolved that the Kinsmen Club of Witless Bay be granted permission to move forward with their plan to construct a shed, subject to a submission of a development application.
Motion carried unanimously.

- h. 8 Green Hill Drive – Councillor Swain reported that he did a site visit on this property. The property owner was looking for reassurance that Council was planning on following up on the motion made at the November 2016 meeting.

Councillor Maureen Murphy read the motion for the record:

Motion 2017-271

Councillor Ralph Carey/Councillor Kevin Smart

Be it resolved that Council piggyback on existing roadwork and have the ditch on the property cleaned out as recommended by the engineer, specifically:

- *Clean the ditch bottom, foreslope and backslope of all organics*
- *Clean the driveway culvert of shoulder gravels*
- *Prepare the ditch bottom, foreslope and backslope for placement of 100mm thick Class A gravel base*
- *Top with 50mm of surface course asphalt. Asphalt surface to be 50mm below outlet of upstream driveway culvert and 50mm below inlet to driveway culvert at 8 Green Hill Drive*

For the motion: Mayor Sebastien Despres, Deputy Mayor Dena Wiseman, Councillor Smart, Councillor Carey and Councillor Murphy

Against: Councillor Swain and Councillor Paul

Motion carried.

2017-071 Councillor Vince Swain/Councillor Fraser Paul

Be it resolved that Council follow up on 8 Green Hill Drive regarding the ditch and try to resolve this issue ASAP. Be it further resolved that Council include the property owner of 8 Green Hill Drive in the meeting to be set up with the engineer.
Motion carried unanimously.

- i. 54 Gallows Cove Road – Councillor Fraser Paul declared a conflict of interest and left the Council Chamber at 8:45 p.m.

Councillor Swain reported that he did a site visit on this property today, and noted that the Orders have not been complied with despite the fact that the deadlines have passed.

Councillors agreed that the Town has to enforce the Order by seeing this work as described in the Orders was done, at the expense of the property owner.

Councillor Paul returned to the Councillor Chamber at 8:51 p.m.

5. **2017-072** Councillor Vince Swain/Councillor Ralph Carey
Be it resolved that Council adjourn the public meeting at 8:52 p.m.
Motion carried unanimously.