

Town of Bishop's Falls
Public Council Meeting No. 1237
March 3, 2009 at 7:00 pm
Council Chambers

Minutes

Prior to the meeting being called to order, the newly elected executive of the Bishop's Falls Fire Department was introduced to Council by Fire Chief Gary Harnum. The Deputy Mayor, on behalf of Council and the residents of Bishop's Falls, expressed her deep appreciation for the volunteers' unwavering dedication to the community. The executive vacated Chambers at 7:10 pm

Deputy Mayor J. Budgell called the meeting to order at 7:10 pm on March 3, 2009 and presided with the following Councillors and staff in attendance:

Councillor D. Tremblett
Councillor B. Saunders
Councillor A. Hynes
Councillor N. Stewart

Mr. Gary Drover, Chief Administrative Officer
Mr. Randy Drover, Town Clerk

Councillor H. Sutton was absent with regrets. The Deputy Mayor indicated that Mayor Fancey would be arriving late because of a prior engagement.

Item 1: Adoption of the Agenda

Motion 086/2009 – Councillor N. Stewart/Councillor B. Saunders

To adopt the agenda as presented.

In Favour: Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Item 2: Adoption of Minutes for Public Council Meeting No. 1236

Motion 087/2009 – Councillor D. Tremblett/Deputy Mayor J. Budgell

To adopt the minutes for Public Council Meeting no. 1236 as presented.

In Favour: Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Item 3: Privileged Council Meeting February 4, 2009

3.1 MAYOR'S REPORT

Deputy Mayor J. Budgell presented the following report from Mayor J. Fancey concerning the outcomes of the Privileged Council meeting of February 4, 2009.

“Following our planning session on February 4, 2009 several things occurred. Firstly, we finalized the Briefing Paper based on Council’s four strategic priorities, and this was shared with MHA Clayton Forsey on February 16, 2009. Subsequently, MHA Forsey arranged a meeting with Minister Skinner on Friday, March 6, 2009 at 11:30 am where we will present and discuss the Briefing Paper. The meeting will take place in St. John’s. Shortly after the Briefing Paper was prepared we issued a press release, and since then I have been interviewed by the telegram, advertiser, CBC (radio and television), and NTV. On February 18, 2009 Councillor Saunders and I met with Ms. Yvonne Jones, Leader of the Official Opposition, to discuss the issues surrounding the closure of AbitibiBowater. The most important point made by Ms. Jones during the meeting was that the region appears fragmented, and there is no consistent or strategic message. The communities and union must come together to form a regional working group. This is not to say municipalities cannot pursue their own agendas, but a regional working group is necessary to ensure we are coordinated and, if necessary, prepared to lobby Government as a group to advance our collective objectives. I will continue to work on our priorities for the betterment of the Town and Region.”

Motion 088/2009 – Councillor B. Saunders/Councillor A. Hynes

To adopt the report from Mayor Fancey concerning the outcomes of the Privileged Meeting held on February 4, 2009.

In Favour: Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

3.2 BUSINESS ARISING

Motion 089/2009 – Councillor B. Saunders/Councillor N. Stewart

Whereas Elliott Brothers Ltd, Wilson Contracting Ltd and G.T. Peyton Ltd are interested in continuing to harvest timber on lands traditionally owned and managed by AbitibiBowater; and whereas Council is supportive of any initiative that will continue to provide employment to workers displaced by the closure of AbitibiBowater; and whereas Council is also supportive of initiatives that will see the region's resources benefit the region's communities and residents; therefore, be it resolved that Council shall support Elliott Brothers Ltd, Wilson Contracting Ltd, and G.T. Peyton Ltd's efforts to harvest timber on lands traditionally owned and managed by AbitibiBowater.

In Favour: Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 090/2009 – Councillor B. Saunders/Councillor D. Tremblett

That Mayor Jody Fancey, Councillor B. Saunders and the Chief Administrative Officer or Town Clerk serve as Council's representation during the meeting with Minister Shawn Skinner, Chairperson of the Ministerial Task Force on the Closure of AbitibiBowater in Grand Falls-Windsor, on March 6, 2009 in St. John's.

DISCUSSION

Councillor B. Saunders believed that the Town Clerk and the CAO should attend the meeting with the Minister on March 6, 2009. He stated that the Town Clerk prepares the correspondence and other documents for Council, and therefore should be at the meeting to hear the conversation with the Minister first hand.

Amendment – Councillor B. Saunders/Councillor N. Stewart

That the motion be reworded to read “That Mayor Jody Fancey, Councillor B. Saunders, the Chief Administrative Officer and the Town Clerk serve...”

In Favour: Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Amendment Carried

With no further discussion, the Deputy Mayor called for a vote on motion 090/2009 as amended

In Favour: Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

MAYOR J. FANCEY ARRIVED AT 7:20 PM AND ASSUMED THE ROLE OF CHAIR

Item 4: Standing Committee Reports and Recommendations

4.1 RECREATION STANDING COMMITTEE MEETING NO. 209 (FEB 17, 2009)

4.1.1 Chairperson’s Report

Councillor A. Hynes, Acting Chairperson of the Recreation Standing Committee, presented the following report on behalf of Councillor N. Stewart:

“Madame Mayor, I present this report on behalf of Councillor N. Stewart who was absent from the last meeting because of medical reasons. The Recreation Standing Committee held a meeting on February 17, 2009 and during this time we reviewed the draft Recreation Infrastructure Investment Plan. The Committee included five essential projects in the Plan; renovate the dressing rooms, construct two new dressing rooms and a community centre, scrape and paint the beams, relocate the zamboni room, and remove the damaged fence surrounding the playground. We estimate that the cost to implement all these projects is \$290,200. We are considering two funding routes for the Plan, namely Municipal Capital Works and Recreation Infrastructure Canada. The latter is a new initiative of the Government of Canada. To ensure the community’s view are reflected in the Plan, the Committee

decided to facilitate a consultation session on February 26, 2009 with recreation user groups, and their input will be incorporated into the final document. Madame Mayor, I now submit this report for Council's consideration."

Motion 091/2009 – Councillor A. Hynes/Councillor N. Stewart

To adopt the report for Recreation Standing Committee meeting no. 209 as presented.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

4.1.2 Recommendations

Motion 092/2009 – Councillor A. Hynes/Councillor B. Saunders

Whereas the Fallsview Figure Skating Club (herein after referred to as the 'Club') requested to change rooms at the Pat O'Reilly Memorial Community Centre, more specifically, the Club is looking to use the former Youth Drop-in Centre; and whereas Council is in the process of planning several renovation projects at the Pat O'Reilly Memorial Community Centre and to allow the Club to relocate at this time would be premature; therefore, be it resolved that Council shall not approve the Club's request as outlined in its correspondence dated February 4, 2009.

DISCUSSION

Councillor N. Stewart wondered why the Club was looking for another room when they already have one on the upper level. Councillor A. Hynes stated that the Club believes the new room will offer a better vantage point. With no further discussion, Mayor J. Fancey called for a vote.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 093/2009 – Councillor A. Hynes/Councillor B. Saunders

Whereas the Bishop’s Falls Men’s Broomball League (hereinafter referred to as the ‘League’) requested three (3) adjustments to its account; and whereas Council considered the arguments of the League in support of the adjustments; therefore, be it resolved that;

1. In the case of invoice number 2008M002040848, Council shall not adjust the League’s account by \$180.80 because the rental was, in fact, on February 24, 2008.
2. In the case of invoice number 2008M002041510, Council shall adjust the League’s account by \$90.40 because the rental did not occur because of an electrical problem.
3. In the case of invoice number 13844, Council shall not apply the minor rate. The charge of \$90.40, inclusive of taxes, stands.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

4.2 COMMUNITY RELATIONS STANDING COMMITTEE MEETING NO. 2 (FEB 18, 2009)

4.2.1 Chairperson’s Report

Councillor A. Hynes, Chairperson of the Community Relations Standing Committee, presented the following report:

“Madame Mayor, the last meeting of the Community Relations Standing Committee took place on February 18, 2009. The members and I, with the assistance of Ms. Linda Snow, continue to organize the upcoming Civic Awards. Council may be interested to know that we have scheduled a presentation from the RCMP on *Drug and Organized Crime Awareness* for March 26, 2009 at 7:00 pm. All Councillors are invited to this presentation. Finally, the Committee will be meeting with the Provincial Fire Commissioner in the coming weeks to discuss the matter of responding to fires at the Central Newfoundland airstrip. Madame Mayor, I now submit this report for Council’s consideration.”

Motion 094/2009 – Councillor A. Hynes/Deputy Mayor J. Budgell

To adopt the report for Community Relations Standing Committee meeting no. 2 as presented.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None
Abstained: None

Motion Carried

4.3 GOVERNANCE STANDING COMMITTEE MEETING NO. 2 (FEB 18, 2009)

4.3.1 Chairperson's Report

Councillor D. Tremblett, Chairperson of the Governance Standing Committee, presented the following report to Council:

“Madame Mayor, the Governance Standing Committee held a meeting on February 18, 2009. In 2005 Council adopted rules and procedures to govern its meetings in accordance with section 24(3) of the *Municipalities Act, 1999*. However, for the most part these rules and procedures were vague, and the Committee developed a more comprehensive set of rules that we are now regarding as Standing Orders. We will present these Orders later tonight. The Committee also concluded its negotiations with Vain Entertainment concerning the Newfoundland Strongman Competition. Council will be interested to know that both parties reach a tentative agreed to sell the event and its assets to Vain for \$1,300, with a stipulation that the Newfoundland Strongman Competition take place in Bishop's Falls for the next three years. Nonetheless, on February 26, 2009 Vain informed the Town Clerk that it was no longer interested in acquiring the event. The Committee will review the options before Council and provide a report at the next Public Meeting. Madame Mayor, I now submit this report for Council's consideration.”

Motion 095/2009 – Councillor D. Tremblett/Deputy Mayor J. Budgell

To adopt the report for Governance Standing Committee meeting no. 2 as presented.

DISCUSSION

Councillor N. Stewart stated that, after all the effort that was placed in establishing the Newfoundland Strongman Competition, she is disappointed to see this conclusion. She was also surprised that Vain Entertainment walked away from the table at this point. Mayor J. Fancy agreed, and asked the Councillors if they wanted her to approach Vain once again. After a lengthy discussion where each Councillor presented his/her opinion, the Mayor was directed to contact Vain and propose one final offer – no payment, but the event has to take place in Bishop's Falls for five (5) years and the Town must be listed as a sponsor for five (5) years. The Mayor stated she will contact Vain on March 4, 2009. With no further discussion on the report, Her Worship called for a vote.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

4.3.2 Business Arising

Motion 096/2009 – Councillor D. Tremblett/Councillor B. Saunders

Whereas a resident requested to have his/her 2008 real property tax waived because he/she has not yet moved into the dwelling; and whereas section 112 of the *Municipalities Act, 1999* enables Council to impose an annual property tax “... on the owners of real property in the municipality”; and whereas the resident became the owner of the real property in 2008; and whereas it is irrelevant when the resident decides to move into the dwelling; therefore, be it resolved that Council shall not waive the resident’s 2008 real property tax as requested.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 097/2009 – Councillor D. Tremblett/Deputy Mayor J. Budgell

Whereas the Kiwanis Music Festival Committee is seeking sponsors for its awards in support of the 2009 Festival; and whereas the Town sponsored an award in 2008 for \$50.00; therefore, be it resolved that Council shall sponsor an award at the 2009 Kiwanis Music Festival in the amount of \$50.00.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 098/2009 – Councillor D. Tremblett/Councillor N. Stewart

Whereas the Bishop’s Falls Junior Broomball Team requested financial assistance to attend the Junior Provincial Broomball Championships in St. Anthony on February 12 – 15, 2009; and whereas, in accordance with the *Travel Donation for Teams Policy*, Council may approve a

donation up to \$100 where the Championship is taking place at a location more than 100 km away; therefore, be it resolved that Council shall approve a donation of \$100 to the Bishop's Falls Junior Broomball Team for the Championship in St. Anthony that took place on February 12 – 15, 2009.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 099/2009 – Councillor D. Tremblett/Councillor B. Saunders

Whereas the Public Works Supervisor was invited to participate in a delegation to China by the American Public Works Association; and whereas the Public Works Supervisor's participation will cost approximately \$6,000; and whereas Council would like to provide a contribution but such a cost was not factored into the 2009 Operating Budget; therefore, be it resolved that Council shall not provide a contribution towards the costs of sending the Public Works Supervisor on a delegation to China with the American Public Works Association.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 100/2009 – Councillor D. Tremblett/Deputy Mayor J. Budgell

Whereas the Status of Women Central is holding its International Women's Day Dinner on March 5, 2009; and whereas the cost of tickets to the Dinner is \$10.00 each; and whereas it is important for Council to show its support for such initiatives; therefore, be it resolved that Council shall approve up to seven (7) tickets for Councillors and staff to attend the Status of Women Central's International Women's Day Dinner.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 101/2009 – Councillor D. Tremblett/Councillor B. Saunders

Whereas a resident requested that Council freeze interest on account number KEARB001 effective immediately; and whereas, in the opinion of the Governance Standing Committee, it is highly unlikely that the arrears will be collected so long as interest continues to accumulate on the account; therefore, be it resolved that Council shall freeze interest on account number KEARB001 effective February 3, 2009.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 102/2009 – Councillor D. Tremblett/Deputy Mayor J. Budgell

Whereas the Town of Bishop’s Falls is a participant in the Economic Development Growth Enterprises (EDGE) Program; and whereas Council has its own tax incentive measures to encourage economic development in the community; therefore, be it resolved that Council shall withdraw as an EDGE participant effective March 3, 2009; be it further resolved that the *Town of Bishop’s Falls Municipal Tax Incentive Policy* be amended by removing any reference to the EDGE program.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 103/2009 – Councillor D. Tremblett/Deputy Mayor J. Budgell

That the following invoices, totalling \$44,348.11, be approved for payment under the Economic Development account or, if it is deemed necessary by the Treasurer, the General Account:

Vendor	Invoice Number/Date	Amount
Brick and Tile Supplies	25683	\$145.32
NL Power	December 8, 2009	\$613.19
NL Power	January 9, 2009	\$1,084.48
Design Management Group	6339	\$16,861.69
Design Management Group	6273	\$25,643.43
	TOTAL	\$44,348.11

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 104/2009 – Councillor D. Tremblett/Councillor A. Hynes

That the following Caregiver Water Rate Exemption Applications be approved as per the *Caregiver Water Rate Exemption Policy*:

Glen Luff
Arch and Roberta Butt
Joseph McGrath
Barbara Warford

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 105/2009 – Councillor D. Tremblett/Councillor N. Stewart

Whereas the Leo Burke Academy Safe Grad Parent Committee is seeking a donation to the 2009 Safe Grad; and whereas Council believes this is a positive event that promotes a safe and healthy graduation ceremony; therefore, be it resolved that Council shall provide a donation of \$100 to the Leo Burke Academy Safe Grad Parent Committee.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 106/2009 – Councillor D. Tremblett/Deputy Mayor J. Budgell

That Council approve the AP Transaction Journal as of February 17, 2009, totalling \$258,617.77, for payment as presented.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None
Abstained: None

Motion Carried

Motion 107/2009 – Councillor D. Tremblett/Councillor A. Hynes

To adopt the Cheque Register as of February 18, 2009 as presented.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None
Abstained: None

Motion Carried

Motion 108/2009 – Councillor D. Tremblett/Councillor N. Stewart

Whereas the Bishop's Falls Heritage Building was recently damaged by vandals on the west end; and whereas repairs are required that can best be completed by a contractor; and whereas the Town has solicited quotes from various contractors; therefore, be it resolved that the Town engage T & T Construction to complete the repairs to the Bishop's Falls Heritage Building at a cost of \$1,615.90, inclusive of taxes, as per quote number 00964.

DISCUSSION

Councillor N. Stewart believed that the new Council should consider an allocation to upgrade the Heritage Building during the next round of budget discussions. This is a historical structure in the community and should be remodelled to reflect a traditional look. Mayor Fancey stated that the recommendation is a new agenda item, and therefore directed the Clerk to see that it is discussed at the next Governance Standing Committee meeting. With no further discussion, the Mayor called for a vote.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None
Abstained: None

Motion Carried

Motion 109/2009 – Councillor D. Tremblett/Councillor B. Saunders

Whereas the guard on the compressor at the Pat O'Reilly Memorial Community Centre needs to be replaced or repaired; and whereas the current condition of the compressor is a

potential safety hazard; therefore, be it resolved that Council provide the Treasure with the authority to authorize an expenditure up to \$2,500 to replace or repair the guard on the compressor at the Pat O'Reilly Memorial Community Centre.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 110/2009 – Councillor D. Tremblett/Deputy Mayor J. Budgell

Whereas several doors at the Pat O'Reilly Memorial Community Centre are in much need of repair or replacement; and whereas it will cost approximately \$300 to \$400 to repair or replace a single door; therefore, be it resolved that Council shall approve \$1,000 to repair or replace those doors at the Pat O'Reilly Memorial Community Centre that are in the most need of repair.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

4.4 PUBLIC WORKS STANDING COMMITTEE MEETING NO. 267 (FEB 19, 2009)

4.4.1 Chairperson's Report

Councillor B. Saunders, Acting Chairperson of the Public Works Standing Committee, provided the following report to Council:

“Madame Mayor, firstly, I present this report on behalf of Councillor H. Sutton who was absent from the meeting for personal reasons. The Public Works Standing Committee held a meeting on February 19, 2009. We received a delegation from a resident who had concerns over a water tax issue, and the Committee finalized its recommendation concerning the rezoning of Kinsmen Drive. We will present this later tonight. Madame Mayor, I now submit this report for Council's consideration.”

Motion 111/2009 – Councillor B. Saunders/Councillor N. Stewart

To adopt the report for Public Works Standing Committee meeting no. 267 as presented.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

4.4.2 Business Arising

Motion 112/2009 – Councillor B. Saunders/Deputy Mayor J. Budgell

Whereas a resident requested a refund of 2007 water taxes because the dwelling was demolished in November of that year; and whereas the dwelling was located at 260 Main Street; and whereas a water tax was imposed on that property because of motion 167/2007 of the Bishop’s Falls Town Council and section 130 of the *Municipalities Act, 1999*; therefore, be it resolved that Council shall not refund the water tax imposed on the property previously situated at 260 Main Street.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 113/2009 – Councillor B. Saunders/Councillor D. Tremblett

That Mr. Kevin Ellis’ Crown Land applications dated February 16, 2009 and January 8, 2009 pertaining to 41A Thirteen Mile Crossing be approved and released from municipal review.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 114/2009 – Councillor B. Saunders/Councillor D. Tremblett

That Council approve a Business Permit for Ms. Dana Wheeler (Personal Touch) to operate a beauty salon at 350 Main Street provided that the business obtains approval or exemption from the Department of Government Services concerning fire safety and building accessibility regulations.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 115/2009 – Councillor B. Saunders/Councillor N. Stewart

Whereas a resident requested a letter of no objection concerning his/her application to acquire a parcel of land adjacent to the east side of his/her property at 529 Main Street; and whereas Council may have to acquire a portion of this land to accommodate the existing fence surrounding the Fallsview Municipal Park; therefore, be it resolved that Council shall approve the resident's request for AbitibiBowater land that is not currently fenced by the Town of Bishop's Falls for the Fallsview Municipal Park.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 116/2009 – Councillor B. Saunders/Deputy Mayor J. Budgell

Whereas individuals are parking their vehicles on both sides of Main Street in front of the Calvary Pentecostal Church during open air services in July and August; and whereas this is a traffic hazard; therefore, be it resolved that parking shall only be permitted on the right side of the Road heading west between the Knights of Columbus and Cannings Lane during the months of June, July and August; be it further resolved that "No Parking Signs" shall be placed on the opposite side of the road to ensure residents are advised of this restriction.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 117/2009 – Councillor B. Saunders/Councillor D. Tremblett

Whereas a resident requested an additional street light at or around 19 Botwood Highway; and whereas a street light is already within the resident's immediate area; and whereas the angle of this light may prohibit the resident from benefiting from the street light; therefore,

be it resolved that Council shall not install an additional street light as requested, but shall ask Newfoundland Power to change the angle of the existing light near 19 Botwood Highway; be it further resolved that Council shall also ask Newfoundland Power to increase the wattage and install a low sodium light.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Motion 118/2009 – Councillor B. Saunders/Councillor D. Tremblett

Whereas the residents of Kinsman Drive have, over a period of many years, expressed interest to purchase the land immediately behind their dwellings; and whereas Council does not have any current or future plans for this land; and whereas the area is currently zoned as Recreation Open Space; therefore, be it resolved that;

1. The area of land immediately behind Kinsman Drive and boarding the stadium road shall be rezoned from Recreation Open Space to Residential Medium Density.
2. Prior to the commencing of the rezoning process, all residents on Kinsman Drive will be provided an opportunity to submit a letter of interest to purchase the section of land located behind their properties up to a line to the west of the brook (see attached map) at a cost of \$1,000 plus HST, deed, survey, and an equal share of the rezoning fees.
3. This motion shall be null and void if all residents from 8 Kinsmen Drive to 28 Kinsmen Drive do not submit a letter of interest to purchase that section of land behind their properties as per item two (2) by March 31, 2009 at 4:30 pm.

DISCUSSION

Deputy Mayor J. Budgell stated that the motion does not provide much security to the Town. Council needs some assurance that the residents are serious about the purchase. While the letter of intent would establish an obligation on the part of the resident, the last thing Council needs is a dispute over payments after the land is rezoned. The Deputy Mayor first proposed that Council include a non-refundable deposit of \$100 with the letter of interest; however, after a brief discussion the Councillors concluded that a deposit of \$1,000 + HST would be more appropriate with a deadline of May 31, 2009. The following amendment was then proposed:

Amendment – Deputy Mayor J. Budgell/Councillor N. Stewart

That item 3 of the motion be reworded to read as follows: “This motion shall be null and void if all residents from 8 Kinsmen Drive to 28 Kinsmen Drive do not submit a letter of interest to purchase that section of land behind their properties as per item two (2) **and a deposit of \$1,000 + HST by May 31, 2009**”.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Amendment Carried

With no further discussion, the Mayor called for a vote on motion 118/2007 as amended.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Item 5: External Boards and Committee Reports

5.1 EXPLOITS VALLEY ECONOMIC DEVELOPMENT CORPORATION

Councillor B. Saunders stated there was nothing to report at this time.

5.2 CENTRAL NEWFOUNDLAND UNIVERSITY COMMITTEE

Deputy Mayor J. Budgell stated there was nothing to report at this time.

5.3 BISHOP’S FALLS YOUTH ADVISORY COMMITTEE

Councillor N. Stewart reported that the Committee has not been active in over a year. As Council’s liaison, her role is to relay messages to Council as they are brought to her attention by the Committee. Nonetheless, Councillor N. Stewart stated that she will be calling a meeting of the Committee in the near future to discussion several initiatives such as the youth centre, Sogo Active program, and the summer recreation program.

Motion 119/2009 – Councillor N. Stewart/Councillor A. Hynes

To adopt the report from Councillor N. Stewart concerning the Bishop’s Falls Youth Advisory Committee as presented.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

5.4 REGIONAL YOUTH ADVISORY COMMITTEE

Councillor N. Stewart reported that the Committee has been meeting on a regular basis. It is currently comprised of youth between the ages of 15 and 30 from Grand Falls-Windsor; however, in the coming months the Exploits Valley Development Corporation (the umbrella organization) will be targeting youth from other communities. Councillor N. Stewart stated that she serves as an advisory to the Committee, and she is enjoying the experience. There is only one other adult serving in this capacity. Right now the youth are planning a fundraiser.

Motion 120/2009 – Councillor N. Stewart/Councillor B. Saunders

To adopt the report from Councillor N. Stewart concerning the Regional Youth Advisory Committee as presented.

In Favour: Mayor J. Fancey, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

5.5 EXPLOITS REGIONAL SERVICE BOARD

No report was submitted.

5.6 EXPLOITS REGIONAL SERVICE BOARD

No report was submitted.

5.7 EXPLOITS VALLEY TOURISM ASSOCIATION

No report was submitted.

5.8 CENTRAL REGION CRIME PREVENTION COMMITTEE

No report was submitted.

5.9 CENTENNIAL CELEBRATIONS COMMITTEE

No report was submitted.

Item 6: Policies

6.1 GOVERNANCE: *BISHOP'S FALLS TOWN COUNCIL STANDING ORDERS*

Motion 121/2009 – Deputy Mayor J. Budgell/Councillor B. Saunders

Whereas section 24(3) of the *Municipalities Act, 1999* states that “A town council shall adopt rules of procedure for its meetings”; and whereas in 2005 Council adopted rules and procedures governing its meeting; and whereas these rules and procedures were vague and did not, in most cases, address the issues often confronted by Council; therefore, be it resolved that Council shall adopt the *Bishop’s Falls Town Council Standing Orders*, as presented, effective March 3, 2009; be it further resolved that the *Bishop’s Falls Town Council Standing Orders* shall replace all other policies, procedures, rules, and/or practices concerning the subject matter of the said *Standing Orders*.

In Favour: Mayor J. Fancy, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

Item 7: Adjournment

Motion 122/2009 – Deputy Mayor J. Budgell/Councillor B. Saunders

That Public Meeting number 1237 be adjourned.

In Favour: Mayor J. Fancy, Deputy Mayor J. Budgell, Councillor D. Tremblett, Councillor B. Saunders, Councillor A. Hynes, and Councillor N. Stewart.

Opposed: None

Abstained: None

Motion Carried

The meeting adjourned at 8:09 pm.

Jody Fancey, Mayor

Randy Drover, Town Clerk