

Town of Bay Bulls

Meeting Minutes

For the Public Meeting of June 10, 2019

Held in Council Chambers at 8:00 p.m.

Members Present

Mayor Harold Muldowney
Deputy Mayor Wendy O'Driscoll
Councillor Patrick Coady
Councillor Eric Maloney

Staff Present

Sandra Cahill, Town Clerk
Ashley Wakeham, Assistant Town Clerk

Regrets

Councillor Joan Luby
Councillor Evelyn Tucker

Call to Order

Mayor Harold Muldowney assumed the Chair and called the meeting to order at 8:14 p.m.

Adoption of Agenda

MOTION: 2019-9708 Deputy Mayor O'Driscoll / Councillor Maloney

MOVE THAT the agenda of June 10, 2019 Public Meeting be adopted as presented.

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor Muldowney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)

Against: 0

Mayor Muldowney called for new business additions for the June 10 2019 agenda

Councillor Coady – Application #2019-304.

Mayor Muldowney – Quote for mechanic work on the 2016 Dodge Ram Town truck.

Adoption of Minutes

May 13, 2019 Minutes

MOTION: 2019-9709 Deputy Mayor O'Driscoll / Councillor Coady
MOVE THAT the minutes of May 13, 2019 be adopted as with the correction on page 7 of a spelling error.
Questions called. Motion carried. Unanimously
For Motion: 4 (Mayor Mullowney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)
Against: 0

Delegations & Proclamations

No scheduled delegations for June 10, 2019

Applications

Application # 2019-101

Operate a Business
Home Office – Online Sales
Jane Walsh's Lane, Bay Bulls

MOTION: 2019-9710 Councillor Coady / Deputy Mayor O'Driscoll
MOVE THAT application 2019-101 be approved as a home office use.
Questions called. Motion carried. Unanimously
For Motion: 4 (Mayor Mullowney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)
Against: 0

Application # 2019-102

Operate a Business
Restaurant
Southern Shore Hwy, Bay Bulls

MOTION: 2019-9711 Deputy Mayor O'Driscoll / Councillor Coady
MOVE THAT application 2019-102 be approved-in-principle pending comments from the discretionary use advertisement closing June 21, 2019. AND that Service NL certificate for a design of a commercial septic to replace the current residential septic & Building and Accessibility reports must be sent to the Town prior to the release of a permit to operate.
Questions called. Motion carried. Unanimously
For Motion: 4 (Mayor Mullowney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)
Against: 0

Application # 2019-432

New Development
SF Home
Northside Rd, Bay Bulls

MOTION: 2019-9712 Councillor Maloney / Councillor Coady
MOVE THAT Council forward a land proposal to the applicant for consideration.
Questions called. Motion carried. Unanimously
For Motion: 4 (Mayor Mullowney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)
Against: 0

Application # 2019-433

Land Development - Change of Use from Residential to Commercial
Restaurant
Southern Shore Hwy, Bay Bulls

MOTION: 2019-9713 Councillor Coady / Deputy Mayor O'Driscoll

MOVE THAT application 2019-433 follow the same requirements as application 2019-102 and be approved-in-principle pending comments from the discretionary use advertisement closing June 21, 2019. AND that Service NL certificate for a design of a commercial septic to replace the current residential septic and building and accessibility reports must be sent to the Town prior to the release of a permit to undertake the renovations.

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)

Against: 0

Application # 2019-517

Crownland Referral
Easement - Well and Water Line
Northside Rd, Bay Bulls

MOTION: 2019-9714 Councillor Coady / Deputy Mayor O'Driscoll

MOVE THAT application 2019-517 be approved

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)

Against: 0

Accounts Payable

MOTION: 2019-9715 Deputy Mayor O'Driscoll / Councillor Maloney

MOVE THAT all payables in Section A totaling \$49,472.61 be released.

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)

Against: 0

Total for Section A: \$49,472.61

Total for Section B: \$40,036.00

Total Disbursements for the Month: \$89,508.61

Correspondence & Action

Change Order #1 - Lower Rd Project #1820

MOTION: 2019-9716 Councillor Maloney / Councillor Coady

MOVE THAT council accept the change order in the amount of \$5,755.01 HST Incd. for relocation of Bell Aliant poles.

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)
Against: 0

Installation of a back-up alarm for the 2019 Chevy Town Truck

MOTION: 2019-9717 Deputy Mayor O'Driscoll / Councillor Coady
MOVE THAT council accept the quoted amount of \$129.95 plus HST to have the alarm installed.
Questions called. Motion carried. Unanimously
For Motion: 4 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)
Against: 0

Permission to defer by-election

MOTION: 2019-9718 Deputy Mayor O'Driscoll / Councillor Coady
MOVE THAT council seek permission from the Minister of Municipal Affairs and Environment to defer the by-election efforts until late September 2019.
Questions called. Motion carried. Unanimously
For Motion: 4 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)
Against: 0

Resolution - Capital Investment Plan

RESOLUTION: 2019-9719 Deputy Mayor O'Driscoll / Councillor Coady
BE IT RESOLVED that the Town Council of Bay Bulls submit the Capital Investment Plan for the project of: Winnoish Drive Road Upgrades for the estimated amount of \$479,841.62 as per engineering specifications
Questions called. Motion carried. Unanimously
For Motion: 4 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)
Against: 0

Donation Application # 2019-03

MOTION: 2019-9720 Deputy Mayor O'Driscoll / Councillor Coady
MOVE THAT council approve a donation amount of \$250.00 for the Bauline - Bay Bulls 50+ Club.
Questions called. Motion carried. Unanimously
For Motion: 4 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)
Against: 0

Development Regulation Amendment No. 6

RESOLUTION: 2019-9721 Deputy Mayor O'Driscoll / Councillor Coady
BE IT RESOLVED that the Town Council of Bay Bulls was not in receipt of any comments regarding DRA. No 6; Therefore, the Town Council of Bay Bulls approve the DRA No. 6 as presented.
Questions called. Motion carried. Unanimously
For Motion: 4 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)
Against: 0

Recreational Field Rental Policy #TBB-003-PW; Key Agreements; and Fees Schedule

RESOLUTION: 2019-9722 Deputy Mayor O'Driscoll / Councillor Coady
BE IT RESOLVED that the Town Council of Bay Bulls approve policy #TBB-003-PW and accompanying

agreements and fees.

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor Mullooney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)

Against: 0

Request for cleanup at Eastern Waste Management Site

8:25 p.m. Mayor Mullooney declared conflict of interest on "Request for cleanup at Eastern Waste Management Site" and left the Chambers; Mayor Mullooney is the Chair of Easter Regional Service Board.

8:25 p.m. Deputy Mayor O'Driscoll declared conflict of interest on "Request for cleanup at Eastern Waste Management Site" and left the Chambers; Deputy Mayor O'Driscoll's husband works for the company requesting the clean-up.

Council lost quorum; "Request for cleanup at Eastern Waste Management Site" will be moved to July 8, 2019 meeting.

8:25 p.m. Mayor Mullooney and Deputy Mayor O'Driscoll returned to the Chambers.

Airbnb's in the Town of Bay Bulls

The Town of Bay Bulls was in receipt of a correspondence in regards to Airbnb's and the impact they have on the registered Bed & Breakfast's/Inn's in the area.

8:26 p.m. Councillor Maloney declared conflict of interest on "Airbnb's in the Town of Bay Bulls" and left the Chambers; Councillor Maloney has immediate family that own a bed and breakfast in the Town.

Council lost quorum; "Airbnb's in the Town of Bay Bulls" will be moved to July 8, 2019 meeting.

8:26 p.m. Councillor Maloney returned to the Chambers.

Legion NL - Request to Advertise in the Military Service Recognition Book.

MOTION: 2019-9723 Deputy Mayor O'Driscoll / Councillor Coady

MOVE THAT council approve a business card size advertisement in the amount of \$210.00 HST Incl.

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor Mullooney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)

Against: 0

Request for Public Works to install speed bumps at Island Cove Rd

MOTION: 2019-9724 Deputy Mayor O'Driscoll / Councillor Coady

MOVE THAT council approve public works employees to install speed bumps along Island Cove Rd for traffic calming measures.

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor Mullooney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)

Against: 0

Bay Bulls Regional Lifestyle Centre – Request for second \$25,000 payout as approved in the 2019 Budget.

MOTION: 2019-9725 Councillor Maloney / Councillor Coady

MOVE THAT council approve to release a \$25,000 payment for the operational grant as approved in the 2019 Budget.

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor MULLOWNEY, Deputy Mayor O'DRISCOLL, Councillors Maloney & Coady)

Against: 0

Residents of Lynch's Lane submitted a petition for road work in the area

8:28 p.m. Deputy Mayor O'Driscoll declared conflict of interest on "Lynch's Lane..." and left the Chambers; Deputy Mayor O'Driscoll's lives close proximity of the area of Lynch's Lane.

Council lost quorum; "Lynch's Lane..." will be moved to July 8, 2019 meeting.

8:28 p.m. Deputy Mayor O'Driscoll returned to the Chambers.

Resolution – Hire Town Clerk/Manager

RESOLUTION: 2019-9726 Councillor Maloney / Councillor Coady

BE IT RESOLVED that the Town Council of Bay Bulls appoints Jennifer Aspell to the position of Town Manager for the Town with statutory responsibilities as Town Manager and Town Clerk as contained in the *Municipalities Act, 1999* and other duties as may be assigned to the position by Council.

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor MULLOWNEY, Deputy Mayor O'DRISCOLL, Councillors Maloney & Coady)

Against: 0

Information Only

Development & Permit Report

Letter of acceptance for the Town's Backfill & Excavation Regulations from the Local Governance and Land Use Planning Dept of Municipal Affairs and Environment.

Vigilant Management – Lower Rd Project #1820 update

My NL Family Doctor Award

Summer Maintenance Survey – Dept. of Transportation and Works

General Business

Award – Bill joy's Lane Upgrades

MOTION: 2019-9727 Councillor Coady / Councillor Maloney

MOVE THAT council award the Bill Joy's Lane Upgrades to Harbour construction at the lowest bid of \$4,283.75 HST Incl. with an additional Rock buster amount of \$200.00/hour if required during the upgrades.

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor MULLOWNEY, Deputy Mayor O'DRISCOLL, Councillors Maloney & Coady)

Against: 0

Canada Summer Jobs 2019 – Grounds and Maintenance Assistant

Residents between the ages of 15-30 are encouraged to apply for the Summer position. The Town will hire a successful candidate after the closing of resume submissions on June 17, 2019.

Grand Opening Community Fun Day

MOTION: 2019-9728 Deputy Mayor O’Driscoll / Councillor Coady

MOVE THAT Council plan a grand opening for the Ryan’s property and provide \$200.00 towards the cost of the community party.

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor Mallowney, Deputy Mayor O’Driscoll, Councillors Maloney & Coady)

Against: 0

Home-Based Businesses Reminder Letters

MOTION: 2019-9729 Councillor Maloney / Deputy Mayor O’Driscoll

MOVE THAT Council send letters to the identified home-based businesses within the town and remind them that a permit is needed from the Town.

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor Mallowney, Deputy Mayor O’Driscoll, Councillors Maloney & Coady)

Against: 0

Industrial Zones – Privacy Screening in Compliance with the Town of Bay Bulls Development Regulations.

MOTION: 2019-9730 Councillor Coady / Councillor Maloney

MOVE THAT the Town enforce the development regulations as stated in the Town of Bay Bulls General Regulations #40 and #54.

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor Mallowney, Deputy Mayor O’Driscoll, Councillors Maloney & Coady)

Against: 0

Picometry – Parcel Data & Appraisal

Staff attended a demonstration by Municipal Assessment Agency on pictometry; and have asked Council to consider this for the Town. MAA has a fund that will pay \$2.00 per parcel towards implementing a pictometry system.

Council will schedule a demonstration for the fall.

Ryan’s Property – Privacy Fence call for Quotes #PWBB-2019-03

MOTION: 2019-9731 Deputy Mayor O’Driscoll / Councillor Coady

MOVE THAT upon the close of the request for quotes staff will award to the lowest bidder for the supply & install of a privacy fence.

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor Mallowney, Deputy Mayor O’Driscoll, Councillors Maloney & Coady)

Against: 0

Quotes to purchase civic numbers for emergency response

MOTION: 2019-9732 Councillor Coady / Deputy Mayor O'Driscoll

MOVE THAT Council approve the lowest quote for 630 civic numbers to be purchased at the lowest cost of \$500.70 HST incld.

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor Mullooney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)

Against: 0

Purchase of pavement gum for road maintenance

It was noted a minimum of 1000 linear meters is needed. Council will keep this price in mind and accumulate areas requiring gum for the future.

Request to install streetlighting – Sheldon Drive

MOTION: 2019-9733 Deputy Mayor O'Driscoll / Councillor Coady

MOVE THAT Council approve the request to install more street lighting in the Sheldon Drive area

Questions called. Motion Denied.

For Motion: 0

Against: 4 (Mayor Mullooney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)

It was noted by Council that the Town is in accordance with the subdivision lighting plan layout for Sheldon Drive area.

Automobile allowance rates

MOTION: 2019-9734 Councillor Coady / Deputy Mayor O'Driscoll

MOVE THAT Council abide by the government prescribed rates for travel as outlined by CRA.

Questions called. Motion carried. Unanimously

For Motion: 4 (Mayor Mullooney, Deputy Mayor O'Driscoll, Councillors Maloney & Coady)

Against: 0

New Business

Application # 2019-304

New Development

Commercial Accessory Building

Winoish Dr, Bay Bulls

8:37 p.m. Deputy Mayor O'Driscoll declared conflict of interest on Application #2019-304 and left the Chambers; Deputy Mayor O'Driscoll's husband works for the applicant.

Council lost quorum; Application #2019-304 will be moved to July 8, 2019 meeting.

8:37 p.m. Deputy Mayor O’Driscoll returned to the Chambers.

Repairs for the 2016 Dodge Truck

MOTION: 2019-9735 Deputy Mayor O’Driscoll / Councillor Maloney
MOVE THAT Council approve the quote to get the oil leaked fixed if it is not covered under warranty.
Questions called. Motion carried. Unanimously
For Motion: 4 (Mayor Mallowney, Deputy Mayor O’Driscoll, Councillors Maloney & Coady)
Against: 0

Adjournment

8:40 p.m. Mayor Mallowney called for adjournment as there was no further business of the Council.

MOTION: 2019-9736 Deputy Mayor O’Driscoll / Councillor Maloney
MOVE THAT the meeting be adjourned.
Questions called. Motion carried. Unanimously
For Motion: 4 (Mayor Mallowney, Deputy Mayor O’Driscoll, Councillors Maloney & Coady)
Against: 0

DRAFT

Mayor



Clerk