

Town of Bay Bulls

Meeting Minutes

For the Public Meeting of April 9, 2018

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

Members Present:

Mayor Harold Muldowney
Councillor Phillip Burton
Councillor Joan Luby
Councillor Eric Maloney
Councillor Kevin O'Brien
Councillor Evelyn Tucker

Staff Present:

Ashley Wakeham, Assistant Town Clerk

Regrets:

Deputy Mayor Wendy O'Driscoll
Sandra Cahill, Town Clerk

Call to Order:

Mayor Harold Muldowney assumed the Chair and called the meeting to order at 7:59 p.m.

Adoption of Agenda:

MOTION: 2018-9235 Councillor Tucker/Councillor Maloney

MOVE THAT the agenda of April 9, 2018 Public Meeting be adopted as presented.

Questions called. Motion carried. Unanimously

For Motion: 6 (Mayor Muldowney, Councillors Tucker, O'Brien, Maloney, Luby & Burton)

Against: 0

Adoption of Minutes:

MOTION: 2018-9236 Councillor Tucker/Councillor Luby

MOVE THAT the Minutes of March 13, 2018 be adopted with changes.

Questions called. Motion carried. Unanimously

For Motion: 6 (Mayor Muldowney, Deputy Mayor O'Driscoll, Councillors Luby, Tucker, Maloney, O'Brien & Burton)

Against: 0

Delegation

No delegations scheduled for April 9, 2018

Applications:

**Application for Crownland
Application # 2017-507
Southern Shore Hwy – Proposed Residential Sub-Division**

MOTION: 2018-9237 Councillor Tucker/Councillor Luby
MOVE THAT application 2018-507 be deferred, to allow time for Fisheries and Land response.
Questions called. Motion carried. Unanimously
For Motion: 6 (Mayor Mullowney, Councillors Tucker, Luby Maloney, O'Brien & Burton)
Against: 0

Councillor O'Brien asked to schedule a meeting with the Town Planner to discuss this proposal.

**Business Application: Change of Use
Application # 2018-113
710 Southern Shore Hwy - Additional Use Pub/Lounge**

8:04 p.m. Councillor Tucker asked for council to decide her proposed conflict on Application #2018-113, and left the Chambers. Councillor Tucker has immediate family that resides on Southern Shore Hwy.

MOTION: 2018-9238 Councillor Luby/Councillor O'Brien
MOVE THAT Councillor Tucker is not in conflict on application 2018-113.
Questions called. Motion carried.
For Motion: 5 (Mayor Mullowney, Councillors Luby, Maloney, O'Brien & Burton)
Against: 0

MOTION: 2018-9239 Councillor O'Brien/Councillor Luby
MOVE THAT application 2018-113 be deferred pending comments from the Town Planner on parking requirements under the Town's Regulations
Questions called. Motion carried. Unanimously
For Motion: 6 (Mayor Mullowney, Councillors Luby, Tucker, Maloney, O'Brien & Burton)
Against: 0

**Application for Crownland
Application # 2018-510
Town of Bay Bulls
Southern Shore Hwy Long Pond – Parking Area**

8:07 p.m. Mayor Mullowney stepped from the Chair, and declared conflict of interest on application #2018-510, and left the Chambers. Mayor Mullowney has immediate family that own property on Southern Shore Hwy at Long Pond.

8:07 p.m. Councillor Luby asked Council to decide her proposed conflict on application 2018-510, and left the Chambers. Councillor Luby has immediate family that resides on Southern Shore Hwy across from the proposed parking lot.

Councillor Evelyn Tucker, chair of Public Works assumed the Chair and called for a motion on Councillor Luby's proposed conflict.

MOTION: 2018-9240 Councillor Burton/Councillor O'Brien
MOVE THAT Councillor Luby is in a conflict on application 2018-510, for the same reason that Mayor Mallowney has declared conflict.
Questions called. Motion carried.
For Motion: 4 (Councillor Tucker, Maloney, O'Brien & Burton)
Against: 0

MOTION: 2018-9241 Councillor Maloney/Councillor O'Brien
MOVE THAT application 2018-510 be approved.
Questions called. Motion carried.
For Motion: 4 (Councillor Tucker, Maloney, O'Brien & Burton)
Against: 0

8:09 p.m. Mayor Mallowney & Councillor Luby returned to the Chambers.

8:09 p.m. Councillor Evelyn Tucker stepped from the Chair, Mayor Mallowney assumed the Chair.

Application to Develop Land
Application # 2018-417
Single Family Home
26 Sheldon Drive

MOTION: 2018-9242 Councillor Tucker/Councillor Luby
MOVE THAT application 2018-417 be deferred for clarification on allowable variances.
Questions called. Motion Died.
For Motion: 3 (Mayor Mallowney, Councillors Luby & Tucker)
Against: 3 (Councillors Burton, O'Brien, & Maloney)

Councillor Burton asked for a friendly amendment to state application 2018-417 be approved pending it meets the variance.

Councillor Tucker made a friendly amendment to check with the town planner in the morning, and if the standards are met, it will be fine.
For Amendment: 6 (Mayor Mallowney, Councillors Luby, Tucker, Maloney, O'Brien & Burton)

Accounts Payable:

8:18 p.m. Councillor Tucker declared conflict of interest on cheque no. 1130 and left the Chambers.

MOTION: 2018-9243 Councillor Burton/Councillor O'Brien
MOVE THAT Cheque No. 1130 totaling \$231.15 be released.
Questions called. Motion carried.
For Motion: 5 (Mayor Mallowney, Councillors Luby, Maloney, O'Brien & Burton)
Against: 0

8:18 p.m. Councillor Tucker returned to the Chambers.

8:18 p.m. Councillors Burton & O'Brien declared conflict of interest on cheque no. 1132 and left the Chambers.

MOTION: 2018-9244 Councillor Tucker/Councillor Luby
MOVE THAT Cheque No. 1132 totaling \$2,665.04 be released
Questions called. Motion carried.
For Motion: 4 (Mayor Muldowney, Councillors Luby, Tucker & Maloney)
Against: 0

8:19 p.m. Councillors Burton & O'Brien returned to the Chambers.
8:19 p.m. Councillor Luby declared conflict of interest on cheque no. 1131 and left the Chambers.

MOTION: 2018-9245 Councillor Maloney/Councillor Tucker
MOVE THAT Cheque No. 1131 totaling \$1,463.95 be released
Questions called. Motion carried.
For Motion: 5 (Mayor Muldowney, Councillors Tucker, Burton, O'Brien & Maloney)
Against: 0

The Assistant Town Clerk advised for the record; Cheque no. 1113, 1114, 1115 totaling \$30,473.85 has been moved from Section A to Section B.

Mayor Muldowney called for a Motion to release all other payables in Section A minus \$30,473.85.

MOTION: 2018-9246 Councillor Maloney/Councillor Burton
MOVE THAT All other payables in Section A totaling \$23,253.08 be approved for release.
Questions called. Motion carried. Unanimously
For Motion: 6 (Mayor Muldowney, Councillors Luby, Tucker, Maloney, O'Brien & Burton)
Against: 0

Total Accounts Paid in Section A: \$ 27,613.22
Total Accounts Paid in Section B: \$70,408.81 Info Only

Correspondence & Action:

Correspondence: From; Resident of 1 Farm Rd; RE: second request for pole light installation

Councillor Evelyn Tucker Chair of Public Works, addresses Council;

Councillor Tucker stated a site inspection was completed; the area of Farm Rd has consistent pole lighting.

Councillor Tucker added that some areas in the town may be eligible for additional lighting in the future, but at this time Farm Rd has consistent lighting.

No action is required at this time

MOTION: 2018-9247 Councillor Luby/Councillor Tucker
MOVE THAT this request be denied.
Questions called. Motion carried. Unanimously
For Motion: 6 (Mayor Muldowney, Councillors Luby, Tucker, Maloney, O'Brien & Burton)
Against: 0

Correspondence: from; O'Driscoll Trucking; RE: Snow Clearing Contract

Letter of request was reviewed; and will be re-tabled in May 14th Public Meeting, to allow time for the contract to end on April 30, 2018

Correspondence: from; Kirby & Co, RE: Meeting with Council

Mayor Muldowney asked staff to schedule a meeting

Correspondence: from; President of Southern Shore Crush Softball Association; RE: National Tournaments

Mayor Muldowney asked staff to schedule a meeting with Southern Shore Crush & Bay Bulls – Bauline Athletic Association

Correspondence: from; President of Royal Canadian Legion – Provincial Command. RE: Request for Support.

8:25 p.m. Councillor Tucker declared conflict of interest and left the Chambers

MOTION: 2018-9248 Councillor Maloney/Councillor Burton
MOVE THAT The Town purchase a business card size ad in support of the Royal Canadian Legion
Questions called. Motion carried. Unanimously
For Motion: 4 (Mayor Muldowney, Councillors Maloney, O'Brien & Burton)
Against: 1 (Councillor Luby)

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

Information Only:

Circular to Municipalities: from; Heather Tizzard, Assistant Deputy Minister for Municipal Infrastructure and Support; RE: Removing Limit of Service Requirement

Memorandum: from; Sean Dutton, Chief Procurement Officer for the Government Purchasing Agency; RE: Public Procurement Framework

Circular to Municipalities: from; Emily Thompson, Manager of Community Co-operation with Municipal Affairs and Environment; RE: Training Opportunities for April 20, 2018, Conflict of Interest & Conducting Effective Council Meetings

New Business:

Councillor Tucker added Shareholders Vote for BBRLC board

MOTION: 2018-9249 Councillor Tucker/Councillor Luby
MOVE THAT The Mayor Harold Muldowney be the voting shareholder for the BBRLC Board
Questions called. Motion carried. Unanimously
For Motion: 6 (Mayor Muldowney, Councillors Maloney, Tucker, Luby O'Brien & Burton)
Against: 0

Councillor Tucker asked for an update on the deed of surrender file; this file is in motion and requirements will be sent to the Town by Fisheries and Lands Resources soon.

General Business:

Planning & Development

1. Federation of Canadian Municipalities (FCM) Greenhouse Gas (GHG) Fund

Councillor Luby expressed interest in gathering more information on the Greenhouse Gas Fund, and would like to see it used towards changing the lights in the Town owned buildings to a more energy efficient bulb if possible.

Councillor Luby also expressed concern for the condition of the coastal roads and erosion, and asked could staff check into more FCM funds like disaster mitigation that could potentially help with this.

Public Works

1. New Town Sign Design

Councillor Luby stated that the original design choice from last fall will stand

MOTION: 2018-9250 Councillor Luby/Councillor Tucker
MOVE THAT staff acquire three quotes for two new entry signs.
Questions called. Motion carried. Unanimously
For Motion: 6 (Mayor Mullooney, Councillors Maloney, Tucker, Luby, O'Brien & Burton)
Against: 0

2. Salt Shed

Councillor Luby asked could the Town get more information on funding for a salt shed building

Mayor Mullooney stated that the cost of one of these building could run \$70,000 - \$100,000

MCW Funding has a cost share of 60/40

Other options such as a tarp will be explored.

3. Culvert Replacements

Councillor Tucker, Chair of Public Works, addressed council;

Some areas in Town have been identified as needing culvert replacement, approximately 6 culverts in total

MOTION: 2018-9251 Councillor Tucker/Councillor Luby
MOVE THAT a small scale tender be sent out through Vigilant Management.
Questions called. Motion carried. Unanimously
For Motion: 6 (Mayor Muldowney, Councillors Maloney, Tucker, Luby, O'Brien & Burton)
Against: 0

4. Alley Rd Waivers

Assistant Town Clerk gave an update; residents have been notified that a meeting will be taking place, and all are in agreement to come speak to council before the Capital Works Road project commences.

Staff to arrange the meeting for the upcoming week

5. Traffic Line/Crosswalk Repainting

MOTION: 2018-9252 Councillor Tucker/Councillor Luby
MOVE THAT staff hire the lowest quoted company to complete the yearly re-painting of crosswalks and intersections within the Town.
Questions called. Motion carried. Unanimously
For Motion: 6 (Mayor Muldowney, Councillors Maloney, Tucker, Luby, O'Brien & Burton)
Against: 0

General Items:

1. Fire Department

MOTION: 2018-9253 Councillor O'Brien/Councillor Burton
MOVE THAT a letter be sent to the Town of Witless Bay requesting information.
Questions called. Motion carried. Unanimously
For Motion: 6 (Mayor Muldowney, Councillors Maloney, Tucker, Luby, O'Brien & Burton)
Against: 0

Councillor Luby was selected as the alternate for the Fire Committee Meetings

2. Meeting request from Southern Construction

Meeting request to be scheduled for next month

3. Switch ATM Services from Elavon (Scotia Bank) to First Data (CCU)

MOTION: 2018-9254 Councillor Tucker/Councillor Maloney
MOVE THAT the office switch to the CCU provider of First Data
Questions called. Motion carried. Unanimously
For Motion: 6 (Mayor Muldowney, Councillors Maloney, Tucker, Luby, O'Brien & Burton)
Against: 0

4. Assistant Town Clerk: Signing Authority in Town Clerks Absence

MOTION: 2018-9255 Councillor Tucker/Councillor Maloney
MOVE THAT the Assistant Town clerk have signatory authority in the Town Clerks absence.
Questions called. Motion carried. Unanimously
For Motion: 6 (Mayor Mullooney, Councillors Maloney, Tucker, Luby, O'Brien & Burton)
Against: 0

5. Summer Student for the Office

MOTION: 2018-9256 Councillor Luby/Councillor Burton
MOVE THAT the town hire a student worker for the office.
Questions called. Motion carried. Unanimously
For Motion: 6 (Mayor Mullooney, Councillors Maloney, Tucker, Luby, O'Brien & Burton)
Against: 0

Adjournment:

8:49 p.m. Mayor Mullooney called for adjournment as there was no further business of the Council.

MOTION: 2018-9257 Councillor Tucker/Councillor Luby
MOVE THAT the meeting be adjourned.
Questions called. Motion carried. Unanimously
For Motion: 6 (Mayor Mullooney, Councillors Luby, Tucker, Maloney, O'Brien & Burton)
Against: 0

Mayor



Clerk