

**TOWN COUNCIL OF BAY BULLS
PUBLIC MEETING – April 11, 2017**

Members Present: Deputy Mayor Harold Mallowney
Councillor Evelyn Tucker
Councillor Wendy O’Driscoll
Councillor Joan Luby

Regrets: Mayor Patrick O’Driscoll
Councillor Jason Sullivan
Councillor Gerard Mulcahy

Also Present: Sandra Cahill, Town Clerk

1. Call to Order

Deputy Mayor Harold Mallowney assumes the Chair & calls the meeting to order at 8:10 pm.

2. Adoption of Agenda

MOTION: 2017-8741 Wendy O’Driscoll/Joan Luby
Move to adopt the agenda of April 11, 2017.

In favour - 4

MOTION CARRIED UNANIMOUSLY

3. Adoption of Minutes

a) MOTION: 2017-8742 Wendy O’Driscoll /Evelyn Tucker
Move to adopt the minutes of the Public Meeting March 14, 2017

In favour - 4

MOTION CARRIED UNANIMOUSLY

b) MOTION: 2017-8743 Wendy O’Driscoll/Joan Luby
Move to adopt the minutes of Special Public Meeting January 18, 2017

In favour - 4

MOTION CARRIED UNANIMOUSLY

Delegations:

- a) Resident of 34 Irishtown Road addresses council on the water runoff from Irishtown Road unto her property. The resident is constantly shoveling & sweeping sand out of her driveway & now there is a hole in her lawn, resident wants to know what can be done & when.

Deputy Mayor Mullooney comments there are fixes that are doable & the new public works will take a look at this. There a number of issues on Irishtown Road that needs to be looked at.

- b) Resident of 65 Irishtown Road addresses council about water runoff issues he has been having from a neighboring property who's owner filled in a water right away. Public Works has been up & looks at this property & know what the situation is.

Deputy Mayor Mullooney comments public works will revisit the issue & contact the property owner.

Applications:

- 1. Develop Land & Accessary Building

I.D. # 2017- 407 & 303
Long Pond Path

MOTION: 2017-8744 Wendy O'Driscoll/Joan Luby
Move to approve above noted applications.

In favour - 4

MOTION CARRIED UNANIMOUSLY

- 2. Develop Land

I.D. # 2017- 406
738 Southern Shore Hwy

MOTION: 2017-8744 Wendy O'Driscoll/Joan Luby
Move to approve above noted application with the following conditions:

- a) Developer must submit an updated/current survey.
- b) Check with the town planner that development is not inside the agriculture buffer.

In favour - 4

MOTION CARRIED UNANIMOUSLY

- 3. Business

I.D. # 2017- 100
54 St. John's Rd.

Councillors Wendy O'Driscoll, Evelyn Tucker & Deputy Mayor Harold Mullooney declare Conflict of Interest on above noted application. Councillor Wendy O'Driscoll has immediate family (mother-law) that lives on St. John's Rd., Councillor Evelyn Tucker has immediate family (sister) that lives on St. John's Rd. Deputy Mayor Harold Mullooney has immediate family (brother) that lives on St. John's Rd.

Council has lost quorum so this application is moved to the next public meeting. Council will ask for Ministerial Approval.

4. Develop Land

I.D. # 2017- 404
1 Farm Rd. (Parcel 2)

MOTION: 2017-874^v Evelyn Tucker/Joan Luby
Move to approve above noted application.

In favour - 4

MOTION CARRIED UNANIMOUSLY

SECTION A - ACCOUNTS FOR PAYMENT April 11, 2017

Cheq No.	Payable to:	Reason	Amount
702	Home Trust Company	Refund prop in City of St. John's	54.75
703-712	Void	Town Suite Error	0.00
716	Jeff Pearc	Property Tax Refund	748.40
717	Credit Recovery	Collection Fees	82.80
718	Tri Ware	Monthly Hosting	281.75
719	Evelyn Tucker	Travel Claim Joint Council - February	49.68
720	Joan Luby	Travel Claim Joint Council - March	49.68
721	Municipal Assessment	2nd. Quarter Fees	7,063.00
722	Town of Witless Bay	2nd. Quarter Fire Fighting	14,062.50
723	Stewart McKelvey	ATIPP Professional Fees	21,792.80
724	Plan-Tech Environment	DRL # 4	1,863.00
725	Gladys Bennett	Office Cleaning	588.00
726	Stewart McKelvey	Conflict of Interest Joan Luby	311.57
727	BBRL Centre	RS Refund	3,753.22
728	Cal Legrow	Insurance	26,424.70
729	Big Erics	cleaning Supplies	231.11
730	Hub Trophies	Name plate	12.59
731	SW Energy	Cross Walk Light Repair	580.75
732	Federation CM	HST Invoice Adjustment	33.16
733	LBEL Inc.	Copier rental	299.00
734	Constructions	Road supplies	66.71
735	O'Brien's Trucking	Snow removal	10,730.29
736	O'Brien's Trucking	Snow removal	9,784.29
737	O'Brien's Trucking	Snow removal	16,744.83
738	Witless Bay Home Hardware	Building Supplies/Town garage	1,200.68
739	BBRL Centre	2017 Budget allocation Request	25,000.00
740	Sandra Cahill	Travel Claim - Banking	83.16
TOTAL			141,892.42
Cheque No.	Payable to:	Section B Reason	Amount
On line	Bell Aliant	Office Phones	445.39
On line	Bell Mobility	Cell	66.24
On line	NL Power	Garage	65.47
On line	NL Power	Street Lights	3,796.41
On line	NL Power	Office	859.15
On line	NL Power	RCMP	121.60
On line	Eastern Waste	April Garbage Collection	9,810.00
On line	Ultramar	Fuel Town Truck	244.51
On Line	Orkin	March	177.68
700	Canada Post	6 roll of Stamps	586.50
713	Reciever General	Remittance for March	11,152.59
714	NAPE	Union Dues for March	40.36
715	Canada Revenue Agency	HST 1st. Quarter Remittance	4,431.48
D.D.	G. O'Driscoll	Gross Payroll for March	3,217.60
D.D.	J. O'Brien	1 week annual leave (last)	1,024.00
D.D.	S. Cahill	Gross Pay for Mar inc Retro 01/9-03/4/17	5,608.00
701	George Drew	Property Tax Refund	328.07
Total			41,975.05

- a) Councillor Evelyn Tucker declares Conflict of Interest on cheque 719 Section A & leaves the chambers at 8:20 pm, Councillor Tucker has a son in the Canadian Military.

MOTION: 2017 – 8746^X Wendy O’Driscoll/Joan Luby
Move to approve to pay/release cheque no. 719 Section A.

In favour – 3

MOTION CARRIED UNANIMOUSLY

Councillor Evelyn Tucker returns to the chambers at 8:20 pm.

- b) Councillor Joan Luby declares Conflict of Interest on cheque no. 720 & 726 Section A & leaves the chambers at 8:22 pm; payment of Councillor Luby’s legal fees & travel claim.

MOTION: 2017 – 8747 Wendy O’Driscoll/Evelyn Tucker
Move to approve to pay/release cheques no. 720 & 726 Section A.

In favour – 3

MOTION CARRIED UNANIMOUSLY

Councillor Joan Luby returns to the chambers at 8:23 pm.

- c) Councillor Wendy O’Driscoll declares Conflict of Interest on cheque no. 740 (travel claim for Sandra Cahill) & leaves the chambers at 8:23, Councillor Wendy O’Driscoll is related to the town clerk (mother in law).

MOTION: 2017 – 8748 Evelyn Tucker/Joan Luby
Move to approve to pay/release cheques no. 740 Section A.

In favour – 3

MOTION CARRIED UNANIMOUSLY

Councillor Wendy O’Driscoll returns to the chambers 8:24 p.m.

- d) MOTION: 2017-8749 Wendy O’Driscoll/Evelyn Tucker
Move to approve to pay/release all Section A totaling \$141,892.42

In favour – 4

MOTION CARRIED UNANIMOUSLY

- e) Councillor Wendy O’Driscoll declares Conflict of Interest on Section B cheque no. 714 & Direct Deposit payroll for Sandra Cahill & leaves the chambers at 8:25 pm. Councilor Wendy O’Driscoll is related to Sandra Cahill Town Clerk (mother-in law) & is president of NAPE local 7538.

MOTION: 2017 – 8750 Evelyn Tucker/Joan Luby
Move to approve to pay/release cheque no. 714 & direct deposit for Sandra Cahill Section B.

In favour – 3

MOTION CARRIED UNANIMOUSLY

Councillor Wendy O’Driscoll returns to the chambers 8:25 p.m.

CORRESPONDANCE ACTION:

1. FCM Request for Voluntary Contribution to Legal Defense Fund

Motion: 2017-8751 Wendy O'Driscoll/Joan Luby
Move to defer for when all of council is present.

In favour – 4

MOTION CARRIED UNANIMOUSLY

2. Concerns from Resident of 119 Southside Road (basement flooding from water Runoff).

Councillors Wendy O'Driscoll and Evelyn Tucker declare Conflict of Interest as both councillors reside on Southside Road.

Council has lost quorum so this item is moved to the next public meeting.

3. BBRL Centre Subsidy Request (25,000.00).

Motion: 2017-8752 Wendy O'Driscoll/Evelyn Tucker
Move to approve BBRL Centre's request for \$25,000.00 from the 2017 Town of Bay Bulls budget allocation.

In favour – 4

MOTION CARRIED UNANIMOUSLY

4. 2016 Municipal Review

Motion: 2017-8753 Wendy O'Driscoll/Evelyn Tucker
Move to that council will review report in a private meeting to formulate responses.

In favour – 4

MOTION CARRIED UNANIMOUSLY

5. Conflict of Interest allegations - Councillor Wendy O'Driscoll

Councillors Wendy O'Driscoll declares Conflict of Interest & leaves the chambers at 8:30 p.m.

Council has lost quorum so this item is moved to the next public meeting.

Councillors Wendy O'Driscoll returns to the chambers at 8:31 pm.

6. Multi Line Contract Renewal – Bell Aliant

Motion: 2017-8754 Wendy O'Driscoll/Joan Luby
Move to renew the multi-line contract with Bell Aliant.

In favour – 4

MOTION CARRIED UNANIMOUSLY

7. Permission to Install Cabinets on Poles Sheldon Drive & BBRL Centre – Bell Aliant

Motion: 2017-8755 Wendy O'Driscoll/Joan Luby
Move to approve request to install with Bell Aliant.

In favour – 4

MOTION CARRIED UNANIMOUSLY

6. Gate Way Signage

Deputy Mayor Mullooney comments the town is not in a position to make a decision at this time, public works is gathering information from other town's & factors such as final design & cost will have to be decided.

7. Heavy Load Lift along Southside Rd. (transformer)

This item has lost quorum & cannot be actioned tonight. Councillors Wendy O'Driscoll & Evelyn Tucker declare conflict of interest a both councillors reside on Southside Rd. The town will be in contact with the company & let them know that a letter will be coming expressing concerns over damage to Southside Rd. as a result of these moves.

8. Councillor Gerard Mulcahy's Conflict of Interest

Council has lost quorum so this item is moved to the next public meeting.

9. Correspondences between the Town, the Town's lawyer & Town Planner

Motion: 2017-8761 Wendy O'Driscoll/Evelyn Tucker

Approve to approve that on a go forward bases, any & all correspondences done by any council member including the mayor, to & from the lawyer, the town planner & or office staff are to be cc: to all of council by electronic mail. This applies to all communications/correspondence between council, office staff & legal.

Friendly Amendment: Councillor Wendy O'Driscoll/Evelyn Tucker

No council member including the mayor is to contact the town's lawyer without approval from council.

In favour – 4

MOTION CARRIED UNANIMOUSLY

10. All Invoices as part of the Agenda Package

Motion: 2017-8762 Joan Luby/Wendy O'Driscoll

Approve to approve that all invoices for payment will be part of the agenda package.

In favour – 4

MOTION CARRIED UNANIMOUSLY

11. Broom Bristle Replacement Kit – Quote \$1,532.94 HST Inc.

Motion: 2017-8763 Wendy O'Driscoll/Evelyn Tucker

Approve to approve to purchase a bristle replacement kit for the broom as quoted.

In favour – 4

MOTION CARRIED UNANIMOUSLY


Adjournment:


Motion: 2017-8764 Harold Mullooney/Wendy O'Driscoll

Moved this meeting is adjourned at 8:55 p.m.

In favour – 4

MOTION CARRIED UNANIMOUSLY


Deputy Mayor


Town Clerk