



Town Council of Bay Bulls

Meeting Minutes

For

The Regular Public Meeting of Council held November 14, 2017

At 8:00 p.m. in Council Chamber, Town Hall

Members Present:

Mayor Harold Mullooney
Deputy Mayor Wendy O'Driscoll
Councillor Evelyn Tucker
Councillor Joan Luby
Councillor Kevin O'Brien
Councillor Eric Maloney
Councillor Phillip Burton

Regrets:

None

Staff Present:

Sandra Cahill, Town Clerk
Ashley Wakeham, Assistant Town Clerk

1. Call to Order:

Mayor Harold Mullooney assumed the Chair & called the meeting to order at 8:02 p.m.

2. Adoption of Agenda:

MOTION: 2017-9063: Deputy Mayor O'Driscoll/Councillor Luby

MOVE THAT the agenda of November 14, 2017 be adopted as presented

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mullooney, Deputy Mayor O'Driscoll, Councillors Luby, Tucker, Maloney, O'Brien & Burton)

Against: 0

Mayor Mullooney called for new business additions to the Agenda for November 14, 2017

New Business:

Poles for the Salt & Sand Pit

Water Runoff on Municipal Roads

3. Adoption of Minutes:

MOTION: 2017-9064 Councillor Tucker/Councillor Maloney

MOVE THAT the minutes of Oct 10, 2017 Public Meeting be adopted with corrections:

- a. Pg 1 Deputy Mayor O'Driscoll is listed in attendance twice
- b. Change Councillor O'Brien's reason for conflict from "Family resides on Irishtown Rd" to "Owns property on Irishtown Rd"

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mullooney, Deputy Mayor O'Driscoll, Councillors Luby, Tucker, Maloney, O'Brien & Burton)

Against: 0

MOTION: 2017-9065 Deputy Mayor O'Driscoll /Councillor Luby

MOVE THAT the corrected minutes of Sept 11, 2017 Regular Public Meeting be readopted as presented.

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mullooney, Deputy Mayor O'Driscoll, Councillors Luby, Tucker, Maloney, O'Brien & Burton)

Against: 0

MOTION: 2017-9066 Deputy Mayor O'Driscoll /Councillor Luby

MOVE THAT the corrected minutes of Sept 19, 2017 Special Public Meeting be readopted as presented.

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mullooney, Deputy Mayor O'Driscoll, Councillors Luby, Tucker, Maloney, O'Brien & Burton)

Against: 0

4. Committee Structure:

Mayor Mullooney called for one Councillor to sit on the Witless Bay Fire Committee

Councillor Kevin O'Brien to sit on the Witless Bay Fire Committee

Mayor Mullooney called for one more Councillor to sit on the Finance Committee

No Councillors stepped forward

Mayor Mullooney called for Councillors to sit on the Planning and Development Committee

Councillors Kevin O'Brien, Evelyn Tucker, & Joan Luby to sit on the Planning and Development Committee.

5. Delegations:

Mrs. Linda Furlong-Coles;

Mayor Muldowney called for Mrs. Furlong – Coles to take the floor, she was not present in the gallery at that time.

Mr. & Mrs. Chafe;

Mayor Muldowney called for Mrs. Virginia Chafe to take the floor.

8:08 p.m. Councillor Maloney declared conflict of interest for this delegation and left the chambers; the delegation is Councillor Maloney's sister

Mrs. Chafe: Questions

1. Whose decision was it to place a freeze on Crown Lands located on the Northside Rd?
2. Why was an easement granted to Lundrigan's on my well?
3. What is Council going to do about the mistake to the easement?
4. Why was I sent a letter stating I'm blocking access to ground that no one owns?
5. Why was a residential garage next door to me allowed to be commercial use? Under what authority?

Mayor Muldowney asked could all parties involved meet to come to a resolution on some of these outstanding matters.

Town staff to schedule a meeting with the parties involved.

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

6. Applications:

Accessory Building Application:

Application ID: 2017-313

Civic Address: 24 St. John's Rd

Proposal: 20' x 16' Res. Shed

8:26 p.m. Deputy Mayor O'Driscoll asked for Council to decide on her declaration of conflict on application #2017-313; Deputy Mayor O'Driscoll's mother-in-law boards the property in the above noted application.

MOTION: 2017-9067 Councillor Tucker/Councillor Luby

MOVE THAT Deputy Mayor O'Driscoll is in conflict on application # 2017-313

Questions called. Motion carried.

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

Against: 0

8:28 p.m. Mayor Mullooney, Deputy Mayor O’Driscoll & Councillor Tucker declared conflict of interest on Application # 2017-313, the Mayor, Deputy Mayor & Councillor Tucker have family that reside on St. John’s Rd.

8:28 p.m. Councillor Luby assumed the Chair and called for a motion on application 2017-313.

MOTION: 2017-9068 Councillor O’Brien/Councillor Burton

MOVE THAT Council discuss the application

Questions called. Motion carried.

For Motion: 4 (Councillors Luby, Maloney, O’Brien & Burton)

Against: 0

MOTION: 2017-9069 Councillor O’Brien/Councillor Burton

MOVE THAT application 2017-313 is approved with the condition: the resident use the same footprint and location as the previous accessory building.

Questions called. Motion carried.

For Motion: 4 (Councillors Luby, Maloney, O’Brien & Burton)

Against: 0

8:32 p.m. Councillor Luby removed herself from the Chair to vote yes on motion # 2017-9069

8:32 p.m. Mayor Mullooney, Deputy Mayor O’Driscoll & Councillor Tucker returned to the chambers

8:32 p.m. Mayor Mullooney assumed the Chair

7. Accounts:

SECTION A-ACCOUNTS FOR PAYMENT November 14, 2017

Chq No.	Payable to:	Description	Amount
907	Ashley Wakeham	Travel Claim	91.36
910	Tulk’s Key & Glass	Office Re-Key	853.24
911	Stewart McKelvey	Remove Order	772.80
912	Stewart McKelvey	Generic Waivers	1,455.61
913	J & D Trucking	Rocks for Salt & Sand Pit	575.00
914	Gladys Bennett	Office Cleaning	456.00
915	Triware	Printer, Installation & Misc Service	1,075.31
916	Gerald O’Driscoll	Salt & Sand Mixing	3,105.00
917	Eric Maloney	Travel Claim	127.82
918	Evelyn Tucker	Travel Claim	55.61
919	SNC Lavalin	Professional Services Project# 637271	1,297.20
920	Dicks & Co	Business Cards	788.90
922	Const. Signs	Signage	120.75
923	Weir’s Const.	1 Ton Asphalt	126.50

924	NL Exchequer Account	Councillors Hand Books	78.03
925	Bounty Print	Ballots	342.00
926	Novelty Engraving	Name Plates	46.00
927	The Business Post	Notice of Candidates	80.50
928	Mobile High School	Scholarship Fund Donation	150.00
929	Harbour Const.	Sand for Winter	18,492.00
930	Patrick O'Driscoll Trucking	Backhoe Services	402.50
931	Triware	Monthly Hosting	281.75
932	J & D Trucking	Supply & Spread Fill (6 loads)	517.50
933	Snook's Cleaning	Carpet/Floor Cleaning	741.75
934	Witless Bay Home Hardware	Misc. Supplies	31.02
935	The Business Post	Notice of DRA No. 1	132.25
936	NL Exchequer Account	NL Gazette Publication DRA No. 1	43.90
937	Melvin's ATV	Misc. Supplies	57.44
938	Enviro Systems	Catch Basins (annual cleaning)	2,340.25
939	Tree Lighting Committee	Donation	100.00
940	Harold Mullowney	Vacant Land Tax Refund	140.00
941	Sandra Cahill	Travel Claim	153.90
942	Procom Data	Technical Support 2018	4,757.72
943	Harold Mullowney	Travel Claim	50.22
TOTAL			39,839.83

Info Only

SECTION B-ACCOUNTS FOR PAYMENT

Cheq No.	Payable to:	Description	Amount
On line	Bell Aliant	Office Phones	447.19
On line	Bell Mobility	Cell	65.78
On line	NL Power	Town Garage	27.11
On line	NL Power	Street Lights	3,873.49
On line	NL Power	Office	368.98
On line	NL Power	RCMP	185.35
On line	Ultramar/Fleetcore	Fuel Town Truck	324.36
On line	Orkin	Odour Control	196.08
902	Staples/Desjardins	Office Supplies	277.40
903	North Atlantic	Fuel Town Truck	100.84
904	Evelyn Tucker	MNL Convention Corner Brook	450.00
905	Joan Luby	MNL Convention Corner Brook	1,772.95
906	Harold Mullowney	MNL Convention Corner Brook	1,766.05
908	Receiver General	October Remittance	4,202.28
909	NAPE	Union Dues for October	40.36
921	Canada Revenue Agency	3 rd Quarter HST	4,233.48
DD	Outside Maintenance	Gross Pay for October (4 wks)	3,217.60
DD	Assistant Town Clerk	Gross Pay for October (4 wks)	3,320.00
DD	Town Clerk	Gross Pay for October (4 wks)	4,096.00
Total			28,965.30

8:33 p.m. Deputy Mayor O'Driscoll declared conflict of interest on Ck #941; Ck # 941 is made payable

to the Town Clerk who is the Deputy Mayor's mother-in-law.

MOTION: 2017-9070 Councillor Tucker/Councillor Luby

MOVE THAT Ck # 941 be released

Questions called. Motion carried.

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

Against: 0

8:34 p.m. Deputy Mayor O'Driscoll returned to the chambers.

8:34 p.m. Deputy Mayor O'Driscoll & Councillor Luby declared conflict of interest on Ck # 928; Ck # 928 is made payable to Mobile Central High School both the Deputy Mayor & Councillor Luby sit on the School Council.

MOTION: 2017-9071 Councillor Tucker/Councillor O'Brien

MOVE THAT Ck # 928 be released

Questions called. Motion carried.

For Motion: 5 (Mayor Mullooney, Councillors Tucker, Maloney, O'Brien & Burton)

Against: 0

8:35 p.m. Deputy Mayor O'Driscoll & Councillor Luby returned to the chambers.

8:35 p.m. Councillor Luby declared conflict of interest on Ck # 911 made payable to Stewart McKelvey for a Remove Order issued to resident at 38 Track Rd Ext; Councillor Luby resides on Track Rd Ext.

MOTION: 2017-9072 Councillor Tucker/Deputy Mayor O'Driscoll

MOVE THAT Ck # 911 be released

Questions called. Motion carried.

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

Against: 0

8:37 p.m. Councillor Luby returned to the chambers

8:37 p.m. Councillors O'Brien & Maloney declared conflict of interest on Ck #'s 916 & 930 Ck # 916 made payable to Gerald O'Driscoll who resides on Irishtown Rd; Councillor Maloney also resides on Irishtown Rd, Councillor O'Brien owns property on Irishtown Rd. Ck # 930 made payable to Pat O'Driscoll Trucking based out of Irishtown Rd; Councillor Maloney also resides on Irishtown Rd, Councillor O'Brien owns property on Irishtown Rd

MOTION: 2017-9073 Councillor Tucker/Councillor Burton

MOVE THAT Ck # 916 & 930 be released

Questions called. Motion carried.

For Motion: 5 (Mayor Mullooney, Deputy Mayor O'Driscoll, Councillors Tucker, Luby & Burton)

8:38 p.m. Councillor O'Brien returned to the chambers

8:40 p.m. Mayor Mullaney declared conflict of interest on Ck #'s 940 & 943 and left the chambers; Mayor Mullaney is the payee.

8:40 p.m. Deputy Mayor O'Driscoll assumed the chair and called for a motion on Ck #'s 940 & 943

MOTION: 2017-9074 Councillor O'Brien/Councillor Luby

MOVE THAT Ck # 940 & 943 be released

Questions called. Motion carried.

For Motion: 5 (Deputy Mayor O'Driscoll, Councillors Luby, Tucker, O'Brien, & Burton)

Against: 0

**Councillor Maloney remained out only due to council & staff's neglect to notify Councillor Maloney to return.*

8:41 p.m. Mayor Mullaney & Councillor Maloney returned to the chambers; Mayor Mullaney assumed the Chair.

8:41 p.m. Councillor Tucker declared conflict of interest on Ck # 918 and left the chambers; Councillor Tucker is the payee.

MOTION: 2017-9075 Councillor O'Brien/Councillor Luby

MOVE THAT Ck # 918 be released

Questions called. Motion carried.

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

Against: 0

8:42 p.m. Councillor Tucker returned to the chambers

MOTION: 2017-9076 Deputy Mayor O'Driscoll/Councillor Luby

MOVE THAT all other payables in Section A as presented

Questions called. Motion carried. Unanimously.

For Motion: 7 (Mayor Mullaney, Deputy Mayor O'Driscoll, Councillors Luby, Maloney, O'Brien, Tucker & Burton)

Against: 0

Section B Accounts for Info Only

Accounts Paid: Section A: \$39,839.83 Section B: \$28,965.30

8. Correspondence & Action:

- **Remove Order: 38 Track Rd Ext.**

8:43 p.m. Deputy Mayor O'Driscoll & Councillor Luby declared conflict of interest; and left the

chambers; Deputy Mayor has family that own land on Track Rd Ext & Councillor Luby resides on Track Rd Ext.

MOTION: 2017-9077 Councillor Tucker/Councillor Burton

MOVE THAT Council send an order to remove garbage and debris to the property owner & occupant of 38 Track Rd Ext.

Questions called. Motion carried.

For Motion: 5 (Mayor Mullowney, Councillors Maloney, O'Brien, Tucker & Burton)

Against: 0

8:46 p.m. Deputy Mayor O'Driscoll & Councillor Luby returned to the chambers.

➤ **Request to Install Pole Light for 1 Farm Rd.**

Mayor Mullowney suggests adding the number to call and report non-working street lights to The Town Newsletter.

MOTION: 2017-9078 Councillor Tucker/Councillor Luby

MOVE THAT the residents request for a pole be denied

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mullowney, Deputy Mayor O'Driscoll, Councillors Luby, Maloney, Tucker, O'Brien & Burton)

Against: 0

➤ **Municipal Capital Works (MCW) Funding Priority Road List**

Mayor asked for any changes to the road list for the upcoming application submission.

Councillor Tucker stated: Alley Rd is to be removed as the Town is using Gas Tax Funding to complete that project.

Priority Road List for MCW:

Farm Rd (650M)

Winoish Dr (450M)

Cemetery Lane West (350M)

Northside Rd (700M)

Lower Rd (660M)

➤ **Christmas Tree Lighting Committee: Request for Donation**

MOTION: 2017-9079 Councillor O'Brien/Councillor Tucker

MOVE THAT Council donate \$300.00 to the Christmas Tree Lighting Committee for supplies.

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mullowney, Deputy Mayor O'Driscoll, Councillors Luby, Maloney, O'Brien, Tucker & Burton)

Against: 0

MOTION: 2017-9080 Deputy Mayor O’Driscoll/Councillor Luby
MOVE THAT Council staff send a request for donations to the local Robin’s Donuts on behalf of the Christmas Tree Lighting Committee
Questions called. Motion carried. Unanimously
For Motion: 7 (Mayor Muldowney, Deputy Mayor O’Driscoll, Councillors Luby, Maloney, O’Brien, Tucker & Burton)
Against: 0

➤ **SNC-Lavalin: Cost Proposal for Review of Sheldon Dr. Playground**

8:54 p.m. Councillor Burton & Councillor O’Brien declared conflict of interest; and left the chambers; Councillor Burton resides on Sheldon Dr. & Councillor O’Brien has a brother that resides on Sheldon Dr.

MOTION: 2017-9081 Councillor Tucker/Deputy Mayor O’Driscoll
MOVE THAT Council deny the cost proposal of \$5,500.00.
Questions called. Motion carried.
For Motion: 5 (Mayor Muldowney, Deputy Mayor O’Driscoll, Councillors Luby, Maloney, & Tucker)
Against: 0

MOTION: 2017-9082 Councillor Tucker/Deputy Mayor O’Driscoll
MOVE THAT the Sheldon Dr. & Area Playground Committee bring the playground up to standards within 30 days or the Town will dismantle.
Questions called. Motion carried.
For Motion: 5 (Mayor Muldowney, Deputy Mayor O’Driscoll, Councillors Luby, Maloney, & Tucker)
Against: 0

9:00 p.m. Councillor Burton & Councillor O’Brien returned to the chambers.

➤ **Community Healthy Living Fund**

MOTION: 2017-9083 Deputy Mayor O’Driscoll/Councillor Luby
MOVE THAT town staff apply for the Community Healthy Living Fund
Questions called. Motion carried. Unanimously
For Motion: 7 (Mayor Muldowney, Deputy Mayor O’Driscoll, Councillors Luby, Maloney, O’Brien, Tucker & Burton)
Against: 0

➤ **Consulting Standing Offer**

MOTION: 2017-9084 Councillor Luby/Deputy Mayor O’Driscoll
MOVE THAT Council accept the 1 year Standing Offer as present by Strategic Sales Consultants.
Questions called. Motion carried. Unanimously
For Motion: 7 (Mayor Muldowney, Deputy Mayor O’Driscoll, Councillors Luby, Maloney, O’Brien, Tucker & Burton)

Against: 0

➤ **Municipal Assessment Agency: Ballot-Avalon Director**

Mayor Mullooney called for a choice for Avalon Director

Councillor Luby: Bill Antle, Mount Pearl

Councillor Tucker: Bill Antle, Mount Pearl

Councillor O'Brien: Bill Antle, Mount Pearl

Councillor Maloney: Bill Antle, Mount Pearl

Councillor Burton: Bill Antle, Mount Pearl

Deputy Mayor O'Driscoll: Bill Antle, Mount Pearl

Mayor Mullooney: Bill Antle, Mount Pearl

Bill Antle, Mount Pearl was Council's choice unanimously.

➤ **Eastern Regional Service Board Memo:**

Mayor Mullooney refers to the memo and informed Council that the Eastern Regional Service Board will now be reaching out to the Joint Council next and requesting they provide any names of individuals that will sit on the Board.

➤ **Request to Order Magnets with Eastern Waste Management Garbage Collection Schedule for 2018**

MOTION: 2017-9085 Deputy Mayor O'Driscoll/Councillor Luby

MOVE THAT Town staff order the magnets to be passed out to residents with tax bills for 2018.

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mullooney, Deputy Mayor O'Driscoll, Councillors Luby, Maloney, O'Brien, Tucker & Burton)

Against: 0

➤ **Flooding Concerns from Resident in Ryan's Lane Complex**

A letter is to be sent to the owner of the complex requesting they install a culvert at their cost.

➤ **20 Bread & Cheese Rd: Water Mitigation**

MOTION: 2017-9086 Councillor Tucker/Deputy Mayor O'Driscoll

MOVE THAT Council to acquire a ditching contractor and install culverts to mitigate the water runoff.

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mullooney, Deputy Mayor O'Driscoll, Councillors Luby, Maloney, O'Brien, Tucker & Burton)

Against: 0

MOTION: 2017-9087 Councillor Tucker/Deputy Mayor O’Driscoll
MOVE THAT Town staff acquire 3 quotes for ditching work & paving.
Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mallowney, Deputy Mayor O’Driscoll, Councillors Luby, Maloney, O’Brien,
Tucker & Burton)

Against: 0

➤ **Request for Seasonal Tax/Interest Relief**

MOTION: 2017-9088 Councillor Luby/Councillor Tucker
MOVE THAT Council discuss the request presented

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mallowney, Deputy Mayor O’Driscoll, Councillors Luby, Maloney, O’Brien,
Tucker & Burton)

Against: 0

MOTION: 2017-9089 Councillor Luby/Councillor Tucker

MOVE THAT Council deny this request, this business classification already received a reduction in the
mill rate.

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mallowney, Deputy Mayor O’Driscoll, Councillors Luby, Maloney, O’Brien,
Tucker & Burton)

Against: 0

➤ **Change Order from SNC-Lavalin for JVT Holdings Sub-Division**

MOTION: 2017-9090 Councillor Tucker/Councillor O’Brien

MOVE THAT Council approve the final change order of \$6,006.45 as presented; Town Staff will notify
SNC-Lavalin that this will be the final changes the Town will be paying for.

Questions called. Motion carried.

For Motion: 4 (Mayor Mallowney, O’Brien, Tucker & Burton)

Against: 3 (Deputy Mayor O’Driscoll, Councillors Luby & Maloney)

9. Information Only:

➤ *North East Avalon ACAP Memo*

10. General Business:

➤ **Resolution to set spending limits for Office Staff**

RESOLUTION: 2017-9091 Councillor Tucker/Deputy Mayor O’Driscoll

BE IT RESOLVED THAT Council set a \$500.00 spending limit for Office Staff as outlined in the
policy presented.

Questions called. Motion carried.

For Motion: 7 (Mayor Mallowney, Deputy Mayor O’Driscoll, Councillors Luby, Maloney, O’Brien,

Tucker & Burton)
Against: 0

➤ **Ratify Vote to Issue Change Order No. 2017-10-17**

MOTION: 2017-9092 Councillor Tucker/Councillor Luby

MOVE THAT Council issue change order 2017-10-17 to snow clearing operator for 2018 season

Questions called. Motion carried.

For Motion: 7 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Luby, Maloney, O'Brien, Tucker & Burton)

Against: 0

➤ **Vacant Land Tax Refund**

Pursuant to Section 111(1) of the Municipalities Act 1999, a person may apply to Council for, and Council may by vote of 2/3 vote councilors in office, grant an exemption of taxes and interest applied on taxes, either in whole or in part.

1. Parcel ID Parcel ID #'s 004-312, 004-314, & 004-321 in the amount of \$1,160.70 + interest.

MOTION: 2017-9093 Deputy Mayor O'Driscoll/Councillor Luby

MOVE THAT Council reverse the vacant land tax adjustment for the 2017 tax year.

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Luby, Maloney, O'Brien, Tucker & Burton)

Against: 0

➤ **Expression of Interest for Engineering Services**

MOTION: 2017-9094 Councillor Luby/ Deputy Mayor O'Driscoll

MOVE THAT Town staff release the Expression of Interest for Engineering Services.

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Luby, Maloney, O'Brien, Tucker & Burton)

Against: 0

➤ **Garbage on Lower Path Rd**

MOTION: 2017-9095 Councillor O'Brien/Councillor Tucker

MOVE THAT Council acquire cameras and signage to be placed on the Lower Path Rd to deter illegal dumping.

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Luby, Maloney, O'Brien, Tucker & Burton)

Against: 0

➤ **Ratify Outside Worker Job Ad**

MOTION: 2017-9096 Deputy Mayor O’Driscoll/ Councillor Luby

MOVE THAT Town Staff release the job ad online for “Full-Time Outside Maintenance Worker” with a deadline of Jan. 15, 2018

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Muldowney, Deputy Mayor O’Driscoll, Councillors Luby, Maloney, O’Brien, Tucker & Burton)

Against: 0

➤ **Development Regulation Amendment No. 5**

9:39 p.m. Councillor Luby declared conflict of interest; and left the chambers; Councillor Luby’s brother has land that borders the parcel of land in the proposed Amendment.

MOTION: 2017-9097 Councillor Tucker/ Deputy Mayor O’Driscoll

MOVE THAT Council accept the Development Regulation Amendment No. 5

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Muldowney, Deputy Mayor O’Driscoll, Councillors Luby, Maloney, O’Brien, Tucker & Burton)

Against: 0

9:44 p.m. Councillor Luby returned to the Chambers

➤ **Waterfront Properties**

MOTION: 2017-9098 Councillor O’Brien/ Councillor Maloney

MOVE THAT Council gather more information on available properties for the Town to acquire and save for green spaces, tourism, walkways.

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Muldowney, Deputy Mayor O’Driscoll, Councillors Luby, Maloney, O’Brien, Tucker & Burton)

Against: 0

➤ **Ratify Vote to Issue Change Order No’s 2017-10-05 & 2017-11-08**

MOTION: 2017-9099 Councillor Luby/Councillor Tucker

MOVE THAT Council issue change order No’s 2017-10-05 & 2017-11-08 to Harbour Const. for extra ditching identified during the ditching contract.

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Muldowney, Deputy Mayor O’Driscoll, Councillors Luby, Maloney, O’Brien, Tucker & Burton)

Against: 0

➤ **Alley Rd Upgrades–Prime Consultant Agreement from SNC-Lavalin**

MOTION: 2017-9100 Councillor Luby/Councillor Tucker

MOVE THAT Council accept the Prime Consultant Agreement with SNC-Lavalin for Alley Rd Upgrades.

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Muldowney, Deputy Mayor O’Driscoll, Councillors Luby, Maloney, O’Brien, Tucker & Burton)

Against: 0

➤ **Update on Track Rd Ext Expropriation**

9:50 p.m. Deputy Mayor O’Driscoll & Councillor Luby declared conflict of interest; and left the chambers; Deputy Mayor has family that own land on Track Rd Ext & Councillor Luby resides on Track Rd Ext.

MOTION: 2017-9101 Councillor Tucker/ Councillor Maloney

MOVE THAT Mayor Muldowney will call the potential owner of the property to discuss options

Questions called. Motion carried. Unanimously

For Motion: 5 (Mayor Muldowney, Maloney, O’Brien, Tucker & Burton)

Against: 0

- *Friendly Amendment by Councillor Tucker: Once Mayor Muldowney speaks to the potential owner if no resolution can be reached; the Town will fill in within 7 days; as this is a road safety concern.*

9:56 p.m. Deputy Mayor O’Driscoll & Councillor Luby returned to the Chambers

➤ **Permission to Purchase 4 Folding Tables for the Town Hall**

MOTION: 2017-9102 Deputy Mayor O’Driscoll/Councillor Tucker

MOVE THAT Town Staff purchase 4 folding tables for the Town Hall

Questions called. Motion carried. Unanimously

For Motion: 5 (Mayor Muldowney, Maloney, O’Brien, Tucker & Burton)

Against: 0

➤ **Ratify Vote to start a Quarterly Town Newsletter**

MOTION: 2017-9103 Councillor Tucker/ Councillor Luby

MOVE THAT Town staff release a Quarterly Newsletter to residents

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Muldowney, Deputy Mayor O’Driscoll, Councillors Luby, Maloney, O’Brien, Tucker & Burton)

Against: 0

➤ **Conflict of Interest**

Councillor Burton discussed the following;

Clarification from the Town's lawyer on Conflict of Interest
Clarification on Section 207.4 of the *Municipalities Act, 1999*

Deputy Mayor O'Driscoll added; that Councillors who feel that they are not or that they are in conflict but are unsure they can ask for Council to vote on that declaration.

Town Clerk added; The Town Lawyer offered to do a free training session on conflict of interest

➤ **Check Bank Rates**

MOTION: 2017-9104 Councillor Luby/ Councillor Tucker

MOVE THAT Town staff & the Finance Committee look in re-financing rates, interest rates, annual fees/charges and the possibility of moving to the local Community Credit Union.

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Luby, Maloney, O'Brien, Tucker & Burton)

Against: 0

➤ **Standing Offer – Equipment, Fill & Pavement**

MOTION: 2017-9105 Councillor Tucker/ Councillor Luby

MOVE THAT Town staff send out for standing offers for 2018

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Luby, Maloney, O'Brien, Tucker & Burton)

Against: 0

➤ **Town Truck**

MOTION: 2017-9106 Councillor Tucker/ Deputy Mayor O'Driscoll

MOVE THAT The Town's Outside Maintenance Supervisor get the work required on the town truck before the winter, this includes new tires and ball joints

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Luby, Maloney, O'Brien, Tucker & Burton)

Against: 0

- *Friendly Amendment by Councillor Tucker: Get quotes from local garage for this work.*

11. New Business:

➤ Poles for the Salt & Sand Pit

MOTION: 2017-9107 Councillor Luby/ Councillor Tucker

MOVE THAT Town staff get NL Power to install 2 poles for service in the town's Salt & Sand Pit

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mullowney, Deputy Mayor O'Driscoll, Councillors Luby, Maloney, O'Brien, Tucker & Burton)

Against: 0

➤ Water Runoff

MOTION: 2017-9108 Councillor Luby/ Deputy Mayor O'Driscoll

MOVE THAT Council investigate the water running off residential driveways onto Municipal roads and fix as needed.

Questions called. Motion carried. Unanimously

For Motion: 7 (Mayor Mullowney, Deputy Mayor O'Driscoll, Councillors Luby, Maloney, O'Brien, Tucker & Burton)

Against: 0

12. Adjournment:

10:25 p.m. Mayor Mullowney called for adjournment as there was no further business of Council.

MOTION: 2017-9109 Councillor O'Brien/Councillor Luby

MOVE THAT the meeting be adjourned.

Questions called. Motion carried. Unanimously

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

Against: 0

Mayor

Clerk

