

Town of Bay Bulls

Meeting Minutes

For

The Public Meeting of February 12, 2018

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

Members Present:

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

Regrets:

Staff Present:

Sandra Cahill, Town Clerk
Ashley Wakeham, Assistant Town Clerk

Call to Order:

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

Adoption of Agenda:

MOTION: 2018-9170 Deputy Mayor O'Driscoll/Councillor O'Brien
MOVE THAT the agenda of February 12, 2018 Public Meeting be adopted as presented.
Questions called. Motion carried. Unanimously
For Motion: 7 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Tucker, O'Brien, Maloney, Luby & Burton)
Against: 0

Mayor Mallowney called for 'New Business' additions to the Agenda for February 12, 2018.

Councillor Luby added: Public Agenda's

Adoption of Minutes:

MOTION: 2018-9171 Councillor Tucker/Councillor Maloney
MOVE THAT the Minutes of January 8, 2018 be adopted as presented
Questions called. Motion carried. Unanimously
For Motion: 7 (Mayor Mallowney, Deputy Mayor O'Driscoll, Councillors Luby, Tucker, Maloney, O'Brien & Burton)
Against: 0

MOTION: 2018-9172 Deputy Mayor O'Driscoll/Councillor Luby
MOVE THAT the Minutes of January 17, 2018 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

Delegation

No scheduled delegations for February 12, 2018

Applications:

Application for Crownland

Application # 2017-503

J&C Sod Farm

S.S. Hwy – Amendment to Agricultural Lease #1002431

8:05 p.m. Councillor Luby declared conflict of interest on application # 2017-503 and left the Chambers.

MOTION: 2018-9173 Deputy Mayor O'Driscoll/Councillor Tucker

MOVE THAT application 2017-503 be deferred pending a meeting with Crownlands

Questions called. Motion carried.

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

Against: 0

8:06 p.m. Councillor Luby returned to the Chambers

Application for Crownland

Application # 2017-505

Mr. John Furlong Jr.

S.S. Hwy – Residential

MOTION: 2018-9174 Deputy Mayor O'Driscoll/Councillor O'Brien

MOVE THAT application 2017-505 be deferred pending a meeting with Crownlands

Questions called. Motion carried. Unanimously

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

Against: 0

Application for Crownland
Application # 2018-507
Stone Island Enterprises
S.S. Hwy – Residential Sub-Division

MOTION: 2018-9175 Deputy Mayor O’Driscoll/Councillor Maloney
MOVE THAT application 2018-507 be deferred pending a meeting with Crownlands
Questions called. Motion carried. Unanimously
For Motion: 7 (Mayor Mullooney, Deputy Mayor O’Driscoll, Councillors Luby, Tucker, Maloney, O’Brien & Burton)
Against: 0

*Councillor O’Brien asked how soon a meeting could be scheduled with Crownland.
Staff will arrange a meeting as soon as possible.*

8:08 p.m. Councillor Tucker asked council to decide her proposed conflict for application # 2018-108 and left the Chambers.

MOTION: 2018-9176 Deputy Mayor O’Driscoll/Councillor Burton
MOVE THAT Councillor Tucker is not in conflict on application 2018-108.
Questions called. Motion carried.
For Motion: 6 (Mayor Mullooney, Deputy Mayor O’Driscoll, Councillors Luby, Maloney, O’Brien & Burton)
Against: 0

Application To Operate A Business
Application # 2018-108
Healing Hands Massage- Therapy Clinic
738 S.S. Hwy

MOTION: 2018-9177 Deputy Mayor O’Driscoll/Councillor O’Brien
MOVE THAT application 2018-108 be approved pending compliance with Service NL requirements
Questions called. Motion carried. Unanimously
For Motion: 7 (Mayor Mullooney, Deputy Mayor O’Driscoll, Councillors Luby, Tucker, Maloney, O’Brien & Burton)
Against: 0

Application To Operate A Business
Application # 2018-109
K-Wan Construction Inc. – Home Office (Construction Contractor)
30 Island Cove Rd

MOTION: 2018-9178 Councillor Burton/Councillor Luby
MOVE THAT application 2018-109 be approved with the following conditions:

- Use shall be Home Office Only

- Any future plans to expand are subject to additional Council & Government approvals.

Questions called. Motion carried. Unanimously

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

Against: 0

Application To Operate A Business

Application # 2018-110

JJL Electrical Ltd. - Home Office (Electrical Contractor)

43 Northside Rd.

MOTION: 2018-9179 Deputy Mayor O'Driscoll/Councillor Burton

MOVE THAT application 2018-109 be approved with the following conditions:

- Use shall be Home Office Only
- Any future plans to expand are subject to additional Council & Government approvals.

Questions called. Motion carried. Unanimously

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

Against: 0

Application To Operate A Business

Application # 2018-111

Headquarters (HQ) - Hair Salon

738 S.S. Hwy

MOTION: 2018-9180 Deputy Mayor O'Driscoll/Councillor Luby

MOVE THAT application 2018-111 be approved pending compliance with Service NL requirements

Questions called. Motion carried. Unanimously

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

Against: 0

Application To Operate A Business

Application # 2018-112

Crystal's Creative Beauty - Hair Salon & Spa

50 Island Cove Rd

MOTION: 2018-9181 Deputy Mayor O'Driscoll/Councillor Tucker

MOVE THAT application 2018-112 be approved pending compliance with Service NL requirements

Questions called. Motion carried. Unanimously

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

Against: 0

Accounts Payable:

8:13 p.m. Deputy Mayor O'Driscoll, Councillors Luby & Tucker declared conflict of interest on cheque no. 1044 and left the Chambers

MOTION: 2018-9182 Councillor Maloney/Councillor Burton
MOVE THAT Cheque No. 1044 be released.

Questions called. Motion carried.

For Motion: 4 (Mayor Mullowney, Councillors Maloney, O'Brien & Burton)

Against: 0

8:13 p.m. Deputy Mayor O'Driscoll, Councillors Luby & Tucker returned to the Chambers.

8:13 p.m. Councillor Maloney declared conflict of interest on cheque No. 1047 and left the Chambers.

MOTION: 2018-9183 Deputy Mayor O'Driscoll/Councillor Burton
MOVE THAT Cheque No. 1047 be released.

Questions called. Motion carried.

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

Against: 0

8:14 p.m. Councillor Maloney returned to the Chambers.

8:14 p.m. Councillor Maloney & Luby declared conflict of interest on cheque no. 1048 and left the Chambers.

MOTION: 2018-9184 Deputy Mayor O'Driscoll/Councillor Burton
MOVE THAT Cheque No. 1048 be released.

Questions called. Motion carried.

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

Against: 0

8:15 p.m. Councillor Maloney & Luby returned to the Chambers.

MOTION: 2018-9185 Deputy Mayor O'Driscoll/Councillor Luby
MOVE THAT All other payables in Section A be approved for release.

Questions called. Motion carried. Unanimously

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

Against: 0

Accounts Paid in Section A: \$125,520.33

Accounts Paid in Section B: \$46,984.76 (Reoccurring Expenses)

Correspondence & Action:

2017 Tax Recovery Plan

MOTION: 2018-9186 Deputy Mayor O'Driscoll/Councillor Luby

MOVE THAT Council accept the 2017 tax recovery plan as presented by Greg Stokes Accounting.

Questions called. Motion carried. Unanimously

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

Against: 0

Mobile Central High School - Seniors Outreach Dinner: Request for Funds

8:19 p.m. Deputy Mayor O'Driscoll & Councillor Luby declared conflict of interest and left the Chambers.

MOTION: 2018-9187 Councillor O'Brien/Councillor Tucker

MOVE THAT Council share the cost of this outreach dinner as done in past years.

Questions called. Motion carried.

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

Against: 0

8:19 p.m. Deputy Mayor O'Driscoll & Councillor Luby returned to the Chambers

Deputy Mayor O'Driscoll to attend the event on behalf of The Town of Bay Bulls

Letter of Request from the University of Waterloo

Denied with regrets

Harbour Authority Request for a Meeting

8:26 p.m. Councillor O'Brien declared conflict of interest and left the Chambers.

8:26 p.m. Councillor Tucker asked council to decide her proposed conflict and left the Chambers.

MOTION: 2018-9188 Deputy Mayor O'Driscoll/Councillor Luby

MOVE THAT Councillor Tucker is not in conflict on the Harbour Authority's request.

Questions called. Motion carried.

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

Against: 0

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

Council asked town staff to set up a convenient meeting time with the Harbour Authority.

8:27 p.m. Councillor O'Brien returned to the Chambers

Request from Resident on S.S. Hwy to Operate a Portable Saw Mill

MOTION: 2018-9189 Deputy Mayor O'Driscoll/Councillor Maloney

MOVE THAT Mr. O'Reilly be allowed to operate said saw mill with the following conditions:

- Area must be kept clean and free from litter, and debris
- Shall not operate the mill in residential areas

Questions called. Motion carried. Unanimously

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

Against: 0

Quote from Triware to host new email addresses for Councillors and Staff

MOTION: 2018-9190 Deputy Mayor O'Driscoll/Councillor Luby

MOVE THAT Council accept this addition to Triware's current services for the Town of Bay Bulls

Questions called. Motion carried. Unanimously

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

Against: 0

Information Only:

Letter of Acceptance from Municipal Affairs & Environment for Budget 2018

Letter addressed to Council from resident of Southside Rd, info only

General Business:

Planning & Development:

Tax Adjustment for ID# 201-688: business no longer in use

MOTION: 2018-9191 Deputy Mayor O'Driscoll/Councillor Tucker

MOVE THAT the 2018 tax bill sent for business taxes be amended to reflect the change.

Questions called. Motion carried. Unanimously

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

Against: 0

Business Located 710 S.S. Hwy: Change of Use

8:31 p.m. Councillor Tucker asked council to decide her proposed conflict and left the Chambers.

MOTION: 2018-9192 Deputy Mayor O'Driscoll/Councillor Luby
MOVE THAT Tucker is not in conflict in regards to this request on S.S. Hwy
Questions called. Motion carried.
For Motion: 6 (Mayor Muldowney, Deputy Mayor O'Driscoll, Councillors Luby, O'Brien, Maloney & Burton)
Against: 0

MOTION: 2018-9193 Deputy Mayor O'Driscoll/Councillor Tucker
MOVE THAT a letter of reminder be sent to the business owners stating The Town's requirements and any proposed changes in use are subject to Council & Government approvals.
Questions called. Motion carried. Unanimously
For Motion: 7 (Mayor Muldowney, Deputy Mayor O'Driscoll, Councillors Luby, O'Brien, Tucker Maloney & Burton)
Against: 0

Amendment to Development Regulation No. 78

Notice of Motion:

Councillor Burton gave notice of the following Motion:

MOVE THAT Council amend Regulation No. 78 "Dedication of Land" under the Town's Development Regulations

Crownland Application for a Parking Area along S.S. Hwy for a proposed Walking Trail

MOTION: 2018-9194 Councillor Maloney/Councillor Luby
MOVE THAT Council apply for a plot of land to save for a parking area for a proposed walking trail around long pond.
Questions called. Motion carried. Unanimously
For Motion: 7 (Mayor Muldowney, Deputy Mayor O'Driscoll, Councillors Luby, O'Brien, Tucker Maloney & Burton)
Against: 0

Re-zoning areas of Town to Conservation and/or Open Space: Deferred for more information.

Public Works:

SNCL Prime Consulting Agreement for Farm Rd & Alley Rd

MOTION: 2018-9195 Deputy Mayor O'Driscoll/Councillor Luby
MOVE THAT Council enter into a PC agreement with SNCL for road work scheduled for Farm Rd & Alley Rd in the spring of 2018.
Questions called. Motion carried. Unanimously
For Motion: 7 (Mayor Muldowney, Deputy Mayor O'Driscoll, Councillors Luby, O'Brien, Tucker

Maloney & Burton)
Against: 0

Proceed to Tender for Farm Rd & Alley Rd Upgrades

MOTION: 2018-9196 Deputy Mayor O'Driscoll/Councillor Luby
MOVE THAT Council proceed to allow SNCL to prepare the tendering documents and release to Public Tender.

Questions called. Motion carried. Unanimously

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

Against: 0

Vigilant Project Management

MOTION: 2018-9197 Councillor Tucker/Councillor Luby
MOVE THAT Council proceed to hire Vigilant to manage Capital works projects.

Questions called. Motion carried.

For Motion: 4 (Mayor Mullooney, Deputy Mayor O'Driscoll, Councillors Luby & Tucker)

Against: 3 (Councillors Maloney, Burton & O'Brien)

Councillor Tucker made a friendly amendment to Motion 2018-9197; that once all of Council has seen the package from Vigilant, Council will proceed to hire.

Administration:

Office Document Control: SharePoint Software

More info needed

Administration Billable Hours

MOTION: 2018-9198 Councillor O'Brien/Deputy Mayor O'Driscoll
MOVE THAT a log of billable hours should be kept by staff for any office work being done outside normal duties.

Questions called. Motion carried. Unanimously

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

Against: 0

Town Clerk Request: 1 week annual leave

8:57 p.m. Deputy Mayor O'Driscoll declared conflict of interest and left the Chambers.

MOTION: 2018-9199 Councillor Tucker/Councillor Burton

MOVE THAT annual leave be granted.

Questions called. Motion carried.

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

Against: 0

Staff Request: Annual Raises

8:57 p.m. Deputy Mayor O'Driscoll remained in conflict.

MOTION: 2018-9200 Councillor Tucker/Councillor Burton

MOVE THAT the request for raises be deferred until Council can meet on the subject.

Questions called. Motion carried.

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

Against: 0

8:58 p.m. Deputy Mayor O'Driscoll returned to the Chambers.

General Items:

Recognition of the first sitting Council & Mayor from 1986

Council agreed to plan and recognition the first sitting council & mayor in a ceremony, details and date to be determined.

Preserving and Displaying the First Council Minutes from 1986

Council agreed to display these in the Town Hall.

Shave for the Brave: Community Event

Deputy Mayor O'Driscoll addressed council and suggested the Town host a Shave for the Brave event for next year.

Deputy Mayor O'Driscoll will take the lead on this event and organize in partnership with Cancer Canada.

Outside Maintenance: Purchase New Tools

MOTION: 2018-9201 Councillor Tucker/Deputy Mayor O'Driscoll

MOVE THAT the Outside Maintenance Supervisor purchase the tools needed for the job(s).

Questions called. Motion carried. Unanimously

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

Against: 0

Garbage by the EMW site

Council asked for 3 quotes on a security camera with Wi-Fi capabilities.

Council also suggested the Town explore the option of moving the entrance gate further down to be more visible, and hopefully deter illegal dumping.

Correspondence from Government Department(s) & Urgent Correspondence

MOTION: 2018-9203 Councillor Tucker/Councillor Luby

MOVE THAT any information received from residents, government, or otherwise that could be time sensitive in nature are to be sent to Council immediately for review.

Questions called. Motion carried. Unanimously

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

Against: 0

Public Works Stipend to be dispensed to the Chair of Public Works

8:57 p.m. Councillor Tucker declared conflict of interest and left the Chambers

MOTION: 2018-9204 Deputy Mayor O'Driscoll/Councillor Luby

MOVE THAT the Public Works stipend be set at \$120/month.

Questions called. Motion carried.

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

Against: 0

New Business:

Posting Public Agenda's Online

MOTION: 2018-9205 Councillor Luby/Councillor Burton

MOVE THAT staff start posting agendas online on Friday's before the regular public meetings

Questions called. Motion carried. Unanimously

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

Against: 0

Adjournment:

9:14 p.m. Mayor Mullooney called for adjournment as there was no further business of Council.

MOTION: 2017-9206 Councillor Tucker/Deputy Mayor O'Driscoll

MOVE THAT the meeting be adjourned.

Questions called. Motion carried. Unanimously

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

Against: 0

Mayor

Clerk

