

Public Meeting of Witless Bay Council  
Witless Bay Town Hall  
June 12, 2018

Attending: Mayor Rene Estrada, Deputy Mayor Maureen Murphy, Councillors Fraser Paul, Chris Brinston, Neil Stratton, Vince Swain, Lucy Carew

Recording: Geraldine Caul & Barb Harrigan

1. Mayor Rene Estrada called the meeting to order at 7:30 p.m.
2. 2018-117 Deputy Mayor Maureen Murphy/Councillor Fraser Paul  
Moved to adopt the Agenda with the following additions:  
New Business (c ) Notice of Motion to amend the Town Plan  
New Business (d ) Notice of Motion to amend the Witless Bay Engineering Design Standards  
Motion carried unanimously as amended.
3. 2018-118 Councillor Lucy Carew/Councillor Vince Swain  
Moved to adopt the Minutes of Public Meeting of May 8, 2018.  
Motion carried unanimously.
4. 2018-119 Deputy Mayor Maureen Murphy/Councillor Lucy Carew  
Moved to adopt the Minutes of Privilege Meeting of May 9, 2018  
Motion carried unanimously.
5. Business Arising from Minutes
  - a. Residential Dwelling on New Line Road - Councillor Fraser Paul declared a conflict of interest because he lives on New Line Road. Councillor Paul left the Chamber at 7:35 and returned at 7:36.

2018-120 Deputy Mayor Maureen Murphy/Councillor Vince Swain  
Moved to approve in principle residential dwelling on New Line Road subject to approval from Services NL and any other government agencies having jurisdiction. [This is a conditional approval granted for the purpose of a pending land purchase. Applicant must re-apply with all required documentation].

For: Deputy Mayor Maureen Murphy, Mayor Rene Estrada, Councillors Chris Brinston, Neil Stratton, Vince Swain and Lucy Carew.

Abstained: Councillor Fraser Paul [declared conflict of interest].

Motion carried.

- b. Rescind motion 2018-101 related to approval of storage building & bathroom for Kinsmen Club.

2018-121 Councillor Vince Swain/Deputy Mayor Maureen Murphy

Moved to rescind motion 2018-101 related to approval of storage building & bathroom for Kinsmen Club.

Motion carried unanimously.

- c. Culvert and pavement repair on Gull Pond Road – location for diverting water. Councillor Fraser Paul reported that a sufficient culvert has to be installed at the highest point of water.
- d. Resolution for Engineering Consultant for Project 17-MCW-00013 Feasibility Study for new fire hall.

2018-122 Deputy Mayor Maureen Murphy/Councillor Fraser Paul

Be it resolved that following discussions with DMG Consulting Ltd. and in respect of written documentation submitted to the Department of Municipal Affairs & Environment related to a Consultant's Agreement, it is evidenced that Council was prepared to sign a formal Agreement with DMG Consulting Ltd. to do a Feasibility Study for a new fire station, but delayed this process until the Town received written approval for funding from the Department of Municipal Affairs & Environment. Motion 2018-005 accepting DMG Consulting Ltd. as the Town's Engineer was put forward by Council on January 9, 2018 as a statement of a formal agreement between the Town of Witless Bay and DMG Consulting Ltd. Engineer, Mr. Ivan Hynes, as required, to comply with the new Procurement Act & Regulations for Project #17-MCW-1900013.

Motion carried unanimously.

- e. Canada Day celebrations –

2018-123 Councillor Chris Brinston/Councillor Neil Stratton

Moved to donate \$600.00 to the BBBA towards activities for Canada Day Celebrations.

Motion carried unanimously.

## 6. Public Works & Infrastructure

- a. Private garage on 44 Country Path Drive

2018-124 Councillor Fraser Paul/Councillor Chris Brinston

Moved to approve private garage on 44 Country Path Drive  
Motion carried unanimously.

- b. Residential single family dwelling on 54 Country Path Drive – Councillor Fraser Paul declared a conflict of interest because he may be purchasing this property. Councillor Paul left the Chamber at 7:46 and returned at 7:47.

2018-125 Councillor Vince Swain/Councillor Chris Brinston

Moved to approve in principle residential single family dwelling on 54 Country Path Drive subject to approval from Services NL and any other agencies having jurisdiction.

For: Mayor Rene Estrada, Deputy Mayor Maureen Murphy, Councillors Chris Brinston, Neil Stratton, Vince Swain and Lucy Carew

Abstained: Councillor Fraser Paul [declared a conflict of interest].

Motion carried.

- c. Private garage on 18 Green Hill Drive

2018-126 Councillor Vince Swain/Councillor Fraser Paul

Moved to approve private garage on 18 Green Hill Drive.

Motion carried unanimously.

- d. Private garage on 28-30 Southside Track – Councillor Neil Stratton declared a conflict of interest because he lives next door to the applicant. Councillor Stratton left the Chamber at 7:49 and returned at 7:50.

2018-127 Councillor Vince Swain/Councillor Fraser Paul

Moved to approve private garage on 28-30 Southside Track

For: Mayor Rene Estrada, Deputy Mayor Maureen Murphy, Councillors Fraser Paul, Chris Brinston, Vince Swain and Lucy Carew.

Abstained: Councillor Neil Stratton [declared conflict of interest].

Motion carried.

- e. Extension on storage building on 159-160 Southern Shore Highway

2018-128 Councillor Fraser Paul/Councillor Vince Swain

Moved to approve extension on storage building on 159-160 Southern Shore Highway per the Town's development regulations.

Motion carried unanimously.

- f. Fill in trench and return site to its original condition on 9-23 Mullowney's Lane – Deputy Mayor Maureen Murphy asked Council to determine if she was in a conflict because her brother owns land on Mullowney's Lane. Deputy Mayor Murphy left the Chamber at 7:52 and returned at 7:53.

2018-129 Councillor Fraser Paul/Councillor Chris Brinston

Moved that Deputy Mayor Maureen Murphy is in a conflict of interest on this application because her brother owns land on Mullowney's Lane.

For: Mayor Rene Estrada, Councillors Fraser Paul, Chris Brinston, Neil Stratton, Vince Swain and Lucy Carew.

Abstained: Deputy Mayor Maureen Murphy [abstained due to question of conflict of interest].

Motion carried.

2018-130 Councillor Fraser Paul/Councillor Vince Swain

Moved to defer application to fill in trench pending submission of an updated survey and a detailed description of the work to take place.

For: Mayor Rene Estrada, Councillors Fraser Paul, Chris Brinston, Neil Stratton, Vince Swain and Lucy Carew.

Abstained: Deputy Mayor Maureen Murphy [abstained due to being in a conflict of interest].

Motion carried.

g. Grub driveway on 241A Gallows Cove Road

2018-131 Councillor Fraser Paul/Deputy Mayor Maureen Murphy

Moved to defer application to grub driveway pending clarification of ownership of Right of Way and review of the town's development regulations for access. [Public members addressed Council with additional information on the property].

Motion carried unanimously.

h. Install culvert on 7 Country Path Drive

2018-132 Councillor Fraser Paul/Councillor Vince Swain

Moved to reject installation of culvert on 7 Country Path Drive because it does not meet the town standards in that there is no storm sewer or curb and gutter to take water off the road.

Motion carried unanimously.

i. Erect fence on 7 Country Path Drive

2018-133 Councillor Fraser Paul/Councillor Vince Swain

Moved to approve fence on 7 Country Path Drive.

Motion carried unanimously.

j. Town's application to construct a storage building and bathrooms on Recreation Ground

2018-134 Councillor Fraser Paul/Councillor Chris Brinston

Moved that the Town will be constructing a storage building and bathrooms on Recreation Grounds.

Motion carried unanimously.

- k. Standing offers – Information purpose only.

7. Finance & Economic Development

- a. Payable Listing – Provide for information purpose only.

- b. Staff Increase

2018-135 Deputy Mayor Maureen Murphy/Councillor Fraser Paul

Moved to approve staff increase as per approved budget of 2018.

Motion carried unanimously.

- c. (i) and (ii) Invoices for DMG Consulting Ltd.

2018-136 Councillor Lucy Carew/Deputy Mayor Maureen Murphy

Moved to approve Invoices from DMG Consulting Ltd. for Southside Track review & recommendation for \$1012.00 and for Harbour Road Erosion for \$4508.00.

Motion carried unanimously.

- d. Harbour Construction invoice for Playground/Pool Project

2018-137 Councillor Lucy Carew/Councillor Fraser Paul

Moved to pay Harbour Construction invoice of \$3450 wooden walkway over inlet on swimming pool for the Playground/Pool Project.

Discussion: Councillor Chris Brinston questioned as to whether the Town should hold back a percentage of the payment due to the fact that the hydro seeding that was done is washed away. Councillor Swain suggested the Town pay the invoice and ask Harbour Construction if they would go back and hydro seed the area.

Motion carried unanimously.

- e. Harbour Construction invoice for Aspell property – Councillor Fraser Paul declared a conflict of interest on this item because his brother is the listing agent on the property. Councillor Paul left the Council Chamber at 8:11 and returned at 8:12.

2018-138 Councillor Vince Swain/Deputy Mayor Maureen Murphy

Moved to pay the Harbour Construction invoice of \$8021.25 for Aspell property repairs.

For: Mayor Rene Estrada, Deputy Mayor Maureen Murphy, Councillors Chris Brinston, Neil Stratton, Vince Swain and Lucy Carew.

Abstained: Councillor Fraser Paul [declared a conflict of interest].

Motion carried.

- f. Provincial Fence – Quotes for fence on Playground area – At the May 8, 2018 public meeting, Public Works was empowered to move forward with the fencing on the Rec grounds. No further action is required on this.
- g. Insurance options related to Recreation grounds – Information purpose.
- h. Fire & Emergency Services Funding applications for Fire Department Tanker and Equipment

2018-139 Councillor Lucy Carew/Councillor Vince Swain

Moved that Council make an application for funding to the Fire and Emergency Services for a new tanker, and additional equipment for the Witless Bay Regional Fire Department. Be it further resolved that the Town apply for a loan on behalf of the Regional Fire Department from the Community Credit Union to fund the Fire Department's share of the cost.

Motion carried unanimously.

- i. Harbour Road Erosion – Deputy Mayor Maureen Murphy reported that Council applied for emergency funding under the Special Assistance Grant and the funding only covers to \$30,000 and the Department of Municipal Affairs & Environment recommended that Council apply again in the fall under the Municipal Capital Works Program.

#### 8. Other Business

- a. Support letter request for ambulance service in Bay Bulls

2018-140 Deputy Mayor Maureen Murphy/Councillor Lucy Carew

Moved that the Town send a letter to Minister Haggie of the Department of Health & Community Services supporting an ambulance service in this area.

Motion carried unanimously.

- b. Youth Ventures – request to waive permits

2018-141 Councillor Lucy Carew/Councillor Fraser Paul

Moved that Council support the Youth Ventures Program with their request for Council to waive application and permit fees for 2018.

Motion carried unanimously.

- c. Notice of Motion to make amendments to the Town Plan

2018-142 Deputy Mayor Maureen Murphy/Councillor Lucy Carew

Moved to make a Notice of Motion to make amendments to the Town Plan.

Motion carried unanimously.

- d. Notice of Motion to make amendments to the Witless Bay Engineering Design Standards

2018-143 Deputy Mayor Maureen Murphy/Councillor Lucy Carew

Moved to make a Notice of Motion to make amendments to the Witless Bay Engineering Design Standards.

Motion carried unanimously.

9. 2018-144 Councillor Fraser Paul/Councillor Neil Stratton

Moved to adjourn at 8:35 p.m.

Motion carried unanimously.