

## Minutes

### Item 1: Call to Order

Mayor B. Hobbs called the meeting to order at 7:00 pm on December 1, 2009 and presided with the following individuals in attendance:

Deputy Mayor D. Tremblett  
Councillor B. King  
Councillor P. Budgell  
Councillor F. Mills  
Councillor R. Canning

Wayne Champion, Town Manager  
Randy Drover, Town Clerk

Councillor A. Hynes was absent with regrets.

### Item 2: Adoption of the Agenda

#### **Motion 510/2009 – Deputy Mayor Tremblett/Councillor Canning**

To adopt the agenda for Public Meeting 1256 as presented.

Yeas: 6 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

#### **Motion Carried**

### Item 3: Gas Tax Agreement

#### 3.1 INTEGRATED COMMUNITY SUSTAINABILITY PLAN (ICSP)

The Town Clerk presented a draft ICSP based on the Town's Community Development Plan (CDP). Mayor Hobbs indicated that the ICSP must be submitted by December 31, 2009, and with some minor changes the CDP can serve this purpose. After a lengthy discussion, the Clerk was directed to revise the ICSP based on the suggestions made by Council. A final draft must be presented before December 11, 2009.

### 3.2 CAPITAL INVESTMENT PLAN (CIP)

Mayor Hobbs presented the draft Capital Investment Plan (CIP). Some of the projects in the August 2009 CIP were not eligible (i.e. electrical upgrades at the stadium, renovations to the Fallsview Park, etc), and Council will need to reconsider its priorities. Council then proceeded to review each project in the August 2009 CIP, resulting in the following motion:

#### **Motion 511/2009 – Councillor Budgell/Councillor Canning**

That Council approves the following Capital Investment Plan for the Gas Tax Agreement as revised on December 1, 2009:

Priority	Description	2007	2008	2009	Total	Outcome
1	Sewage treatment pre-planning	\$54,756			\$54,756	Required to prepare final plans for full sewage treatment for the community; elimination of Town's discharge of sewage into the Exploits River.
2	Installation of onsite sewage treatment (Blivet) for the Butler Street Subdivision.		\$233,892		233,892	Reduction of raw sewage being discharged into the Exploits River.
3	Installation of Manhole inflow protectors.		15,000		15,000	Protection of sewer/storm drainage system infrastructure.
4	Removal of underground fuel storage tanks and installation of above ground diesel tank at Public Works Depot.			\$35,000	35,000	Environmental contamination prevention. Underground fuel storage containers have reached life expectancy.
5	Installation of automatic chlorine tester/analyzer.			37,500	37,500	Installation of an accurate chlorine testing computerized system. Improved water sampling program.
6	Roads infrastructure improvements (McMahon's Lane, Dominic St, Forest Rd, and 408 Main St).			85,852	85,852	Prevention of erosion, improved storm drainage system(s), and partial road reconstruction.
<b>TOTALS</b>		<b>\$54,756</b>	<b>\$248,892</b>	<b>\$158,352</b>	<b>\$462,000</b>	

Yeas: 6 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

**Motion Carried**

**Item 4: Enabling Accessibility Fund Project (wheelchair lift)**

Mayor Hobbs explained that the wheelchair lift project was delayed in June 2009 because of an order from Occupational Health and Safety. That has since been resolved; however, the project engineers estimate that the project will cost an additional \$7,000, and it will not be completed before the end of January 2010. The Town Clerk obtained an extension from the Department of Human Resources and Skills Development Canada (HRSDC) until January 31, 2010. Council must now determine if it will contribute the additional \$7,000, if necessary. Councillor Budgell suggested that the Clerk should approach HRSDC to renegotiate the contract to include the additional \$7,000. The other Councillors agreed; however, if unsuccessful, Council will proceed with the project. Mayor Hobbs, having allowed for sufficient debate, called for a motion.

**Motion 512/2009 – Councillor Budgell/Councillor Mills**

That Council proceed with the completion of the wheelchair lift project as presented.

Yeas: 6 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

**Motion Carried**

**Motion 513/2009 – Councillor Budgell/Councillor King**

That Council directs the Town Clerk to approach HRSDC to renegotiate the Enabling Accessibility Fund contribution agreement to include the additional \$7,000.

Yeas: 6 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

**Motion Carried**

## **Item 5: Centre Access Road Project (Building Canada Fund)**

Mayor Hobbs advised Council that a direction concerning the Centre Access Road project must be forged. Right now an application is pending under the Building Canada Fund, and the loan is secured from the Bank of Montreal. However, if Council intends to use the gas tax funding for this purpose, than the application should be withdrawn. After a lengthy debate, Council determined that it was best to leave the application in the system. All factors must be considered before final decisions are made, and the 2010-2014 gas tax agreement has not yet been discussed. The Town Clerk was instructed to write Municipal Affairs and the Bank of Montreal indicating that the project is still active.

Mayor Hobbs suggested that, for privacy reasons, Council should resolve into a privileged session. The next items on the agenda require a certain level of sensitivity.

### **Motion 514/2009 – Councillor Budgell/Councillor Canning**

That Council resolve into a privileged session.

Yeas: 6 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

### **Motion Carried**

\*\*\*PRIVILEGED SESSION COMMENCED AT 8:42 PM\*\*\*

During the privileged session Councillor Budgell declared a conflict of interest concerning the Town Manager and Town Clerk Hiring Report. He vacated Chambers at 9:42 pm.

\*\*\*PRIVILEGED SESSION CONCLUDED AT 10:00 PM\*\*\*

## **Item 6: Town Manager and Town Clerk Hiring Report**

### **Motion 515/2009 – Deputy Mayor Tremblett/Councillor Mills**

That Council offer the job of Town Manager to Ms. Lesley Smith with a start salary of \$50,000 and the job of Town Clerk to Mr. Dan Oldford with a start salary of \$41,000.

Yeas: 5 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Conflict of Interest: 1 – Councillor Budgell (no vote)

### **Motion Carried**

Councillor Budgell was invited back into Chambers at 10:02 pm.

## **Item 7: Blanchard's Woodworking Lease (7 Station Rd) Amendments**

### **Motion 516/2009 – Councillor Budgell/Councillor Canning**

That Council directs staff to move forward with the amendments to the lease for 7 Station Road as presented.

Yeas: 6 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

### **Motion Carried**

## **Item 8: Public Works Standing Committee Meeting 278 (Nov 30, 2009)**

### **8.1 CHAIRPERSON'S REPORT**

Mayor Hobbs, acting Chairperson, presented the following report:

- The Committee held a special meeting on November 30, 2009 in Council's Chambers. In attendance were Councillor Budgell, Councillor Canning, the Town Manager and the Town Clerk.
- Received a delegation from a developer concerning the Hampton's Hill Housing project. The developer is requesting a subdivision permit that is required by NLHC. Town employees reviewed the application and supporting documentation, and found all to be in order. The Committee is very pleased to see developments such as this in the community, and provides its full support.
- Received a delegation from a developer concerning the west end recreation complex. The Committee listened to the issues attentively. At this point the Committee believes motion 468/2009 should be rescinded. Development of the west end playground should not, at this point, be a priority of Council. If, however, a developer approaches the Town in the future it can be considered then.

### **6.2 RECOMMENDATIONS**

### **Motion 517/2009 – Councillor Budgell/Councillor Mills**

Whereas a developer requested a subdivision permit for a housing project on Hampton's Hill; and whereas the project, based on an application submitted November 19, 2009, is in compliance with municipal regulations; therefore, be it resolved that Council shall issue the developer a subdivision permit.

Yeas: 6 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Budgell, Councillor Mills and Councillor Canning.  
Nays: 0  
Abstained: 0

**Motion Carried**

**Motion 518/2009 – Councillor Mills/Councillor Canning**

That Council rescind motion 393/2009 that was carried during PM 1250 on September 15, 2009 that reads as follows: “Whereas Council is interest in developing the west end recreation complex for residential purposes; and whereas such development shall include the revitalization of the west end playground; therefore, be it resolved that Council shall issue a request for proposals for the development of the west end recreation complex for residential purposes; be it further resolved that proposals will have to demonstrate how the west end playground will be incorporated into the development at the developer’s expense; be it further resolved that the west end playground shall remain known as the Lions Memorial Playground”.

Yeas: 6 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Budgell, Councillor Mills and Councillor Canning.  
Nays: 0  
Abstained: 0

**Motion Carried**

**Item 9: Municipal Plan Amendment Public Hearing Date Change**

**Motion 519/2009 – Councillor Canning/Councillor Mills**

That the Public Hearing Scheduled for December 9, 2009 at 2:00 pm concerning Municipal Plan Amendment No. 16, 2009 and Development Regulations Amendment No. 18, 2009 is changed to December 17, 2009 at 2:00 pm.

Yeas: 6 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Budgell, Councillor Mills and Councillor Canning.  
Nays: 0  
Abstained: 0

**Motion Carried**

## **Item 10: Land Inquiry – Discretionary Use Application (613 Main St)**

### **Motion 520/2009 – Councillor Canning/Deputy Mayor Tremblett**

Whereas a resident applied to construct a single dwelling in a Commercial General zone at 613 Main Street; and whereas single dwellings are permitted in Commercial General Zones as a discretionary use; therefore, be it resolved that Council shall approve the application subject to sections 86 and 22 of the *Land Use Zoning, Subdivision, and Advertising Regulations*.

Yeas: 6 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

### **Motion Carried**

## **Item 11: Resident Letter Received December 1, 2009**

Council reviewed the letter received from the resident and determined that the decisions made to date stand. No further action is to be taken. The resident is required to comply.

## **Item 12: Adjournment**

### **Motion 521/2009 – Councillor Canning/Councillor Mills**

To adjourn special public meeting 1256.

Yeas: 6 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

### **Motion Carried**

The meeting adjourned at 10:20 pm.

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Mayor Robert Hobbs

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Randy Drover, Town Clerk