

Town of Bishop's Falls
Regular Public Council Meeting No. 1272
August 17, 2010 at 7:00 pm
Council Chambers

Minutes

Item 1: Call to Order

Deputy Mayor D. Tremblett called the meeting to order at 7:01 pm on August 17, 2010 and presided with the following individuals in attendance:

Councillor B. King
Councillor A. Hynes
Councillor P. Budgell
Councillor F. Mills
Councillor R. Canning

Randy Drover, Town Clerk

Mayor R. Hobbs was absent with regrets.

Item 2: Opening Prayer in the Form of Silent Reflection

A minute of silence was provided for an opening prayer by individual Councillors.

Item 3: Adoption of the Agenda

The Deputy Mayor asked if there were any additions to the agenda. Councillor Canning added "Potholes" under general business.

Motion 215/2010 – Councillor Hynes/Councillor Mills

To adopt the agenda as amended.

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

Nays: 0

Motion Carried

Item 4: Adoption of Minutes for Public Council Meeting 1271

Motion 216/2010 – Councillor Budgell/Councillor King

To adopt the minutes for public meeting 1271 as presented.

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

Nays: 0

Motion Carried

Item 5: Business Arising from the Minutes of Public Council Meeting 1271

Councillor King requested an update on the Illegal businesses briefing note. The Clerk explained that work is underway, and the neighbouring jurisdictions are being contacted to determine how they approach the issue. Furthermore, a staff meeting will be held in the coming weeks to discuss the matter. The briefing note will be prepared for the next sitting of the Governance Standing Committee. Councillor Budgell questioned the status of the Country Road issue and Central Vegetables. As it concerns the former, the resident involved submitted a letter to Council that must be considered before construction proceeds. That will be presented to the Public Works Standing Committee in September. In regards to Central Vegetables, the letter was served and no response was received to date. Councillor Canning raised for discussion the backstop in the west end playground. He felt that it would be better, at this stage in the park's development, to remove the backstop. Other Councillors felt that the Town's resources were limited, and delaying the backstop until the spring of 2011 is not detrimental. There is no push for this right now.

Item 6: Standing Committee Reports and Recommendations

6.1 GOVERNANCE STANDING COMMITTEE MEETING NO. 24 (AUG 11, 2010)

6.1.1 Chairperson's Report

Councillor Budgell, Chairperson, presented the following report:

A special meeting was held on August 11, 2010 to review the 2010 budget. Council will be pleased to know that, for the most part, the initial revenue projections are relatively consistent. Property taxes increased slightly because of the supplementary assessment roll; however, some of this was off-set by a moderate decrease in business, poll, and water taxes. In total, revenues have fallen by \$18,779 since the January 2010 estimates.

The Town has done a good job controlling expenses this fiscal year. In most categories we are on target or seeing savings. This is directly linked to Council's decision to reduce services in

some areas this year in our efforts to restore fiscal sustainability. As everyone is aware, since June 2010 we have been actively recruiting a suitable Town Manager. It was recently conceived, however, that we may be able to restructure the duties among the existing administrative staff, thereby eliminating the need for another layer of senior management.

Motion 217 – Councillor King/Councillor Canning

To dissolve into a privileged session.

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

Nays: 0

Motion Carried

****THE PRIVILEGED SESSION COMMENCED AT 7:11 PM****

Motion 218/2010 – Councillor Budgell/Councillor Mills

To cease the privileged session and resume the public meeting.

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

Nays: 0

Motion Carried

****THE PRIVILEGED SESSION CONCLUDED AT 7:41 PM****

Councillor Budgell proceeded with the Chairperson's Report.

On the matter of eliminating the Town Manager job, this possibility was discussed with the employees involved and a favourable response was received. Given this, the Committee removed the salary associated with the Town Manager from the budget. This, along with savings in other categories, enabled the Committee to allocating resources to the following:

1. \$15,000 for ditching work (equates to 2000 meters);
2. \$10,000 for occupational health and safety initiatives;
3. \$2,500 for the Let Them Be Kids Committee/West End Playground; and
4. \$20,000 to repair the engine of the 936 loader.

The fiscal position of the Town is improving, but many hurdles remain. Our investments must be targeted to those areas of the greatest need, and this is what we attempted to achieve with the 2010 budget review process.

6.1.2 Recommendations

Motion 219/2010 – Councillor Budgell/Councillor Hynes

That Council shall adopt the revised 2010 Municipal Operating Budget, which totals \$3,024,470, as presented.

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

Nays: 0

Motion Carried

Motion 220/2010 – Councillor Budgell/Councillor Canning

That Council shall make redundant the Town Manager job and reclassify the Town Clerk as Town Clerk/Manager with an annual salary of \$50,996.40.

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

Nays: 0

Motion Carried

Item 7: Governance Business

7.1 REPORTS

Motion 221/2010 – Councillor Budgell/Councillor Canning

That the AP Transaction Journal dated August 10, 2010, totalling \$29,172.72, is approved for payment as presented.

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

Nays: 0

Motion Carried

Motion 222/2010 – Councillor Budgell/Councillor Canning

To dissolve into a privileged session.

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

Motion Carried

****THE PRIVILEGED SESSION COMMENCED AT 8:13 PM****

Motion 223/2010 – Councillor Budgell/Councillor Canning

To cease the privileged session and resume the public meeting.

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

Motion Carried

****THE PRIVILEGED SESSION CONCLUDED AT 8:31 PM****

7.2 CORRESPONDENCE IN

7.2.1 Letter 01 – July 22, 2010 (Home based Business - Additional Water Rate)

Councillor Budgell reviewed the letter for Council. In short, the resident, who operates a home based business, was charged an additional water rate; however, the nature of the business does not warrant the use of water beyond that of a typical service. Council was satisfied that the resident's home based business activities do not warrant a separate water tax.

Motion 224/2010 – Councillor Budgell/Councillor Hynes

That Council shall waive the business water tax imposed on 17 Newtown Road.

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

Motion Carried

7.3 GENERAL BUSINESS

7.3.1 GB 01 – Governance Standing Committee Memo (Aug 10, 2010)

Motion 225/2010 – Councillor Budgell/Councillor Canning

That Council shall approve a loan from the Bank of Montreal totalling \$33,000 for the Arena Boards' Replacement Project.

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

Nays: 0

Motion Carried

Resolution 226/2010 – Councillor Budgell/Councillor King

Whereas the Town of Bishop's Falls secured a \$33,000 loan for the Arena Boards' Replacement Project from the Bank of Montreal; and whereas approval is needed from the Department of Municipal Affairs before this loan can be drawn on; therefore, be it resolved that Council shall request a letter from the Department of Municipal Affairs granting permission to borrow \$33,000 from the Bank of Montreal for the Arena Boards' Replacement Project.

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

Nays: 0

Resolution Carried

Motion 227/2010 – Councillor Budgell/Councillor Hynes

That Council shall approve a loan from the Bank of Montreal totalling \$98,000 for the Centre Access Road Reconstruction Project.

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

Nays: 0

Motion Carried

Resolution 228/2010 – Councillor Budgell/Councillor King

Whereas the Town of Bishop's Falls secured a \$98,000 loan for the Centre Access Road Reconstruction Project from the Bank of Montreal; and whereas approval is needed from the

Department of Municipal Affairs before this loan can be drawn on; therefore, be it resolved that Council shall request a letter from the Department of Municipal Affairs granting permission to borrow \$98,000 from the Bank of Montreal for the Centre Access Road Reconstruction Project.

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

Nays: 0

Resolution Carried

Motion 229/2010 – Councillor Budgell/Councillor Mills

That Council shall approve a loan from the Bank of Montreal totalling \$313,000 for Phases 1A and 1B of the sewage treatment project.

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

Nays: 0

Motion Carried

Resolution 230/2010 – Councillor Budgell/Councillor Canning

Whereas the Town of Bishop's Falls secured a \$313,000 loan for Phases 1A and 1B of the sewage treatment project from the Bank of Montreal; and whereas approval is needed from the Department of Municipal Affairs before this loan can be drawn on; therefore, be it resolved that Council shall request a letter from the Department of Municipal Affairs granting permission to borrow \$313,000 from the Bank of Montreal for Phases 1A and 1B of the sewage treatment project.

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

Nays: 0

Resolution Carried

Motion 231/2010 – Councillor Budgell/Councillor King

That Council shall authorize the Town Clerk/Manager to drawdown, on an as needed basis, up to \$33,000 against the Arena Boards' Replacement Project loan from the Bank of Montreal.

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

Nays: 0

Motion Carried

Motion 232/2010 – Councillor Budgell/Councillor Mills

That Council shall authorize the Town Clerk/Manager to drawdown, on an as needed basis, up to \$98,000 against the Centre Access Road Reconstruction Project loan from the Bank of Montreal.

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

Nays: 0

Motion Carried

Motion 233/2010 – Councillor Budgell/Councillor Canning

That Council shall authorize the Town Clerk/Manager to drawdown, on an as needed basis, up to \$313,000 against the loan for Phases 1A and 1B of the sewage treatment project from the Bank of Montreal.

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

Nays: 0

Motion Carried

Item 8: Recreation Business

8.1 CORRESPONDENCE IN

8.1.1 Letter 02 – August 4, 2010 (Leo Brothers Softball Tournament 2011)

Motion 234/2010 – Councillor King/Councillor Canning

That Council shall approve a request from the Brother's Family to utilize the softball field, free of charge, on July 22, 23 and 24, 2011 for the purpose of hosting the Annual Leo Brothers Memorial Softball Tournament.

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

Nays: 0

Motion Carried

Item 9: Community Relations Business

9.1 GENERAL BUSINESS

9.1.1 GB 02 – Noise/Nuisance Licence Application (August 1, 2010)

Motion 235/2010 – Councillor Canning/Councillor Hynes

That Council shall approve the application, dated August 1, 2010, from The Salvation Army for a ten (10) year noise/nuisance licence subject to the following: The institution shall implement the measures necessary to ensure the licenced activities do not disrupt the proper flow of traffic on and around Main Street or another Street or Road within the municipality.

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

Nays: 0

Motion Carried

Item 10: General Business

10.1 CENTRE ACCESS ROAD – POTENTIAL COST OVERRUNS

The Clerk explained that after the initial tender for the Centre Access Road reconstruction project, the bids came in approximately \$85,000 over budget. Since then, however, the engineers advised that the project will need to be re-tendered because of a technicality, and this is currently being done. In the event the bids come in over budget again, it may be wise for Council to decide if it willing to increase its contribution. The maximum overage, if encountered, will be approximately \$10,000 (Council's share).

Motion 236/2010 – Councillor Budgell/Councillor Canning

That Council shall approve and apply for an increase to the loan for the Centre Access Road reconstruction project that shall not exceed \$10,000 in the event that the bids received on tender exceed the engineering estimates.

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

Nays: 0

Motion Carried

10.2 OCCUPATIONAL HEALTH AND SAFETY ORDER

The Deputy Mayor tabled the Order received from the Department of Occupational Health and Safety concerning several infractions in the Public Works Depot. She further advised that most measures have been implemented, and the remainder will be completed before the deadlines.

10.3 SEWAGE TREATMENT PROJECT PHASE 1B – AWARD CONTRACT

Deputy Mayor Tremblett informed Council that the contract for phase 1B of the sewage treatment project, which totals \$1,054,154.81, has been awarded to W. Reid Construction. Work on the infrastructure will commence in the coming weeks.

10.4 LET THEM BE KIDS – BUILD DAY

Council was reminded that the west end playground build day is August 21, 2010, and the Deputy Mayor would like to see all Councillors present. Councillor Budgell suggested that this would be a good forum to present the Town's \$2,500 contribution. The others agreed; however, the Committee should be advised beforehand to ensure the funding is matched.

10.5 POTHOLE

Councillor Canning noted that he received several complaints about potholes in the community, particularly on Station Road and Adams Avenue. He wondered what action will be taken to resolve these issues. The Clerk indicated that he will raise the matter with the Public Works Supervisor to determine what can be done in the near future.

Item 15: Adjournment

Motion 237/2010 – Councillor Canning/Councillor Hynes

To adjourn Public Council meeting 1272.

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

Nays: 0

Motion Carried

The meeting adjourned at 9:16 pm.

Randy Drover, Town Clerk/Manager

Bishop's Falls Town Council
Public Meeting 1272
August 17, 2010

List of Appendices

Appendix	Source
2010 Municipal Operating Budget (as revised)	Admin
AP Transaction Journal August 10, 2010	Attached – Appendix A

Appendix A