

Town of Bishop's Falls
Regular Public Council Meeting No. 1259
January 19, 2010 at 7:00 pm
Council Chambers

Minutes

Item 1: Call to Order

Mayor R. Hobbs called the meeting to order at 7:00 pm on January 19, 2010 and presided with the following individuals in attendance:

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

Lesley Smith, Town Manager
Randy Drover, Town Clerk

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

Mayor Hobbs indicated that "Signing Authorities" must be added under general business. His Worship then called for a motion to adopt the agenda as amended.

Motion 1/2010 – Councillor Hynes/Deputy Mayor Tremblett

To adopt the agenda as amended.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Item 4: 2010 Municipal Operating Budget

Mayor Hobbs called on Councillor Budgell, Chairperson of the Governance Standing Committee, to present the 2010 Municipal Operating Budget. Councillor Budgell then proceeded to read a statement:

"Mr. Mayor, I rise tonight to present the 2010 Municipal Operating Budget for the Town of Bishop's Falls. After considerable deliberation and careful consideration, I am pleased to announce that a balanced budget has been achieved without an increase in the general mill rate. The Town's Senior Staff, in collaboration with Department Heads, Office Staff, and the Finance/Governance Committee have spent many hours dissecting the finances of the town, and the services we provide, to arrive at a budget that is realistic and responsible. We believe that this is the first step in putting the Town a course of fiscal sustainability.

Mr. Mayor, in an effort to ensure that this budget is indeed realistic, we have matched estimates to actual previous expenditures and have made necessary cuts based on these actual expenditures rather than mere "paper" figures. This ensures that the Town's expenses do not exceed its projected revenues and are accurate.

In detail, Mr. Mayor, the 2010 Municipal Operating Budget for The Town of Bishop's Falls is \$3,072,249. This represents an increase of approximately \$200,000 over last year. Where does this revenue come from and how is it spent? The two main sources of revenue are from taxation, which accounts for \$2,341,186.00 (approximately 76%) and Government Transfers, including gas tax, MOG, and government loan contributions, for a combined total of \$574,613.00 (approximately 19%). The remaining \$156,450.00 or 5% comes from the sale of goods and services, stadium rentals, permits and fees, and Fallsview Park revenues. Some of these revenues sources will be expounded upon further in this budget presentation.

Mr. Mayor, it has long been suspected that Property Tax and Water/Sewer Rates would have to increase to accommodate the much needed and anticipated "Sewer Treatment Facility" for the town. However, with the recent increase in the town's property assessment rate, we have been able to avoid a tax increase, but, at the same time, we are not in a position to reduce the current mill rate of 11 mills. The taxation methods for each class of taxation, namely residential, commercial and tax-exempt have been thoroughly reviewed. A number of discrepancies and irregularities were identified in the current method of taxation for commercial and tax-exempt properties, prompting some modifications to the existing water/sewer taxation policy. We are eliminating the current \$300.00 plus 3 mills method and opting for an across the board 6 mills rate with a minimum of \$430.00. This will provide a moderate increase in revenue for the Town, but more importantly, it will create consistency of taxation for all those affected.

Mr. Mayor, our other main source of revenue is from government transfers, contributed by both Provincial and Federal. These are fixed contributions from government, thus we have no control over the pre-determined amounts. However, we are pleased to report that our gas tax

revenue for the next four years has increased to approximately \$593,849. Our MOG for this year will be approximately \$148,000.00. The final source of revenue is from sale of goods and services, which includes recreation fees and rentals, municipal park fees, building permits, tax certificates, etc. Mr. Mayor, upon reviewing these fees and services we discovered that we are well under the going rate, in comparison to other towns our size. Subsequently, there will be a modest increase in some of the fee structures, with the end result being that we anticipate collecting approximately \$154,000.00 or 5% of our total revenues. Mr. Mayor, the taxation and fee structure detail will be available for public viewing at the Town Office and will be posted on our website, in due course.

Mr. Mayor, the second part of the budget is, of course, expenditure. What do we do with the revenue we collect? The expenditures of the town are broken down into seven (7) basic categories: General Government, Protective Services, Transportation Services, Environmental Health, Planning and Development, Recreation and Culture, and Fiscal Services. While it would take much too long to go into detail for all these categories, I will highlight some of the major items in each.

1. General Government - \$505,119

Includes: Council remuneration, travel, and supplies. It is worth noting that council has frozen the remuneration rate at 1.5% of the budget, rather than going with the allowable 2%. This is being done as a sign of Council doing its part during this time of restraint in an effort to improve fiscal responsibility and sustainability. General Administration, Property Assessment Services, and Public Relations are also included in General Government for a total of \$505,119.

2. Protective Services - \$73,300

Mr. Mayor, our town can still boast of one of the best trained, proactive volunteer fire fighters in the Province. The members have and continue to be very prudent in their spending and have thus kept costs to a minimal. Supplies and purchased services, such as beepers, emergency calling, etc. account for the major portion of their budget. Training and small stipends account for the remainder for a total budget of \$73,300. They are to be commended. The remaining portion of the Protective Services category is for Animal Control - \$5000.

3. Transportation Services - \$741,204

Mr. Mayor, by far the major operational expenditure for the town is in Transportation Services. The actual category name may be somewhat misleading. Included in this category are Vehicle and Fleet Operation and Maintenance, Road Transport (which includes streets, roads, sidewalks and bridges), Snow Removal and Street Lighting. This includes Salaries & Benefits, Supplies and Purchased Services. While I again do not want to go into detail, these cost breakdowns are available for public viewing.

4. Environmental Health - \$245,708

Mr. Mayor, we are very happy to be able to continue to provide basic services to our residents. Two of these basic services are clean drinking water and proper waste and garbage collection and disposal. Simply put, our water supply will cost us \$152,475 this year and our Garbage and Waste Disposal will cost us \$92,233.

5. Planning and Development - \$5,500

Mr. Mayor, although this amount is small, in comparison to other categories, it is, nonetheless, very important. Included in this category is an amount of \$500.00 for marketing and promotion and \$5000 for a "possible" audit of the Centennial Committee operations.

6. Recreation and Culture - \$250,554

Mr. Mayor, another huge expenditure for the town is in this category. Included are Administrative Salary and Benefits, Parks and Playgrounds and Stadium. While we have initiated fee increases for some of these services and programs to help offset costs, this category still remains as a huge, albeit, necessary burden to the town.

7. Fiscal Services - \$1,245,864

Mr. Mayor, by far the single biggest burden of the town is in the category of Fiscal Services. This includes both Council's and government's portion of all debt charges to be paid this year. Not only Bishop's Falls, but all towns, cities, and local service districts throughout the province, operate through a system of government approved and backed loans. Government pays a portion of them and towns pay the lions share. The total of all our debt charges for the year will be \$866,114. An additional \$16,000 will be paid in bank charges and interest on short-term loans.

Mr. Mayor, over the past number of years the town has accumulated a substantial amount in "uncollectible" taxes, fees and charges. There are a number of reasons why these amounts are deemed uncollectible; however, if we continue addressing them, it gives a false sense of "projected" revenue, which has an adverse effect on total budget projections. We are therefore making a provision for accumulated uncollectible taxes in the amount of \$155,000. This will give us a more accurate and realistic picture of our total budget.

Mr. Mayor, also included in this category is the aforementioned gas tax, \$177,000. This amount has to be recorded here because it has been budgeted as revenue earlier in the budget. There is a final amount in this category of \$31,250 for Discounts, Losses and Allowances. The total for this category is \$1,245,864.

Mr. Mayor, this brings our operating budget for 2010 to \$3,072,249.00."

Motion 2/2010 – Councillor Budgell/Councillor King

To adopt the 2010 Municipal Operating Budget as presented.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Motion 3/2010 – Councillor Budgell/Deputy Mayor Tremblett

To adopt the 2010 Municipal Operating Budget Tax Schedule, Fees and General Policy as presented.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Item 5: Adoption of Minutes for Public Council Meeting No. 1255

Mayor Hobbs questioned if there were any errors or omission in the minutes for Public Meeting 1255 that was held on November 24, 2009. The following errors were noted:

- Page 4 – minute 8.2.1: It should read "...on November 9, 2009..."
- Page 5 – minute 8.3.2: It should read "...the event returns to Bishop's Falls in 2011..."

There being no further errors or omissions, His Worship called for the motion.

Motion 4/2010 – Councillor Mills/Councillor Canning

To adopt the minutes for Public Council meeting 1255 as amended.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Item 6: Business Arising From Public Council Meeting No. 1255

There was no business arising.

Item 7: Adoption of Minutes for Public Council Meeting No. 1256

Motion 5/2010 – Deputy Mayor Tremblett/Councillor King

To adopt the minutes for Public Council meeting 1256 as presented.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Item 8: Business Arising From Public Council Meeting No. 1256

Councillor Budgell asked for an update concerning motion 513/2009. The Clerk indicated that the application was made to HSRDC; however, the program guidelines do not allow for a contribution to exceed \$50,000. Mayor Hobbs, on the same matter, wondered what progress had been made with the project. In response, the Clerk stated that a public tender was recently issued, and the new project deadline is March 31, 2010. The first round of tendering did not result in any bids from local contractors.

Item 9: Adoption of Minutes for Public Council Meeting No. 1257

Motion 6/2010 – Councillor Budgell/Councillor Canning

To adopt the minutes for Public Council meeting 1257 as presented.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Item 10: Business Arising From Public Council Meeting No. 1257

Mayor Hobbs expressed his appreciation to MHA Clayton Forsey and the Provincial Government for the contribution to the arena boards' replacement project. Without the additional funding it would not have been possible.

Item 11: Adoption of Minutes for Public Council Meeting No. 1258

Motion 7/2010 – Councillor Canning/Deputy Mayor Tremblett

To adopt the minutes for Public Council meeting 1258 as presented.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Item 12: Business Arising From Public Council Meeting No. 1258

There was no business arising.

Item 13: Standing Committee Reports and Recommendations

13.1 RECREATION STANDING COMMITTEE MEETING NO. 223 (JAN 12, 2010)

13.1.1 Chairperson's Report

Councillor King, Chairperson, presented the following report:

- Held a regular meeting on January 12, 2010 in Chambers.
- Received a delegation from Ms. Kerry Lynn & Duane Greene. Mr. & Ms. Greene have spearheaded the initiative to have Bishop's Falls registered as one (1) of the twelve (12) Kraft Hockeyvilles in Canada. If we are fortunate enough to be voted number one (1) our stadium will receive a \$100,000 investment (the top 5 will receive \$25,000). The voting takes place after the twelve (12) communities are identified, so the first step is to have Bishop's Falls placed on that list. Mr. and Ms. Greene launched a comprehensive campaign to have as many stories and photos posted to the CBC website as possible. The Committee also discussed several ideas with the delegation on how we can work collectively to better promote the initiative. The deadline for stories and photos was January 18, 2009, so we are now waiting for the final results. I'm sure I speak for Council when I thank Mr. and Ms.

Greene for their efforts. The work they placed into this initiative was exceptional, and the Town is very proud. As of today, Bishop's Falls has 156 stories and is ranked #1 in Newfoundland and #2 in the Atlantic Region.

- Council must know that an inspection of the electrical infrastructure was completed at the Fallsvue Municipal Park in the summer of 2009. The report was received December 4, 2009, and several deficiencies were noted. Over the coming weeks staff will cost the report and we will address the issues before the upcoming season.
- Council must know that a fire code inspection was completed at the Pat O'Reilly Memorial Community Centre in 2009. At this point the report is preliminary, but the Fire Commissioner's Office noted numerous deficiencies. Over the coming weeks management will meet with the Fire Commission's Office and several issues in the preliminary report will be addressed. Staff will cost the report as well.

13.1.2 Recommendations

Motion 8/2010 – Councillor King/Councillor Hynes

Whereas the Government of Newfoundland Labrador has launched a new grant program called "2009-2010 Seniors Community Recreation Grant"; and whereas the intent of the grant is "...to assist...municipal councils in providing programs and services on increased physical and leisure activity for seniors"; and whereas the maximum contribute is \$5,000; therefore, be it resolved that Council shall submit an application for funding under the 2009/2010 Seniors Community Recreation Grant program for the establishment of a seniors curling program; and whereas the seniors curling program shall target those individuals who are 50 years of age and older and will be held in the afternoons.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

13.2 COMMUNITY RELATIONS STANDING COMMITTEE MEETING NO. 15 (JAN 13, 2010)

13.2.1 Chairperson's Report

Deputy Mayor Tremblett, Chairperson, presented the following report:

- The Fire Department requested approval to purchase two (2) breathing apparatuses under a discount that is being offered by Scott Health & Safety noting that the offer is only available until Jan. 31/10. The discount is approximately 50%, bringing the cost to \$8,390 plus HST.

- The application for funding for a new pumper has been received by the Fire Commissioner's Office and it is waiting for approval from Municipal Affairs.
- The Fire Department requested approval to purchase materials (paint, etc.) to complete work at the Fire Hall. The Fire Department will submit a list of items to the Town Manager who will determine if it is feasible to include the cost of materials/labour under a JCP project for the Fire Hall.
- Discussion took place regarding this year's annual Civic Awards Banquet. It was noted that last year this function was in conjunction with Volunteer's week.

13.2.2 Recommendations

Motion 9/2010 – Deputy Mayor Tremblett/Councillor Mills

Whereas the Fire Department requested permission to purchase two (2) breathing apparatuses for a total cost of \$8390.00 plus H.S.T; therefore, be it resolved that Council shall authorize the purchase.

DISCUSSION

Councillor King indicated that breathing apparatuses have expiration dates, and it appears as though the Department will require two (2) new ones this year. Therefore, rather than wait and pay for them at normal cost, it makes sense to take advantage of the discount. There being no further discussion, Mayor Hobbs called for the question.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

13.3 GOVERNANCE STANDING COMMITTEE MEETING NO. 16 (JAN 13, 2010)

13.3.1 Chairperson's Report

Councillor Budgell, Chairperson, presented the following report:

- The Committee held a regular meeting on January 19, 2010 in Council's Chambers. A special meeting was also held on January 7, 2010 to conduct a preliminary review of the 2010 Municipal Operating Budget.

- The 2010 Municipal Operating Budget, which was presented earlier, was finalized during this meeting. The Committee is pleased that it was able to present a balanced budget without increasing the mill rate, and with prudence the 2010 targets will be achieved. Make no mistake that this will be a tough year, but in the long-term the Town and community will benefit.
- The Committee reviewed an appeal from a resident concerning a previous Council decision. No new evidence was submitted and the Committee did not feel an error was made in the application of policy and legislation; therefore, the appeal was rejected. This type of procedure will be applied as it concerns appeals in the future.
- Council will be pleased to know that we received correspondence from the Department of Municipal Affairs concerning the 2010-2014 gas tax agreement. Bishop's Falls will receive \$593,849.56 in total, and the first installment will be issued in October 2010. Over the coming weeks and months the Committee will develop the 2010-2014 Capital Investment Plan (CIP) for Council's consideration. The Standing Committee Chairpersons are encouraged to submit recommendations to Governance on what they would like to see included in the CIP in the near future.
- The Committee reviewed the A/P Transaction Journal.

13.3.2 Recommendations

Motion 10/2010 – Councillor Budgell/Councillor King

That Council approves the updated AP Transaction Journal as of January 11, 2010, totalling \$107,279.26, as presented.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Motion 11/2010 – Councillor Budgell/Deputy Mayor Tremblett

Whereas W. Reid Construction Ltd expressed interest to purchase 6 Dominic Street; and whereas this land is available for sale; therefore, be it resolved that Council shall sell 6 Dominic Street, which is more clearly defined in a survey dated December 11, 2009, to W. Reid Construction Ltd for \$6,973.67 plus HST, deed, and survey.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0
Abstained: 0

Motion Carried

Motion 12/2010 – Councillor Budgell/Councillor King

That Council rescind motion 496/2009 pertaining to the acquisition of a pick-up truck for the Recreation Department.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0
Abstained: 0

Motion Carried

Motion 13/2010 – Councillor Budgell/Deputy Mayor Tremblett

Whereas the Town issued two (2) tenders to acquire a pick-up truck for the Public Works Department over the past several months; and whereas on both occasions no tenders were received; and whereas since October 20, 2009 the Town sought tenders from local suppliers as per clause 9.1(2) of the *Public Tender Act*; and whereas tenders were received from Jim Penny Ford, Grand Toyota and Riverview Motors Limited; and whereas it has since been realized that the pick-up truck is most needed in the Recreation Department; and whereas Jim Penney Ford and Grand Toyota are unable to provide the pick-up truck within a reasonable amount of time; therefore, be it resolved that Council shall purchase a pick-up truck from Riverview Motors Limited for the total sum of \$33,124.70 for the Recreation Department.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0
Abstained: 0

Motion Carried

Motion 14/2010 – Councillor Budgell/Councillor Canning

That Council approves the submission of a Job Creation Partnership Project Proposal to Human Resources, Labour and Employment with the following objectives:

- Develop an electronic Regulations and Policy Manuel.
- Develop an Occupational Health and Safety Policy and Procedures Manuel.
- Establish a Functional Occupational Health and Safety Committee.

- Implement a Human Resource Management Software Program.
- Conduct a Feasibility Study Concerning the Implementation and Operation of a Facility/Fleet Management Software Program.
- Monitor and Update the Town's website accordingly.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Motion 15/2010 – Councillor Budgell/Councillor Mills

That Council approves the tendering of the 2001 Ford F150 that is currently an asset in the Public Works Department.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Motion 16/2010 – Councillor Budgell/Councillor Canning

Whereas the Town of Bishop's Falls has many accounts receivable that are unlikely to be collected for various reasons; and whereas the Town's Auditor recommends that a portion of these delinquent accounts should be referred to credit recovery; therefore, be it resolved that Council shall refer the following accounts, totalling \$214,208.49 plus any accumulated interest, to credit recovery for immediate action:

Privacy Code	Account Number	Balance Owing
1	OMITTED FOR PRIVACY REASONS	262.52
2		965.00
3		3,766.33
4		5,284.18
5		922.38
6		236.24
7		342.75
8		1,324.22
9		1,324.22
10		785.38
11		2,873.61
12		16,943.16

13		3,464.75
14		922.38
15		563.16
16		563.16
17		498.40
18		788.29
19		1,774.25
20		9,197.68
21		268.46
22		1,594.25
23		262.52
24		776.74
25		262.52
26		922.38
27		563.16
28		563.16
29		1,376.63
30		167.36
31		563.16
32		1,693.82
33		563.16
34		378.03
35		922.38
36		699.13
37		420.78
38		262.52
39		1,570.12
40		1,774.25
41		1,607.31
42		922.38
43		262.52
44		262.52
45		262.52
46		270.53
47		269.16
48		390.15
49		738.01
50		922.38
51		272.96
52		922.38
53		563.16
54		1,324.22
55		430.56
56		262.52
57		262.52
58		1,415.03
59		13,537.54

60		1,439.52
61		922.38
62		922.38
63		1,774.25
64		563.16
65		563.16
66		563.16
67		235.06
68		563.16
69		349.34
70		1,430.61
71		8,492.73
72		10,105.42
73		1,047.54
74		5,218.95
75		262.52
76		563.16
77		6,634.29
78		601.60
79		563.16
80		659.86
81		922.38
82		259.39
83		1,324.22
84		489.04
85		563.16
86		1,919.48
87		262.52
88		606.56
89		1,019.73
90		334.48
91		563.16
92		1,774.25
93		262.52
94		922.38
95		575.16
96		1,437.67
97		1,324.22
98		277.53
99		563.16
100		2,043.21
101		262.52
102		922.38
103		456.86
104		1,288.98
105		262.52
106		494.22

107		563.16
108		23,817.49
109		807.77
110		610.11
111		1,023.58
112		3,791.47
113		1,324.22
114		630.62
115		2,839.92
116		7,380.48
117		262.52
118		961.61
119		5,887.47
120		442.94
121		1,386.13
122		922.38
123		922.38
124		1,774.25
125		384.76
126		563.16
TOTAL		\$ 214,208.49

DISCUSSION

Councillor Canning sought clarification about accounts that were in arrears for one (1) year. He wondered if they were being sent to credit recovery. The Clerk indicated this would be true in this situation only if the person's whereabouts are unknown. There being no further discussion, His Worship called for the question.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Motion 17/2010 – Councillor Budgell/Deputy Mayor Tremblett

Whereas the Town of Bishop's Falls has many accounts receivable that are unlikely to be collected for various reasons; and whereas the Town's Auditor recommends that a portion of these delinquent accounts should be written-off; therefore, be it resolved that Council shall write-off the following accounts totalling \$87,124.99 plus any accumulated interest:

Privacy Code	Account Number	Balance Owing
127	OMITTED FOR	6,086.51
128		1,169.13

129	PRIVACY REASONS	890.09
130		1,169.13
131		622.97
132		5,575.73
133		262.52
134		1,053.97
135		1,324.22
136		1,324.22
137		40.80
138		1,049.91
139		2,396.50
140		976.31
141		561.30
142		1,303.04
143		1,324.22
144		1,252.35
145		573.76
146		83.55
147		107.23
148		1,774.25
149		1,321.92
150		922.38
151		3,243.98
152		922.38
153		1,303.04
154		922.38
155		563.16
156		4,490.30
157		262.52
158		922.38
159		1,113.12
160		570.70
161		481.88
162		284.43
163		601.75
164		262.52
165		1,774.25
166		262.52
167		563.16
168		262.52
169		21.99
170		262.52
171		563.16
172		1,303.04
173		563.16
174		1,303.64
175		1,324.22

176		1,324.22
177		259.39
178		50.10
179		1,324.22
180		262.52
181		563.16
182		6,667.55
183		262.52
184		1,499.05
185		2,672.34
186		922.38
187		75.96
188		922.38
189		35.55
190		1,324.22
191		504.45
192		849.74
193		601.36
194		5,337.39
195		2,646.88
196		922.38
197		782.50
TOTAL		\$ 87,124.99

DISCUSSION

Councillor Canning questioned why these accounts are being treated differently from those sent to credit recovery. The Clerk explained that the only difference between the two types of accounts is that in this case there are no reasonable grounds to believe collection is likely. There being no further discussion, question was called.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

13.4 PUBLIC WORKS STANDING COMMITTEE MEETING NO. 279 (JAN 14, 2010)

13.4.1 Chairperson's Report

Councillor Mills, Chairperson, presented the following report:

- The Committee held a regular meeting on January 14, 2010.

- The Committee began reviewing the *Town of Bishop's Falls Garbage/Refuse Regulations*. Representatives from the workers were invited into Chambers to provide feedback on the current regulations. The discussions were very productive, and the workers provided several suggestions on how the system can be improved. These suggestions will be taken under advisement. The review process is still ongoing.
- Received a report from the Public Works Supervisor concerning the state of the fleet, infrastructure and water quality. Council will be pleased to know that, as a result of good weather, we are saving money on maintenance and fuel. This trend may not continue, of course, because the weather may turn for the worse in the coming days and weeks. Water breaks and sewer plugs were also minor in 2009, and the water quality reports are all satisfactory.
- The Committee reviewed two (2) appeals concerning previous Council decisions. No new evidence was submitted in one case and the Committee did not feel an error was made in the application of policy and legislation; therefore, one (1) appeal was rejected. The other appeal is being considered further. This procedure will be applied as it concerns appeals in the future.
- The rezoning of Hampton's Hill/Country Road is near completion. Council must approve the amendments to the Municipal Plan and Developments Regulations tonight, and after they are registered with the Department of Municipal Affairs, the final step is the *Gazette*.

13.4.2 Recommendations

Motion 18/2010 – Councillor Mills/Councillor Budgell

That Council approve the following applications:

Applicant	Details	Conditions/Stipulations
Robert Temple 121 Main Street	Crown Land application dated November 19, 2009. Land across from Irving Station on Trans Canada Highway.	<ol style="list-style-type: none"> 1. Installation of infrastructure and all associated costs are at the expense of the applicant. 2. All necessary permits must be obtained from the Department of Government Services, Department of Environment and other applicable Government Departments/Agencies.
Merle Lingard 17 Main Street	Development Period to convert Fiesta Mexicana from a restaurant to a single dwelling.	<ol style="list-style-type: none"> 1. Proper servicing must be in place as per engineer's recommendation.
Bishop's Falls Correctional Centre	Development Period for an extension four (4) meters by 17.6 meters.	NA

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Motion 19/2010 – Councillor Mills/Councillor Budgell

Whereas under the authority of section 16, section 17 and section 18 of the *Urban and Rural Planning Act 2000*, the Town Council of Bishop's Falls;

- a. adopted the Bishop's Falls Municipal Plan Amendment No. 16, 2009 and the Development Regulations Amendment No. 18, 2009 on November 24, 2009.
- b. gave notice of the adoption of the Bishop's Falls Municipal Plan Amendment No. 16, 2009 and the Development Regulations Amendment No. 18, 2009 by advertisement inserted on the 3rd and 10th days of December, 2009 in the Grand Falls-Windsor Advertiser newspaper.
- c. set the 17th day of December, 2009 at 2:00 pm at the Town Hall, Bishop's Falls for the holding of a public hearing to consider objections and submissions.

Now, therefore, be it resolved that under section 23 of the *Urban and Rural Planning Act 2000*, the Town Council of Bishop's Falls approves the Bishop's Falls Municipal Plan Amendment No. 16, 2009 and the Development Regulations Amendment No. 18, 2009

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Motion 20/2010 – Councillor Mills/Councillor Budgell

Whereas a resident recently provided approval for an easement on his/her property on Country Road to accommodate the installation of a culvert on the east end of his/her property; and whereas the culvert was installed in 2008; therefore, be it resolved that Council accepts the resident's consent for a legal easement and orders the proper legal documents to be prepared.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Motion 21/2010 – Councillor Mills/Councillor Canning

Whereas a resident provided consent for a legal easement on his/her property to accommodate the installation of a culvert that would eliminate the ditch at the rear of his/her property; and whereas this work will cost approximately \$11,000; and whereas there is no immediate need to redirect the ditching infrastructure; and whereas there are other priorities at this time; therefore, be it resolved that Council shall not redirect the ditching infrastructure as it concerns property on Country Road at this time.

DISCUSSION

Councillor King wondered why it was not necessary to redirect the ditch if the resident provided consent for an easement. Mayor Hobbs explained that at this point the land is not being developed, and when/if the land is sold Council will consider the matter at that time. There being no further discussion, Mayor Hobbs called for the question.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Motion 22/2010 – Councillor Mills/Councillor Hynes

Whereas motion 501/2009 directed a resident to cease repairing pallets on his/her property in the west end of Town; and whereas the resident was also advised that a business licence was required before he/she could undertake to repair pallets in the municipality; and whereas the resident has not complied with these directives; therefore, be it further resolved that the Town Clerk issue an Order on the resident to cease the business activity.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Motion 23/2010 – Councillor Mills/Councillor King

Whereas motion 286/2009 directed the Town Clerk to issue a notice on the owner of 302 Main Street advising that the condition of the building at 302 Main Street appears to violate sections

6, 12, and 13 of the *Occupancy and Maintenance Regulations*; and whereas the notice was issued on June 19, 2009; and whereas a meeting was held with the owner on August 5, 2009 to discuss the notice; and whereas the owner has complied with the notice and directives to the satisfaction of Council; therefore, be it resolved that Council shall consider the matter closed as it concerns the June 19, 2009 notice and subsequent directives.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Item 14: General Business

14.1 MAYOR'S REPORT ON MNL 2009 CONVENTION

His Worship tabled a report for the 2009 MNL Convention in Gander, NL. The report was accepted by Council and a discussion ensued.

DISCUSSION

Councillor Canning stated that he very much enjoyed the convention, and appreciated Council's confidence to appoint him as a delegate. It was very informative. Councillor King reiterated this sentiment. Mayor Hobbs expressed his views concerning the property assessment debate. He believed the assessment system is valid, and financial impacts for those living on fixed incomes should be addressed by the Province and not left for Municipalities to resolve. Other Councillors agreed, and Councillor Budgell suggested that the recommendation should be brought to the Minister of Finance during the budget consultation sessions. Council agreed, and the Mayor appointed an ad hoc Committee to prepare a position paper. The ad hoc Committee consist of Councillor King, Councillor Canning, Councillor Budgell and Mayor Hobbs.

14.2 PROPOSED STANDING COMMITTEE REGULAR MEETING SCHEDULE

Motion 24/2010 – Councillor Mills/Councillor Budgell

That section 15.1 of the *Standing Orders* is amended as follows:

“Effective October 6, 2009, Regular Standing Committee meetings shall take place as per the following schedule:

Standing Committee	Day and Time
Recreation	Second Tuesday of every month at 7:00 pm

Governance	Second Wednesday of every month at 4:15 pm
Community Relations	Second Wednesday of every month at 6:45 pm
Public Works	Second Thursday of every month at 4:30 pm

is deleted and replaced with the

“Effective January 19, 2010, Regular Standing Committee meetings shall take place as per the following schedule:

Standing Committee	Day and Time
Recreation	First Tuesday of every month at 7:00 pm
Public Works	First Thursday of every month at 4:15 pm
Governance	Second Tuesday of every month at 7:00 pm
Community Relations	Second Wednesday of every month at 6:45 pm

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

14.3 St. John’s Delegation – January 25, 2010

Mayor Hobbs explained that a delegation is arranged with Minister Hedderson, Newfoundland Hydro, and Minister Skinner for January 25, 2010 in St. John’s. MHA Clayton Forsey will be joining the delegation, and the agenda includes topics such as the Special Assistance Grant, hydro assets, and the sewage treatment project. It was recommended that the delegation be comprised of Mayor Hobbs, Councillor Budgell, the Town Manager and the Town Clerk.

Motion 25/2010 – Councillor Canning/Councillor King

That Council sanction a delegation to St. John’s comprised of Mayor Hobbs, Councillor Budgell, the Town Manager, and the Town Clerk to meet with Ministers of the Government and Newfoundland Hydro on January 25, 2010.

DISCUSSION

Councillor King requested a copy of the presentation in advance of the delegation. Mayor Hobbs indicated that the materials will be provided Thursday evening for feedback. Question was then called.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

14.4 SEWAGE TREATMENT PROJECT PHASE 1B FUNDING AGREEMENT (\$600,000)

Motion 26/2010 – Councillor Canning/Councillor Hynes

That Council approves and agrees to enter into the contract for project 08042 with the Department of Municipal Affairs dated January 8, 2010 for an additional \$600,000 for the first phase of the sewage treatment project.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

14.5 SIGNING AUTHORITIES

Motion 27/2010 – Councillor Budgell/Councillor King

That the Town Manager/Treasurer, Lesley Smith, be added as a signing authority for the purposes of issues cheques from the Town's accounts and that Wayne Champion, former Town Manager/Treasurer, be removed.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

Item 15: Adjournment

Motion 28/2010 – Councillor Canning/Councillor Budgell

To adjourn Public Meeting 1259.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Hynes, Councillor Budgell, Councillor Mills and Councillor Canning.

Nays: 0

Abstained: 0

Motion Carried

The meeting adjourned at 8:30 pm.

Randy Drover, Town Clerk

Bishop's Falls Town Council
Public Meeting 1259
January 19, 2010

List of Appendices

Appendix	Source
2010 Municipal Operating Budget	Policy – General
2010 Municipal Operating Budget Tax Schedule, Fees and General Policy	Policy – General
January 11, 2010 AP Transaction Journal	Gov 16