

## Minutes

### Item 1: Call to Order

Mayor R. Hobbs called the meeting to order at 4:30 pm on March 19, 2013 and presided with the following individuals in attendance:

Deputy Mayor D. Tremblett  
Councillor B. King  
Councillor A. Hynes  
Councillor F. Mills  
Councillor P. Budgell  
Councillor R. Canning (arrived at 5:05pm)

Randy Drover, Town Manager  
Dan Oldford, Town Clerk/Land Officer

### Item 2: Standing Order Suspension

#### **Resolution 56 – Councillor Budgell/Councillor Mills**

Whereas motion 52/2013 of the Bishop's Falls Town Council suspended Standing Order 1.1 for the month of March to allow the public meeting to be held on March 18, 2013; and whereas Standing Order 4.1 states, in part, that meetings scheduled on holidays shall be deferred to the next day that is not a holiday; and whereas March 18, 2013 was a holiday as per the Collective Agreement between the Town and CUPE Local 1349; and whereas the public meeting did not proceed on March 18, 2013 because motion 52/2013 is deemed out of order as it relates to Standing Order 4.1; and whereas the Town Clerk served proper notice that the public meeting would, instead, take place on March 19, 2013 at 4:30 pm; and whereas the public meeting cannot take place at the regular time of 7:00 pm because of a conflict with a community event; therefore, be it resolved that Council shall rescind motion 52/2013; be it further resolved that Council shall suspend Standing Order 1.1 to allow the public meeting to be held on March 19, 2013 at 4:30 pm.

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

Nays: 0

**Resolution Carried**

### Item 3: Opening Prayer in Form of Silent Reflection

A minute of silence was provided for a private prayer

#### **Item 4: Adoption of the Agenda**

##### **Motion 57/2013 – Councillor Mills/Councillor Hynes**

To adopt the agenda for public meeting 1320 as amended.

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

Nays: 0

**Motion Carried**

#### **Item 5: Adoption of Minutes for Public Council Meeting No. 1319**

##### **Motion 58/2013 – Deputy Mayor Tremblett/Councillor Hynes**

To adopt the minutes for public meeting 1319 as presented.

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

Nays: 0

**Motion Carried**

#### **Item 6: Business Arising from the Minutes of Public Council Meeting No. 1319**

QA1: Mayor Hobbs and Councillor King updated Council on the meeting with the Department of Municipal Affairs, Department of Natural Resources and Nalcor. Council has been in discussions and meetings now for over 3 years with very little results. Municipal affairs advised that Nalcor have been given a mandate to negotiate a fair and reasonable water tax rate. Nalcor, however came to the last meeting with a plan to pay \$2,000.00 which clearly reflects an unwillingness to treat the Town fair. Council will now contact both Ministers advising of its position in an effort to resolve this issue.

##### **Motion 59/2013 – Councillor King/Councillor Budgell**

That Council shall approve the letter dated March 19<sup>th</sup>, 2013 regarding the water tax imposed on the hydroelectric assets on PowerHouse Road.

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

Nays: 0

## **Motion Carried**

### **Item 7: Standing Committee Reports and Recommendations**

#### **7.1 COMMUNITY RELATIONS STANDING COMMITTEE MEETING NO. 56 (MAR 6, 2013)**

##### **7.1.1 Chairperson's Report**

Deputy Mayor Tremblett, Chairperson, presented the following report:

- A regular meeting was held on Mar 6, 2013 with Councillor Hynes (member), Councillor Mills (member) in attendance.
- **FIRE DEPT. ISSUES:**

The Dept. conducted a building inspection at a commercial location in the community. It was advised that a report will be forwarded to the town outlining the deficiencies.

The Dept. expressed concern that Fire Hydrants were not be cleared of snow accumulation in a timely manner. The Dept. was advised that this problem has already been discussed with Public Works and should be resolved for the future.

It was noted by the Dept. that there are still ongoing problem with the Fire Hydrant located at Helen Tulk Elementary. It was noted that this problem will be investigated and repairs carried out in conjunction with the Spring Work.

The Fire Dept. advised that they have received a cost number for the New Rescue Vehicle in the amount of \$198,000.00. It was noted that the figure the town and dept. had agreed on was \$180,000.00. It should be noted that this new vehicle is being applied for on an 80-20 cost shared basis and that the town and the fire Dept. had agreed to share the towns 20%. It was agreed that because the new amount of \$198,000.00 exceeded the original amount, the town and the fire dept. would bring this additional cost back to their respective committee for approval. It was further noted that council had previously approved Resolution 41-2013 based on an amount of \$180,000.00.

The Fire Department's Income-Expense Statement was reviewed by the members of the Fire Dept, with do problem areas noted.

#### **DELEGATION:**

Executive Members from the Royal Canadian Legion were invited to attend the meeting to discuss an application to Veterans Affairs Canada under the Cenotaph-Monument Restoration

Program. Mr. Si Thompson, President, Royal Canadian Legion Branch 12 & Mr. Paul Seymour, Legion Member - Bishops Falls representative were in attendance to review the application.

The application outlined a cost of \$31,794.77 (with PST – GST excluded) and the town had to secure an amount of \$17,074.97 before the submission date of April 5, 2013. The gentlemen advised that they were not in the position to contribute to the shortfall.

It was agreed that this proposal be directed back to Governance for review.

Town Clerk updated the committee on an application previous submitted to the Order of Newfoundland for the late Mr. Frank (Jiggs) Borland, and that this application is now considered null & void in view that the nominee is now deceased.

In preparation for the upcoming 2012 Civic Awards the committee reviewed the 2013 Guest List before invitations were sent out.

With regard to the judges for the 2012 Civic Awards it was agreed that there be 1 Judge representing the Lions Club, 1 from the Knights of Columbus, Councillor F. Mills from the Town and Donna Peyton as an alternate Judge.

Information was received regarding Volunteer Week Nfld & Labrador 2013 with a recommendation to follow.

#### DISCUSSION/DEBATE

Councillor King raised a concern from a service group, of notification of the Civic Awards. A review of the list is completed each year by the committee, however a list of each group notified shall be sent out to each Councillor for further review.

##### 7.1.2 Recommendations

#### **Resolution 60/2013 – Deputy Mayor Tremblett/Councillor Mills**

Whereas the Town of Bishop's Falls recognizes the enormous contribution that volunteers make to our community; and whereas the Province has declared the week of April 21-27, 2013 as Volunteer Week 2013; and whereas the theme for this years volunteer week is "Let's Make some Noise!", be it therefore resolved that The Town of Bishop's Falls shall proclaim April 21-27, 2013 as Volunteer Week in the Town of Bishop's Falls, and be it further resolved that the theme of this week shall be "Let's Make some Noise".

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

Nays: 0

## Resolution Carried

### 7.2 GOVERNANCE STANDING COMMITTEE MEETING NO. 49 (MAR 19, 2013)

#### 7.2.1 Chairperson's Report

Councillor Canning, Chairperson, presented the following report:

- A regular meeting was held on March 12, 2013 with Councillor Budgell (member), Councillor King (member), and Mayor Hobbs in attendance.
- The Committee considered the Income/Expense Statement (Budget), AP Transaction Journal, Capital Works/Grants Income Statement, Cash Report, Routine/Miscellaneous Payments, and Labour Report for the period. No material concerns were raised.

In terms of where we are presently, the table below provides that information.

Category	% of Budget TD
Revenue (all sources)	87.29
Council (remuneration, travel, supplies, etc.)	7.91
Administration (wages, insurances, supplies, etc.)	15.25
Municipal Elections	0
Property Assessment	24.14
Professional Development & Training	0
Public Relations	14.55
Protective Services (Fire Dept. and animal control)	11.38
Public Works Administration	14.47
Public Works Compensation	19.23
Vehicle & Fleet Operations and Maintenance	19.75
Roads (wages, supplies, equipment rental, etc.)	8.85
Snow Removal	0
Street Lights	15.63
Water Supply	18.64
Sewer Collection and Disposal	0
Garbage & Waste Collection and Disposal	14.96
Recreation Administration (wages)	16.64
Parks/Playgrounds/Fields	17.71
Stadium (wages, supplies, maintenance, etc.)	21.65

- Council will be pleased to know that cash continues to remain in a healthy position.
- There was a discussion around the level of Overtime in the Income and Expense Statement. While some of this is related to snow clearing a request has been made of the Public Works department to make an effort to keep the use of overtime to a minimum.
- The committee did review a residents concern regarding the increase in assessment rate. The resident will be advised that The Municipal Assessment Agency completes the assessments and all residents have been advised of their right to appeal any increase in assessed value.

- The committee received a request to have Council review the business tax increase implementation for 2013. The committee has requested staff to complete a budgetary efficiency review process prior to the next public meeting scheduled for March 27<sup>th</sup>, 2013

#### 7.2.2 Recommendations

##### **Motion 61/2013 – Councillor Canning/Councillor King**

Be it resolved that Council shall approve the A/P Transaction Journal dated March 8, 2013, totalling \$64,996.60, for disbursement as presented.

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

Nays: 0

**Motion Carried**

##### **Resolution 62/2013 – Councillor Canning/Councillor Budgell**

Be it resolved that Council shall ratify the Routine Payments for February 2013, totalling \$38,598.19, as presented.

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

Nays: 0

**Resolution Carried**

##### **Resolution 63/2013 – Councillor Canning/Deputy Mayor Tremblett**

Whereas the Cenotaph/memorial Grounds have been recognized as needing repair work; and whereas the proposed project will cost a total of \$29,439.60 plus HST; and whereas management have investigated a number of avenues of securing funding including the Veterans Affairs grant process; and whereas the Veterans Affairs program has shown to be the most economical process to solicit funds to aid with these repairs, be it therefore resolved that the Town Manager shall submit a proposal to Veterans Affairs Canada to aid in the funding of the repairs to the Cenotaph/Memorial Grounds.

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

Nays: 0

**Resolution Carried**

## **Item 8: Privileged Session**

### **Motion 64/2013 – Councillor Canning/Councillor Hynes**

To dissolve into a privileged session

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

Nays: 0

### **Motion Carried**

**\*\*THE PRIVILEGED SESSION COMMENCED AT 5:10PM\*\***

### **Motion 65/2013 – Councillor Canning/Councillor Hynes**

To cease the privileged session and resume the public meeting.

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

Nays: 0

### **Motion Carried**

**\*\*THE PRIVILEGED SESSION CONCLUDED AT 5.13PM\*\***

Councillor Hynes departed the meeting at 8:55pm

## **Item 9: General Business**

9.1 2012 – HURRICANE IGOR REPAIRS PROJECT 12252

### **Resolution 66/2013 – Councillor Budgell/Councillor King**

Whereas Hurricane Igor in Sept 2010 caused considerable damages to two areas of the Town's infrastructure; and whereas the Town subsequently applied for funding to the Provincial Government to aid in these repairs; and whereas the Town has now been notified of approval of such funding, be it therefore resolved that the Town shall enter into a 80/20 cost share agreement with the Province of Newfoundland and Labrador paying the 80 percent and the Town of Bishop's Falls paying the 20 percent of a total project cost of \$64,349.00; and be it further resolved that the Mayor and Town Clerk both shall sign such agreement on behalf of the Town.

DISCUSSION/DEBATE

Council discussed the issue of whether some of this work had already been done, and not wanting to redo something already repaired. Council was advised that repairs and upgrades are still needed in both these areas to prevent a repeat of Igor damage.

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

Nays: 0

**Resolution Carried**

9.2 MNL Municipal Symposium

It was agreed by consensus that Council would not send anyone to the Symposium in Gander.

9.3 Helen Tulk Elementary

Request deferred to Recreation Standing Committee to discuss.

9.4 Crown Lands Recommendation – 13 Mile Crossing

**Motion 67/2013 – Councillor Budgell/Deputy Mayor Tremblett**

That Council shall recommend the approval of the application for Crown Land for resident on 13 Mile Crossing.

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

Nays: 0

**Motion Carried**

9.5 Business Tax – Budget 2013

**Resolution 68/2013 – Councillor Canning/Councillor King**

Be it resolved that Council shall adopt the 2013 Municipal Operating Budget as revised.

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

Nays: 0

**Resolution Carried**

**Resolution 69/2013 – Councillor Canning/Councillor Budgell**

Be it resolved that Council shall amend section 2.3 of the *2013 Municipal Operating Budget Tax Schedule and Policy* by deleting:



“A general business tax of 2.0% shall apply to all businesses save the following:

- (a) 1.8% shall be applied to farms and resource based industries.
- (b) 2.0% shall be applied to manufactures.
- (c) 3.5% shall be applied to drug stores.
- (d) 2.0% shall be applied to funeral homes.
- (e) 3.5% shall be applied to doctor offices.
- (f) 1.8% shall be applied to senior/retirement homes.”

and replacing it with

“A general business tax of 1.25% shall apply to all businesses save the following:

- (a) 1.0% shall be applied to farms and resource based industries.
- (b) 1.75% shall be applied to manufactures.
- (c) 1.25% shall be applied to drug stores.
- (d) 1.25% shall be applied to funeral homes.
- (e) 2.5% shall be applied to doctor offices.
- (f) 1.25% shall be applied to senior/retirement homes.
- (g) 2.5% shall be applied to franchise restaurants.

#### DISCUSSION/DEBATE

During a healthy discussion it was agreed that after reviewing the feedback from the business community as well as the resulting implications of implementing the budget with the acknowledged error, a change was required in the budget and business tax schedule. The Town has to operate on an efficient basis, trying to maintain and improve services, and continue to invest in infrastructure, while acknowledging the fact that residents and businesses alike can only sustain a certain level of taxes.

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

Nays: 0

#### **Resolution Carried**

##### **Resolution 70/2013 – Councillor Canning/Councillor King**

Be it resolved that Council shall amend section 2.4 of the *2013 Municipal Operating Tax Schedule and Policy* by replacing \$350 with \$300 where it is written.

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

Nays: 0

#### **Resolution Carried**

##### **9.6 Centennial Drive – Trailway Relocation**

Request deferred to Public Works Standing Committee and request of more information from proponent.

9.7 Broomball Fee Waiver Request

**Motion 71/2013 – Councillor Canning/Councillor Hynes**

That Council shall offer a \$200 credit to Bishop's Falls Broomball Tournament. Credit is to be applied to stadium fees for the tournament scheduled for weekend March 22-23, 2013.

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

Nays: 0

**Motion Carried**

R. Drover assumed Acting Clerk Duties at 6:26pm

9.8 Ice Time Guarantee request (2013-2016)

Request to be reviewed by Recreation Lead Hand for possible accommodation and defer to recreation.

**Item 9: Adjournment**

**Motion 72/2013 – Councillor Canning/Councillor Hynes**

To adjourn regular public meeting 1320.

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

Nays: 0

**Motion Carried**

The meeting adjourned at 6:40 pm.

---

Dan Oldford, Town Clerk/Land Officer