

Minutes

Item 1: Call to Order

Mayor R. Hobbs called the meeting to order at 7:00 pm on November 26th, 2013 and presided with the following individuals in attendance:

Deputy Mayor D. Tremblett
Councillor B. King
Councillor B. Saunders
Councillor K. McDonald
Councillor P. Budgell
Councillor R. Canning

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

Item 2: Moment of Silent Reflection

Item 3: Adoption of Agenda

Motion 252/2013 – Councillor Saunders/Councillor McDonald

To adopt the agenda for public meeting 1335 as amended.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Motion Carried

Item 4: Adoption of Minutes for Public Council Meeting No. 1334

Motion 253/2013 – Deputy Mayor Tremblett/Councillor King

To adopt the minutes of public meeting 1334 as presented.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Motion Carried

Item 5: Business Arising from the Minutes of Public Council Meeting 1334.

QA1: Councillor King enquired about any developments on the issue of ATV's in Town and the any discussion of a potential corridor in town. There have been a number of discussions with RCMP on the issue of ATV's use in Town. The RCMP report they have had an educational session at the high school. They have also increased patrols and had one blitz conducted in town with more to come. The Public Health and Safety Committee will be meeting with the RCMP and are also looking at Quarterly meetings with the RCMP and the Committee or Council. The committee are currently waiting and watching how these changes affect the issue.

Item 6: Standing Committee Reports and Recommendations

6.1 PUBLIC HEALTH & SAFETY STANDING COMMITTEE NO. 1 (October 24th, 2013)

6.1.1 Chairperson's Report

Deputy Mayor Tremblett, Chairperson, presented the following report:

- A meeting was held on October 24th, 2013.
- The committee met for the express purpose of planning for the Remembrance Day Ceremony In attendance was a representative from 512 Air Cadets. Representatives from the Royal Canadian Legion as well as the Fire Department were unable to attend.
- The committee reviewed the program from last year, made some minor adjustments and are looking forward to a successful event again this year. The committee acknowledged the improvements made to the cenotaph War/Memorial grounds and looks forward to a proper ceremony in 2014.

6.2 PUBLIC HEALTH & SAFETY STANDING COMMITTEE NO. 2 (November 6th, 2013)

6.2.1 Chairperson's Report

Deputy Mayor Tremblett, Chairperson, presented the following report:

- Held a Regular meeting on Nov. 6, 2013 in Council's Chambers.
- The committee met with Executive Representatives of the Bishop's Falls Fire Department to discuss a number of Fire Department issues. The fire Department has made considerable effort in its presentation for the 2014 Budget and went over a number of items for Council's consideration. These requests will be passed on to the Finance committee for consideration in preparation of the Town's Budget.

- Verification was made by the department that Bishop's Falls, cannot respond to calls from Sandy Point or any area outside its jurisdiction, without the express request from Fire and Emergency Services.
- Council will request a meeting with the Newfoundland Trailway Council in the New Year to discuss the upkeep, use, and condition of the Trestle. The committee would like consideration of a \$1,000 grant to be placed in the budget preparations, to assist with Trestle upkeep by the Newfoundland Trailway Council.
- Council will be pleased to know that even though we could not give priority status as per motion of ratification in this report, staff was able to work with the proponent and the additional Two Line Hockey Program will be operating at The Pat O'Reilly Memorial Stadium.
- The Committee considered a letter of concern from a business regarding the issue of ATV's and dirt bikes in town. This is an ongoing issue and Council is in contact with the RCMP on an ongoing basis.
- The Committee assessed the summer 2013 Recreation Report and felt that it was a successful program and looks forward to a continued success. The committee also acknowledged the success was in large part due to its Seasonal employment of a Recreation Co-ordinator.
- Mayor Hobbs advised the Committee of three items raised from discussions with a representative of Nalcor:
 - a) Nalcor will consider a request to issue advisories when water levels are being adjusted.
 - b) Nalcor had considered reducing the level of the Piers, but the estimates came in at \$50,000 per pier.
 - c) Nalcor is preparing to place safety boom around the dam.
- The committee discussed a proposed Recreation Department Operational Review. This review will be presented to Council after completion.
- The committee as part of its directives from Council to enhance Community pride, has begun work towards having a Christmas Tree lighting and Sing-a-long at the Town Hall. The committee also will begin working towards a Spring Cleanup Program initiative involving residents and businesses.

** Councillor Canning presented an objection that the Committee did not consider a request for relaxation of fees for a Christmas Hockey Tournament. This tournament he felt would bring in quite a few people to town.

6.2.2 Recommendations

Motion 254/2013 – Deputy Mayor Tremblett/Councillor King

That where Council had received a request for priority Status for a Two Line Hockey Program at the Pat O'Reilly Stadium; and such a priority status could not be supplied without impacting the long term users' of the Stadium, Council shall deny a request to give **priority standing** for a Two-Line Hockey Program as proposed.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Motion Carried

Resolution 255/2013 – Deputy Mayor Tremblett/Councillor Saunders

Whereas Council has received a request from Helen Tulk Elementary for a gate access to Town property; and whereas liability, as well as cost issues have been raised with this installation; and whereas the Town Manager has drafted a MOU at the request of Council to govern the installation of a gate to Town property, be it therefore resolved that Council shall accept the MOU as presented, and be it further resolved that the MOU shall then be presented to Helen Tulk Elementary for discussions to cover the installation of a gate between the Helen Tulk Playground and the Faulkner Recreation Complex.

DISCUSSION/DEBATE

During discussion the following points were raised: 1. The Public Health & Safety would contact Helen Tulk Elementary to have a discussion and consideration of the MOU prior to it being signed. 2. That the purpose of this MOU was to protect the Town from Liability concerns.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Motion 256/2013 – Deputy Mayor Tremblett/Councillor Saunders

That Council shall endorse an application submitted on behalf of the Skate Park Committee to Telus, to assist funding of the Skate Park.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Motion Carried

Motion 257/2013 – Deputy Mayor Tremblett – Councillor McDonald

That Council shall appoint: 1. Councillor Kirk McDonald to the Fallsvue Festival Committee. 2. Councillor Barry Saunders to the EVDA(Exploits Valley Development Association).

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Motion Carried

6.3 ECONOMIC DEVELOPMENT STANDING COMMITTEE NO. 1 (November 13th, 2013)

6.3.1 Chairperson's Report

Councillor Budgell, Chairperson, presented the following report:

- The Committee's first sitting occurred on November 13, 2013 at 6:00 pm. Councillor Saunders and Mayor Hobbs were in attendance, along with the Town Manager. Generally speaking, our first meeting was very productive and exciting. The Town has two (2) projects in development that will greatly enhance the community's capacity to participate in the tourism industry. In addition, the Committee entertain a private sector development proposal that involves the Town of Bishop's Falls and the Town of Botwood. A recommendation to support the proposal, in principle, will be presented to Council later.
- As Council is aware, the Town recently submitted a proposal to ACOA that will, if successful, produce a comprehensive plan to develop the salmon fishing potential of the Exploits River (this concept was endorsed by Council during public meeting 1328, resolution 189/2013). We envision Bishop's Falls as the capital of recreational salmon fishing in Newfoundland, and the proposal recently submitted to ACOA will see that happen. Some of the projects that are bound to emerge from that plan, which will be fully designed and priced, are boat launches, walking trails, etc. The focus is on the non-resident so we can increase the number of visitors to the community. It is also important to note that the proposal will also be submitted to IBRD as the budget is based on a 1/3 contribution by the Federal, Provincial, and Municipal Governments. The Committee instructed the Town Manager to include the Town's share of the project in the 2014 Budget for the Finance Standing Committee's consideration.
- Complementing our ACOA proposal, the Town has been working with its engineers to design a project that will enhance the Fallsvue Municipal Park. A preliminary drawing and estimate was recently prepared, and the Committee is recommending that Council endorse the plan in principle. In essence, the project involves upgrading the electrical, water and sewer services to the camp sites; developing the lower field; constructing a boat launch; and constructing a new, modern, beautifully designed building on the lower field to accommodate a restaurant, laundry facility, museum, and office space. The project is estimated to cost approximately \$1,000,000. If approved in principle by Council, the Committee will coordinate a joint meeting between ACOA, IBRD, and Municipal Affairs to discuss the best approach to the funding question. The project also impacts the Heritage Centre's future on 5 Station Road. The Committee will present a recommendation later that addresses that matter.
- In January 2014 the Town will facilitate a strategic planning session for Council. This will be our opportunity to formulate a strategic vision for the community over the next four (4) years. The Town Manager is seeking funding to supplement the cost of the initiative. More details will be forward to Council in due course.

6.3.2 **RECOMMENDATIONS**

Resolution 258/2013 – Councillor Budgell/Councillor King

Whereas the Town received a proposal from a private sector developer regarding a business venture around Botwood Highway; and whereas the proposal involves the development of an industrial park; and whereas the developer is proposing to provide the Town of Bishop's Falls with an equity share; and whereas the Town is not exposed to any risk associated with this venture; and whereas the Economic Development Standing Committee supports the proposal in principle although certain caveats must be imposed; therefore, be it resolved that Council shall support the private sector development proposal in principle subject to the following: (1) The area in question is appropriately zoned to allow the development in accordance with provincial and municipal law; and (2) the matter of taxation is precluded from the proposal and must be considered as a separate issue at a later date.

DISCUSSION/DEBATE

During discussion the following points were raised: 1. The 5% equity base is a land based equity. 2. This is the very early stages of a potential development. 3. This proposal does not include any tax exemption.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Resolution 259/2013 – Councillor Budgell/Councillor Canning

Whereas the Town desires to upgrade the Fallsview Municipal Park for the purpose of enhancing the community's capacity to participate in the tourism industry; and whereas the Town, in consultation with its engineers, has prepared a plan focused on upgrading site services (i.e. electrical, water, and sewer), constructing a boat launch, and constructing a multi-purpose building that will house a restaurant, laundry facility, and museum; and whereas the project is estimated to cost \$1,000,000; and whereas these upgrades are essential to ensure the Park's relevance in today's tourism industry; therefore, be it resolved that Council shall support the project, in principle, as presented; be it further resolved that Council shall mandate the Economic Development Standing Committee to convene a joint meeting with various government departments and agencies to discuss an approach to the funding question.

DISCUSSION/DEBATE

Councillors were in agreement that the potential of this project would be a great enhancement to the Town's Tourism potential.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Resolution 260/2013 – Councillor Budgell/Councillor Saunders

Whereas the Fallsview Municipal Park enhancement project involves the construction of a building on the lower field; and whereas the building is being designed to accommodate a museum; and whereas

the Heritage Centre on 5 Station Road is not ideally located; and whereas relocating the Heritage Centre to the Fallsview Municipal Park will expose it to a greater number of visitors; therefore, be it resolved that Council shall discontinue the use of 5 Station Road as a Heritage Centre and shall designate space in the building being constructed through the Fallsview Municipal Park enhancement project as a museum; be it further resolved that this resolution shall become binding when/if the Fallsview Municipal Park enhancement project materializes.

DISCUSSION/DEBATE

The following points were raised during discussion; 1. The intent of this project to create a new and vibrant facility that will serve as a new home for the Heritage centre. 2. It will create a strong focal point for the town's tourism to showcase the heritage of the town, draw in more tourists with the variety of facility uses, as well as the potential to curb a number of negative issues being experienced at the current centre.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

6.4 PUBLIC WORKS STANDING COMMITTEE NO. 311 (November 14th, 2013)

6.3.1 Chairperson's Report

Councillor King, Chairperson, presented the following report:

- Held a regular meeting on November 14, 2013 in Council's Chambers.
- The committee met with representatives of DMG, the Town's Engineer's to review the proposal for Kings Road Subdivision Extension. The proposal is mainly complete; however, DMG will take back the committees questions and evaluate the green space allotment, to ensure inclusion. Upon conclusion of these concerns a final draft will be prepared for Council's approval.
- Council will be pleased to know that the Public Works Department has secured through the provincial department of Works Services and Transportation Vehicles/Equipment Disposal process, a replacement Pickup as well as a number of Cutting Edges for the Town's use at considerable savings to the Town's budget.
- The committee discussed the future of a parcel of land located at the west end of the Dominic St. Industrial Park. There has been some interest expressed by a couple of parties of developing the final parcel available. The committee feels this could be a step forward for the Town; however a full development proposal shall be required and approved by council prior to sale. The concern being that the land should be sold and developed and not sit vacant. The committee is also prepared, as recommended, that Council is willing to sell the land at a reasonable rate.
- The committee discussed an Operational Plan review with the Public Works Supervisor and is looking forward to 2014 being another successful year in improvements to the Town's

infrastructure. The committee acknowledges and appreciates the work done by its Public Works Department in 2013.

- The committee reviewed an incident of theft of a truck from the Public Works Depot. An estimated \$10,000.00 worth of repairs will be needed. The town's insurance company has been advised.

6.4. Recommendations

Resolution 261/2013 – Councillor King/Councillor McDonald

Whereas the province has denied a request for Special Assistance funding for renovation to the Town Hall; and whereas Council feels such renovations are needed, be it resolved that Council shall resubmit the application to the province under the Municipal Capital Works Program

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Motion 262/2013 – Councillor King/Councillor Saunders

That Council shall recommend the Crown Land Application as presented for property adj. Centennial Dr.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Motion Carried

Resolution 263/2013 – Councillor King/Deputy Mayor Tremblett

Whereas Council has agreed to sell a parcel of land located between McMahon's Lane Ext. and the TCH as per Motion 233/2013; and whereas the Town Clerk/Land Officer has investigated land prices for the area, be it therefore resolved that Council shall place a reserve bid of \$250,000.00 on the sale of the designated parcel of land.

DISCUSSION/DEBATE

It was noted during discussion, that it important, that Council make every attempt to get fair market value for any land sales.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Resolution 264/2013 – Councillor King/Councillor Budgell

Whereas Council has agreed to sell a parcel of land located at the west end of Dominic St.; and whereas the Town Clerk/Land Officer has investigated land prices for the area, be it therefore resolved that Council shall place a reserve bid of \$200,000.00 on the sale of the designated parcel of land, be it further resolved that the sale of this parcel of land shall be contingent on a business plan being submitted and accepted by Council for the development of the land, and be it also further resolved that such a plan must contain an acceptable time frame for development.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Resolution 265/2013 – Councillor King/Deputy Mayor Tremblett

Whereas Council considers residents concerns and issues a priority; and whereas a proper framework for the addressing of such issues is needed; and whereas a Complaint Policy and Procedure document has been drafted; And whereas Council approves of the draft document, be it therefore resolved that Council shall adopt the Complaint Policy and Procedure as presented.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Resolution 266/2013 – Councillor King/Councillor Saunders

Whereas Council has received a request for additional land for a cemetery; and whereas upon investigation the amount of land currently available for a cemetery, is not being fully utilized, be it therefore resolved that Council shall stand in opposition to the request for additional land, and be it further resolved that Council shall however, be open to a request in the future for expansion of a cemetery if needed.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Resolution 267/2013 – Councillor King/Councillor Canning

Whereas Council under Resolution 78/2013 in April of this year approved the hiring of a specialist firm to perform preventative maintenance on the lift stations in town; and whereas this firm has submitted a

report reflecting some major replacement/repairs needed; and whereas the Town's engineers have prepared a cost estimate of such repairs with the lift stations to be \$211,467.00, be it resolved that Council shall submit an application under Municipal Capital Works to complete necessary replacement/repairs to Lifts Stations for a total cost of \$211,467.00, including taxes and engineering, on an 80/20 cost share basis with the provincial government.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

6.5. FINANCE STANDING COMMITTEE NO. 1 (November 19th, 2013)

6.5.1 Chairperson's Report

Councillor Canning, Chairperson, presented the following report:

- A regular meeting, the first sitting of the Finance Standing Committee for this term, was held on November 19, 2013 with Councillor Budgell (member), Councillor King (member), and Mayor Hobbs (ex-officio) in attendance.
- The Committee considered the A/P Transaction Journal, Routine and Other Payments Report, Income/Expense Statement (Budget), Capital Works/Grants Income Statement, Cash Report, and Cheque Logs for the Capital and Gas Tax Accounts. The following points were noted:
 - Poll tax revenue appears to be down considerably from budget; however, upon investigation by the Town Manager and Accounts Receivable Department, an accounting error was discovered. Prior period revenue that was written-off this year was incorrectly posted to the poll tax account. That has been corrected, and our poll tax revenue currently sits around \$67,000.
 - While taxes are showing to be 7.21% above budget, it must be remembered that the DNR \$200,000 water and sewer tax invoice is imposed. The Town continues to work with Nalcor to resolve the issues around this matter.
 - Generally speaking, non-essential spending in the Town must cease effective immediately. PO authority for all personnel save the Town Manager has been suspended. Going forward, only essential spending will be entertained. This measure is necessary to control expenses for the remainder of the year.
 - Land rent revenue is down because properties in Hobbs Park were divested.
 - It is likely that wages will be exceeded under Public Works. As you can see, casual labour is over utilized by \$5,889.10 and this will likely increase as we approach year end. Currently, casual labour is only engaged when necessary.

- In terms of the Capital Works/Grants Income Statement, the deficit will be resolved when deferred gas tax revenue is adjusted at year end.

In terms of where we are presently, the table below provides that information (NOTE: As of November 15, 2013 we are 88% into the fiscal year).

Revenue Category	Actual as a % of budget
Taxes	107.21
Sale of Goods and Services	85.78
Other Revenue from Own Source	164.53
Government Grants/Transfers	100
Expense Category	Actual as a % of budget
Council	72.47
General Administration	84.37
Municipal Elections	77.51
Property Assessment	95.55
Professional Development and Training	72.48
Public Relations	83.52
General Government	83.74
Fire Protection	81.89
Animal & Pest Control	53.01
Protective Services	79.59
Public Works Administration	82.36
Public Works Compensation	86.16
Vehicle and Fleet Operations and Maintenance	80.40
Roads	93.76
Snow Removal (materials only)	120.74
Street Lights	76.54
Transportation Services	87.39
Water Supply	81.91
Sewer Collection and Disposal	189.50
Garbage & Waste Collection	88.40
Environmental Health	87.57
Recreation Administration	92.49
Parks/Playgrounds/Fields	100.54
Stadium	75.50
Recreation and Cultural Services	84.38

Council will be pleased to know/see that cash remains in a healthy position.

- As an update, on November 19, 2013 the Committee started its review of the 2014 Municipal Operating Budget. This work will continue. The budget will be ready for Council's consumption during the public meeting scheduled for December 17, 2013.

6.5.2 RECOMMENDATIONS

Resolution 268/2013 – Councillor Canning/Councillor Budgell

Be it resolved that Council shall approve the A/P Transaction Journal dated November 15, 2013, totalling \$98,680.82, for disbursement as presented.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Resolution 269/2013 – Councillor Canning/Councillor Saunders

Be it resolved that Council shall ratify the Routine Payments Report for October 2013, totalling \$74,453.21, as presented.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Resolution 270/2013 – Councillor Canning/Councillor King

Whereas the Town received a request from a person on November 13, 2013 to freeze interest on account WALSM005; and whereas the respective person is making a concerted effort to resolve the poll tax arrears; therefore, be it resolved that Council shall freeze interest on account WALSM005 as requested.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Resolution 271/2013 – Councillor Canning/Councillor King

Where ice-rental fees associated with account BISH.026 are in arrears; and whereas the outstanding balance totals \$5,765.84; and whereas the Town attempted to collect these outstanding fees on several occasions to no avail; therefore, be it resolved that Council shall refer the account to collections effective immediately; be it further resolved that the account holder shall henceforth be prohibited from charging to account any and all fees imposed by the Town.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Resolution 272/2013 – Councillor Canning/Deputy Mayor Tremblett

Be it resolved that Council shall put to public tender the disposal of the Olympia.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Resolution 273/2013 – Councillor Canning/Councillor Budgell

Be it resolved that Council shall adopt the Policy Manual 2013 as presented.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Resolution 274/2013 – Councillor Canning/Councillor McDonald

Be it resolved that Council shall adopt the Regulation Manual 2013 as presented.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Resolution 275/2013 – Councillor Canning/Deputy Mayor Tremblett

Be it resolved that Council shall adopt the *OH & S Policy Statement* as presented.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Resolution 276/2013 – Councillor Canning/Councillor Budgell

Be it resolved that Council shall adopt the *Occupational Health and Safety Committee Terms of Reference* as presented.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

*** Councillor Canning declared a conflict of interest and vacated Chambers at 8:14pm.*

Resolution 277/2013 – Councillor Budgell/Councillor King

Whereas the Town of Bishop's Falls purchased a wharf in July 2012 from four (4) individuals; and whereas the wharf was purchased for \$1.00; and whereas the wharf was placed in the Exploits River on Riverside Drive during the summer of 2013 for boating activities; and whereas the purchase was approved by Council through email in June-July 2013; and whereas this decision must be ratified during a public meeting; therefore, be it resolved that Council shall ratify its decision in June-July 2013 to purchase a wharf from four (4) individuals for \$1.00.

Yeas: 6 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, and Councillor Budgell.

Nays: 0

Conflict of Interest: 1 – Councillor Canning

Resolution Carried

*** Councillor Canning was invited back into Chambers at 8:17pm.*

Item 7: General Business

7.1 OFFER TO PURCHASE LAND

Resolution 278/2013 – Councillor Budgell/Councillor Canning

Whereas Council has on a consistent basis had difficulty in managing land listed as being granted to Newfoundland Pine & Pulp Company (Abitibi, and now Resolute); and whereas there have been preliminary communications between staff and Resolute; and whereas these discussions have shown a consideration of Resolute divesting itself of property within the Bishop's Falls Area; and whereas the Town is considering the benefits of gaining control of such parcels of land currently under Resolute's Ownership, be it therefore resolved that Council shall prepare such documentation to further the transfer of land currently under Resolute's Control to the Town of Bishop's Falls, and be it further resolved that such a purchase agreement shall be for \$25,000.00.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

7.2 WEST ENTRANCE RAMP SNOW CLEARING

Council has been advised by the provincial Department of transportation and Works that they have agreed to incorporate the snow clearing of the West end TCH ramps into their snow clearing routes. Any future concerns of snow clearing for these ramps may be referred to the provincial department.

7.3 STANDING COMMITTEE SCHEDULE

Resolution 279/2013 – Councillor Canning/Councillor King

Be it resolved that Council shall amend s. 15.1 of the *Bishop's Falls Town Council Standing Orders* as follows:

“Effective November 1, 2013, Regular Standing Committee meetings shall take place as per the following schedule:

<i>Standing Committee</i>	<i>Day and Time</i>
<i>Finance</i>	
<i>Public Works</i>	
<i>Economic Development</i>	
<i>Public Health and Safety”</i>	

is deleted and replaced with

“Effective December 1, 2013, Regular Standing Committee meetings shall take place as per the following schedule:

<i>Standing Committee</i>	<i>Day and Time</i>
<i>Finance</i>	<i>First Monday of each month at 7:00 pm</i>
<i>Public Works</i>	<i>Second Monday of each month at 7:00 pm</i>
<i>Economic Development</i>	<i>Second Wednesday of each month at 6:00 pm</i>
<i>Public Health and Safety</i>	<i>First Wednesday of each month at 6:45 pm”</i>

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

7.4 RUBBER TIRE BACKHOE

Motion 280/2013 – Councillor Saunders/Councillor Canning

That Council shall purchase a 2003 Cat Loader from a contractor at a cost of \$35,000.00.

DISCUSSION/DEBATE

The following points were raised during discussion: 1. Any purchases over \$20,000.00 must go through the Public Tender Act. 2. If Council were to disregard the Public Tender Act a liability could be incurred. 3. Purchase of a piece of equipment of this value without public tendering would jeopardize relations with other local suppliers.

Yeas: 0

Nays: 7 - Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Motion Defeated

Resolution 281/2013 – Councillor Canning/Councillor McDonald

Whereas staff have identified the need for a Rubber Tire Backhoe in the operation of the Public Works Department; and whereas such a piece of machinery could both reduce cost in the department; and whereas staff have completed significant research on the type and size of equipment needed, be it therefore resolved that the Town Manager shall issue a Public tender for a Used Rubber Tire Backhoe within the guidelines supplied by the Public Works Department.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

Resolution 282/2013 – Councillor Budgell/Councillor Canning

Whereas the Public Works Department has identified 3 pieces of equipment that the department can no longer utilize; and whereas the Municipalities Act , 1999 201.1, requires any sale of property must be offered through tender sale if value above \$500.00; and whereas potential return of each of the three pieces of excess equipment could be above \$500.00, be it resolved that the Town Manager shall place: 1. The 920 Cat Loader, 2. The International Garbage Truck, and 3. The 920 Plow attachment, for immediate sale by Tender, and be it further resolved that the Town Manager shall be permitted to award the sale to the highest bidder for each unit as identified.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

7.5 MUNICIPAL ASSESSMENT APPEALS COMMISSIONER

Resolution 283/2013 – Councillor Canning/Councillor Budgell

Whereas the *Assessment Act, 2006 section 32.* states a municipality shall appoint an appeals commissioner each year prior to January 1st; and whereas staff has identified a qualified commissioner for the Town, be it therefore resolved that Council shall appoint Mr. Hardy Sparkes as the Appeals Commissioner for the Year 2014.

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Resolution Carried

7.6 MNL Convention 2013

Mayor Hobbs presented a review of the MNL convention held in St. John's on Nov 7-9, 2013. This report included: 1. Discussion with Premier Kathy Dunderdale on the loss of a Grant in Lieu. 2. Municipal Benchmarking. 3. Municipal Framework – New MOG Formula. 4. Use of Social media by Municipalities. 5. Regional Government. 6. Municipal tax Process (resolution presented by Bishop's Falls). 7. Redefining Rural communities.

Item 8: Adjournment

Motion 284/2013 – Councillor King/Councillor Budgell

To adjourn regular public meeting 1335

Yeas: 7 – Mayor Hobbs, Deputy Mayor Tremblett, Councillor King, Councillor Saunders, Councillor McDonald, Councillor Budgell and Councillor Canning.

Nays: 0

Motion Carried

The meeting adjourned at 9:15 pm.

Dan Oldford, Town Clerk/Land Officer