

May 10, 2022

Minutes of a regular meeting of the Council for the Town of Brigus in the Town Hall, May 10, 2022, at 7:03 p.m.

MEMBERS PRESENT: Mayor Shears Mercer Jr.; Deputy Mayor Paul Matthews; Councillors Fraser Drover, John Brown, Greg Hiscock, Byron Rodway and Ashley Kennedy

ABSENT: Wayne Rose - Clerk/Manager and Kevin Spracklin - Maintenance & Public Works

ALSO PRESENT: Katie O'Flaherty - Assistant Clerk, Pauline Mercer, Michelle Gushue, David Mitchell, Robert Butler, Lori-Lynn Pike, Nelson Carrerio, Lorne Youden, Bill Morrissey and Robert King (7:11pm).

AGENDA: Motion: Hiscock/Drover resolved that our Agenda for May 10, 2022 be adopted with additions. In Favour 7; Opposed 0; Carried.

MINUTES: Motion: Rodway/Hiscock resolved that the minutes of our last regular meeting held on April 12, 2022 be adopted. In Favour 7; Opposed 0; Carried.

Councillor Rodway noted that although the minutes reflected the idea he brought forward with regards to providing snow clearing and garbage services to Youden Place, it was not his intension to single out that specific area, but to express the idea of providing services to both Youden Place and Mitchell's Lane if Council were to consider it. DM Matthews noted this idea was in direct contravention of the Towns policy.

ARISING FROM MINUTES

Meeting Monday May 16, 2022 - Re: ditching, culverts and paving.

Quote was obtained for chain link dug outs. The Clerk/Manager also requested a quote for concrete but it was not recommended by the contractor due to vandalism in other towns.

Motion: DM Matthews/Rodway resolved that the quote received from Provincial Fence Products to supply and install two softball dugouts complete with corrugated roofing be approved in the amount of \$17,150 plus HST. In Favour 7; Opposed 0; Carried.

Assistant Clerk reported that two quotes were received for line painting from 3 in 1 Contracting and Baird's Asphalt Maintenance. Both quotes came in at \$2300.00 plus HST. It was also noted that Baird's Contracting provided this service in the past with no issues.

Motion: Hiscock/Brown resolved that the quote received from Baird's Asphalt Maintenance be approved in the amount of \$2300.00 plus HST to complete line painting throughout the town. In Favour 7; Opposed 0; Carried.

DM Matthews noted that he spoke to the two individuals regarding the position of development officer, but both were unable to commit. DM noted also, that, given this situation, until a final determination, the present Development Committee would undertake to continue the required Inspections to ensure compliance.

ACTION REPORTS:

Kevin and Charles to attend Confined Space training on May 11 & 12.

Work ongoing outside.

DELEGATION

Mayor Mercer and Councillor Rodway left the meeting while David Mitchell addressed Council.

Mr. Mitchell confirmed that he has successfully purchased the property of 5 Lobster Factory Lane. Divers have confirmed that there is old timber both above and beneath the water that needs to be removed. He has been in contact with NL Power to have a pole stuck on the property and there will be ongoing work happening in the area to assess for future development/repairs. Mr. Mitchell confirmed that in order to complete this work, access to his property is needed which is currently blocked. Mr. Mitchell asked that the town request the cribbing be moved out of the access way to his property.

DM Matthews noted that the area in which Mr. Mitchell is referring to is recognized as public land through Crown Lands but not the Town of Brigus, therefore the Town has no authority to enforce the removal of the blockade. DM noted there are legal remedies open to Mr. Mitchell in this regard.

Pauline Mercer attended Council's meeting to speak about the cribbing in the access way of Lobster Factory Lane and to make council aware that the cribbing would be in the water only for they were stopped by Mr. Mitchell as part of the cribbing would run onto his property. Ms. Mercer questioned as to why Council did not apply for the Crown Land on behalf of the town. Ms. Mercer understands that Council has no interest in expropriating the land but says that the Mercer brothers have maintained the land since 1982.

Next, Mr. Lorne Youden addressed Council for an update on the meeting the Brigus Council members had with Council members from the Town of Cupids. He also noted that he would not agree with the idea brought forward at April's meeting by Councillor Rodway should Council consider providing snow clearing and garbage services. DM Matthews said he had briefly spoke with Cupids DM Rod Delaney before tonight's meeting, who reported to him that the Council for the Town of Cupids is not opposed to taking over Youden Place, but they are not interested in the expense associated with it outside their own basic fees.

Mayor Mercer added that Brigus will continue to discuss to try and find a resolution that suits everyone. DM Matthews suggested seeking a meeting with appropriate Provincial personnel to see if a way forward might be found to avoid financial hardship to both Towns.

Nelson Carrerio, owner of 10-12 The Old Road, spoke on his concerns regarding ongoing development taking place at 396-398 Conception Bay Highway which is bound by the rear of his property. Mr. Carrerio noted that when he purchased the house there was a natural buffer of trees and bush between the two properties and he was told by the Real Estate that a permit had been issued for a residential house to be constructed. Since, all brush has been limed, removing any barrier that was in place and extensive excavation of the bank has occurred. He noted that the bank is approximately 2ft from his boundary, with about a 60ft drop off in places with no slope/grade. Mr. Carrerio noted sections in the Town's Development Regulations such as section 4.4 Alterations to the Natural Environment, 4.6 Buffer Strips and 4.19 Soil Removal, Deposit and Site Grading.

Councillor Rodway said he was aware that excavation needed to be completed in order to bring the land up to standards for Service NL to approve a well and septic. Councillor Rodway was aware of the removal of the natural barrier but would not comment during the meeting, but would be available to discuss after.

Motion: Hiscock/DM Matthews resolved that a Stop Work Order be issued to immediately stop the development of clearing land at 396-398 Conception Bay Highway until a clear understanding of all proper documentation supporting the application made to Council on April 15, 2021 is received and approved by Council. In Favour 7; Opposed 0; Carried.

Permission was granted by Council on June 8, 2021 to clear land for a Residential Development as per an onsite visit with the owner and Councillors Trickett and Mercer. This was to allow land development as to meet the requirements of Service NL for a well and septic design and not the removal of excessive material/quarry. Council available to meet with owner,

COMMITTEE REPORTS

A. Development Committee:

Motion: Drover/Rodway resolved that the applications for 29 Jubilee Path – Garage, 29A Jubilee Path – Garage and 3-5 The Walk – Shed be approved; In favour 7; Opposed 0; Carried;

Mayor Rodway left the meeting due to conflict

Motion: Drover/Matthews resolved that the applications for 8-12 Englishtown Road East - Shed, 4 Blueberry Place – Garage, 505-507 Conception Bay Highway – Greenhouse, 5 Quigley’s Lane – Garage, 16 Rattley Row – Greenhouse be approved; In favour 6; Opposed 0; Carried;

Motion: Drover/Hiscock resolved that the application for 4 Cooperage Lane – House be approved; In favour 6; Opposed 0; Carried;

Councillor Rodway returned to the meeting

B. Public Works Committee:

The Public Works committee has been working on an RFP for the washrooms for Water Street. After review, it was agreed by Council to amend the motion made at the April 12, 2022 meeting;

Motion: Hiscock/Drover resolved that council proceed with an RFP for a standalone building in place of the existing old “flour shop” to preserve the heritage it holds. Council agreed to revise the drawing to add a small utility room to house the hot water boiler, supplies, etc. In favour 7; Opposed 0; Carried;

Public Works to continue work and review with Council.

Shaw Ventures has assessed the bridge on Jubilee Path and submitted a quote of the cost to repair.

Motion: DM Matthews/Hiscock resolved that the quote submitted by Shaw Ventures to replace 12” steel beams, 3x3 decking with 6x6 decking, and replace the existing wooden guard rail with 6x6 posts and galvanized guide rail in the amount of \$45,000.00. In favour 7; Opposed 0; Carried;

C. Finance Committee:

Councillor Rodway left the meeting due to conflict of interest

Motion: DM Matthews/Hiscock resolved that the bills in the amount of \$56,346.58. In Favour 7; Opposed 0; Carried.

Councillor Rodway returned to the meeting

The application for a town VISA is almost complete, DM Matthews and Town Clerk/Manager to meet with Scotia Rep. to sign and look at GIC options.

D. Blueberry Festival Committee:

Barry Gosse submitted a list of names of the new members of the Brigus Blueberry Festival to be approved. The names were; Barry Gosse – Chair, Junior Mercer – Vice Chair, Michelle Gushue – Secretary, Greg Hiscock, Rob King, Maria McDonald, Theresa Whelan, Emma Chafe, Pad Brown, Travis Brown, Toni Jerrett, Rodney Mercer and Pauline Mercer. Council approved.

Work is ongoing, lots of planning has been done and confirmed.

E. Recreation Committee:

F. HR. Committee:

G. Policy Committee:

Councillor Hiscock to continue to convert policies to a standard format.

CORRESPONDENCE

FROM
2A South Street
O’Dea Earle
Crown Lands Application
Blueberry Festival Group
Recreation

REGARDING
Dilapidated Property
5 Lobster Factory Lane
5 Lobster Factory Lane - Repair
Membership
Regulations

ACTION
Check for Update
Discussed under Delegation
Council to review
OK
Deferred

NEW BUSINESS

1. Motion: Rodway/Drover resolved that the town apply to Crown Lands for remaining waterfront property in the town, including Jacksons Quay and the remaining property on Lobster Factory Lane. In Favour 7; Opposed 0; Carried.
2. Since the last meeting, a link was forwarded to Council with some of the projects on the breakwater that was completed by MUN Engineering students. Councillor Rodway spoke on his conversation with Professor Dr. Stephen Bruneau who would welcome the opportunity to meet with Council and review the projects if council wishes to do so.

Motion: DM Matthews/Brown resolved that our meeting be adjourned until June 14, 2022. In Favour 7; Opposed 0; Carried. Time: 9:45 p.m.

Shears Mercer Jr., Mayor

Date: _____ 2022

Wayne Rose, Town Clerk/Manager