

Oct 11, 2022

Minutes of a regular meeting of the Council for the Town of Brigus in the Town Hall, Oct 11, 2022, at 7:00 p.m.

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

ABSENT:

ALSO PRESENT: Theresa Whelan - Acting Town Clerk, Gerald French Sr. & Junior, David Mitchell, Lorne Youden, Pauline Mercer, Michelle Gushue, Nelson Carreiro

M. Mercer requested we have a standing moment of silence in honour of passing of a long standing member of the Brigus Fire Brigade.

AGENDA: Motion: C. Drover/C. Hiscock resolved that our Agenda for Oct 11, 2022 be adopted with additions. In Favour 6; Opposed 0; Carried.

As part of the additions Mr. French Jr. was added as a delegate.

MINUTES: Motion: C. Rodway/C. Kennedy resolved that the minutes of our last regular meeting held on Sept 13, 2022 be adopted. In Favour 6; Opposed 0; Carried.

ARISING FROM MINUTES

ACTION REPORTS:

Acting Town Clerk provided an update on the issued boil order. Our chlorine numbers are good and our testing is taking place tomorrow. Once we receive the results the we can communicate an update.

DM Matthews informed us that the walking bridge on Power's Lane is compromised. The town staff will address it so that it is safe and secure.

M. Mercer informed us that Mr. Percy had inquired about when the town staff will be up to work on his leak. Acting Clerk mentioned that the town staff are behind due to the unexpected delays with the wet well project.

C. Rodway inquired if maintenance employees had the updated list of culverts to be worked on. Acting Clerk confirmed this to be the case.

M. Mercer inquired about the status of the Water St. bathroom tender; C. Hiscock noted that there was no update as of now and due to the timing that it should be a spring project.

C. Rodway inquired about 2A South St. Acting Clerk informed everyone that the owner was sent correspondence and that the property owner had a different opinion on the status of the property. Council advised Clerk to draft a remediation order

Motion: D.M. Matthews/C. Hiscock Acting Town Clerk to fashion a remediation order after the completion of a visit by M. Mercer. Favour 6; Opposed 0; Carried;

DELEGATION

M. Mercer & C. Rodway excused themselves at 7:15 p.m. due to conflict of interest. C. Brown arrived at this time.

Mr. Mitchell spoke to his continuing frustration regarding “lack of access” to his property and the obvious development difficulties this has caused. There was some associated discussion regarding control and ownership of adjacent land at the area of Lobster Factory Lane environs.

Ms. Mercer asked to speak to inform the meeting that an “agreement” is in place to resolve access to the property issue. In response to DM Matthews, Ms. Mercer provided assurance that a timeline of maximum two weeks may be needed to effect complete removal of obstruction hindering Mr. Mitchell’s access.

M. Mercer and C. Rodway returned at 7:24 p.m.

C. Brown excused himself at 7:25 p.m. due to conflict of interest.

Mr. French Jr. spoke on behalf of Gerald French regarding recent Stop Work Order [SWO] issued Oct 10, 2022 by Council. Much conversation ensued as to “goings on” at the private property located at 14 Old Road. He insisted all past and ongoing excavation activity is appropriate and in line with existing “revised” development permission. References and questions regarding new road development along with lack of obvious residential preparation [as per previous discussions with Kelly French] took place.

Conversation also included references regarding specific elements of the SWO where D.M. Matthews observed that a public Council meeting was an inappropriate forum for such topic. Chair allowed further back and forth between Mr. French and C. Drover, Hiscock, along with M. Mercer.

DM Matthews referenced normal process requirement/expectation for applicants obtaining Service NL approval of Developer’s septic design plan (as stated In Town’s original Approval in Principle) which after 17 months has not been sought to the best of Council’s knowledge.

At the end of extended discussion M. Mercer committed to holding a privileged meeting to discuss this file before next regular Council meeting.

C. Brown returned at 8:10 p.m.

COMMITTEE REPORTS

C Rodway excused himself due to conflict of interest at 8:10 p.m.

A. Development Committee:

Motion: C. Drover/C. Hiscock resolved that the applications for 3-5 Quigley’s Lane – New Build & 1-9 Meadens Lane - Shed be approved; In favour 6; Opposed 0; Carried;

C Rodway returned at 8:12 p.m.

Motion: Drover/Kennedy resolved that the application for 10 Blueberry Place – New Build be granted an approval in principle so long as they intend to abide by town development regulations; in Favour 7; Opposed 0; Carried;

Motion: Drover/Kennedy resolved that the application for 44 Irishtown Rd - Shed be granted an approval in principle so long as they intend to abide by town development regulations; in Favour 7; Opposed 0; Carried;

B. Public Works Committee:

C. Rodway noted that the 2022 paving quotes have come in well over budget, suggesting we reduce the paving list for 2022 and have the town engineers provide an updated quote on the reduced work.

Motion: C. Hiscock/C. Drover moved to have Acting Town Clerk seek new pricing from reduced list; In favour 7; Opposed 0; Carried;

Youden Place paving did not meet the required 14 Ft, C. Hiscock noted that we cannot accept the road take over under current conditions, D.M. Matthews stated that when the 14 Ft is met and it meets our town engineers approval we can proceed with the road take over.

C. Finance Committee:

Motion: DM Matthews/Brown resolved that the bills in the amount of \$36,056.94; In Favour 7; Opposed 0; Carried.

D.M. Matthews informed Council that there is an appointment to discuss investment opportunities.

D. Blueberry Festival Committee:

M. Mercer informed the Council that he is hoping to have the bathrooms removed by the weekend.

E. Recreation Committee:

C. Kennedy informed Council that the TrunkTacular event has sold out.

C. Kennedy informed Council that the Fire Brigade wished to celebrate Guy Fox night by the ball field again this year rather than the back road.

C. Kennedy advised Council that there was a \$250 loss on the cancelled end of summer concert.

C. Kennedy also requested that anyone who had any recycle should contact recreation to arrange for a pickup.

C. Hiscock advised C. Kennedy that the old flower shed could serve as a temporary storage area for recreation.

F. HR. Committee:

G. Policy Committee:

Motion: C. Hiscock/C. Rodway Accept the revised policies/Documents for; Business Development Permit, Code of Conduct Policy, Disclosure Statement, Blank Policy Form, Policies Table of Contents, Roads take over policy, Snow Clearing Policy, Tax Collection Policy, Workplace Harassment Policy. In Favour 7; Opposed 0; Carried.

CORRESPONDENCE

FROM

Dept Trans & Infrastructure
5 Lobster Factory Lane
Municipalities NL
Municipalities NL
Eastern Health
Intellasoft Digital Media
Brigus Sports & Recreation
Brigus Sports & Recreation
TC Pagent
The Old Road Resident
31 Harbour Drive

REGARDING

2023-2024 Funding opportunities
Requesting an update on Public Access
Leadership Summit
Women's Caucus
Population Health
Updated website and mass mailings
Donation request
Christmas electrical
Festival & Events
Permit Violation
Light Pollution

ACTION

Proceed with Application
Committee formed
File
File
File
Clerk to get quotes
Motion Made
Obtain Quote from Electricians
Invite Sent
Discussed during delegation
Denied

5 Lobster Factory Lane - D.M. Matthews with permission from the author, we have addressed this earlier, Mr. Mitchell agrees

Brigus Sports & Recreation – Motion C. Hiscock/C. Brown moved to make a donation in the amount of \$500 to Brigus Sport & Recreation for Christmas Decorations

GENERAL BUSINESS

Application for Development – Clerk noted potential confusion surrounding the wording of payment and was instructed to update verbiage to reflect that payment is required at time of permit approval/pickup.

Motion C. Drover/D.M. Matthews move to have Otto Clowe remove the small boat. In Favour 7; Opposed 0; Carried.

Boat on Jacksons Quay – Council instructed Clerk to contact individual inquiring about the acquisition of the boat.

Acting Town Clerk Vacation – Nov 20-28 has been approved.

Reading in of motions from privileged meeting;

Motion: C. Hiscock/C. Brown move that the current assistant clerk title be changed to Acting Clerk until such a time as the Clerk Manager returns to full service. This comes with a different pay scale as discussed at the private meeting. In Favour 7; Opposed 0; Carried.

Motion: C. Hiscock/C. Drover move that Council appoint the signing officer for the Town of Brigus be the now Acting Clerk Theresa Whelan. In Favour 7; Opposed 0; Carried.

Motion: C. Hiscock/D.M. Matthews move that Council directs the Acting Clerk to secure our digital files, systems and platforms. In Favour 7; Opposed 0; Carried.

Motion: C. Drover/C. Brown move to accept the proposal by MDJ at his rate for mechanical services for the service/maintenance of town equipment. In Favour 7; Opposed 0; Carried.

C. Rodway & C. Kennedy excused themselves due to conflict of interest.

M. Mercer & C. Drover proposed a solution for the concerns at 41 Englishtown Rd. Place 3 layers of weeping tile and fabric down. M. Mercer to discuss with residents if this solution would be acceptable for their takeover of the property on a go forward basis.

Motion: C. Drover/C. Brown move to address the issue with the homeowners in regards to the proposed fix, pending their acceptance we move forward. In Favour 5; Opposed 0; Carried

C. Kennedy returned, M. Mercer left at 9:31 p.m.

Easement request from NL Power

Motion: C. Drover/C. Brown move to approve easement request with the caveat that hopefully the other pole can be removed. In Favour 5; (D.M. Matthews, C. Drover, Brown, Hiscock & Hiscock) Opposed 0; Carried.

M. Mercer & C. Rodway returned at 9:51 p.m.

Christmas Supper – Proposed date be Tuesday 7th, 8th, or 6th (in that order) at 6:30 p.m. arrival for 7 p.m. supper. Approx. 24 people.

Policy committee new policies - D.M. Matthews suggested new policies be implemented for attendance & obstructions/objects on public land. Volunteers were C. Hiscock, C. Brown & C. Kennedy.

Motion: C. Kennedy/C. Hiscock resolved that our meeting be adjourned until Nov 8, 2022. In Favour 7; Opposed 0; Carried. Time: 10:24 p.m.

Shears Mercer Jr., Mayor

Date: _____ 2022

Wayne Rose, Town Clerk/Manager