

**TOWN OF TWILLINGATE
REGULAR MEETING OF COUNCIL
MONDAY JANUARY 14, 2019
TOWN HALL, TWILLINGATE
7:00 PM**

PRESENT:

Chairperson	Mayor Grant White
Deputy Mayor	Cyril Dalley
Councillor	Janice Barnes (Arrived at 8:15 pm)
Councillor	Lloyd Blake
Councillor	Wayne Greenham
Councillor	Melissa Blackler
Councillor	Oliver Hynes
Town Clerk/Manager	Marie Magnin

REGRETS:

1. CALL TO ORDER

The meeting was called to order by Mayor White at 7:02 p.m.

2. DELEGATIONS

<At 7:03 pm, Thelma Stuckey joined the meeting.>

Thelma Stuckey, from the Gambo & Area Employment Corporation, presented Council with an overview of the programs her organization offers to provide individuals with developmental/intellectual disabilities equal opportunity to find meaningful and rewarding employment.

<At 7:38 pm, Thelma Stuckey left the meeting.>

3. APPROVAL OF AGENDA

Council reviewed and approved the agenda.

Motion #19-01

Approval of Agenda

It was moved by Deputy Mayor Dalley, seconded by Councillor Greenham, that the Agenda for the Regular Meeting of Council be adopted.

In Favour: 6 Opposing: 0
Decision: Motion carried.

4. MINUTES FOR APPROVAL

Motion #19-02

Regular Meeting for Approval

It was moved by Councillor Hynes, seconded by Deputy Mayor Dalley, that the Minutes from the Regular Meeting of Council on December 10th, 2018 be adopted as presented.

In Favour: 6 Opposing: 0

Decision: Motion carried.

Motion #19-03

Special Meeting for Approval

It was moved by Councillor Greenham, seconded by Councillor Hynes, that the Minutes from the Special Meeting of Council on December 13th, 2018 be adopted as presented.

In Favour: 6 Opposing: 0

Decision: Motion carried.

5. BUSINESS ARISING FROM PREVIOUS MINUTES

There was no business arising from minutes.

6. REPORTS - STANDING COMMITTEES:

A. Public Works

No reports for this meeting.

B. Tourism

Mayor White reviewed the minutes from the TITA meeting held on January 10th, 2019.

C. Finance

No reports for this meeting.

D. Fisheries

No reports for this meeting.

E. Planning and Development

No reports for this meeting.

It was discussed that the Planning & Development Committee will work with the Town Clerk/Manager throughout the tendering process to hire a Municipal Planner to develop a new Municipal Plan for the Town. Furthermore, this same committee will work with the Town Clerk/Manager throughout the tendering process to hire a consultant to design and develop a new website for the Town.

F. Fire Department

No reports for this meeting.

7. CORRESPONDENCE

Minute #19-04

Correspondence was tabled from a resident regarding the decision by two Councillors, Councillor Hynes and Councillor Blake, to declare a conflict of interest in relation to Motion #18-333 at the December 10th Regular Council Meeting. The resident feels that neither Councillor is actually in conflict and as such the issue is still open.

Both Councillor Hynes and Councillor Blake stated their reason for declaring a conflict of interest on this matter. Their statements were as follows:

At 8:02 pm, Councillor Blake stated that this issue puts him in a conflict of interest. He stated that his daughter lives on Oxford's Lane and has previously raised concerns to Council about water issues presumed to be caused by paving on Oxford's Lane. If one resident is compensated for taking this into his/her own hands, what's to prevent another from requesting the same treatment?

At 8:03 pm, Councillor Hynes stated that this issue puts him in a conflict of interest. He stated that his daughter lives on Oxford's Lane and he is concerned that a decision on this matter could result in his daughter benefiting financially.

As a result of the above confirmation that both Councillors felt this issue represents a conflict of interest for them, the decision of Council made on December 10th, 2018 stands.

Motion #19-05

The Town Clerk/Manager advised that the request to operate a helicopter ticketing office at 177 Main Street (Minute #18-217) has been revised. The applicant is now wanting to operate a café/coffee shop in addition to the ticketing office. As this area is zoned Mixed Development and a café/coffee shop qualifies as a discretionary use, this will need to be advertised locally for 1 week to allow for residents and businesses to voice their concerns. It was moved by Councillor Blake, seconded by Councillor Hynes, to approve the proposal, in principle, contingent upon the applicant's compliance with all relevant Municipal, Provincial and Federal Regulations, in addition to addressing any concerns raised as a result of advertising.

In Favour: 6 Opposing: 0
Decision: Motion carried.

Motion #19-06

Correspondence was tabled from the owners of Mary Brown's at 28 Toulinquet Street requesting Council's approval to operate an ice cream parlour at the same location. It was motioned by Councillor Blake, and seconded by Councillor Hynes, to approve the request in principle, subject to all relevant Municipal, Provincial and Federal Regulations.

In Favour: 6 Opposing: 0

Decision: Motion carried.

Minute #19-07

Correspondence was tabled by a resident/business owner advising of poor road conditions and related safety concerns on Robin's Cove Road. It was agreed that the Town Clerk/Manager would investigate the situation with the Public Works Foreman and report back to Council.

Minute #19-08

Correspondence was tabled requesting Council's permission to build 4 cabins, a parking lot, a secondary road, and to operate a food truck at 10 Main Street. Due to the size and location of the property, concern was expressed about the ability for this development to be accomplished within the Development Regulations. The Town Clerk/Manager advised that a food truck is neither a permitted nor discretionary use within a Residential zone and as such would not be permitted. Regarding the remainder of the proposal, it was agreed that the Town Clerk/Manager would request more detailed plans and would visit the property with the Public Works Foreman and report back to Council.

Motion #19-09

Correspondence was tabled from a resident requesting for Council to address the issue of another resident's shed, built approximately 38 years ago, residing on his property line. The Town Clerk/Manager informed Council that she sought the advice of the Town's lawyers, and of Municipal Affairs, and was advised that this qualifies as a civil dispute between property owners. It was moved by Deputy Mayor Dalley, seconded by Councillor Hynes, to inform the resident that this issue qualifies as a civil dispute between property owners and that Council would therefore not be addressing the matter.

In Favour: 6 Opposing: 0

Decision: Motion carried.

Motion #19-10

Correspondence was read from a resident/business owner requesting a reduction in taxes to help offset the cost of renovating a heritage building in our community. This individual has paid the full amount, in addition to an interest charge as the payment was made late. The request is for a reduction in taxes and also for a credit of the interest paid. It was moved by Councillor Greenham, seconded by Councillor Barnes, not to grant a reduction in taxes nor credit the interest paid as there is no policy in place to guide such a decision.

In Favour: 6 Opposing: 0

Decision: Motion carried.

Minute #19-11

Correspondence was tabled from a resident on Butt's Lane requesting that Council mandate for his/her neighbour to remove personal property from a public roadway. The Town Clerk/Manager explained that the area in question is not a public road but rather is an easement for the Town's water/sewer infrastructure. The Town's lawyers advised that an easement does not qualify as a public road and the Town is not required to mandate that personal property be removed unless it is required to access the infrastructure.

8. FINANCES

Motion #19-12

It was moved by Deputy Mayor Dalley, seconded by Councillor Hynes, that the attached accounts be passed for payment.

In Favour: 6 Opposing: 0
Decision: Motion carried.

Motion #19-13

It was moved by Councillor Greenham, seconded by Councillor Barnes, that the A/R adjustments for September, in the amount of \$2,890.31, be approved.

In Favour: 6 Opposing: 0
Decision: Motion carried.

9. REGULATIONS AND POLICIES**10. GENERAL BUSINESS****Minute #19-14**

The Town Manager confirmed that the 2019 Municipal Capital Works Projects were applied for ahead of the deadline of 12/21/2018.

Motion #19-15

It was moved by Deputy Mayor Dalley, seconded by Councillor Blake, to adopt Municipal Plan Amendment No. 18 and Development Regulations Amendment No. 18.

In Favour: 6 Opposing: 0
Decision: Motion carried.

Minute #19-16

The Town Clerk/Manager informed Council that the CEEP Project and Fish Plant Workers Project each have one worker remaining. The final reports will be submitted within 2 weeks of the employees last day on the project.

Minute #19-17

The water drainage issues relating to a culvert in proximity to the Bayview Sports & Wharf Committee's wharf was tabled.

< At 9:28 pm, Councillor Greenham declared conflict of interest. He stated that the wharf in question is attached to his property and business and is therefore in conflict. He left the room.>

<At 9:28 pm, Councillor Hynes declared a conflict of interest because he is the representative for the Bayview Sports & Wharf Committee. He left the room.>

The concern raised by a local resident is that infill added in the area of the wharf, put there on a funded project run by the Bayview Sports & Wharf Committee, has resulted in a change in the water flow from

the culvert. It was further clarified that the culvert is the property of Department of Highways. It was agreed that the Town Clerk/Manager would seek a pro-bono opinion from our engineers as to whether or not the infill is the cause of the problem. If there is a cost in getting the opinion then the concerned resident and/or Bayview Sports & Wharf Committee will be asked if they would like to pay to get the opinion.

<At 9:37 pm, Councillor Greenham and Councillor Hynes returned to the Council Chambers.>

Minute #19-18

The Town Clerk/Manager informed Council that the Request for Proposal to hire a consultant to design and develop a new website has been drafted and is ready for review by the Planning & Development Committee.

Minute #19-19

Mayor White asked about the charge to the Recreation Committee for summer students. The Town Clerk/Manager agreed to look into how this charge has been handled in previous years and to report back to Council.

There being no further business at this time, it was moved by Councillor Hynes, seconded by Deputy Mayor Dalley, to adjourn the meeting. Meeting adjourned at 10:01 pm. Carried.

Grant White - Mayor



Marie B. Magnin - Town Clerk/Manager