



LABRADORCITY

COUNCIL MEETING MINUTES

June 11th, 2019
1:00 pm

In Attendance: Fabian Benoit, Mayor
Junior Humphries, Deputy Mayor
Councillor John Penney
Councillor Richard Fahey
Councillor Nick McGrath
Councillor Ken Lawlor

Staff Present: Cathy Etsell, CAO
Kim Conway, Director of Finance & Admin
Tom Mihajlovic, Director of Eng. & Public Works
Adam Smith, Director of Recreation
Craig Purves, Director of Planning & Development
Krista Hedlund, Executive Assistant
Shelley Lilly, IT/Communications

Regrets: N/A

1. Call Meeting to Order

1.1. Adoption and Approval of Agenda

Moved By: Deputy Mayor Humphries

Seconded By: Councillor Fahey

Be it resolved the agenda for meeting of June 11th, 2019 be adopted as presented.

Question called; Deputy Mayor Benoit, Councillor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor.

Carried

2. Delegations

N/A

3. Adoption and Signing of Minutes

3.1. Adoption and Approval of Minutes

Moved By: Councillor Penney

Seconded By: Councillor Lawlor

Be it resolved the minutes of the public meetings held May 14th, 2019 be adopted as presented.

Question called; Deputy Mayor Benoit, Councillor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor.

Carried

4. Business Arising from Minutes

4.1 All items from the previous meeting of Council have been actioned.

5. Correspondence

5.1 IOC Stakeholder Business Brief – April 2019

IOC issued their monthly External Stakeholder Business Brief for April 2019.

5.2 IOC Stakeholder Business Brief – May 2019

IOC issued their monthly External Stakeholder Business Brief for May 2019.

5.3 Dept of Municipal Affairs – Land Donation to Labrador West Pioneers Living Inc

The Department of Municipal Affairs & Environment sends correspondence dated May 22, 2019 advising that our request to donate land to the Labrador West Pioneers Living Association is currently under review by the Local Governance & Land Use Planning Department.

6. New Business

6.1 Appointment for Vacant Mayor Seat

Moved By: Councillor Fahey

Seconded By: Councillor McGrath

Be it resolved, as per Section 19(3) of the Municipalities Act, Chapter M-24, S.N. 1999 as amended, due to vacancy of the Mayor's seat, Council has chosen to appoint the positions of Mayor & Deputy Mayor according to highest number of votes, rather than secret ballot, for the remainder of this term until September 2021.

Question called; Deputy Mayor Benoit, Councillor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor.
Carried

6.2 Position of Mayor

Moved By: Councillor McGrath

Seconded By: Councillor Penney

Be it resolved Council appoints Deputy Mayor Fabian Benoit to assume the office of Mayor for the remainder of the term to September 2021.

Question called; Deputy Mayor Benoit, Councillor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor.
Carried

6.3 Position of Deputy Mayor

Moved By: Councillor Fahey

Seconded By: Councillor McGrath

Be it resolved Council appoints Councillor Humphries to assume the office of Deputy Mayor for the remainder of the term to September 2021.

Question called; Mayor Benoit, Councillor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

6.4 Request for By-Election Extension

Moved By: Deputy Mayor Humphries

Seconded By: Councillor McGrath

Be it resolved, as per Section 6 (3) of the Municipalities Act, Council requests permission for an extension to hold a By-Election to fill the Council vacancy from the Minister of Municipal Affairs & Environment, until October 1, 2019.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

6.5 Donation to USW, Local 6185

Moved By: Councillor McGrath

Seconded By: Councillor Fahey

Be it resolved Council ratify the poll of May 27 to donate \$200 to the USW, Local 6185 for their annual social.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

6.6 Retention of Services for NL Hydro Submissions

Moved By: Councillor Lawlor

Seconded By: Councillor McGrath

Be it resolved Council ratify the poll of June 3 to retain services of Senwung Luk for the purposes of the NL Hydro Review & Submissions.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

6.7 News Release – Plebiscite Vote in Labrador City Will Not Proceed

The Town of Labrador City is issuing a news release to advise residents that a plebiscite vote would only have taken place should both communities of Labrador City & Wabush agree to it. Since the vote in the Town of Wabush was defeated on May 23, there is no longer a need to Labrador City to hold a vote.

6.8 MYCW 2014-17 Addendum #2

Moved By: Councillor Penney
Seconded By: Councillor Fahey

Be it resolved Council reallocate the amount of \$12,760 to “un-allocated” project for future use and execute the updated funding agreement, as per attached letter received from Department of Municipal Affairs and Environment, Reference # COR/2019/01466-01 Updated Funding Agreement and Schedule A.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

6.9 Letter of Support – Association for New Canadians

Moved By: Deputy Mayor Humphries
Seconded By: Councillor McGrath

Be it resolved Council provide a letter of support to the Association for New Canadians for their satellite office here in Labrador West.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

7. Committee Reports

7.1 Planning & Development

a) Appeal Board Update – 827 Hudson Drive

The Labrador Regional Appeal Board ruled in favour of town; resident has until July 30 to remove the structure – an inspection will be completed at that time.

b) Stop Work Order 19-001 – 350 Avalon Drive – Great North Data

Moved By: Councillor Lawlor

Seconded By: Councillor McGrath

Be it resolved Council, in accordance with Section 109(4) of the Urban & Rural Planning Act, confirm the issuance of Work Order 19-001 to 350 Avalon Drive for non-compliance with the Town of Labrador City Noise Abatement Regulations, 2017 as presented.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

c) Barrier Free Business Grant – 118 Humphrey Road

Moved By: Deputy Mayor Humphries

Seconded By: Councillor Fahey

Be it resolved Council approve the Iron Rock Brewing Co., 118 Humphrey Road, application under the Barrier Free Business Grant program in the amount of \$4,161.54 and grant the Director of Planning & Development permission to execute the reimbursement agreement in accordance with the program guidelines.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

d) Barrier Free & Façade Improvement Grant – 217 Drake Ave

Moved By: Councillor Lawlor

Seconded By: Councillor McGrath

Be it resolved Council approve Simms Financial Services Ltd, 217 Drake Ave, applications under the Barrier Free Business Grant program in the amount of \$10,000 and Façade Improvement Program in the amount of \$22,916.50 and grant the Director of Planning & Development permission to execute the reimbursement agreements in accordance with the program guidelines.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

e) Barrier Free Business Grant – Labrador West Child Care – Building Blocks Centre

An application was received from Building Blocks Child Care Centre under the Barrier Free Business Grant program. The facility is not located in Labrador City and therefore does not qualify under the program.

7.2 Parks & Recreation

a) Summer Program Refund Policy

Moved By: Councillor Penney

Seconded By: Councillor McGrath

Be it resolved Council approve the implementation of a No Refund Policy for Summer Program to be in effect for the 2019 season.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

b) 2019 Matrix Funding Applications

Moved By: Deputy Mayor Humphries

Seconded By: Councillor Fahey

Be it resolved Council approve 2019 Matrix Funding for Encore Entertainment in the amount of \$2,329.59.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

c) Grant Approvals

Moved By: Councillor McGrath
Seconded By: Councillor Penney

Be it resolved Council approve grant applications as presented: Canada Games \$3,000.00, School Programs \$3,800.00, NL Winter/Summer Games \$0, and Provincial Team Training \$3,000.00.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

8. Applications for Permits

8.1 19-091 BIRA 802 Birch Street

Moved By: Councillor Fahey
Seconded By: Councillor Lawlor

Be it resolved Council approve BIRA Permit 19-091 for a home based business located at 802 Birch Street, subject to no objections being received and stipulations outlined on the permit.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

8.2 19-092 BIRA 4015 Tanya Crescent

Moved By: Councillor Lawlor
Seconded By: Councillor Fahey

Be it resolved Council approve BIRA Permit 19-092 for a home based business located at 4015 Tanya Crescent, subject to no objections being received and stipulations outlined on the permit.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

8.3 Permit 19-093 Approval in Principle Minimum Side Yard – 108 Raven Avenue

Moved By: Deputy Mayor Humphries

Seconded By: Councillor Lawlor

Be it resolved Council approve Approval in Principle Permit 19-093 for Minimum Side Yard located at 108 Raven Avenue, subject to no objections being received and stipulations outlined on the permit.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

8.4 Permit 19-094 Approval in Principle Minimum Side Yard – 4000 Harrie Lake Drive

Moved By: Councillor Penney

Seconded By: Councillor Lawlor

Be it resolved Council approve Approval in Principle Permit 19-094 for Minimum Side Yard located at 4000 Harrie Lake Drive, subject to no objections being received and stipulations outlined on the permit.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

8.5 Permit Ratification List #6

Moved By: Deputy Mayor Humphries

Seconded By: Councillor McGrath

Be it resolved Council approve Permit Ratification List #6 as presented.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

9. Unfinished Business

9.1 Tanya Crescent Development

Moved By: Councillor McGrath

Seconded By: Councillor Lawlor

Be it resolved in accordance with Section 6.1 of the Public Invitation for the Sale of Lots within the Tanya Crescent Development, Council reject all offers as they are below market value and cancel the public invitation.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

10. Tenders

10.1 TLC-08-19 Rental of Equipment on Demand

Moved By: Councillor Penney

Seconded By: Councillor Fahey

Be it resolved Council award tender TLC-08-19 for the Rental of Equipment on Demand for the period July 1, 2019 – June 30, 2021 as follows:

<u>Equipment</u>	<u>Price (incl hst)</u>	<u>Supplier</u>
Item #1 Excavator	\$135.00	H&H
Item #2 Excavator	\$191.11	H&H
Item #3 Tractor		No bidder
Item #4 Tractor		No bidder
Item #5 Backhoe Loader	\$92.00	H&H
Item #6 Crawler Tractor	\$188.95	H&H
Item #7 Driveway Clearing	\$92.00	H&H
Item #8 Loader on Demand	\$92.00	H&H

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

10.2 TLC-09-19 Rental of Trucks on Demand

Moved By: Councillor McGrath

Seconded By: Councillor Lawlor

Be it resolved Council award tender TLC-09-19 for the Rental of Trucks on Demand for the period July 1, 2019 – June 30, 2021 as follows:

<u>Equipment</u>	<u>Price (incl hst)</u>	<u>Supplier</u>
Tandem	\$97.00/hr	H&H
Semi-Dump	\$135.00/hr	R&B Equipment
Vacuum Truck	\$205.85/hr	Labrador Coatings

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

10.3 TLC-10-19 Supply of Sand

Moved By: Councillor Fahey

Seconded By: Councillor Penney

Be it resolved Council award tender TLC-10-19 for the Supply of Sand (5,000 tonnes) to R&B Equipment Ltd for the price of \$83,547.50 inclusive of hst.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

10.4 TLC-07-19 Supply of Two (2) New Sand Trucks

Moved By: Councillor McGrath

Seconded By: Deputy Mayor Humphries

Be it resolved Council cancel tender TLC-07-19 for the Supply of Two (2) Sand Trucks and re-issue a call for bids.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

10.5 PW Depot Bldg – Supply & Install Waterproofing Coating

Moved By: Councillor Lawlor

Seconded By: Deputy Mayor Humphries

Be it resolved Council award the tender for the Supply & Installation of Waterproofing Coating for the Public Works Depot Building to Energy Lock Inc for the price of \$86,093.60 inclusive of hst.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Penney, Councillor McGrath, Councillor Lawlor and Councillor Fahey all in favor. **Carried**

11. **Date of Next Meeting & Adjournment**

The date of the next Council Meeting will be Tuesday, July 23rd at 1 pm. There being no further business to discuss, the meeting was adjourned at 1:45 pm by Councillor McGrath.

Kim Conway, Town Clerk

Fabian Benoit, Mayor