



LABRADOR CITY

COUNCIL MEETING MINUTES

December 10th, 2019
1:20 pm

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

Seconded By: Councillor Penney

Be it resolved the agenda for meeting of December 10th, 2019 be adopted as presented.

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

2. **Delegations**

N/A

3. **Adoption and Signing of Minutes**

Moved By: Councillor Fahey

Seconded By: Councillor Baker

Be it resolved the minutes of the public meetings held November 12th, 2019 be adopted as presented.

Question called; Mayor Benoit, Deputy Mayor Humphries, Councillor Lawlor, Councillor Fahey, Councillor Penney, Councillor McGrath, and Councillor Baker 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 Business Brief**

IOC issued their October 2019 Business Brief outlining Health & Safety, business updates.

6. **New Business**

6.1 **Budget 2020**

Moved By: Councillor Baker

Seconded By: Councillor Lawlor

Be it resolved that the Town of Labrador City 2020 Municipal Budget as presented by the Finance and Administration Committee, showing total revenues of \$24,866,148 and total expenditures of \$24,866,148 for a balanced budget be adopted.

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

a) **Moved By:** Councillor Penney

Seconded By: Councillor Fahey

Be it resolved that that in accordance with provisions of Section 112(2) of the Municipalities Act, Chapter M-24, S.N. 1999 as amended, a Real Property Tax be set at the rate of 5.3 mils for residential properties and 15.65 mils for commercial properties effective January 1, 2020.

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

b) **Moved By:** Deputy Mayor Humphries

Seconded By: Councillor McGrath

Be it resolved that in accordance with provisions of Section 114(b) of the Municipalities Act, Chapter M-24, S.N. 1999 as amended, the minimum Residential & Commercial Property Tax be set at the rate of \$500.00 per annum, effective January 1, 2020.

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

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- c) **Moved By:** Councillor Baker
Seconded By: Councillor Lawlor

Be it resolved that in accordance with provisions of Section 114 (c) of the Municipalities Act, Chapter M-24, S.N. 1999 as amended, the minimum Commercial Property Tax for Vacant Land be set at the rate of \$5,500.00 per annum, effective January 1, 2020.

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

- d) **Moved By:** Deputy Mayor Humphries
Seconded By: Councillor McGrath

Be it resolved that in accordance with provisions of Section 130 and Section 131 of the Municipalities Act, Chapter M-24, S.N. 1999 as amended, the annual Water and Sewage Tax be set at a rate of \$460.00 per residential unit, subsidiary apartment and serviced attached or detached accessory buildings, effective January 1, 2020.

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

- e) **Moved By:** Councillor Penney
Seconded By: Councillor Fahey

Be it resolved that in accordance with provisions of Sections 120 to 124 of the Municipalities Act, Chapter M-24, S.N. 1999 as amended, Business Tax rates effective January 1, 2020 be set as follows:

Class 1.0	75.00 mils of assessed value
Class 1.1	37.50 mils of assessed value
Class 2	17.80 mils of assessed value
Class 3	17.80 mils of assessed value
Class 4	17.80 mils of assessed value
Class 5	4.30 mils of assessed value
Class 6	29.50 mils of assessed value
Class 8	3.55 mils of assessed value
Class 9	Greater of \$300.00 or 3% of Gross Revenue up to a maximum of \$5,500 per annum
Class 10	55.00 mils of assessed value

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

- f) **Moved By:** Councillor Baker
Seconded By: Councillor Lawlor

Be it resolved that in accordance with provisions of Section 5 of the Act Respecting the Taxation of Utilities and Cable Television Companies, Chapter T-0.1, SNL1992, a business tax (Class 7) be set at the rate of 2.5% effective January 1, 2020, on the gross revenue of the utility for the preceding year derived within the municipality of Labrador City.

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

- g) **Moved By:** Councillor McGrath
Seconded By: Deputy Mayor Humphries

Be it resolved that in accordance with provisions of Section 124 of the Municipalities Act, Chapter M-24, S.N. 1999 as amended, different classes of businesses shall be established in accordance with Schedule "C", effective January 1, 2020.

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

- h) **Moved By:** Councillor Lawlor
Seconded By: Councillor Baker

Be it resolved that in accordance with provisions of Section 125 of the Municipalities Act, Chapter M-24, S.N. 1999 as amended, the minimum Business Tax effective January 1, 2020 be set as follows:

Class 3	\$5,500 per annum
Class 6	\$1,000 per annum
All other classes	\$ 300 per annum

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

- i) **Moved By:** Councillor Fahey
Seconded By: Councillor Penney

Be it resolved that in accordance with provisions of Section 131 of the Municipalities Act, Chapter M-24, S.N. 1999 as amended, Water Rates for Special Users effective January 1, 2020 be set as follows:

Industrial:	\$ 2.65 per 1000 gallons metered
Commercial:	
Regular	\$ 1.77 per 1000 gallons metered
Temporary Workers Housing	\$ 1.77 per 1000 gallons metered Minimum \$460 / unit
Institutional:	\$ 1.77 per 1000 gallons metered
Flat Rate:	\$ 460.00 per annum (fixed rate)

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

- j) **Moved By:** Councillor Lawlor
Seconded By: Councillor Baker

Be it resolved that in accordance with provisions of Section 136 of the Municipalities Act, Chapter M-24, S.N. 1999 as amended, the fee for Tax Certificates and Letters of Compliance be set at \$100.00 each, effective January 1, 2020.

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

- k) **Moved By:** Councillor Penney
Seconded By: Councillor Fahey

Be it resolved that Municipal Fees shall be set in accordance with Schedule "A" and as described in the 2020 Budget, effective January 1, 2020.

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

- l) **Moved By:** Deputy Mayor Humphries
Seconded By: Councillor McGrath

Be it resolved that Recreational Recoveries shall be set in accordance with Schedule "B" and as described in the 2020 Budget, effective January 1, 2020.

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

- m) **Moved By:** Councillor Fahey
Seconded By: Councillor Penney

Be it resolved that Emergency Response Recoveries, for responses outside of the Town of Labrador City Municipal Boundaries, and not otherwise covered through mutual aid or other partnership agreements, shall be set in accordance with Schedule "D" and as described in the 2020 Budget, effective January 1, 2020.

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

- n) **Moved By:** Councillor McGrath
Seconded By: Deputy Mayor Humphries

Be it resolved that Equipment Rental Recoveries shall be set in accordance with Schedule "E" and as described in the 2020 Budget, effective January 1, 2020.

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

- o) **Moved By:** Councillor Baker
Seconded By: Councillor Lawlor

Be it resolved that in accordance with provisions of Section 101(2) of the Municipalities Act, Chapter M-24, S.N. 1999 as amended, all taxes shall be due and payable thirty (30) days from the date invoiced, effective January 1, 2020.

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

- p) **Moved By:** Councillor Fahey
Seconded By: Councillor Penney

Be it resolved that in accordance with provisions of Section 111 of the Municipalities Act, Chapter M-24, S.N. 1999 as amended, that Council set the Total Family Income threshold for 90% Residential Property Tax Rebate at \$31,386 and \$6,241 per dependent, effective January 1, 2020. The Total Family Income threshold for 50% Residential Property Tax Rebate shall be set at \$31,387 – 36,442 and \$6,241 per dependent, effective January 1, 2020.

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

- q) **Moved By:** Councillor McGrath
Seconded By: Deputy Mayor Humphries

Be it resolved that in accordance with provisions of Section 107(1) of the Municipalities Act, Chapter M-24, S.N. 1999 as amended, simple interest on taxes unpaid on or before the due date be set at prime plus 3% effective January 1, 2020, with the allowance to round to the nearest two decimal places for the monthly rate.

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

- r) **Moved By:** Councillor Penney
Seconded By: Councillor Fahey

Be it resolved that sundry receivables unpaid after thirty days from date of invoicing shall be charged simple interest at the rate of prime plus 3% effective January 1, 2020, with the allowance to round to the nearest two decimal places for the monthly rate.

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

- s) **Moved By:** Deputy Mayor Humphries
Seconded By: Councillor McGrath

Be it resolved that a credit limit of \$61,000 be established at the US Bank Canada for the Town of Labrador City.

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

- t) **Moved By:** Councillor Lawlor
Seconded By: Councillor Baker

Be it resolved that the borrowing arrangements for a temporary operating credit in the amount of \$500,000 be made with the Canadian Imperial Bank of Commerce, Labrador City for the 2020 fiscal year to assist with operating expenses pending receipt of revenues. Any and all advances made on the loan to be paid in full on or before December 31, 2020.

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

6.2 Work Order 19-003 835 Carol Drive – Removal of Accessory Building

Moved By: Councillor McGrath

Seconded By: Councillor Lawlor

Be it resolved Council ratify Work Order 19-003 issued on November 25, 2019 to 835 Carol Drive for the removal of an accessory building.

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

6.3 Biting Fly Control Program 2019 Final Report

Council reviewed the final report for the 2019 Biological Control of Biting Flies submitted by GDG Environment.

6.4 Biting Fly Control Program Contract 2020-2024

Moved By: Councillor Penney

Seconded By: Deputy Mayor Humphries

Be it resolved Council enter into an agreement with GDG Environment for the control of black flies and mosquitos as presented.

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

6.5 Ducks Unlimited MOU (Councillor Penney excused himself from the meeting to take a call.)

Moved By: Councillor Lawlor

Seconded By: Councillor Fahey

Be it resolved Council execute the Memorandum of Understanding with Ducks Unlimited Canada and the Town of Wabush for the purpose of Interpretive Signage in Labrador West.

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

7. Committee Reports

7.1 Finance & Admin

a) Donations

Moved By: Councillor Baker

Seconded By: Deputy Mayor Humphries

Be it resolved Council approve donations in the amount of \$100.00 to the Knights of Columbus Annual Seniors Christmas Dinner, \$1,000.00 annual donation to the Hams of Western Labrador (HOWL), \$200.00 to Brianna Hunt for the Miss Teen Galaxy Competition.

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

(Councillor rejoined the meeting.)

b) Finance

Moved By: Councillor Lawlor

Seconded By: Councillor Fahey

Be it resolved Council approve Accounts & Purchases Orders in the amount of \$1,079,022.58 as presented noting abstention by Councillor McGrath on Cheque # 12-961.

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

7.2 Parks & Recreation

Moved By: Councillor McGrath

Seconded By: Councillor Baker

Be it resolved Council appoint Craig Robinson and Candace Barry-Elliott as the newest members of the Recreation Commission, replacing Tony Walsh and Maggie Drover as they have completed their terms.

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

8. Applications for Permits

8.1 19-276 BIRA 4035 Ashuanipi Crescent

Moved By: Councillor Fahey

Seconded By: Councillor Penney

Be it resolved Council approve BIRA Permit 19-276 located at 4035 Ashuanipi Crescent, subject to no objections being received and stipulations outlined on the permit.

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

8.2 19-277 BIRA 716 Churchill Street

Moved By: Deputy Mayor Humphries

Seconded By: Councillor McGrath

Be it resolved Council approve BIRA Permit 19-277 located at 716 Churchill Street, subject to no objections being received and stipulations outlined on the permit.

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

8.3 19-286 Approval in Principle 50 Avalon Drive

Moved By: Councillor McGrath

Seconded By: Councillor Baker

Be it resolved Council approve Permit 19-286 Approval in Principle for Land Assembly located at 50, 58-60 and 62-64 Avalon Drive subject to stipulations outlined on the permit.

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

8.4 Permit Ratification List #11

Moved By: Deputy Mayor Humphries

Seconded By: Councillor Fahey

Be it resolved Council approve Permit Ratification List #11 as presented.

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

9. Unfinished Business

N/A

10. Tenders

N/A

11. Date of Next Meeting & Adjournment

The date of the next Council Meeting will be Tuesday, January 21st, 2020 at 1 pm. There being no further business to discuss, the meeting was adjourned at 1:50 pm by Councillor McGrath.

Kim Conway, Town Clerk

Fabian Benoit, Mayor