



MEETING MINUTES

August 24th, 2018

I. Call to order

A regular meeting of council was held in the chambers room at the Town of Main Brook's Municipal Building. The meeting convened at 4:12pm.

II. Roll Call

Presiding:

Mayor Barbara Genge

Members of the Council:

Councillor Randy Strangemore

Councillor Ben Wiper

Councillor Adele England

Councillor Beverly Pilgrim

Members of the Council not in attendance:

Deputy Mayor Joe Brown

Staff Members Present:

Nikita Randell, Town Clerk

Peter Stevens, Maintenance

Guests in attendance: Lester Gaulton

III. ADOPTION OF THE AGENDA

Motion 2018-187

Councillor Adele England/Councillor Randy Strangemore

Move to adopt the agenda

All in favor

motion carried

IV. ADOPTION OF THE MINUTES

Motion 2018-188

Councillor Adele England/Councillor Beverly Pilgrim

Move to adopt and sign the meeting minutes of **July 10th, 2018**

All in favor

Motion Carried

Lester Gaulton entered at 4:15pm.

Lester Gaulton was present at this meeting to discuss the ongoing land dispute between him and another resident in the community.

Mayor Genge started by highlighting her visits to two crown lands offices in St. John's and in Corner Brook and explained the process that is currently in place in order to obtain the original maps for the Town of Main Brook. Council, along with Mayor Genge, stated that in order to move forward and correct any errors that were possibly made by the land surveyor, we must wait for the original maps.

Clerk Randell and Peter Stevens also discussed the issue with the current maps that are in office and can see the issue on the map as there are two maps. One map was before the road through town was developed and one was after the road was developed and the map that was attached to the boundary line agreement in 1993 that was signed by his mother Mrs. Gaulton and Mrs. Gibbons. Mr. Gaulton believes that document is not legal and should not be used to determine any boundary when it comes to the land. Council discussed with Mr. Gaulton that the only way to decide what stands in court and to settle the land dispute is to take it to court and let a judge back.

Mr. Gaulton feels that if nothing is done now that he will lose his house and land. Council made it clear that no one can take his house and land whether or not the land adjacent is surveyed incorrectly or not, no one can take his dwelling. Council suggested to Mr. Gaulton to appoint legal aid and to file an application and take this issue to court as Councillor England clarified that the town council are not mediators, and cannot make legal decisions on disputes. **To be highlighted in the minutes is Mr. Gaulton's behavior during the meeting. He was very unruly at times raising his voice and pointing his finger and visibly upset and angry towards the situation and dismissed several options that council presented to him including having to wait to receive the maps from crown lands and appointing legal aid.**

Mr. Gaulton said that his maps can be obtained from Kruger in Corner Brook and council informed him that Clerk Randell will contact Kruger regarding this matter and if in the future there is a member from council in the Corner Brook area, they will be sent to view and collect.

Also mentioned in the meeting was Mr. Gaulton's previous visits to the town office and Clerk Randell said that his behavior was much like the way he was presenting himself in his meeting and it was **noted that he had been slamming doors, hitting the building and entrance, yelling, and pointing his finger to the councillors in the meeting as well as the Town Clerk**

in the office. It was made clear that this behavior will not be tolerated and if it continues to escalate the RCMP will be notified.

Mr. Gaulton could not come to an agreement or understanding with council on the processes in this matter and left the building very upset. Councillor Pilgrim proceeded outside a minute later to verify if Mr. Gaulton was okay and he was pulled over on the side of the road and said he was much calmer and returned home.

Mr. Gaulton left council chambers at 4:50pm.

After the lengthy discussion with Mr. Gaulton and the issue on the land dispute, council agreed to write a letter to Goodland Surveys explaining the situation and request for Goodland to not perform any additional surveys or place any pegs in the Town of Main Brook until the town receives into council the original maps from crown lands and Kruger. In addition to this, if he indeed has original maps pertaining to the Town of Main Brook, request for them to be turned over to the Town of Main Brook. *(The Town Clerk has already given Mr. Gaulton the contact information for the Association of NL Land Surveyors for him to call and explain his standpoint and what steps need to be taken for him to file a formal complaint against Goodland Surveys)*

Motion 2018-189

Councillor Adele England/Councillor Beverly Pilgrim

Move to write letter of request to Goodland Surveys

All in favor

Motion Carried

Council also agreed to not issue any permits on any land that is in dispute most specifically the land of Mr. Gaulton and Mr. Gibbons on 107-109 Main Street and 111 Main Street.

Motion 2018-190

Councillor Ben Wiper/Councillor Adele England

Move to not issue permits on land that is in dispute (in this case 107-109-111 Main Street)

All in favor

Motion Carried

V. BUSINESS ARISING

2017 Financial Statements – Clerk Randell presented the hard copy of the 2017 Financial Statements to be signed

Highway Signage Application – Still no response has been heard from the western region of Transportation and Works regarding our signage application

Special Assistance Fund Application – No response received into office from Municipal Affairs and Environment regarding the status of our application

Crown Lands Application re: Drac Bay/Environmental Assessment – The main issue at hand is the completion of an environmental assessment and the cost. Clerk Randell has spoken to crown lands and they advised that we were not able to turn the grant into a lease. Council suggested to contact crown lands to see if it was possible to apply for a smaller portion in order to avoid having to do an environmental assessment. Clerk Randell will look into this matter as soon as possible.

Highway camping site – Clerk Randell had sent an email to crown lands with an attached map and picture showing that the campers on the side of the highway are within our municipal boundary and asked if it was in our jurisdiction to write a letter to the campers requesting them to move from this location. Crown lands advised that we are permitted to write a letter to the owners requesting them to move and the next time they are in the area if we have not taken any action to send a letter, they will assess the situation and do so themselves. In addition to this, an environmental officer will need to be sent in to look at the wreckages and scraps left in the area. Council therefore agreed to write a letter to the owners of the camper requesting them to relocate to a different location outside of our boundary (ie: Croque road) and if they do not relocate to a different location they will be subject to taxes in the new year. The recommended time frame from council was to give the owners until October 15th, 2018 to move from this location.

Motion 2018-191

Councillor Randy Strangemore/Councillor Ben Wiper

Move to write letter to campers requesting to relocate to a different area outside the municipal boundary
All in favor
Motion Carried

Gas Tax re: Genge's Electrical – Mayor Genge requested an individual break down of the work completed on the invoices before sending final payment.

Councillor Beverly Pilgrim was excused from the meeting by council at 5:30pm

Generator Shed re: materials and mayors update – Mayor Genge paid a visit to the generator shed to assess the work that was done and other work that is still required. For the most part everything that was needed to be done has been completed but what remains is an exhaust fan for the building as the generator creates a high amount of heat making the building and door knobs hot to touch. Councillor Strangemore he will work with Maintenance over the next week to ensure the exhaust fan is installed and working properly.

Town logo - Mayor Genge was unable to establish contact the gentlemen regarding the town logo as he was unavailable but Councillor Wiper said he will start working on it as soon as possible to create a new logo.

JCP and CEEP Application – Our JCP application has not yet been approved but there has been meetings with Minister Christopher Mitchelmore and Minister Al Hawkins regarding the importance of having this project approved and council hopes to hear the final outcome soon. There will be no update from CEEP until late October/early November.

Asset Management – Daisy Foster from AIM network will be providing the Town of Main Brook with the proposal and project costs to present to the Joint Council on August 28, 2018.

RANlab – Councillor Wiper provided council with a brief update stating that the application has been submitted but the deadline has been extended until the end of September. Councillor Wiper believes this is due to low volume of applications submitted and is confident that we are well position to have the application approved.

VI. NEW BUSINESS

Municipal Assessment Agency – Clerk Randell read a letter from Municipal Assessment Agency that the property values for 2019 will be increasing by 1.6% therefore having a minimal effect on the 2019 budget. Will be discussed at the upcoming official budget meeting after the budget training with Municipal Affairs and Environment takes place.

MNL Resolutions – Clerk Randell advised council that the deadline to register for the AGM in Gander on October 4-6 is September 17th, 2018. Councillor Wiper expressed his interest in going and Mayor Genge and council recommended for Clerk Randell to attend as well. Clerk Randell to register Councillor Wiper and herself for the upcoming MNL AGM. *(Clerk Randell not 100% sure if she will be able to attend but will speak to MNL on registration deadlines and refunds if not possible).*

2019 Budget – This item was requested to be added to the agenda at a Regular Meeting of Council on July 10th, 2018 but all agreed that the 2019 budget will be discussed after the upcoming budget training has taken place.

Public Town Hall Discussion – The Town of Main Brook plans to hold a public town hall discussion to inform the public on the accomplishments the council has had this year and to also discuss ongoing issues and future plans for economic development. There is nothing set in stone in regards to what date the meeting will take place but council has agreed to discuss it at a later date and set some plans in motion.

Old Cemetery re: Canadian Legion and camper – Council was very pleased over the work that was done to restore the old cemetery. Diana Boyd set things in motion and maintenance along with Mr. Pynn and Mr. Stevens built a fence. Clerk Randell contacted Veterans Affairs regarding funding and unfortunately the only type of funding they offer for cemeteries is if there is a burial and memorial that needs to take place in present day. The Canadian Legion has also been contacted but Clerk Randell is awaiting a response. Mayor Genge informed council that Mr. Stevens will be creating a headstone/cross for the cemetery and there will be a place to put a plaque with names in it and suggested we consider funding/fundraising for this. In addition to this, there is an old camper that is located next to the cemetery that needs to be removed and belongs to a resident in the community. Council suggested to contact Mr. Cooper and ask for permission to remove it.

Wastewater Systems Effluent Regulations, Environment Canada – Two Environment Officers Mr. Tucker and Ms. Robbins visited the Town of Main Brook's office to discuss the WSE regulations with the clerk and to ask them if they were up to date and following the regulations. The Town is required to calculate how many households are on each outfall and perform a calculation to see if the town is within their outfall wastage limit or above. Once the calculation is done and it turns out that the town is above the wastage limit, the outfall will be subject to monitoring to 12 months to verify whether or not it will need continual monitoring or not. Clerk Randell and Maintenance Stevens to gather the information to submit to Environment Canada to determine whether or not the town is falling within the regulations.

Pilgrim's Avenue – Clerk Randell wanted to make council aware of the gravel road that has been blocked off prohibiting access to D.O.T. Road from Pilgrim's Avenue by a resident as it is behind her property. There have been no formal complaints made in writing by residents therefore there is no current action to take.

Municipal Affairs Inspection re: Call for Nominations – A Municipal Analyst from Department of Municipal Affairs and Inspection performed an audit and inspection on the Town of Main Brook. Clerk Randell informed council that everything went well and the analyst was very impressed with the towns organization and we have come a long way since our last inspection in 2010. The only thing that needs immediate attention is the fact that we are currently operation with six members. In order to be permitted to operate with six, we need another call for nominations and then if no one steps forward we need to write a letter to the minister stating the above and the minister will either appoint someone to sit on council or approve for us to operate with six council members. Clerk Randell to release a public notice of a call for nominations.

VII. CORRESPONDENCE

Letter from Resident (Tickle Lane) – A resident on tickle lane requested a follow up from a previous letter that he had submitted back in July 27, 2018 and Feb 8, 2018 regarding a request for approval to build a structure to store his boat on the property adjacent from his house. Council had previously discussed this issue and agreed there is a limited amount of land across from the resident's property and cannot see an issue with issuing a permit to build a structure as long as the residence does not violate any environmental regulations. Clerk Randell to follow up with resident.

Response letter from Mr. Schnare/Gerry Byrne Letters (2) – The council, on two separate occasions, have received into office, two letters from Mr. Schnare, both of which are very conflicting and on times disrespectful towards the Town of Main Brook and its councillors. The last letter that was received from Mr. Schnare was also sent to Gerry Byrne, the Minister of Fisheries and Land Resources. This letter was sent to the minister after the Town of Main Brook had sent letters saying that we support the fishing licences staying in the Town of Main Brook operating under Northern Lights Seafoods and that we do not support the transfer of licenses out of the Town of Main Brook as it will affect our community, our future, and our economic development. An additional letter was also sent to the minister expressing our support the approval of sea cucumber and seaweed licences operating under Northern Lights Seafoods in the Town of Main Brook.

The Town of Main Brook would like the minutes to reflect the fact that the Town of Main Brook has done nothing only to try and support Mr. Schnare and his business venture within our municipality. The Town of Main Brook has applied for edge status which will be for his benefit as well as other businesses, there have been Chinese investors coming in and gaining an interest in our area and to work with the plant, Mr. Schnare currently only pays \$1500 per year for water servicing which is very generous on the town's part, and there have written several letters to the ministers of the province supporting Northern Lights Seafoods and the approval of any or all licenses that he has applied for.

In addition to this, there was a meeting held recently with Mr. Schnare and Main Brook Research and Development and Mr. Schnare and the information provided is proving to be very conflicting and creating much confusion for the workers of the plant as well as the members of the community. There is much concern surrounding the future of the fish plant as well as the government wharf.

As it stands right now, there will be no response letter written but it is possible that Mayor Genge will sit with Mr. Schnare to discuss the letter to better understand why he has chosen to write these letters with such disregard for the support that the Town of Main Brook has given him.

(In-Camera)

Motion 2018-192

Councillor Adele England/Councillor Randy Strangemore

Move to write letter to Main Brook Research and Development requesting an AGM.

All in favor

Motion Carried

The regular meeting of council for August 28, 2018 was already running into its third hour therefore council decide to table the following items for discussion at the next regular meeting of council:

Land (D.O.T. Road/Garage) (Special Meeting)

Land (D.O.T. Road/Garage) (Special Meeting)

Land (111 Main Street) – Discussed at the commencement of the meeting when Mr. Gaulton entered council chambers at 4:15pm.

VIII. RECREATION COMMITTEE REPORT

Cultural Events Fund Application (Final Report) – Clerk Randell reminded Councillor England to submit the final report for the Cultural Events Fund Application.

IX. FIRE DEPARTMENT REPORT

Update on IGA report – IGA report is due September 5, 2018.

X. FINANCE REPORT

Gas Tax – Clerk Randell advised council that the 7,406.21 that was deposited into the general account from the provincial government (gas tax) and used towards the general expense of the town.

Generator Lease – As discussed at a previous meeting, a one-time lumpsum payment cannot be made on the lease agreement for the generator.

An updated was provided to council regarding the tax arrears and Clerk Randell informed council that as of August 24th, 2018 **7,987.01** has been collected, taking the balance from 26,626.62 to **18,726.61**.

Financial report for July – August 2018 was also presented along with July – August 2018 invoices.

Bills to be paid was indicated on the invoices report. Please refer to business arising: gas tax re: Genge’s electrical for further information.

Motion 2018-193

(Mayor vacates the chair)

Mayor Barb Genge/Councillor Randy Strangemore

No further business call to close

All in favor

Motion Carried

Meeting adjourned: 7:38pm

Mayor

Councillor

Town Clerk