

September 16, 2015

**Whitbourne Town Council
Regular Meeting
Whitbourne Town Hall
September 16, 2015**

In Attendance: Mayor Hilda Whelan

Councillors: Peter Petipas
Thomas Howe
Terry Gillam

Absent: Deputy Mayor Morgan, T. Rose, B. Cole

Present: Crystal Peddle, Town Clerk, Outside Foreman, Jason Hutchings,

Meeting called to order at 7:30 pm, Mayor Hilda Whelan welcomed everyone to the meeting.

Motion-2015-09-094–T. Gillam/T. Howe

Let it be resolved that council approve the minutes of the regular meeting held on August 5, 2015 without any errors or omissions.

In Favor: Mayor Hilda Whelan

Councillors: Peter Petipas
Thomas Howe
Terry Gillam

Carried

September 16, 2015

Business Arising

Main Street Phase 2

The Main Street project construction started on Tuesday September 8th and seems to be going good.

Ditching for Mr. Wayne Mercer

Mayor Whelan asked if this work was completed. Jason said Mr. Daniel Gosse should be starting this within the next two weeks.

Comments and or petitions from spectators

The council received a petition from residents to put a stop to Targa NL coming to the community. The petition had a total of 188 names.

Council has decided to stay with their previous decision made on January 14, 2015 to allow Targa NL to come to the community for this year only.

Mayor Whelan said the meeting with the RCMP went well.

Fire Department Issues

Fire Chief's convention in Gander – October 1-4,2015

Assistant Fire chief Scott MacDonald will be attending this convention if approval is given. As the Fire Chief will be working.

Motion-2015-09-095–T. Howe/P. Petipas

Let it be resolved that council approve the Assistant Fire chief Scott MacDonald to attend the Fire Chief's convention in Gander on October 1 -4, 2015

In Favor: Mayor Hilda Whelan

Councillors: Peter Petipas

Thomas Howe

Terry Gillam

Carried

Sports and Recreation Issues

Letter concerning repairs to the recreation building

Mayor Whelan read the letter from the sports commission. The commission is planning on doing some upgrades to the building and was wondering if council had any unwanted office furniture. The town clerk will check to see if there is anything around.

Letter about the sports commission end of summer bbq

The sports commission is planning an end of summer bbq for the group. They had asked if council would contribute to the cost of the bbq. Also they had invited Mayor Whelan and Councillor Peter Petipas. Councillor Howe said he feels insulted that all council was not asked to the bbq. The sports and recreation is an arm of council. He had said if it was the Fire Department all council would be invited. Councillor Gillam had said he feels the same way.

Mayor Whelan said she had got a phone call from Minister Felix Collins he informed her Sports and Recreation had got approved for a JCP grant in the amount of \$38,000.00. Mayor Whelan suggested setting up a meeting with them to discuss the project because

some of the items they applied to have done have been completed over the summer. The town clerk will get a date and time for a meeting with the Commission.

Items for the outside Foreman

Green house construction – 16 Birchy Road

Motion-2015-09-096–P. Petipas/T. Howe

Let it be resolved that council approves the construction of a green house at 16 Birchy Road.

In Favor: Mayor Hilda Whelan
Councillors: Peter Petipas
Thomas Howe
Terry Gillam Carried

New residential construction – 26-28 Evergreen Place

Motion-2015-09-097–T. Howe/P. Petipas

Let it be resolved that council approves the application from a new construction on 26-28 Evergreen Place in principal subject to approvals from Department of Health and any other government agencies.

In Favor: Mayor Hilda Whelan
Councillors: Peter Petipas
Thomas Howe
Terry Gillam Carried

New residential Construction – 43-49 Sunset Blvd

Outside foreman said the owner has already started construction on his property. The council agreed that the town clerk is to issue a stop work order until approval has been granted from department of Health.

New Construction – Cabot Avenue Ext.

Motion-2015-09-098–T. Howe/P. Petipas

Let it be resolved that council approves the application from a new construction on Cabot Avenue Ext. in principal subject to approvals from Department of Health and any other government agencies.

In Favor: Mayor Hilda Whelan
Councillors: Peter Petipas
Thomas Howe
Terry Gillam Carried

Garage Construction – 155-161 Main Street.

Motion-2015-09-099–T. Gillam/T. Howe

Let it be resolved that council approves the application for a new garage construction at 155-161 Main Street

In Favor: Mayor Hilda Whelan
Councillors: Peter Petipas
Thomas Howe
Terry Gillam Carried

Commercial building extension – 593 Trans Canada Highway

Motion-2015-09-100–T. Howe/ T. Gillam

Let it be resolved that council approves the application for a building extension at 593 Trans Canada Highway.

In Favor: Mayor Hilda Whelan
Councillors: Peter Petipas
Thomas Howe
Terry Gillam Carried

Development Application – Main Street

Mr. Don Mercer submitted a site plan to council for approval to develop 5 lots on his private property. Mr. Mercer also submitted a copy of his engineer drawings completed by Hatch Mott MacDonald.

Motion-2015-09-101–T. Howe/ T. Gillam

Let it be resolved that council approves the request to develop 5 lots on Main Street as per the design from Hatch Mott MacDonald as per the Town of Whitbourne town plan development regulations.

In Favor: Mayor Hilda Whelan
Councillors: Peter Petipas
Thomas Howe
Terry Gillam Carried

Letter from resident at 64 Vokey's Road

The town clerk explained that she got an email request from Mr. Paul Pike at 64 Vokey's road explaining he is having issues of water runoff from the road onto his property. He would like to have some ditching done on Vokey's Road to solve this flooding issue on his property. He had for this last year also. Jason will see that this gets done this week.

Training course – Proper Chlorine Handling

There will be a training course held in Clarendville on September 24, 2015 on the afternoon free of charge hosted by the Government. Council agreed to send the three full time workers for the afternoon.

Water Distribution course – St. John's November 24-27, 2015

Motion-2015-09-102–T. Howe/ T. Gillam

Let it be resolved that council approves for Bradley George and Paul Barrett to attend the water course in St. John's from November 24-27, 2015

In Favor: Mayor Hilda Whelan
Councillors: Peter Petipas
Thomas Howe
Terry Gillam Carried

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Bus Shelter request

A resident on Mill lane is requesting of council to place a bus shelter there. There are a few kids in that area.

Council approves the request.

The outside foreman said he has been contacted by the Environment and the town needs to get a meter reading of the flow at the Sewer lagoon. The town clerk will speak to the engineers about getting this testing done.

The outside foreman said there is a waterline break at Mrs. Bertha Johnson's property on Main Street between the new curb stop and the old one. The town is not responsible for this leak.

Administration

Invoices for July & August 2015

Motion-2015-09-103–T. Howe/ P. Petipas

Let it be resolved that council approves to pay the invoices in the amount of \$\$48,153.80.

In Favor: Mayor Hilda Whelan
Councillors: Peter Petipas
Thomas Howe
Terry Gillam Carried

Council gives approval for the town clerk to pay the following invoices as they arrive, City of St. John's – Tippage fees, Pest Control and Modern business.

Properties listed for auction:

445 Main Street

RESOLUTION

The application of Crystal Peddle, Town Clerk for the Town of Whitbourne, hereby states and seeks as follows:

WHEREAS the Property of one **ELI BROWN**, situate and being at **295-321 MAIN STREET**, and wholly contained within the municipal boundaries of the Town of Whitbourne, NL (hereinafter the "Property"), is in arrears of municipal taxes in the amount of \$5,381.49;

AND WHEREAS demand has been made of the said ELI BROWN, whose current address is unknown; with notice of the debt posted on the Property by municipal officials on the **31st** day of **March**, A.D. **2015** pursuant to s. 137(3) of the Municipalities Act, S.N.L. 1999, c. M-24;

AND WHEREAS the notice aforesaid provided a period of sixty (60) days to pay all arrears of municipal taxes;

September 16, 2015

AND WHEREAS the said **ELI BROWN**, nor any interested parties or lien holders have come forward to pay the arrears of taxes on the Property, and such taxes remain outstanding to the present day;

BE IT THEREFORE RESOLVED that the Town Council hereby directs the Town Clerk to sell the Property pursuant to s. 139 of the Municipalities Act, S.N.L. 1999, c. M-24.

The resolution authorizing the sale of the Property aforesaid in accordance with the terms of the Municipalities Act, S.N.L. 1999, c. M-24, is carried unanimously by the Town Council of the Town of Whitbourne on this the **16th** day of **September**, A.D. **2015**

184 A Brigus Road

RESOLUTION

The application of Crystal Peddle, Town Clerk for the Town of Whitbourne, hereby states and seeks as follows:

WHEREAS the Property of one **RITA CHAFE and ALFRED CHAFE**, situate and being at **184A BRIGUS ROAD**, and wholly contained within the municipal boundaries of the Town of Whitbourne, NL (hereinafter the "Property"), is in arrears of municipal taxes in the amount of **\$6,235.98**;

AND WHEREAS demand has been made of the said **RITA CHAFE and ALFRED CHAFE**, whose current address is unknown; with notice of the debt posted on the Property by municipal officials on the **31st** day of **March A.D. 2015** pursuant to s. 137(3) of the *Municipalities Act*, S.N.L. 1999, c. M-24;

AND WHEREAS the notice aforesaid provided a period of sixty (60) days to pay all arrears of municipal taxes;

AND WHEREAS the said **RITA CHAFE and ALFRED CHAFE**, nor any interested parties or lien holders have come forward to pay the arrears of taxes on the Property, and such taxes remain outstanding to the present day;

BE IT THEREFORE RESOLVED that the Town Council hereby directs the Town Clerk to sell the Property pursuant to s. 139 of the *Municipalities Act*, S.N.L. 1999, c. M-24.

The resolution authorizing the sale of the Property aforesaid in accordance with the terms of the Municipalities Act, S.N.L. 1999, c. M-24, is carried unanimously by the Town Council of the Town of Whitbourne on this the 16th day of September, A.D. 2015:

September 16, 2015

9-11 Brigus Road
RESOLUTION

The application of Crystal Peddle, Town Clerk for the Town of Whitbourne, hereby states and seeks as follows:

WHEREAS the Property of one **PHILIP CHANCEY and NANCY CHANCEY**, situate and being at **9-11 BRIGUS ROAD**, and wholly contained within the municipal boundaries of the Town of Whitbourne, NL (hereinafter the "Property"), is in arrears of municipal taxes in the amount of **\$20,307.50**;

AND WHEREAS demand has been made of the said **PHILIP CHANCEY and NANCY CHANCEY**, by registered mail sent to their last known address per municipal records being 72 Moores Drive, Mount Pearl, NL, A1N 3V1 on the **31st** day of **March, A.D. 2015**; and with notice being served on lien holder **Royal Bank of Canada** via registered mail to their address for service being 180 Wellington Street West, 2nd Floor, Toronto, Ont. M5J-1J1 on the **31st** day of , **March A.D. 2015** pursuant to s. 137(1) of the *Municipalities Act*, S.N.L. 1999, c. M-24; and with notice being served on lien holder **Canada Revenue Agency** via registered mail to their address for service being Box 5968, Sir Humphrey Gilbert Bldg., St. John's, NL A1C 5X6 on the **31st** day of **March, A.D. 2015** pursuant to s. 137(1) of the *Municipalities Act*, S.N.L. 1999, c. M-24; and with notice of the debt posted on the Property by municipal officials on the **31st** day of **March, A.D. 2015** pursuant to s. 137(3) of the *Municipalities Act*, S.N.L. 1999, c. M-24;

AND WHEREAS the notice aforesaid provided a period of sixty (60) days to pay all arrears of municipal taxes;

AND WHEREAS the said **PHILIP CHANCEY and NANCY CHANCEY**, nor any interested parties or lienholders have come forward to pay the arrears of taxes on the Property, and such taxes remain outstanding to the present day;

BE IT THEREFORE RESOLVED that the Town Council hereby directs the Town Clerk to sell the Property pursuant to s. 139 of the *Municipalities Act*, S.N.L. 1999, c. M-24.

The resolution authorizing the sale of the Property aforesaid in accordance with the terms of the Municipalities Act, S.N.L. 1999, c. M-24, is carried unanimously by the Town Council of the Town of Whitbourne on this the 16th day of September, A.D. 2015:

639 Trans Canada Highway
RESOLUTION

The application of Crystal Peddle, Town Clerk for the Town of Whitbourne, hereby states and seeks as follows:

WHEREAS the Property of one **SPARROCO INCORPORATED**, situate and being at **639 TRANS-CANADA HIGHWAY**, and wholly contained within the municipal boundaries of the Town of Whitbourne, NL (hereinafter the "Property"), is in arrears of municipal taxes in the amount of **\$33,750.32**;

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AND WHEREAS demand has been made of the said **SPARROCO INCORPORATED**, by registered mail sent to its registered address for service, being P.O. Box 47, Dunville, NL, A0B 1S0 on the **28th** day of **April, A.D. 2015**; and with notice being served on lienholder **Business Investment Corporation** via registered mail to their address for service being Suite 102, 21 Industrial Crescent, Carbonear, NL, A1Y 1A5 on the **28th** day of **April, A.D. 2015**; and with notice being served on lienholder **Workplace Health, Safety and Compensation Commission** via registered mail to their address for service being 146-148 Forest Road, St. John's, NL, A1A 3B8 on the **28th** day of **April, A.D. 2015**; and with notice being served on lienholder **Government of Newfoundland** via registered mail to their address for service being P.O. Box 8700, St. John's, NL, A1B 4J6 on the **28th** day of **April, A.D. 2015**; pursuant to s. 137(1) of the *Municipalities Act*, S.N.L. 1999, c. M-24; and with notice of the debt posted on the Property by municipal officials on the **13th** day of **April, A.D. 2015** pursuant to s. 137(3) of the *Municipalities Act*, S.N.L. 1999, c. M-24;

AND WHEREAS the notice aforesaid provided a period of sixty (60) days to pay all arrears of municipal taxes;

AND WHEREAS the said **SPARROCO INCORPORATED**, nor any interested parties or lienholders have come forward to pay the arrears of taxes on the Property, and such taxes remain outstanding to the present day;

BE IT THEREFORE RESOLVED that the Town Council hereby directs the Town Clerk to sell the Property pursuant to s. 139 of the *Municipalities Act*, S.N.L. 1999, c. M-24.

The resolution authorizing the sale of the Property aforesaid in accordance with the terms of the Municipalities Act, S.N.L. 1999, c. M-24, is carried unanimously by the Town Council of the Town of Whitbourne on this the 16th day of September, A.D. 2015:

445 Main Street

RESOLUTION

The application of Crystal Peddle, Town Clerk for the Town of Whitbourne, hereby states and seeks as follows:

WHEREAS the Property of one **WILLIAM WALL**, situate and being at **445 MAIN STREET**, and wholly contained within the municipal boundaries of the Town of Whitbourne, NL (hereinafter the "Property"), is in arrears of municipal taxes in the amount of **\$6,453.90**;

AND WHEREAS demand has been made of the said **WILLIAM WALL**, whose current address is unknown; with notice of the debt posted on the Property by municipal officials on the **31st** day of **March, A.D. 2015** pursuant to s. 137(3) of the *Municipalities Act*, S.N.L. 1999, c. M-24;

AND WHEREAS the notice aforesaid provided a period of sixty (60) days to pay all arrears of municipal taxes;

AND WHEREAS the said **WILLIAM WALL**, nor any interested parties or lienholders have come forward to pay the arrears of taxes on the Property, and such taxes remain outstanding to the present day;

September 16, 2015

BE IT THEREFORE RESOLVED that the Town Council hereby directs the Town Clerk to sell the Property pursuant to s. 139 of the *Municipalities Act*, S.N.L. 1999, c. M-24.

The resolution authorizing the sale of the Property aforesaid in accordance with the terms of the Municipalities Act, S.N.L. 1999, c. M-24, is carried unanimously by the Town Council of the Town of Whitbourne on this the 16th day of September, A.D. 2015:

MNL 2015 Fall Convention – Gander November 5th – 7th
Mayor Whelan, Councillors Howe and Petipas will attend the convention.

Use of Bond's Park summer 2016

The town clerk got two requests to use Bond's Park for weddings June the 11th and September 3rd, 2016. The town clerk will inform them and get the agreement and deposit.

Motion to adjourn

Meeting adjourned at 9:20 pm

Let it be resolved that council adjourns the meeting at 9:20pm

In Favor:	Mayor Hilda Whelan	
Councillors:	Peter Petipas	
	Thomas Howe	
	Terry Gillam	Carried

Hilda Whelan
Mayor

Crystal Peddle
Town Clerk