



The Town of Fortune

P. O. BOX 159
Temple Street
Fortune, NL
A0E 1P0

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Agenda Council Meeting September 4, 2012

Additions to Agenda

Adoption of Minutes

Action List

Delegation/Guests: 6:30 p.m Corey Parsons

GENERAL BUSINESS

1. Request for new business
2. Notice of business discontinuing
3. B.P.H.C Foundation Annual Hospital Charity Tournament- September 15, 2012
4. Grace Sparks House "Take Back The Night March" – Sunday, September 23, 2012 at 7:00 p.m
5. Sexual Violence Week- September 17-21, 2012
6. Municipal Information Network Subscription
7. Animal Health & Protection Act
8. Pitney Bowes- postage meter offer
9. Training & Professional Development Opportunities
10. Horse Brook Walking Trail
11. Hornhouse Road
12. Drinking water report
13. Crown Land Application
14. Rental Arena- September 22, 2012, Fun Day at 2:00- 4:00 p.m
15. Royal Canadian Mounted Police- Friends of the Force Ball- Burin, NL- September 29th at 7:30 p.m
16. House of Commons- letter
17. Employer Appreciation Session- Marystown, NL- September 19, 2012 at 6:30-7:30 p.m
18. Committee Reorganizing

Correspondence:

1. Update from MNL President Churence Rogers
2. Email- Environment Critic Geo Murphy re: governments ban on toxic chemical use on private lawns
3. Info notes: August 7, 2012
August 10, 2012
August 3, 2012
July 27, 2012
4. Response letter- Darin King

Permits:

# 122	Farm Road	Patio
#125	Femme Road	Shed
#126	Church Street	Occupancy Permit
#128	Bradley Crescent	Shed
#136	Bayview Street	Patio & Step



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Minutes of a regular meeting of council
of the Town of Fortune, held in the
Town Hall, September 4, 2012 at 5:30 p.m.

Members Present

Mayor	Charles Penwell
Deputy Mayor	James Dunne
Councillors:	Levi Curtis
	Joann Johnson
	Jordan Keeping
	Patrick Parsons
	Frazer Smith

Also Present

Town Manager	Norma Stacey
Town Clerk	Debbie Hillier

Action List

Action List from July 30, 2012 was reviewed before the regular council meeting started.

Delegation/Guests

Corey Parsons - 6:30 p.m.

Town Manager Stacey informed council that Mr. Parsons unfortunately could not make the meeting tonight.

Mr. Parsons did drop by the office to see her to discuss the park. There was some discussion on the center of town and what can be done to improve the look of this area.

It was suggested by council that the community strike a committee and come back with a proposal.

Additions to the Agenda:

- | | | |
|-------------------|-----|---|
| General Business: | 20. | Occupational Health & Safety |
| | 21. | Facebook |
| | 22. | Shed Construction |
| | 23. | Community Enhancement |
| | 24. | Debris - Logwood Road |
| | 25. | Water Levels |
| | 26. | Scotiabank - Removal of ATM Machine - Collins Store |
| | 27. | Retirement of Fire Commissioner |
| | 28. | Employee Matter |



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*Agenda Additions:
Regular Meeting
September 4, 2012*

Additions to Agenda of September 4, 2012

Mayor Penwell asked for approval of the additions to the agenda of the September 4, 2012 regular meeting.

Motion 2012-09-04-01 Johnson/Curtis

Resolved that the additions of the September 4, 2012 regular meeting of council be adopted as presented.

In favour: Mayor C. Penwell
 Deputy Mayor J. Dunne
 Councillors: L. Curtis, J. Johnson, J. Keeping, P.
 Parsons, & F. Smith

Opposed: 0
Motion carried.

*Minutes:
Regular Meeting
July 30, 2012*

Regular Meeting of July 30, 2012

Mayor Penwell asked if there were any errors or omissions to minutes of the regular meeting of July 30, 2012 as presented.

Motion 2012-09-04-02 Smith/Dunne

Resolved that the additions of the September 4, 2012 regular meeting of council be adopted as presented.

In favour: Mayor C. Penwell
 Deputy Mayor J. Dunne
 Councillors: L. Curtis, J. Johnson, J. Keeping, P.
 Parsons, & F. Smith

Opposed: 0
Motion carried.

New Business

1. Request for New Businesses

- (1) Eldon Street - Office Only location - wants to operate a fiber glassing business - arrangement made with the Marine Center to do fiber glassing.



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Motion 2012-09-04-03 Johnson/Curtis

Resolved that the business request be approved to operate the office only at the Eldon Street location. A "Business Permit Application" form to be completed and passed in for review before the request to operate the fiber glass business at the Marine Service Center can be approved.

In favour: Mayor C. Penwell
 Deputy Mayor J. Dunne
 Councillors: L. Curtis, J. Johnson, J. Keeping, P.
 Parsons, & F. Smith

Opposed: 0
Motion carried.

(2) Hotel Fortune - Bayview Street - request to operate a hotel.

Motion 2012-09-04-04 Johnson/Parsons

Resolved that the new business permit request to operate a eight room hotel be approved subject to approval from all other regulatory departments such as: Government Services, Fire Commissioner's Office, Environment, etc.

In favour: Mayor C. Penwell
 Deputy Mayor J. Dunne
 Councillors: L. Curtis, J. Johnson, J. Keeping, P.
 Parsons, & F. Smith

Opposed: 0
Motion carried.

(3) Rose's Electrical Inc. - No fixed address - request to operate an electrical business

Motion 2012-09-04-05 Parsons/Dunne

Resolved that the new business permit request to operate an electrical business be approved subject to approval from all other regulatory departments.



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In favour: Mayor C. Penwell
Deputy Mayor J. Dunne
Councillors: L. Curtis, J. Johnson, J. Keeping, P.
Parsons, & F. Smith

Opposed: 0
Motion carried.

2. Notice of Business Discontinuing

Correspondence received from owners of the Fortune Inn BB informing council that they will be discontinuing their business as of September 15, 2012.

The owners wanted to know if their would be a discount on business tax for not operating all year.

To review prior motions on this type of request.

3. B.P.H.C. Foundation Annual Hospital Charity Tournament - September 15, 2012

Motion 2012-09-04-06 Smith/Keeping

Resolved that the town sponsor a team at a cost of \$500.00 in the BPHC Foundation Annual Hospital Charity Tournament on September 15, 2012.

In favour: Mayor C. Penwell
Deputy Mayor J. Dunne
Councillors: L. Curtis, J. Johnson, J. Keeping, P.
Parsons, & F. Smith

Opposed: 0
Motion carried.



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4. **Grace Sparks House "Take Back The Night March" -
Sunday, September 23, 2012 at 7:00 p.m.**

The primary focus of this March/Vigil is to highlight the problem of violence in our communities, particularly the reality of violence against women.

On Sunday, September 23rd, the Grace Sparks House, wants to send a strong, powerful and united message in all communities the Burin Peninsula that we want our streets safe and our communities on the Burin Peninsula to be violent free.

5. **Sexual Violence Week - September 17 - 21/12**

Motion 2012-09-04-07 Johnson/Curtis

Resolved that the Mayor of Fortune sign a proclamation declaring the week of September 17 - 21, 2012 as Sexual Violence Awareness Week.

In favour: Mayor C. Penwell
Deputy Mayor J. Dunne
Councillors: L. Curtis, J. Johnson, J. Keeping, P. Parsons, & F. Smith

Opposed: 0
Motion carried.

6. **Municipal Information Network Subscription**

The town will not be participating in this free trial offer.

7. **Animal Health & Protection Act**

The provincial government has passed a new *Animal Health & Protection Act* and regulations this spring that provide for greater protection of animal welfare in this province.



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There will be a training session at no charge this fall for inspectors. All enforcement activities carried out by a community would be at the expense of the community, and all revenue from tickets would be returned to the community.

Motion 2012-09-04-08 Curtis/Johnson

Resolved that the town's Animal Control officer be sent to this free training session this fall.

In favour: Mayor C. Penwell
 Deputy Mayor J. Dunne
 Councillors: L. Curtis, J. Johnson, J. Keeping, P.
 Parsons, & F. Smith

Opposed: 0
Motion carried.

8. **Pitney Bowes - Postage Meter Offer**

Will not be participating in this offer.

9. **Training & Professional Development Opportunities**

Contact the Dept. of Municipal Affairs for an update on their upcoming workshops.

10. **Horsebrook Walking Trail**

Town Manager Stacey was informed that our Horsebrook Walking Trail was removed from government's website due to the condition of the trail. Two summer students were sent to do an assessment on the trail and reported back their findings.

Some maintenance has been done to the trail throughout August but work still needs to be done to bring it up to standard. Igor funding will only cover what part of the trail was damaged during Igor and not cover any upgrades to the trail.



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Some communities have committees set up to look out to their local trails. There are committee members that walk their trail everyday and report back anything that needs to be repaired.

Funding is a big issue when it comes to maintaining trails. Some trails have locked boxes for donations. These donations to be used to maintain & up keep the trail.

11. **Hornhouse Road**

Letter received from Minister Kevin O'Brien of the Dept. of Municipal Affairs dated August 21, 2012 informing council that ministerial approval is not required for the acceptance of responsibility of a road within a municipality.

If the Town wishes to accept transfer of Hornhouse Road from the Dept. of Fisheries & Oceans, then it may do so by a motion of Council. Federal Government needs a copy of this letter.

It is advised that the Town's Limits of Service Agreement will not be amended to include the road until it has been upgraded by the Town as required by the Agreement.

12. **Drinking Water Report**

Information

13. **Crown Land Application**

Motion 2012-09-04-09 Parsons/Smith

Crown Land application to put a cabin on Lamaline Highway be approved subject to approval from all other regulatory government departments.

In favour: Mayor C. Penwell
 Deputy Mayor J. Dunne
 Councillors: L. Curtis, J. Johnson, J. Keeping, P.
 Parsons, & F. Smith



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Opposed: 0
Motion carried.

14. Rental Arena - September 22, 2012, Fun Day from 2:00 to 4:00 p.m..

The United Towns Minor Hockey Association has requested the use of the arena on September 22, 2012 to host a Fun Day for their players from 2:00 to 4:00 p.m.

Motion 2012-09-04-10 Parsons/Johnson

Resolved that the Minor Hockey Association request to use the arena on September 22, 2012 to host a Fun Day from 2:00 to 4:00 p.m. be approved free of charge.

In favour: Mayor C. Penwell
Deputy Mayor J. Dunne
Councillors: L. Curtis, J. Johnson, J. Keeping, P. Parsons, & F. Smith

Opposed: 0
Motion carried.

15. Royal Canadian Mounted Police - Friends of the Force Ball - Burin, September 29th, 2012 at 7:30 p.m.

Councillors to let office staff know if available to attend.

16. House of Commons - Letter

Information

17. Employer Appreciation Session - Marystown, September 19, 2012 from 6:30 to 7:30 p.m.

Councillors to let office staff know if available to attend.



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18. Committee Reorganizing

Mayor Penwell asked councillors to let him know what committees they would like to be on or stay on before he reorganizes present committees. There will no longer be a Waste Disposal Site committee.

Councillor Johnson declared a conflict on interest and left the meeting at 6:48 p.m.

19. Part-Time Arena Operator

Town Manager Stacey informed council that Mr. Johnson was asked to put in writing if he would like to continue as the town's Part-Time Arena Operator. The town needs to know as soon as possible.

If Mr. Johnson will not be returning, then the town will have to advertise the same as in the past for 10 days/2weeks. Job to be posted around town, career connections and on website jobs nl.

Councillor Johnson returned to the meeting at 6:50 p.m.

20. Occupational Health & Safety

Councillor Keeping reminded council that the OH&S safety representatives should be holding monthly meetings. Need to get a meeting this week if possible.

Councillor Keeping had a couple of concerns about flag persons not being used and employees not wearing safety hats and vest at all times. The issue of safety hats and vests were addressed with the JCP project employees by Town Clerk Hillier when Town Manager Stacey was on vacation.

Suggested to draft documentation for disciplinary action if proper OH&S guidelines are not followed.

Town Manager Stacey informed council that we have a OH & S student from Keyin College doing their 8 week work term with us.



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The student will be travelling to different work sites and doing up a daily log. Any infractions will be passed along to the Work Foreman and then to the Town Manager.

21. Facebook

Town Manager Stacey informed council that there was a complaint received from Mr. Brian Rose, owner of the Hotel Fortune, alleging that a picture of his hotel plus comment under the picture were posted to Councillor Smith's facebook page.

Mr. Rose asked Town Manager Stacey to take the issue to tonight's council meeting. Mr. Rose wanted to know if Councillor Smith did post the picture and comment to his facebook page.

Councillor Smith confirmed that he did make the postings and apologized to council for doing so.

Town Manager Stacey asked council if written follow up to Mr. Rose was required and it was agreed that since Mr. & Mrs. Rose attend the meeting as observers, no further action would be required.

22. Shed Construction

Town Manager Stacey was informed today that there was a shed built on Confederation Street without a permit.

Town Manager Stacey contacted the owner of the property to ask about the shed and was told that the shed was built as part of her business to be sold and that the shed was up on blocks and is moveable.

Motion 2012-09-04-11 Dunne/Parsons

Resolved that if the shed up for sale stays on the land permanently, building regulation guidelines will have to be met and a permit purchased.



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In favour: Mayor C. Penwell
Deputy Mayor J. Dunne
Councillors: L. Curtis, J. Johnson, J. Keeping, P.
Parsons, & F. Smith

Opposed: 0
Motion carried.

23. Community Enhancement

Town Manager Stacey informed council that the deadline for applications for Community Enhancement projects is September 14, 2012.

Some suggestions made by councillors were:

- installation for shed;
- arena - garage door, glass around ice surface, kitchen, washrooms, etc.

24. Debris - Logwood Road

Town Manager Stacey informed council that there is a property on Logwood Road that has alot of debris building up on the property from household renovations.

There were several other properties brought up by council that need to be cleaned up as well. These areas were located on:

- Bunkerhill/Lake Street
- Booth Place
- Outer Drive
- Eldon Street
- Logwood Road

These property owners to be written and asked to get property cleaned up within 30 days and if not done then council will have it cleaned up and the costs be charged to the property owners



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A couple of the properties are owned by Newfoundland & Labrador Housing. A letter to be written to Newfoundland & Labrador Housing to inform them of their properties that are unkempt and a copy of the letter to be sent to the tenant.

There was a grave concern for a property located on Springhill Road that is in a very dilapidated condition. Contact the Dept. of Municipal Affairs about this property and see what can be done.

25. Water Levels

Town Manager Stacey informed council about the water levels of our inside reservoir. Last week our workers took some measurements of the reservoir. Tomorrow our Work Foreman and other workers will be taking some more measurements of the inside reservoir and also try to determine where the intake valve is located and how far down it is located. Our engineers to be given the measurements so a calculation can be done trying to determine how much water is actually left in the dam and approximately how long it will sustain the two communities.

It was suggested to inform the Town of Grand Bank that we are at a very critical level and that we may have to cut them off with 72 hours notice if possible - less hours if an emergency.

Town Manager Stacey was informed that Clearwater Seafoods was operating on the chlorinated system during 2 weeks in August.

Motion 2012-09-04-12 Parsons/Johnson

Resolved that an Emergency Meeting be called between the Town of Fortune and Grand Bank for Thursday afternoon at 4:30 p.m. at the Fortune Firehall to discuss the water level of the inside reservoir and the lack of rainfall. Mayor Penwell to email Mayor Lafosse and Town Manager Stacey to put the request in writing and send down to Town Manager Bolt first thing tomorrow morning.



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In favour: Mayor C. Penwell
Deputy Mayor J. Dunne
Councillors: L. Curtis, J. Johnson, J. Keeping, P.
Parsons, & F. Smith
Opposed: 0
Motion carried.

26. Scotiabank - Removal of ATM Machine - Collins Store

Petitions to be picked up at all locations.

Need to get an accounting of all loans and accounts that the Town has with the Bank of Nova Scotia and inform them that the Town is considering moving its business to another bank.

Contact the local branch manager and ask for a meeting as soon as possible to discuss the planned removal of the local ATM machine.

27. Retirement of Fire Commissioner

Motion 2012-09-04-13 Parsons/Johnson

Resolved that a letter be sent to Fred Hollett, Fire Commissioner on his retirement from Fire & Emergency Services.

In favour: Mayor C. Penwell
Deputy Mayor J. Dunne
Councillors: L. Curtis, J. Johnson, J. Keeping, P.
Parsons, & F. Smith

Opposed: 0
Motion carried.

Deputy Mayor Dunne declared a conflict of interest and left the meeting at 8:05 p.m.

28. Employee Matter

Town Manager Stacey informed council about weekend call-outs and employees switching weekends.



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Deputy Mayor Dunne returned to the meeting at 8:20 p.m.

Correspondence:

1. Update from MNL President Churence Rogers
2. Email - Environment Critic Geo Murphy re: Government Ban on Toxic Chemical Use on Private Lawns
3. Info Notes: July 27th, August 3rd, 10th, & 17th, 2012
4. Response Letter - Darin King

Permits:

- | | | | |
|----|------|------------------|------------------|
| 1. | #122 | Farm Road | Patio |
| 2. | #125 | Femme Road | Shed |
| 3. | #126 | Church Street | Occupancy Permit |
| 4. | #128 | Bradley Crescent | Shed |
| 5. | #136 | Bayview Street | Patio & Step |

Motion 2012-09-04-14 Parsons/Johnson

Resolved that the permit #'s 122, 125, 126, 128, and 136 be approved as presented subject to approval from all other regulatory government departments.

In favour: Mayor C. Penwell
 Deputy Mayor J. Dunne
 Councillors: L. Curtis, J. Johnson, J. Keeping, P. Parsons, & F. Smith

Opposed 0
Motion carried.

Next Meeting

Next regular meeting was not scheduled at this time.

Adjournment

Motion 2011-09-04-15 Smith/Johnson

Resolved that council do now adjourn.

In favour: Councillor Penwell
 Deputy Mayor J. Dunne
 Councillors: J. Johnson, J. Keeping, P. Parsons, & F. Smith



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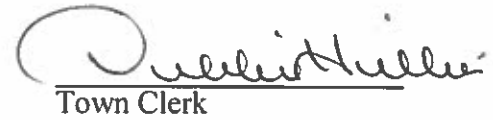
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Opposed: 0
Motion carried.

The regular meeting adjourned at 8:22 p.m.



Mayor



Town Clerk