



The Town of Fortune

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

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Minutes of a regular meeting of the council
of the Town of Fortune, held in the
Town Hall, September 27, 2010 at 6:30 p.m.

Members Present

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

Also Present

Town Clerk	Norma Stacey
Office Clerk	Debbie Hillier

Additions to the Agenda:

General Business	19.	Pinchmarsh Road
	20.	Manhole Cover
	21.	Arena Parking Lot
	22.	Policy & Procedure Manual
	23.	Staff Email
	24.	Emergency Measures
	25.	Occupational Health & Safety (OH&S)
	26.	Rural Secretariat
	27.	Fire Prevention Week
	28.	Rental of Classroom
	29.	Follow Up - Cleanup Letters
	30.	Graduate Program

*Agenda Additions:
Regular Meeting
September 27, 2010*

Additions to Agenda of September 27, 2010

Mayor Penwell asked for approval of the additions to the agenda of the September 27, 2010 regular meeting.

Motion 2010-09-27-01 Parsons/Dunne

Resolved that the additions of the September 27, 2010 regular meeting of council be adopted as presented.



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

Opposed: 0
Motion carried

*Minutes:
Regular Meeting
September 13, 2010*

Regular Meeting of September 13, 2010

Mayor Penwell asked if there were any errors or omissions to the minutes of the regular meeting of September 13, 2010 as presented.

Motion 2010-09-27-02 Curtis/Johnson

Resolved that the minutes of the September 13, 2010 regular meeting of council be adopted as circulated.

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

Opposed: 0
Motion carried

Delegation

6:30 p.m. RCMP Renee Michaels

Mayor Penwell welcomed Corp. Michaels to the meeting.

Corp. Michaels informed council that she is now the Acting Corporal for the Grand Bank Detachment and that she is filling in for Corp. Deveau.

Corp. Michaels wanted to speak to council about several issues as follows:

(1) Ground Out - Loss of Communications - September 15, 2010



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Delegation Cont'd

Corp. Michaels commended Derrick Dunne from the Grand Bank/Fortune Ambulance job well done. He was instrumental in keeping communications going between both local fire departments, ambulance service and towns.

She informed council that Staff Sergeant Smith will be meeting with representatives from Fire Departments, Ambulance Services, etc. to put protocols in place in case of such instances happening again. Town Clerk Stacey asked Corp. Michaels if town representatives will be invited to attend the meeting. Town Clerk Stacey stressed the importance of the towns being involved in these emergency situations.

(2) Hurricane IGOR

Corp. Michaels informed council that all communities pulled together to help each other during this major storm. There were lots of flooding and road damage. Clean up and repairs are under way and access to the Burin Peninsula should soon be restored.

(3) Lake Academy - Parking

Corp. Michaels informed council of the serious problem that is being caused by parking in and around Lake Academy. The safety of the children being dropped off and picked up is of great concern. Corp. Michaels is the Chairperson of the School Council and is advocating trying to resolve the parking issue not only as her position of chairperson but also as a mother of a child attending the school.

She is seeking councils help in trying to resolve this very serious parking problem. Several suggestions were made as follows:

(A) Paint & Signage in Bus Zone

(B) Crosswalks to be painted and signage to be installed.

(C) Use of Crossing Guards.

(D) One Way - make Forest Road a one way street from the intersection of Benson Street to Eldon Street with traffic flow in the same direction.



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Delegation Con't

Poll by letter, the residents of Forest Road/Patten Place/Mallards Road/Benson Street asking them about their opinion/concerns about changing Forest Road into a one way street.

(E) Contact School Board and ask them to back fill some of the land next to the school to be used as a drop off zone for students.

(F) When the busses are parked in their zone, have the first and last bus put out their arm and have their lights on.

(G) Use the Fortune Teller to inform the general public of the parking issue.

Another issue brought to Corp. Michaels attention was about the use of ATV's in the community and reporting improper usage to the RCMP. Corp. Michaels to check with Corp. Deveau on this issue.

Mayor Penwell thanked Corp. Michaels for attending the meeting.

7:00 p.m. Glen Symes

Mayor Penwell welcomed Mr. Symes to the meeting.

Mr. Symes attended the meeting to discuss the problem that he is having with water runoff on his land. There is a culvert that goes across the highway that is damaged and needs to be replaced. Mr. Symes would like for the water to be diverted away from his property.

Mr. Symes was informed to contact the Dept. of Highways about the culvert because it is their responsibility.

The town's engineer will be asked to review Mr. Symes' water problem when he is in the area.

Mayor Penwell thanked Mr. Symes for attending the meeting.

Action List

Action List from September 13, 2010 was reviewed.

New Business

The following items were discussed by council.

1. **ATV Usage - RCMP Agreement**

Corp. Michaels to discuss issue with Corp. Deveau.



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2. Cord of Wood re: Tender

Put notices around town to advertise tender for one cord of wood.

3. Perry Barnes - Crown Land Application

Deputy Mayor Dunne and Councillor Parsons reviewed Mr. Barnes' application and viewed the land requested.

The remaining councillors to view the land for next council meeting.

3A. Chris Harris - Water Problems & Land

Motion 2010-09-27-03 Smith/Johnson

Resolved that the town sell a piece of non-serviced land (150 ft width x 40 ft length) located on Harbour Drive to Mr. Chris Harris for 50 cents per square foot.

3A. Chris Harris - Water Problems & Land (Cont'd)

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

Opposed: 0
Motion carried

Mr. Harris has been experiencing dirty water since he has moved into his house on Sunset Crescent. His water line is at a dead end. To help resolve this issue the town has to flush out the fire hydrant often. Mr. Harris would like for this problem to be solved.

The town's engineer will be asked to review Mr. Harris' water problem when he is in the area.

4. Clyde Lee - Letter

Mr. Lee has written council requesting permission to relocate his hook up for his water to the edge of his property because his water line presently goes across the brook and his standpipe is located across the brook.



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Mr. Lee will be responsible for the costs to relocate his hook up for water.

5. **IM Conference - October 20, 2010**

Will not be attending the IM Conference.

6. **(A) Schooner Meeting - October 26, 2010**

Council is available to meet with Schooner on October 26, 2010.

(B) Membership Renewal 2010-2011

Renew membership for the year 2010 to 2011.

**(C) AGM - Wednesday, October 20, 2010 at 6:30 p.m.
Marystown Hotel**

Councillors to let office staff know if they would like to attend.

6. **(D) Proposed Changes to By-Laws**

Information

7. **Councillor Curtis - Sidewalks**

Councillor Curtis has received several requests from residents in regard to having sidewalks in our town.

Due to the high cost and size of some of our streets, will not be able to install sidewalks at this time.

The Dept. of Highways are responsible for the main thoroughfare in our town.

8. **Arena - Condenser**

Nothing new to report.

Town Clerk Stacey waiting to hear back from Dan Noseworthy from the Dept. of Municipal Affairs.

9. **(A) Emergency Measures Training Schedule - October 23 to 31, 2010**



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Town Clerk Stacey would like to attend the Emergency Operations Center Management session.

(B) Training & Emergency Planning - September to December 2010

It was suggested that Work Foreman Thornhill and employee Hughie Whalen attend the November 29 to 30, 2010 Basic Emergency Management session.

10. Children's Wish Foundation - Wishmaker Parade - Marystown, October 16, 2010

The town will not be making a donation as per policy that we do not make donations to outside organizations.

11. NFLD & Labrador - Packaging Marketing Program - Winter 2010/2011 - \$250.00 + HST

Pass onto Eco Friends.

12. Burin Peninsula Coastal Landscapes Survey - Ian Murphy, MUN Student

Information

13. Heritage Run Tourism Association - 2011 per Capita Invoice

Motion 2010-09-27-04 Johnson/Smith

Resolved that the Heritage Run Tourism Association 2011 per Capita Invoice in the amount of \$583.20 be approved for payment.

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

Opposed: 0
Motion carried



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14. **Bill 5 - An Act to Provide Liability Protection on Portions of Pedestrian Trails**

Information to be reviewed for next council meeting.

15. **Ambulance Meeting**

Mayor Penwell, Councillors Curtis & Johnson are available to meet on October 13, 2010 at 7:00 p.m. at the Fortune Municipal Centre.

16. **Derrick Dunne - Communications Failure**

Motion 2010-09-27-05 Curtis/Johnson

Resolved that a letter be written to Derrick Dunne to commend him on a job well done during the Communications Failure.

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

Opposed: 0
Motion carried

The town needs to be involved in the process if other communication failures occur.

17. **Sewer Permit**

Defer

18. **Climate Change Project**

Want to set up a date and time with council to conduct interviews and host a workshop.

Office Clerk Hillier to contact Nicole to see how long the workshop would be and if it can be split into 2 evenings if necessary.

19. **Pinchmarsh Road**

Councillor Curtis and Keeping had a couple of concerns about Pinchmarsh Road and they are:

(1) Will there be curbing put in on both sides of the road - this should be a part of the road work being completed; and



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(2) When will the contractor be resuming the construction - the contractor is presently doing some emergency work for the government from Hurricane Igor's damages. Should be back on the site in a couple of weeks.

20. Manhole Cover

Town Clerk Stacey to check out - it was supposed to be fixed.

21. Arena Parking Lot

There is still an opening on both sides of the guardrail that is installed at the end of the arena where the ATV Trail begins. ATV's are getting through this opening.

Some large boulders need to be put there to stop the ATV's from getting through these openings.

22. Policy & Procedure Manual

Councillor Johnson asked council if the town's Policy & Procedure manuals could be updated.

It was suggested to get our graduate worker to do this work.

23. Staff Email

It was suggested to set up an email for our graduate worker.

Mayor Penwell can set up the email account.

24. Emergency Measures

Deputy Mayor Dunne informed council that staff from Emergency Measures came to our town during the weekend to deliver emergency financial assistance packages for homeowners and small businesses.

25. Occupational Health & Safety (OH&S)

Deputy Mayor Dunne and Councillors Curtis, Keeping & Parsons are willing to set on the OH&S committee.

Need a program developed for OH&S.



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26. Rural Secretariat

There is a report from Mike Graham on Regionalization.

Check to see if we can get a copy in electronic form.

27. Fire Prevention Week

Motion 2010-09-27-06 Johnson/Parsons

Resolved that the town support the Fire Prevention Week an ad in the Southern Gazette at a cost of \$60.00 + HST.

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

Opposed: 0
Motion carried

28. Rental of Classroom

Motion 2010-09-27-07 Curtis/Dunne

Resolved that the town would rent the upstairs classroom to private enterprise at the rate of \$75.00 per day.

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

Opposed: 0
Motion carried

29. Follow Up - Cleanup Letters

There was a complaint received about a property that still isn't cleaned up after the owner was written earlier this summer.

Motion 2010-09-27-08 Johnson/Smith



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Resolved that the property owner be written again giving a period of 2 weeks to get the property cleaned up and if not compliant then a clean up crew will be hired to clean up the property and the owner billed for the cost of cleanup.

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

Opposed: 0
Motion carried

It was suggested to get a legal opinion on this matter.

30. Graduate Program

Town Clerk Stacey informed council that our graduate student is now in her eighth week and cannot get her certificate until she finishes her on the job training this week.

An application has been sent to HRLE for funding to hire her under the graduate program for 1 year. Waiting to hear for final approval.

Keep graduate student on for 1 week - hope to have final approval by then.

Correspondence

The following correspondence was presented to council for information.

1. MHA Darin King - emails:
 - (1) Public Meetings to be held on Burin Peninsula to Discuss Establishment of Ecological Reserve
 - (2) MHA Encourages Participation in Fire & Emergency Services Training School
 - (3) Road Upgrades for Lawn
 - (4) St. Lawrence Municipal Upgrades
 - (5) Tender Awarded for Grand Bank Capital Works Funding
 - (6) Municipal Work Announced for Town of Fortune
 - (7) St. Lawrence Volunteer Fire Dept. Received Funding
 - (8) Minister Views Progress of New Ferry Construction



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(9) Municipal Roundtable - Thursday, October 14, 2010 at 7:00 p.m., Winterland
(10) Public Advisory: Early Childhood Learning Strategy Consultation

Permits

- | | | | |
|----|---------------|-------------------|-----------------|
| 1. | George Riggs | 2 Dixon Street | To erect a Shed |
| 2. | Kelvin Thorne | 70 Bayview Street | Ext. to Shed |

Motion 2010-09-27-09 Parsons/Dunne

Resolved that the permit #1 & #2 listed above be approved as presented.

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

Opposed: 0
Motion carried

Conflict of Interest

Councillor Keeping declared a conflict of interest and left the meeting at 8:22 p.m.

- | | | | |
|----|----------------|-----------------|--------------|
| 3. | Jordan Keeping | Pinchmarsh Road | Patio & Shed |
|----|----------------|-----------------|--------------|

Motion 2010-09-27-10 Parsons/Dunne

Resolved that the permit #3 listed above be approved as presented.

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

Opposed: 0
Motion carried



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Conflict on Interest

Councillor Keeping returned to the meeting at 8:25 p.m.

Permit for Rodney Buffett, Bayview Street:

Write Mr. Buffett requesting a copy of the approval from the Dept. of Highways for his shed. If he does not provide a copy of the approval, then he will have to remove the shed from his property located on Bayview Street.

Next Council Meeting

Next regular council meeting to be determined.

Adjournment:

Motion 2010-09-27-11 Johnson/Smith

Regular Meeting

Resolved that council do now adjourn.

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

Opposed: 0
Motion carried

The regular meeting adjourned at 8:30 p.m.

Mayor

Office Clerk



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AGENDA Council Meeting September 27, 2010

Delegation: 6:30 p.m. RCMP

Additions to Agenda

Adoption of Minutes: September 13, 2010

Action List

GENERAL BUSINESS:

1. ATV Usage - RCMP Agreement
2. Cord of Wood re: Tender
3. Perry Barnes - Crown Land Application
3. Chris Harris - Water Problems & Land
4. Clyde Lee - Letter
5. IM Conference - October 20, 2010

6. (A) Schooner Meeting - October 26, 2010
(B) Membership Renewal 2010-2011
© AGM - Wednesday, October 20, 2010 at 6:30 p.m. Marystown Hotel
(D) Proposed Changes to By-Laws
7. Councillor Curtis - Sidewalks
8. Arena - Condenser
9. (A) Emergency Measures Training Schedule - October 23 to 31, 2010
(B) Training & Emergency Planning - September to December 2010



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10. Children's Wish Foundation - Wishmaker Parade - Marystown, October 16, 2010
11. NFLD & Labrador - Packaging Marketing Program - Winter 2010/2011 - \$250.00 + HST
12. Burin Peninsula Coastal Landscapes Survey - Ian Murphy, MUN Student
13. Heritage Run Tourism Association - 2011 per Capita Invoice
14. Bill 5 - An Act to Provide Liability Protection on Portions of Pedestrian Trails
15. Ambulance Meeting
16. Derrick Dunne - Communications Failure
17. Sewer Permit
18. *Climate Change Project*

CORRESPONDENCE:

1. MHA Darin King - emails:
 - (1) Public Meetings to be held on Burin Peninsula to Discuss Establishment of Ecological Reserve
 - (2) MHA Encourages Participation in Fire & Emergency Services Training School
 - (3) Road Upgrades for Lawn
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 - (5) Tender Awarded for Grand Bank Capital Works Funding
 - (6) Municipal Work Announced for Town of Fortune
 - (7) St. Lawrence Volunteer Fire Dept. Received Funding
 - (8) Minister Views Progress of New Ferry Construction
 - (9) Municipal Roundtable - Thursday, October 14, 2010 at 7:00 p.m., Winterland
 - (10) Public Advisory: Early Childhood Learning Strategy Consultation

PERMITS:

- | | | | |
|----|---------------|-------------------|-----------------|
| 1. | George Riggs | 2 Dixon Street | To erect a Shed |
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