



The Town of Fortune

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A regular meeting of the Fortune Town Council was held on Monday, April 12, 2010 at 6:30 p.m. with the following members in attendance: Mayor Charles Penwell, Deputy Mayor James Dunne, Councillors Levi Curtis, Joann Johnson, Jordan Keeping, Patrick Parsons and Frazer Smith.

Additions to the Agenda:

- | | | |
|------------------|-----|--------------------------|
| General Business | 29. | Hornhouse Road |
| | 30. | Finance Committee Update |
| | 31. | Pinchmarsh Road |
| | 32. | Bennett's Quarry Request |
| | 33. | Open Sewage Permit |
| | 34. | Lloyd Price Inquiry |
| | 35. | RCMP - Musical Ride |
| | 36. | John Baker |
| | 37. | Open Fires - Horsebrook |
| | 38. | Hr. Authority |
| | 39. | Letter of Thanks - Clock |
| | 40. | Poll Tax Exemption |
| | 41. | Ambulance Meeting |
| | 42. | Development Committee |
| | 43. | Fundraser |

BE IT RESOLVED: It was moved by Councillor Parsons and seconded by Deputy Mayor Dunne that the agenda be adopted as read with the additions. Unanimously agreed. Motion carried.

BE IT RESOLVED: It was moved by Councillor Curtis and seconded by Councillor Keeping that the minutes of March 22, 2010 be approved as read. Unanimously agreed.

ACTION LIST: Reviewed

NEW BUSINESS:

1. Gas Tax Extension beyond March 31, 2010

There are new guidelines for gas tax funding which includes infrastructure.

Have to resubmit a new application in order to include infrastructure.

2. Federation of Canadian Municipalities

Will not become a member at this time.



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3. Fortune Recreation Commission

Councillor Parsons brought forward a couple of issues on behalf of the Recreation Commission:

- (1) Trophy Case - would like to refurbish the old trophies in the arena and update them. This is okay by council but the plates from the old trophies must be saved to honor the history of our town.
- (2) Rental of Speakers - the former arena operator is looking for rental of his speakers which he loaned to the Recreation Commission for the arena after the speakers that were in the arena belonging to the Recreation Commission were blown. It was his understanding from a Recreation member that he would be compensated for the loan of his speakers. No written agreement done up. It is up to the Recreation Commission to deal with this matter. Also he gave a price to the Recreation Commission if they were interested in purchasing the speakers.
- (3) Volunteer Appreciation Night - April 21, 2010 - 5:30 p.m. at Fortune Firehall
- Mayor Penwell, Deputy Mayor Dunne, Councillor Johnson, Keeping and Parsons will be attending.

Councillor Curtis and Parsons declared a conflict of interest and left the meeting at 7:25 p.m.

4. Eastern School District

Request for donation for the Annual Burin Peninsula Regional Drama Festival to be held at St. Joseph's Academy in Lamaline on April 22, 23 and 24, 2010.

Be It Resolved: It was moved by Councillor Johnson and seconded by Deputy Mayor Dunne that the town sponsor a 1/4 page ad in the amount of \$30.00. Unanimously agreed. Motion carried.

Councillor Curtis and Parsons returned to the meeting at 7:28 p.m.

5. Email Ellen Picco - Schooner Regional Development Board

Respond to Ms. Picco's email about their concerns raised by the public using the ferry service and let them know that the Interpretation Centre is open and coffee can be purchased.

Ask Schooner for an update of the discussions on the ferry service.

6. St. John Ambulance Invitation

Date is already gone past.



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7. Email Trina Appleby - Burin Peninsula Voluntary Clusters Project

Councillors to let staff know if they can attend.

8. Arena

(1) Condenser - Town Clerk Stacey informed council that there is an ammonia leak in the condenser on the roof in the arena. Cost for a new one is approximately \$40,000.00. Possibility of fixing the old one may cost approx. \$15,000.

- Ask Linda to contact CIMCO to see if the condenser can be recoiled and if so how much would it cost and the life expectancy.

(2) Hire of New Employee - Councillor Johnson and Smith of the Development Committee to conduct interviews on Wednesday afternoon, April 14, 2010 starting at 3:00 p.m.

(3) Fireworks - Minor Hockey - during the Minor Hockey tournament during Easter week the Minor Hockey group planned to put off fireworks in the arena without asking permission. Town Clerk Stacey contacted the Fire Commissioner's office about the regulations to set off fireworks in the arena and a permit would be required plus someone licensed to put them off. The Minor Hockey group were not allowed to put off the fireworks in the arena.

Be It Resolved: It was moved by Councillor Curtis and seconded by Councillor Johnson to ban the use of fireworks & sparklers in the arena due to the high risk of being a fire hazard and may cause breathing problems. Unanimously agreed. Motion carried.

9. Newfoundland and Labrador Environmental Awards

Have until May 31, 2010 to nominate someone.

10. TRIO rates for Volunteer Firefighters Protection Plan

Forward on to the fire department.

11. Memorial University Alumni Awards

Information



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12. Muscular Dystrophy

Town Clerk Stacey informed council that this is an annual letter we receive from the Muscular Dystrophy association. Report to the RCMP any specific incidents of noise.

13. Advertising Signs - Boards - Arena

Town Clerk Stacey informed council that Aylwards Home Hardware has a new sign done to be put on the inside boards of the ice surface in the arena.

Basic rate for wall sign would be \$100.00. Marystown charges \$200.00 for a inside board sign.

Be It Resolved: It was moved by Councillor Johnson and seconded by Deputy Mayor Dunne to charge \$200.00 annually per panel for a inside board sign in the Arena. Unanimously agreed. Motion carried.

14. Integrated Community Sustainability Plan - Public Consultation Date

Date to be set for Tuesday, May 11, 2010.

15. Municipal Symposium April 29 - May 1, 2010

Mayor would like a copy of the agenda for review. Mayor planning to attend.

16. Eco Friends

(1) New Board members

Councillor Johnson informed council that there were 2 vacancies on their board and Brenda Lake and Mary Kearley have been chosen as their replacements.

Be It Resolved: It was moved by Councillor Johnson and seconded by Councillor Curtis to appoint Brenda Lake and Mary Kearley to the Eco Friends board of directors. Unanimously agreed. Motion carried.

(2) Financing Pageant/Fall Fair

Councillor Johnson informed council of the progress being made towards this years' Miss Southern Teen Newfoundland Pageant and the rejuvenation of the fall fair. They are looking for a loan from council to offset the expenses for these events and would repay the loan in full after the pageant and fall fair are over.

Be It Resolved: It was moved by Councillor Johnson and seconded by Councillor Smith to loan the Pageant/Fall Fair volunteer committee a sum of \$5000.00 to cover their expenses for these events and loan to be repaid in full after the events are finished. Unanimously agreed. Motion carried.



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17. Carroll & Fair Isle Property

Town Clerk Stacey informed council that a title search would have to be done for these properties before they are sold. Town Clerk Stacey to contact Stewart/McKelvey about having the title search done for these properties and see if advertising to sell the properties can be done while the title search is being done or have to wait until after the title search is done.

Be It Resolved: It was moved by Councillor Johnson and seconded by Councillor Keeping that the appropriate steps being carried out to sale the Carroll and Fair Isle properties. Steps include contacting a lawyer to have the title search done for these properties, advertise the properties for auction and carrying out the auction of the these properties. Unanimously agreed. Motion carried.

Be It Resolved: It was moved by Councillor Johnson and seconded by Councillor Smith to sale by Tax Auction the Carroll and Fair Isle properties for back taxes. Unanimously agreed. Motion carried.

18. Waste Disposal Site Minutes

Be It Resolved: It was moved by Councillor Johnson and seconded by Councillor Keeping to accept the Fortune/Grand Bank Waste Disposal Site Minutes of the March 1, 2010 meeting as presented. Unanimously agreed. Motion carried.

19. Regional Volunteer Reception - Garnish - April 22, 2010 from 7:00 to 9:00 p.m.

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

20. Rural Sustainability Workshop - May 20/10 - Branch Community Centre

Information

21. Destination St. John's - AGM - April 29, 2010 at the Delta Hotel, St. John's

Will not attending this year.

22. Volunteer Recognition Awards

Councillor Johnson to fill out forms for nomination for this award.

23. Police Appreciation Sabbath - May 8, 2010

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



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24. Seniors Destination Awards

Councillor Johnson to fill out forms for nomination for this award.

25. Invitation Mayor Penwell - Keyin College Graduation Ceremonies - May 6, 2010 Royal Canadian Legion

Mayor Penwell to attend.

26. WHSCC Workshop - May 12-15, 2010 - Gander

Check to see if there will be any training taking place on the Burin Peninsula.

27. Buy American Agreement

Information

28. Burin Peninsula Housing Homelessness Committee

Information

29. Hornhouse Road

Councillor Curtis brought concerns from resident(s) on Hornhouse Road about the condition of the road and street lighting. Waiting for the town's engineer to come to our area again to look at Hornhouse Road.

30. Finance Committee Update

Finance Chairperson Johnson informed council that they met earlier today to discuss finances to date. Town Clerk Stacey will be working with Procom, our software support group, to update our townsuite software to print off the monthly finance reports. Should be able to print reports off for the first meeting in June.

31. Pinchmarsh Road

The provincial government still hasn't approved the over-budget amount of \$171,000 for the Pinchmarsh Road capital works project.

There is concern that if this over-budget amount is not approved soon that the contractor may not be able to hold the price quoted in his tender. May have to tender this project again.

Town Clerk Stacey to follow with the provincial government.



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32. Bennett's Quarry Request

Mr. Charles Bennett from Bennett's Construction asked council to reconsider their decision of not granting them a permit to haul blast rock out of the pit on Hornhouse Road.

Mr. Bennett informed Town Clerk Stacey that they would not blast in the quarry. They are looking for 25 to 30 loads of rock to do the repairs to the fishermen's wharf. They are willing to sign an affidavit stating that they will restore Hornhouse Road to its current condition, not travel over the road when wet, carry small loads when necessary, and no blasting or digging. Also they are willing to put up a deposit to cover the cost of road repairs if the road is not restored to a satisfactory condition.

Be It Resolved: It was moved by Councillor Smith and seconded by Councillor Keeping that the permit to remove blast rock from the quarry on Hornhouse Road be approved subject to the following conditions: (1) no blasting; (2) no digging; (3) no traveling over the road when it is wet; (4) remove only the rock that is in the quarry; (5) carry smaller truck loads when necessary; (6) restore the road to its current condition; & (7) but up a cash deposit of \$5000.00 to cover repairs to the road if it is not restored to a satisfactory condition. This cash deposit will be refunded if the road is restored to its current condition. In favour of the motion are Mayor Penwell, Deputy Mayor Dunne, Councillors Curtis, Keeping, Parsons and Smith. Motion contraminded by Councillor Johnson. Motion carried.

Councillor Johnson contraminded the motion based on harm to the environment.

33. Open Sewage Permit

Town Clerk Stacey to follow up.

34. Lloyd Price Inquiry

Work Foreman Thornhill and a member of the building committee visited the site on Sunset Crescent/Harbour Drive where Mr. Price wants to build a new home. Mr. Price wants to put in a french drain on council's land that runs along Harbour Drive. He would have to cover the mouth of the culvert to prevent rock and debris from blocking it.

A legal document to be drawn up stating that he would be responsible for the clearing out of the drain on a regular basis. This condition would be part of the approval of his building application.



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35. RCMP - Musical Ride

It was brought to council's attention that the Musical Ride will be coming to the Burin Peninsula. It was suggested to contact the local RCMP to see if Fortune could be an venue for the Musical Ride.

36. John Baker

Councillor Keeping read a letter from Mr. John Baker who helped out in the arena when there was equipment problems. He helped Mr. Caines free of charge.

Letter to be written to Mr. Baker to thank him for his help with the equipment problems.

37. Open Fires - Horsebrook

Town Clerk Stacey informed council that there has been complaints about open fires in the Horsebrook area. This is a concern to the residents in the area.

Contact the RCMP to let them know about the fires.

38. Hr. Authority

Mayor Penwell and Town Clerk Stacey met today with representatives from the Fortune Harbour Authority. The Harbour Authority is planning to develop the other side of the harbour and showed drawings of the plans for this development. They want to build a wharf on the other side of the harbour and a road would need to be built to get to the wharf.

Follow up with group in St. Pierre.

39. Letter of Thanks - Clock

Lake Academy loaned the Recreation Hockey league and the Minor Hockey league their clock for their hockey tournaments.

Letter to be written to Lake Academy to thank them for the use of their clock in the arena.



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40. Poll Tax Exemption

Office Clerk Hillier informed council that there was a request for poll tax exemption for 2009 and 2010. In the fall of 2009 Office Clerk Hillier informed the common-law partner that the town would need a copy of the rent-to-own agreement in order to qualify for the Poll Tax exemption. The copy of the rent-to-own agreement was not brought in until February of this year during the time Office Clerk Hillier was off work due to an injury. The rent-to-own agreement was dated June 9, 2006.

Be It Resolved: It was moved by Councillor Johnson and seconded by Councillor Curtis to grant the Poll Tax exemption for account #SHEAC004 for the year 2010 because he has a rent-to-own agreement whereby he is responsible for paying municipal taxes for the rent-to-own property. Unanimously agreed. Motion carried.

41. Ambulance Meeting

Scheduled for Thursday, April 15, 2010 at 7:00 p.m., Fortune Municipal Centre. Mayor Penwell, Councillors Curtis and Johnson are available to attend.

REQUEST TO EXTEND MEETING:

Be It Resolved: It was moved by Councillor Johnson and seconded by Councillor Smith the council meeting be extended to 9:00 p.m. to finish all business on the agenda. Unanimously agreed. Motion carried.

42. Development Committee

Request made by a resident of the community to meet with the members of the Development Committee.

Development committee available to meet late Wednesday afternoon at 4:30 p.m.

43. Fundraiser

There is a fundraiser scheduled for Saturday, April 24, 2010 for the Thornhill Family. Our Workforeman, Phil Thornhill lost his son due to a drowning accident in British Columbia on Easter Saturday.

Be It Resolved: It was moved by Councillor Johnson and seconded by Deputy Mayor Dunne to give a donation in the amount of \$200.00 to support this fundraiser for the Thornhill family. Unanimously agreed. Motion carried.



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CORRESPONDENCE:

1. MHA King - Funding Lawn Come Home Year
- Invitation to Funding Announcements - March 19/10
- Financial Assistance for Lord's Cove
- Student Employment Level I, II, III
- Official Opening Government Services Centre

Information

2. Wooden Boat Museum Newsletter

Information

3. Infonotes - March 18, 26 and April 1, 2010

Information

PERMITS:

- | | | | |
|-----|------------------------|-------------------|------------------------|
| 1. | Donna Hillier | Centennial Street | Construct Shed & Patio |
| 2. | Claude Green | Haddock Road | Construct Shed |
| 3. | Bennett's Construction | Harbour Drive | Repairs Retaining Wall |
| 4. | Charles Clarke | Lake Street | Construct Shed |
| 5. | John Walsh | Centennial Street | Ext. to Patio |
| 6. | Brandon Chaulk | Bunkerhill Road | Construct Shed |
| 7. | Randy Piercey | Eldon Street | Ext. to Shed |
| 8. | Lloyd Price | Sunset Crescent | Construct House & Shed |
| 9. | Robert Price Sr. | Hornhouse Road | Ext. to Cabin |
| 10. | Allan Hillier | Eldon Street | Ext. to Shed |

Be It Resolved: It was moved by Councillor Parsons and seconded by Deputy Mayor Dunne that the permits #'s 1 to 10 be approved as presented and #'s 3 & 9 pending approval from all other regulatory departments. Unanimously agreed. Motion carried.



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PERMITS CONT'D:

Councillor Parsons declared a conflict on interest and left the meeting at 8:38 p.m.

2. Derrick Parsons Collier Place To erect a Step

Be It Resolved: It was moved by Councillor Smith and seconded by Councillor Johnson that the permit for Derrick Parsons be approved as presented. Unanimously agreed. Motion carried.

Councillor Parsons returned to the meeting at 8:40 p.m.

BILLS:

Be It Resolved: It was moved by Councillor Johnson and seconded by Councillor Curtis that the bills be approved as presented. Unanimously agreed. Motion carried.

The bills for approval can be printed off from the TownSuite computer software program.

ADJOURNMENT:

Be It Resolved: It was moved by Councillor Johnson and seconded by Councillor Curtis that the meeting adjourn at 8:50 p.m. Unanimously agreed. Motion carried.



Deputy Mayor



Office Clerk



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AGENDA Monday, April 12, 2010

Additions to Agenda:

Approval of Minutes: March 22, 2010

Action List:

NEW BUSINESS:

1. Gas Tax extension beyond March 31, 2010
2. Federation of Canadian Municipalities
3. Fortune Recreation Commission
4. Eastern School District
5. Email Ellen Picco-Schooner Regional Development Board
6. St. John Ambulance invitation
7. Email Trina Appleby-Burin Peninsula Voluntary Clusters Project
8. Arena
9. Newfoundland and Labrador Environmental Awards
10. TRIO rates for Volunteer Firefighters Protection Plan
11. Memorial University Alumni Awards
12. Muscular Dystrophy
13. Advertising Signs-Boards Arena



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14. Integrated Community Sustainability Plan-Public Consultation Date
15. Municipal Symposium April 29-May 1, 2010
16. Eco Friends-new Board member
-Financing Pageant
17. Carroll Property
18. Waste Disposal Site Minutes
19. Regional Volunteer reception Garnish April 22/10 7:00 - 9:00 p..m.
20. Rural sustainability Workshop May 20/10-Branch Community Center
21. Destination St. John's AGM April 29/10 Delta Hotel, St. John's
22. Volunteer Recognition Awards
23. Police Appreciation Sabbath May 8/10
24. Seniors Destination Awards
25. Invitation Mayor Penwell -Keyin College Graduation Ceremonies May 6/10 Royal Canadian Legion
26. WHSCC Workshop May 12-15 Gander
27. Buy American Agreement
28. Burin Peninsula Housing Homelessness Committee



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CORRESPONDENCE:

1. MHA King-Funding Lawn Come Home Year
 - Invitation to Funding Announcements-March 19/10
 - Financial Assistance for Lord's Cove
 - Student Employment Level I, II, III
 - Official Opening Government Services Center
2. Wooden Boat Museum newsletter
3. Infonotes-March 18, 26 and April 1, 2010

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| 9. | | | |

BILLS: