



# The Town of Fortune

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

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Minutes of a regular meeting of the council  
of the Town of Fortune, held in the  
Town Hall, June 14, 2010 at 6:30 p.m.

## *Members Present*

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

## *Also Present*

Office Clerk	Debbie Hillier
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## **Additions to the Agenda:**

- |                  |                                     |
|------------------|-------------------------------------|
| General Business | 20. Multiclass Reunion              |
|                  | 21. Flags & Poles                   |
|                  | 22. John Deere - Tires              |
|                  | 23. Court Action                    |
|                  | 24. Unkempt Properties              |
|                  | 25. Multi-Purpose Court - Complaint |

## *Agenda Additions: Regular Meeting June 14, 2010*

### **Additions to Agenda of June 14, 2010**

Mayor Penwell asked for approval of the additions to the agenda of the June 14, 2010 regular meeting.

Motion 2010-06-14-01      Smith/Curtis

Resolved that the additions of the June 14, 2010 regular meeting of council be adopted 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

## *Minutes: Regular Meeting May 31, 2010*

### **Regular Meeting of May 31, 2010**

Mayor Penwell asked if there were any errors or omissions to the minutes of the regular meeting of May 31, 2010 as presented.

Item #26b      Add the word "not" after does - sentence should read as follows: It is Council's understanding that this road is a private one and does not fall under the responsibility of Council.



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Motion 2010-06-14-02 Parsons/Smith

Resolved that the minutes of the May 31, 2010 regular meeting of council be adopted as circulated.

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

Opposed: 0  
Motion carried

*Minutes:  
Special Meeting  
June 3, 2010*

## **Special Meeting of June 3, 2010**

Mayor Penwell asked if there were any errors or omissions to the minutes of the special meeting of June 3, 2010 as presented.

Motion 2010-06-14-03 Curtis/Johnson

Resolved that the minutes of the June 3, 2010 special meeting of council be adopted as circulated.

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

Opposed: 0  
Motion carried

*Delegation/Guests*

## **Community Centre**

Lloyd Barnes and Mary Mullins attended the meeting at 6:45 p.m.

Mr. Barnes and Mrs. Mullins attended the meeting to discuss the possibility of installing a new Fire Alarm System from ADT. They wanted to review with council the information that they received on the Fire Alarm System from ADT.

They were concerned about the payment of monthly service fees if for any reason they could not pay the fee. Council assured them that they would pay for the monthly service fee if the Community Centre could not do so.



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## Community Centre (cont'd)

There is already a fire alarm system in the Community Centre which includes a sprinkler system.

It was suggested to tie the fire alarm system into Fire Dept. or check with ADT to see what it would cost to tie in present system with them.

Another concern they expressed was about the condition of the Community Centre Roof. Government Funding will be applied for to repair the roof.

## *Delegation/Guests*

### Minor Hockey Association

Bob Clements and Greg Dominaux attended the meeting at 8:00 p.m.

There were several issues that Mr. Clements and Mr. Dominaux wanted to discuss with council:

#### (1) Schedule for the Upcoming Season - 2010/2011

They have 3 hours per division scheduled for a total of 18 hours per week.

They are trying to have some hockey schools which usually run from 8:00 a.m. to 4:00 p.m. on Saturdays.

They have their Tournament Coordinator position filled this year.

#### (2) Ice Rental Rates

They were wondering if there will be any increases in the arena rental rates this year.

Council has not made that decision yet but they would like to be notified once the decision is made.

#### (3) Request to Open Arena Earlier

The association would like to start earlier this year.

Council will review their request and let them know once a decision has been made.



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## Minor Hockey Association (Cont'd)

### (4) Dehumidifiers

They were wondering if dehumidifiers will be installed this year.

Council has been awarded funding under the RINC program. The dehumidifiers were put in the application as well as lighting. The application did not include engineering fees but the town has to acquire the services of our engineering firm for this project, therefore, there will not be enough funding to do both the dehumidifiers and the lighting and the lighting will be given preference.

### (5) Goalie Nets

Would like to have 2 extra goalie nets for hockey schools.

### (6) Zamboni

Wondering what is the condition of the zamboni.

Check with Town Clerk Stacey to see what maintenance has been done on the zamboni.

Check with the Town of Clarendville to see if they are selling their old zamboni.

## Corey Parsons

Corey Parsons attended the meeting at 8:25 p.m.

Mr. Parsons wanted to discuss with council the infrastructure that once belonged to Aylwards in which was included in the purchase of his land.

Mr. Parsons had several discussions with Town Clerk Stacey about doing up an agreement between council and himself for the maintenance of this infrastructure.

Mr. Parsons does not want to be responsible for the maintenance of this infrastructure and would like council to take full responsibility.

He is concerned about future development and the impact it will have on his service. He would like to see more residential development in his



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## Corey Parsons (Cont'd)

area but is concerned about the impact of adding more water/sewer to the present system. He is not in favour of commercial development in the area.

He would like to know what councils plans are for maintaining/replacing the system.

Need to follow up with the town's engineer on this matter.

### *Action List*

**Action List** from May 31, 2010 reviewed.

### *New Business*

The following items were discussed by council.

1. **Backhoe/Loader Tenders  
(B) Statement of Claim - Poole Althouse**

Office Clerk Hillier contacted law firm Stewart McKelvey about the awarding of the tender. Lowest tender must be awarded if compliant. Lowest tender to be reviewed in further detail for compliancy.

2. **Bae-NewPlan Cost Estimate for Soil Testing former Fire  
Training ground**

\$7500 + HST cost estimate to do soil testing. Lawyer to be contacted for an opinion on environmental responsibility if land is sold without soil testing being done.

3. **Wastewater Permit**

Defer

4. **Lapel Pins - Quote from International Coat of Arms**

Motion 2010-06-14-04      Johnson/Curtis

Resolved that the 3000 lapel pins be ordered from International Coat of Arms at price quoted of 0.4682 cents each + HST.

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



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Opposed: 0  
Motion carried

## 5. Metal Manu Works - Quote to Replace Soccer Goal Frames

Councillor Parsons to check out other places for price quotes.

Motion 2010-06-14-05 Smith/Johnson

Resolved that council will cost share half of the cheapest cost to replace the soccer goal frames.

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

Opposed: 0  
Motion carried

## 6. Transport Canada meetings

Follow up - Letter of Intent

Councillor Curtis would like a map of the harbour area showing what department owns what portion of the wharf and harbour.

## 7. Mayors March June 14-20, 2010

Councillors and staff will be participating in walk on Tuesday, June 22, 2010 at 6:30 p.m. Meet at Town Hall.

Put notices around town to notify public of the walk.

## 8. Followup Hornhouse Road residents

Office Clerk Hillier followed up with the residents of Hornhouse Road about the use of ATV's on Hornhouse Road. The majority of the residents do not have any problem with ATV's using Hornhouse Road as long as they follow the regulations for ATV usage.

ATV Association to be contacted to let them know that the residents of Hornhouse Road have no objections to ATV usage on their road.



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Contact Bennett's & Brenton's for price quote for the ditching that needs to be done on Hornhouse Road.

Office Clerk Hillier informed council that in her follow up with the residents of Hornhouse Road she asked them about their preference of road maintenance or street lighting. The majority preferred road maintenance.

Motion 2010-06-14-06          Curtis/Johnson

Resolved that \$2000.00 budgeted previously allocated to street lighting be reallocated to road maintenance/ditching for Hornhouse Road.

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

Opposed:        0  
Motion carried

## 9.      **Molloy's Auto Recycling**

Notify residents about this program in any future letters to residents with wrecked/abandoned vehicles on their property.

## 10.     **Dept. of Transportation & Works - Permits required**

This information to be updated on new building applications.

## 11.     **JCP Approved for Town**

Office Clerk Hillier to check with Town Clerk Stacey to see when project will start. Office Clerk Hillier to see how many applications received. If more applications received than the positions then Councillor Smith and Johnson will conduct the interviews.

## 12.     **Casual Workers - Will Council Supply Rubber Boots**

Council will not be supplying casual workers with rubber boots.



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**13. Motion to approve Business Permit - Regie Maritime**

Motion 2010-06-14-07 Johnson/Curtis

Resolved that business permit to operate ticket office be approved.

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

Opposed: 0  
Motion carried

**14. Levi & Shirley Crocker - Verbal Response to Town's Correspondence**

Town will not be taking responsibility for this right-a-way. Property owners to be responsible themselves.

**15. Building Community Enterprise Workshop - June 24, 2010 from 9:30 a.m. to 4:30 p.m. in Marystown**

Will not be participating in this workshop.

**16. Hospitality Newfoundland & Labrador - Superhost Atlantic Customer Service Training Workshop - June 17, 2010 from 8:30 a.m. to 4:30 p.m. at Marystown Hotel & Convention Centre**

Will not be participating in this workshop. Some employees will be attending another workshop on the same day.

**17. 2010 MNL Annual Convention & Trade Show - St. John's, NL - October 6 to 9, 2010**

Information packages given to councillors about the convention & trade show. Deadline for registration is August 27, 2010.

Councillors to let office staff know if they are planning to attend.





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18. **Destination St. John's - NFLD & Labrador Tourism - Package Marketing Program for the Fall Program - \$250.00 + HST**

Will not be advertising in this fall program.

19. **Literacy NFLD & Labrador - Call for Nominations - Elections 2010 for Regional Representative to Board of Directors**

Councillors to let office staff know if interested in running for the Board of Directors.

20. **Multiclass Reunion**

Request to use the arena if inclement weather. The Multiclass Reunion to contact the Recreation Commission to see what their plans are for the Arena for Fortune Day to see if they can coordinate the use of the arena.

21. **Flags & Poles**

Councillor Johnson informed council that the flags on the gazebo site are in really poor condition and needs to be replaced. Also the cement blocks need to be painted.

To be done under JCP project.

22. **John Deere - Tires**

Motion 2010-06-14-08     Curtis/Johnson

Resolved that two new tires be purchased for the John Deere at the price quoted \$645.25 each + HST.

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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*Request to Extend  
Meeting beyond  
8:30 p.m.*

Motion 2010-06-14-09      Johnson/Curtis

Resolved that council extending their regular meeting beyond 8:30 p.m. but no later than 9:00 p.m.

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

Opposed:      0  
Motion carried

## 23.      **Court Action**

Motion 2010-06-14-10      Smith/Johnson

Contact lawyer concerning filing court action for Non-Compliance of Building Permit

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

Opposed:      0  
Motion carried

## 24.      **Unkempt Properties**

There are a couple of properties that are very unkempt. One property located on Eldon Street has a lot debris and abandoned/wrecked vehicles. The other property located on Brookside Road has a lot of debris.

Both property owners to be written requesting to get their properties cleaned up.

## 25.      **Multi-Purpose Court - Complaint**

Office Clerk Hillier informed council that their was another complaint received from Mrs. Aletta Periera about balls from the Multi-Purpose court hitting and damaging her property again and the youth using profanity when she tells them about the balls hitting her property.



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The nets are to be chained onto the fence which will prevent users from moving them around and change the direction of the nets crosswise to help prevent the balls from hitting Mrs. Periera's property.

## *Correspondence*

The following correspondence was presented to council for information.

1. MHA King - Health Care Funding  
- Greater Lamaline Area - Recreational Equipment Purchase  
- Special Assistance Funding Frenchmans Cove  
- JCP's Approved for Grand Bank District
2. Info Note - May 28, June 4 & 11, 2010
3. Amendment to Local Government Gas Tax Funding Agreement & Summary of Changes
4. Heart & Stroke Foundation of Newfoundland & Labrador
5. Municipalities Newfoundland & Labrador - National regulations related to the treatment of wastewater effluent  
  
Canada Gazette, Part I, Vol. 144, No. 12 - March 20, 2010  
Wastewater Systems Effluent Regulations
6. Dept. of Human Resources, Labour & Employment - Poverty Reduction Strategy - First Progress Report
7. "Saving Place" in Tilting, Fogo Island will be airing on Sunday, June 19<sup>th</sup> at 7 p.m. on History Television
8. Lifesaving Society - National Drowning Prevention Week - July 17 to 24/10

*Request to Extend Meeting beyond 9:00 p.m.*

Motion 2010-06-14-11      Johnson/Dunne

Resolved that council extending their regular meeting beyond 9:00 p.m.

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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## Permits

1.	Nora Piercey	Centennial Street	Construct Patio/Fence
2.	Wanda Drake	Bradley Cresent	Install Hot Tub
3.	Victor Day	Eldon Street	Construct Shed
4.	All Saints Rectory	Farm Road	Ext. to Patios
5.	Perry Barnes	Sunset Crescent	Construct Garage
6.	Brian Hillier	Brookfield Road	Construct Shed
7.	Kerry Keeping	Farm Road	Construct Step
8.	Randy Piercey	Eldon Street	Ext. to Shed
9.	Lloyd Price	Sunset Cresent	Construct House/Shed

Motion 2010-06-14-12      Johnson/Dunne

Resolved that the above listed permits 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

## Adjournment: Regular Meeting

Motion 2010-06-14-13      Parsons/Johnson

Resolved that council do now adjourn to meet again on Monday, June  
28, 2010 at 6:30 p.m.

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

Opposed:      0  
Motion carried

The regular meeting adjourned at 9:05 p.m.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Office Clerk



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*Minutes:  
Privileged Meeting  
June 14, 2010*

*Adjournment:  
Privileged Meeting*

**Privileged Meeting of June 14, 2010** started at 9:05 p.m.

1. **Feller from Fortune International Festival**

Councillor Curtis provided council with an update.

Motion 2010-06-14-14      Parsons/Johnson


Resolved that council do now adjourn this privileged meeting.

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

Opposed:      0  
Motion carried

This privileged meeting adjourned at 9:15 p.m.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Office Clerk



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## Agenda Council Meeting Monday, June 14, 2010

### Additions to Agenda

Delegation: 6:45 Community Centre

### NEW BUSINESS:

15. Building Community Enterprise Workshop - June 24, 2010 from 9:30 a.m. to 4:30 p.m. in Marystown
16. Hospitality Newfoundland & Labrador - Superhost Atlantic Customer Service Training Workshop - June 17, 2010 from 8:30 a.m. to 4:30 p.m. at Marystown Hotel & Convention Centre
17. 2010 MNL Annual Convention & Trade Show - St. John's, NL - Oct. 6 to 9, 2010
18. Destination St. John's - NFLD & Labrador Tourism - Package Marketing Program for the Fall Program - \$250.00 + HST
19. Literacy Newfoundland & Labrador - Call for Nominations - Elections 2010 for Regional Representatives to the Board of Directors
20. Feller from Fortune International Festival

### CORRESPONDENCE:

1. Info Note - May 28, June 4 & 11, 2010
2. Amendment to Local Government Gas Tax Funding Agreement & Summary of Changes
3. Heart & Stroke Foundation of Newfoundland & Labrador
4. Municipalities Newfoundland & Labrador - National regulations related to the treatment of wastewater effluent  
Canada Gazette, Part I, Vol. 144, No. 12 - March 20, 2010  
Wastewater Systems Effluent Regulations
5. Dept. of Human Resources, Labour & Employment - Poverty Reduction Strategy - First Progress Report
6. "Saving Place" in Tilting, Fogo Island will be airing on Sunday, June 19<sup>th</sup> at 7 p.m. on History Television
7. Lifesaving Society - National Drowning Prevention Week - July 17 to 24/10



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## AGENDA Council Meeting Monday, June 14, 2010

### Additions to Agenda

**Adoption of Minutes:** May 31, 2010 Regular Meeting  
June 3, 2010 Special Meeting

**Delegations/Guests:** 8:00 p.m. Minor Hockey Association  
8:15 p.m..Corey Parsons

### NEW BUSINESS:

1. Backhoe/Loader Tenders  
b) Statement of Claim-Poole Althouse
2. Bae-NewPlan cost estimate for soil testing former fire training ground.
3. Wastewater Permit
4. Lapel Pins-quote from International Coat of Arms
5. Metal Manu Works-Quote to replace soccer goal frames
6. Transport Canada meetings
7. Mayors March June 14-20, 2010
8. Followup Hornhouse Road residents
9. Molloy's Auto Recycling
10. Dept. of Transportation & Works-permits required
11. JCP approved for town



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12. Casual workers-will Council supply rubber boots
13. Motion to approve business permit Regie Maritime
14. Levi & Shirley Crocker- verbal response to town's correspondence

## CORRESPONDENCE:

1. MHA King-Health Care Funding
  - Greater Lamaline Area-Recreational Equipment Purchase
  - Special Assistance Funding Frenchmans Cove
  - JCP's approved for Grand Bank District

## PERMITS:

- |    |                    |                   |                       |
|----|--------------------|-------------------|-----------------------|
| 1. | Nora Piercey       | Centennial Street | Construct Patio/Fence |
| 2. | Wanda Drake        | Bradley Crescent  | Install Hot Tub       |
| 3. | Victor Day         | Eldon Street      | Construct Shed        |
| 4. | All Saints Rectory | Farm Road         | Ext. to Patio         |
| 5. | Perry Barnes       | Sunset Crescent   | Construct Garage      |
| 6. | Brian Hillier      | Brookfield Road   | Construct Shed        |
| 7. | Kerry Keeping      | Farm Road         | Construct Step        |
| 8. | Randy Piercey      | Eldon Street      | Ext. to Shed          |
| 9. | Lloyd Price        | Sunset Crescent   | Construct House/Shed  |