



The Town of Fortune

P. O. BOX 159
Temple Street
Fortune, NL

A0E 1P0
AGENDA

TELEPHONE: (709) 832-2810
FAX: (709) 832-2210
EMAIL: fortune@nf.aibn.com

Council Meeting - Monday, May 7th, 2018

Additions/Adoption to Agenda

DELEGATION: George & Christian Keeping

Adoption of Minutes: April 23, 2018

GENERAL BUSINESS:

1. Update / Meeting with the President of the Saint Pierre et Miquelon Territorial Government
2. Business Tax classification for Collectiv  Territoriale de Saint Pierre et Miquelon
3. SPM Development Application
4. Arena Rental / Agreement
5. Hornhouse Road
6. Cross Walk
7. Human Resources
 - (a) Arena
 - (b) Temporary Duties in absence of CAO

BILLS: (Attached - April 23rd to May 4th, 2018)

PERMITS:

Permit #019	MILE	4 Haddock	STEP EXTENSION
Permit #020	ROBER	Lamaline Highway	CABIN EXTENSION

COMMITTEE REPORTS

CORRESPONDENCE:

1. Circular to Municipalities (Recreational Cannabis Production)
2. Dept. of Transportation & Works (Summer Maintenance 2018)
3. Mental Health Week (May 7-13, 2018)
4. Cultural Action Plan Engagement (May 10th 7-9 pm at St. Gabriel's Hall)
Burin Peninsula Health Care Foundation – Annual Kin & Friends Radiothon (May 27th, 1-5:30 pm)
Canada's Volunteer Awards

COUNCILLOR'S FORUM

ADJOURNMENT



The Town of Fortune

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

TELEPHONE: (709) 832-2810
FAX: (709) 832-2210
EMAIL: fortune@nf.albn.com

Minutes of a regular meeting of Council
Of the Town of Fortune, held at the
Fortune Municipal Center,
May 7, 2018 at 6:30p.m.

Members Present:

Mayor	Charles Penwell
Deputy Mayor	Frazer Smith
Councillors:	Matthew Woodland
	James Dunne
	Roy Kendall <i>by Telephone</i>
	Patrick Parsons

Also Present:

Town Clerk	Linda Collier
Southern Gazette Reporter	Colin Farrell

Absent:

Councillor	Levi Curtis
------------	-------------

Adoption of Agenda of May 7, 2018:

Mayor Penwell asked if there were any additions to the Agenda for the May 7 2018. Items identified were as follows:

# 7	Human Resources/Interviews	#10	Clean-up/Cars
# 8	VOCM Advertising	#11	Permit – Cemetery Road
# 9	Job Creation Partnership		

Motion 2018-05-07-01 **Councillor Parsons / Deputy Mayor Smith**

Resolved the Agenda for the May 7, 2018 meeting be adopted as presented with the requested additions.

In favour: Mayor Penwell
 Deputy Mayor Smith
 Councillors: Woodland, Dunne, Kendall and Parsons

Opposed: 0.
Motion carried.

Adoption of Minutes from April 23rd, 2018 regular Council meeting:

Mayor Penwell asked if there were any errors or omissions to the Minutes of the Regular Council meeting of April 23rd, 2018 as presented. Continued .../2



The Town of Fortune

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

TELEPHONE: (709) 832-2810
FAX: (709) 832-2210
EMAIL: fortune@nf.aibn.com

Regular Council Meeting
May 7, 2018
Page 2

Adoption of Minutes from April 23rd, 2018 regular Council meeting:

Mayor Penwell asked if there were any errors or omissions to the Minutes of the Regular Council meeting of April 23rd, 2018 as presented.

Motion 2018-05-07-02 Deputy Mayor **Smith** / Councillor **Dunne**

Resolved to adopt the Minutes of the regular Council meeting of April 23rd, 2018 as presented.

In favour: Mayor Penwell
Deputy Mayor Smith
Councillors: Woodland, Dunne, Kendell, Parsons

Opposed: 0.
Motion carried.

General Business

1. Update / Meeting with the President of the Saint Pierre et Miquelon Territorial Government –

Mayor Penwell advised that Deputy Mayor Smith and himself met with representatives and legal counsel of the Collectiv  Territorial de Saint Pierre et Miquelon in St. John's on Friday, May 4th. The meeting revealed intense negotiations are ongoing with the Port Corporation with the anticipated pontoon lease agreement forthcoming. The fee per passenger in 2018 is \$22 and should cover the cost. A flat rate rental fee for ten years was also indicated. The temporary solution for landing will be the location where the Aldona docks. Mayor Penwell indicated that he would try to contact Earl with the Port Corporation for additional details. It appears the Province (Minister Michelmore) is seeking assistance through Canada Customs; meanwhile the first trip for is scheduled to be around the 20th or 21st of May for passengers, and the Provincial issue pertaining to insurance coverage is a factor for vehicular traffic.

2. Business Tax classification for Collectiv  Territoriale de Saint Pierre et Miquelon –

Despite the present Agreement revealing the amount of \$1,500 business tax, it became apparent that a new classification will need to be set up upon acquiring 2019 tax structure.

Motion 2018-05-07-03 Councillor **Parsons** / Deputy Mayor **Smith**

Continued .../3



The Town of Fortune

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

TELEPHONE: (709) 832-2810
FAX: (709) 832-2210
EMAIL: fortune@nf.aibn.com

Regular Council Meeting
May 7, 2018
Page 3

Motion 2018-05-07-03 Councillor Parsons / Deputy Mayor Smith

Resolved the new classification of Service Provider by included in the 2019 tax structure, with an appropriate mil rate to be determined upon budget preparation.

In favour: Mayor Penwell
 Deputy Mayor Smith
 Councillors: Woodland, Dunne, Kendall and Parsons
Opposed: 0.
Motion carried.

SPM Development Application – In reference to a previous inquiry and correspondence advising approval, it was agreed that the Town Clerk would follow-up in seeking particulars surrounding business/contractor at this location.

Motion 2018-05-07-04 Deputy Mayor Smith / Councillor Woodland

Resolved to impose business tax on operator/business owner (i.e. Abraham) at the location identified in the Collectiv  Territorial de St. Pierre et Miquelon’s development application for the erection of a container to host electronic equipment of the telecommunication cable landing and any such poll tax applicable to employees.

In favour: Mayor Penwell
 Deputy Mayor Smith
 Councillors: Woodland, Dunne, Kendall and Parsons
Opposed: 0.
Motion carried.

4. Arena Rental / Agreement – Discussion pertaining to upcoming rental revealed Council’s inability to provide liquor sales outside of the current license under the Town of Fortune. It has been indicated that approximately 600 tickets would be required for the promoter to break even. The correspondence initially sent to Mr. Keeping indicated the option of \$2,000 (including security) or \$500; however, Town Clerk Collier suggested a formal rental agreement be documented to ensure adequate paper trail of particulars agreed upon. The discussion was temporarily suspended upon the arrival of pre-scheduled delegation

Continued .../4



The Town of Fortune

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

TELEPHONE: (709) 832-2810
FAX: (709) 832-2210
EMAIL: fortune@nf.albn.com

Regular Council Meeting
May 7, 2018
Page 4

DELEGATION

Mayor Penwell extended welcome, and acknowledged the busy time of year for George & Christian Keeping (fish harvesters from the community). Concern was tabled with respect to recent correspondence identifying the need for property cleanup at Haddock Road locations. Clarity was given pertaining to recent work and welding that provided safety concern by Council; meanwhile, disclosure of equipment to be stored in tractor trailer containers deemed acceptable by Council. In addition, the amicable discussion concluded by providing the property owners with an extended timeframe (late August) for complete cleanup/storage of equipment and gear. In conclusion, Council provided acceptance to put another trailer box on the property for storage, and extended appreciation to the individuals for coming to speak directly to Council to express prudent circumstances pertinent to the initial correspondence.

4. Arena Rental / Agreement (cont'd) – Council revealed the need to have payment (\$2000) in full prior to the event (June 29th) with \$500 to be refundable pending adequate clean-up. An offer to avail of canteen services along with acquiring recyclables for applicable deposits will be provided.

Motion 2018-05-07-05

Deputy Mayor **Smith** / Councillor **Woodland**

Resolved that an Arena Rental Agreement be documented for JBK Ventures (owner Jordan Keeping) providing the Fortune Arena as a concert venue on June 30, 2018. The rental cost will be \$2,000 which includes security and stage set-up at the responsibility of the Town of Fortune, and a \$500 refundable portion as per adequate clean-up upon vacating the facility. Furthermore, the Town of Fortune will manage bar services; however, the recyclables applicable to its' operations will be donated to JBK Ventures coupled with access to the canteen, both as means of generating additional revenue.

In favour: Mayor Penwell
Deputy Mayor Smith
Councillors: Woodland, Dunne, Kendall and Parsons

Opposed: 0.

Motion carried.

5. Hornhouse Road – Town Clerk Collier advised Council on the numerous complaints received at the Town Office regarding the condition of the road (pot holes, alders extending to the road). It was revealed that the initial arrangement with RJG Construction ensured the road would be repaired as a result of damage by them trucking rock for the development to the wharf. Furthermore, it was suggested to check with previous CAO with respect to deposit held should repairs be not completed. Public Works Foreman to follow-up with RJG to officially receive confirmation if equipment is removed along with the discontinuation of utilizing Hornhouse Road. There was some discussion revealing access of Provincial Paving's Grader in conjunction with present development on highway.

Continued .../5



The Town of Fortune

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

TELEPHONE: (709) 832-2810
FAX: (709) 832-2210
EMAIL: fortune@nf.aibn.com

Regular Council Meeting
May 7, 2018
Page 5

5. Hornhouse Road – Town Clerk Collier advised Council on the numerous complaints received at the Town Office regarding the condition of the road (pot holes, alders extending to the road). It was revealed that the initial arrangement with RJG Construction ensured the road would be repaired as a result of damage by them trucking rock for the development to the wharf. Furthermore, it was suggested to check with previous CAO with respect to deposit held should repairs be not completed. Public Works Foreman to follow-up with RJG to officially receive confirmation if equipment is removed along with the discontinuation of utilizing Hornhouse Road. There was some discussion revealing access of Provincial Paving's Grader in conjunction with present development on highway.
6. Cross Walk – Councillor Woodland tabled recent conversation with the previous CAO pertaining to the safety concern of children crossing Brookside Road (from the Park) to Bayview Convenience; meanwhile, it is thought the provincial Department of Transportation and Works may only maintain approximately two crosswalks within the Town's jurisdiction. Town Clerk Collier was directed to correspond with the Department in efforts to obtain particulars of acquiring additional crosswalk along with providing the recommendation to paint the current crosswalks within the municipality.
7. Human Resources
 - (a) Arena – Town Clerk Collier was seeking Council's direction pertaining to the employment status for the Arena Manager as a result of the Arena's recent closure to which Council advised the end of May unless issues have been identified seeking staff extension. Also, confirmation pertaining to employment status as per Group Insurance was revealed by Council, indicating potential implications should have been provided to Arena Manager by CAO and not be an impact on Council if denied benefits.
 - (b) Temporary Duties in absence of CAO – Town Clerk Collier was seeking direction pertaining to the approvals, etc. as per the vacancy of the Chief Administrative Officer's position.

Motion 2018-05-07-06

Deputy Mayor Smith / Councillor Parsons

Resolved that Town Clerk be considered "Temporary In Charge" assuming duties as a result of the CAO vacancy, in particular with leave requests, etc.

In favour: Mayor Penwell
Deputy Mayor Smith
Councillors: Woodland, Dunne, Kendall and Parsons

Opposed: 0.
Motion carried.



The Town of Fortune

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

TELEPHONE: (709) 832-2810
FAX: (709) 832-2210
EMAIL: fortune@nf.albn.com

Regular Council Meeting
May 7, 2018
Page 6

8. VOCM Advertising – Town Clerk Collier advised Council of the previous recommendation from CAO to not renew; meanwhile, Council indicated to keep the same advertisement if under present Contract; however, the revision of dates for Feller From Fortune Festival to reflect August 16-19, 2018. Rates for renewal will be provided to Council for consideration at a later date.

9. Job Creation Partnership – Town Clerk Collier was seeking input from Council pertaining to identifying the garage at Brookside Road for repairs as a potential opportunity under the Job Creation Partnership. Council indicated the desire to proceed with an application, noting the roof and siding as priorities to this facility of the Town.

COMMITTEE REPORTS:

Finance – As per Aged Receivables report, Town Clerk Collier sought approval to write-off accounts as identified by previous CAO.

Motion 2018-05-07-07

Deputy Mayor **Smith** / Councillor **Woodland**

Resolved to write off those amounts in Aged Receivables Report, as per the recommendations from CAO Parsons.

In favour: Mayor Penwell
Deputy Mayor Smith
Councillors: Woodland, Dunne, Kendall and Parsons

Opposed: 0.
Motion carried.

10. Clean-up/Cars – There was an inquiry pertaining to the erection of a unit (box of truck) on Eldon Street to which Councillor Dunne revealed no development permit has been received, and suggested a Stop Work Order. It was believed an active attempt to remove the unit was in process; however, follow-up is required.

Motion 2018-05-07-08

Councillor **Dunne** / Councillor **Woodland**

Resolved that a Stop Work Order would be issued pertaining to the erection of a storage unit on property identified on Eldon Street.

Continued .../7



The Town of Fortune

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

TELEPHONE: (709) 832-2810
FAX: (709) 832-2210
EMAIL: fortune@nf.albn.com

Regular Council Meeting
May 7, 2018
Page 7

10. Clean-up/Cars (cont'd):

Motion 2018-05-07-08 (cont'd): Councillor **Dunne** / Councillor **Woodland**

In favour: Mayor Penwell
Deputy Mayor Smith
Councillors: Woodland, Dunne, Kendall and Parsons

Opposed: 0.
Motion carried.

In addition, there was reference to another property on Eldon Street pertaining to what's referenced to as an old car lot. Council would like correspondence sent, referencing current regulations along with the advisement of free services pertaining to the removal of vehicles not operating and considered scrap by Rennie's Autobody in Burin.

BILLS: (Attached - April 23rd to May 4th, 2018)

Motion 2018-05-07-09 Deputy Mayor **Smith** / Councillor **Woodland**

Resolved to accept the bills for payment as presented.

In favour: Mayor Penwell
Deputy Mayor Smith
Councillors: Woodland, Dunne, Kendall and Parsons

Opposed: 0.
Motion carried.

PERMITS:

Permit #019	MILE	4 Haddock	STEP EXTENSION
Permit #020	ROBER	Lamaline Highway	CABIN EXTENSION

Motion 2018-05-07-10 Councillor **Dunne** / Councillor **Woodland**

Resolved that approval be granted pertaining to these development applications as presented.

Continued .../8



The Town of Fortune

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

TELEPHONE: (709) 832-2810
FAX: (709) 832-2210
EMAIL: fortune@nf.albn.com

Regular Council Meeting
May 7, 2018
Page 8

PERMITS (cont'd):

Motion 2018-05-07-10 (cont'd): Councillor **Dunne** / Councillor **Woodland**

In favour: Mayor Penwell
Deputy Mayor Smith
Councillors: Woodland, Dunne, Kendall and Parsons

Opposed: 0.
Motion carried.

Permit #030	NOSED001	2 Cabot Place	SHED
Permit #034	HILLD009	3 Collier Place	SHED

Motion 2018-05-07-11 Councillor **Parsons** / Councillor **Dunne**

Resolved that approval be granted pertaining to these development applications as presented, noting follow-up pertaining to the foundation on Permit #034.

In favour: Mayor Penwell
Deputy Mayor Smith
Councillors: Woodland, Dunne, Kendall and Parsons

Opposed: 0.
Motion carried.

11. Permit. Cemetery Road – Concern was raised to a recent development application for a sunroom/greenhouse extension as it appears to have been already half built. There was an inquiry with the possibility of imposing a fine; however, with no such penalty identified in the 2018 Tax Structure the consensus would be to complete an inspection to identify meeting regulations by the Planning and Development Committee. The discussion pertaining to the tax structure revealed that such applicable charges/fines should be considered for implementation in the 2019 budget preparations. In conclusion, Councillor Dunne and Councillor Woodland agreed to joint visit the property to ensure regulations are maintained; however, a Mass email pertaining to the process of building development / application process be circulated.

Continued .../9



The Town of Fortune

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

TELEPHONE: (709) 832-2810
FAX: (709) 832-2210
EMAIL: fortune@nf.aibn.com

Regular Council Meeting
April 23, 2018
Page 9

CORRESPONDENCE:

1. Circular to Municipalities (Recreational Cannabis Production) – for Councillor’s information purposes.
2. Dept. of Transportation & Works (Summer Maintenance 2018) – Suggestions provided were to have gravel swept off shoulders on main thoroughfare and repainting of cross-walks. Reference to the intersection of Eldon and Harbourview was also noted as there is a huge dip requiring fill. It is possible that this will not be within the jurisdiction of the Dept. of Transportation and Works, but lie within the Town’s.
3. Mental Health Week (May 7-13, 2018) – Councillor Kendell referenced May 9th as the day designated to bring awareness by wearing green during Mental Health Week. In addition, it was suggested to have green light in the Town Office window along with acquiring a light for the rock in front of the municipal building that could be utilized for different occasions.
4. Cultural Action Plan Engagement (May 10th 7-9 pm at St. Gabriel’s Hall) – Suggested to forward to Fortune Head ECO Friends as they begin to adjust their mandate to incorporate the operations of the George and Mary Lake Heritage House as Heritage Fortune is planning to dissolve.
5. Burin Peninsula Health Care Foundation – Annual Kin & Friends Radiothon (May 27th, 1-5:30 pm)

Motion 2018-05-07-12

Deputy Mayor **Smith** / Councillor **Parsons**

Resolved to make a donation to the Annual Kin & Friends Radiothon as in previous year; however, if no donation was provided in 2016, a donation will be provided in the amount of \$100.

In favour: Mayor Penwell
Deputy Mayor Smith
Councillors: Woodland, Dunne, Kendall and Parsons

Opposed: 0.
Motion carried.

6. Canada’s Volunteer Awards – forward to Recreation Commission

Continued .../10



The Town of Fortune

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

TELEPHONE: (709) 832-2810
FAX: (709) 832-2210
EMAIL: fortune@nf.albn.com

Regular Council Meeting
April 23, 2018
Page 10

COMMITTEE REPORTS:

COMMITTEE REPORTS (cont'd):

- Fortune Head ECO Friends Inc. – Councillor Kendell attended the meeting of the Board on April 26, 2018 and indicated Geology Interpreters are in place to begin the season
- Councillor Kendell attended a meeting on April 27, 2018 with respect to Mental Health. He indicated the success of the walk-in clinics and the questionnaires provided to clients have indicated positive responses.
- On April 30th, Councillor Kendell attended the meeting of the Community Health Coalition (BP). He indicated this meeting was reflective to Mental Health week along with the upcoming *tele-health practices* which will provide to be valuable to a reduction on travel time for residents here on the Burin Peninsula.
- The Municipal Symposium attended by Councillor Kendell on May 3-5, 2018 provided great insight with respect to Conflict of Interest. Other key points highlighted at this event were – access to information; upcoming changes to Municipalities Act along with the Procurement Act.
- May 17th in Marystown the Department of Municipal Affairs and Environment will be hosting a session pertaining to Conflict of Interest. Councillors Parson, Kendell and Dunne along with Town Clerk Collier have indicated their desire to attend with no objection from the remaining Council.

COUNCILLOR'S FORUM

Councillor Woodland – Made suggestion pertaining to the light in front of the municipal building as per Mental Health week being green which may be available at Collins' Cloverfarm.

Councillor Dunne
Nil

Councillor Parsons
Nil

Councillor Kendell – Inquiry pertaining to the current balance on the United Town's Minor Hockey account, referencing why wait until the end of August if current financial status is satisfactory to pay. Linda would provide an email to advise on current status.

Deputy Mayor Smith – In reference to the hiring process for a new Chief Administrative Officer, Deputy Mayor Smith indicated the need to hold a Privileged Meeting to follow-up on the particulars.

Continued .../11



The Town of Fortune

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

TELEPHONE: (709) 832-2810
FAX: (709) 832-2210
EMAIL: fortune@nf.aibn.com

Regular Council Meeting
April 23, 2018
Page 11

ADJOURNMENT


Motion 2018-05-07-13

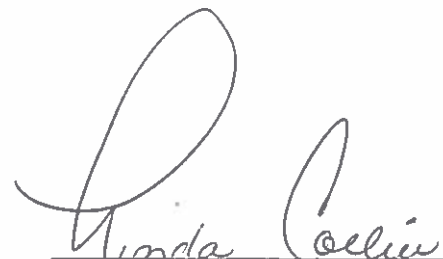
Councillor Kendall / Councillor Parsons

Resolved to make adjourn the meeting at approximately 8:45 p.m.

In favour: Mayor Penwell
Deputy Mayor Smith
Councillors: Woodland, Dunne, Kendall and Parsons

Opposed: 0.
Motion carried.



Mayor, Charles Penwell

Town Clerk, Linda Collier