



# The Town of Fortune

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

TELEPHONE: (709) 832-2810  
FAX: (709) 832-2210

## Minutes of a Regular Meeting of Council Of the Town of Fortune at the Fortune Fire Hall On April 6, 2021 at 6:15 p.m.

*Members Present:* Mayor Charles Penwell  
Councillors Deputy Mayor Smith  
Terence Fleming  
Roy Kendell  
Patrick Parsons

*Absent with Regrets* Councillors Councillor Curtis  
Councillor Woodland

*Also Present:* CAO Collier Linda Collier  
Town Clerk Lacey Symes

*Participants via Zoom* Brian Rose

### Additions/Adoption to Agenda:

Mayor Penwell asked if there were any additions to the Agenda of April 6, 2021.

- 9. St. Pierre & Miquelon Requesting to Join Atlantic Bubble
- 10. Tax Relief Request

Mayor Penwell asked for approval of the agenda for the April 6, 2021 Council Meeting.

**Motion 2021-04-06-01: Deputy Mayor Smith/Councillor Kendell**

**Resolved that the Agenda of April 6, 2021 meeting be adopted as presented along with additions.**

In favour: Mayor Penwell  
Deputy Mayor Smith  
Councillors: Fleming, Kendell & Parsons

Opposed: 0  
Motion carried



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## **Adoption of Minutes:**

Mayor Penwell asked if there were any errors or omissions to the Minutes from the Regular Council meeting held on March 23, 2021 as presented.

**Motion 2021-04-06-02: Deputy Mayor Smith/Councillor Fleming**

**Resolved to adopt the Minutes of the Regular Council Meeting of January 13, 2020 as presented.**

In favour: Mayor Penwell  
Deputy Mayor Smith  
Councillors: Fleming, Kendell & Parsons

Opposed: 0  
Motion carried

## **GENERAL BUSINESS:**

### **1. Arena Roof Replacement-**

**Motion 2021-04-06-03: Deputy Mayor Smith/Councillor Fleming**

**Resolved to approve the quote from Livewire Electric & Construction for the Arena Roof Replacement in the total amount of \$257,300.**

In favour: Mayor Penwell  
Deputy Mayor Smith  
Councillors: Fleming, Kendell & Parsons

Opposed: 0  
Motion carried

CAO Collier to contact Livewire to see if a deposit is require & to further clarify if any warranty is included.

CAO Collier advised the Finance Committee will look at how the extra cost will be handled- whether it be from reserve or seek loan options, CAO Collier to follow up after Finance Committee Meeting.

CAO Collier to contact MP Churence Rogers' office to advise of the desperate situation regarding the arena & the status of the special assistance funding.

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**2. Public Works-** CAO Collier presented pictures of the items for disposal, air compressor, welder, wood lathe, lawn mower & salt spreader.

**Motion 2021-04-06-04: Deputy Mayor Smith/Councillor Parsons**

**Resolved to place the items listed for disposal on auction, at a stating bid of \$25.00 each.**

In favour: Mayor Penwell  
Deputy Mayor Smith  
Councillors: Fleming, Kendell & Parsons

Opposed: 0  
Motion carried

As the Fortune Recreation Commission owns the lawn mower, any funds received for that specific item will be issued to them.

**3. Delinquent Accounts/Water Shut Off-** CAO Collier advised Council that it was expressed in 2020 to not continue with water services disconnect due to Covid-19; however, nearby municipalities are still continuing with disconnecting water services if accounts are in arrears. There are several accounts that had previous Municipal Tax Payment Plans & many opportunities to make payment; however failure to do so.

Account #LAKEJ004 (8-10 Eldon Street) was also reviewed, the property is no longer vacated & no payments received since 2018, Council discussed the possibility of a tax sale on this specific property.

**Motion 2021-04-06-05: Deputy Mayor Smith/Councillor Fleming**

**Resolved to approve nine accounts for water services disconnect, notification to be given advising 20% of arrears to be paid within one week from the date of the letter & alternate payment arrangements to be made for remaining balance, latest date to enter any agreement dated April 20th, letters to be hand delivered.**

In favour: Mayor Penwell  
Deputy Mayor Smith  
Councillors: Fleming, Kendell & Parsons

Opposed: 0  
Motion carried

**Motion 2021-04-06-06: Deputy Mayor Smith/Councillor Fleming**

**Resolved to initiate tax sale process for 8-10 Eldon Street, account #LAKEJ004.**

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In favour: Mayor Penwell  
Deputy Mayor Smith  
Councillors: Fleming, Kendell & Parsons

Opposed: 0  
Motion carried

**4. MNL Board Nomination**- As per previously approved, Councillor Fleming was nominated for Small Towns Director & Eastern Director; however, after consultation with MNL CAO Collier was advised that the MNL By- Laws do not enable an individual to occupy multiple board positions concurrently, an individual may only be nominated for election for one position. CAO Collier to advise MNL on which position he would like to be a candidate for in the upcoming elections no later than tomorrow afternoon.

Councillor Fleming to make a decision which nomination he would like to go forward with & CAO Collier will advise MNL.

Council suggested lobbying Councillor Fleming's nomination to nearby municipalities, providing them with a little biography of Councillor Fleming.

**5. Account #MATED001/Tax Sale**- At the last Council Meeting it was agreed to bring back a cost estimate to demolish #MATED001 property located on 10A Bayview Street, Public Works Supervisor had advised that the Town currently doesn't have the equipment needed to complete a demolition; however, received a cost estimate from Bennett's Construction in the amount of approximately \$3500.

Defer until Tax Sale.

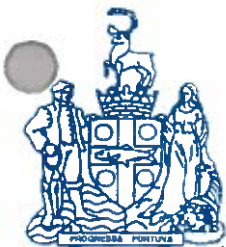
## **6. Heritage Run Tourism Association Levy Invoice**

**Motion 2021-04-06-07: Deputy Mayor Smith/Councillor Kendell**

**Resolved to approve the Heritage Run Tourism Association 2021 Tourism Levy in the amount of \$560.40 (based on .40 per capita).**

In favour: Mayor Penwell  
Deputy Mayor Smith  
Councillors: Fleming, Kendell & Parsons

Opposed: 0  
Motion carried



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7. **Downtown Development- Preliminary Meeting-** Meeting scheduled for April 8th at 6:30 p.m.

8. **OCI Tax Agreement-** CAO Collier to touch based and see if Blaine Sullivan will be in the area anytime soon to schedule a meeting, if not request for a meeting in St. John's as a couple of Councillors can travel to St. John's for a meeting regarding future plans for the Fortune Plant & the Tax Agreement negotiations.

9. **St. Pierre & Miquelon Joining Atlantic Bubble-** A lengthy discussion was held regarding whether the Town of Fortune should write a letter of support regarding St. Pierre & Miquelon joining the Atlantic Bubble.

It was a consensus of Council to circulate a survey (Survey Monkey) via mass email contribution list asking residents their opinion regarding this matter as it wouldn't be fair to write a letter of support with no response from the residents within the Town of Fortune.

10. **Tax Relief Request Letter** - Council was provided correspondence received by email dated March 31, 2021 seeking Council's consideration pertaining to the impact on travel as per Covid-19 measures on his businesses. Reference to business relief provided in 2020 was suggested to be unsubstantial for his businesses. In addition, requests for full refund of business and commercial taxes for 2021 along with a request for suspension of all business and commercial 2021. CAO Collier provided recommendation to defer this request until the Finance Committee meets (scheduled for April 12th); meanwhile, as in referencing excerpt from the correspondence suggesting a conflict of interest has occurred by the Mayor and Deputy Mayor, Mayor Penwell requested an abrupt discontinuation of discussion upon a ruling/advice to be sought by an official from the *Department*. CAO Collier agreed to seek appropriate direction that would hopefully be revealed by the Finance Committee meeting on April 12th.

## **FINANCIAL TRANSACTIONS:**

**Motion 2021-04-06-08: Deputy Mayor Smith/Councillor Kendell**

**Resolved to approve the financial transactions for March 19, 2021- April 1, 2021**

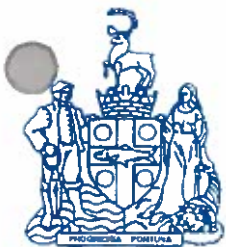
In favour: Mayor Penwell  
Deputy Mayor Smith  
Councillors: Fleming, Kendell & Parsons

Opposed: 0  
Motion carried

## **PERMITS/EXEMPTIONS/ADJUSTMENTS:**

### **Building Permits:**

SIMMR008	6 Lafosse Road	Shed
FORSA001	28-30 Springhill Road	Extension to Shed
FORTU013	Harbour Drive	Patio



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**Motion 2021-04-06-09: Councillor Parsons/ Deputy Mayor Smith**

**Resolved to approve the building permit applications for account #SIMMR008 & FORTU013. Approve building permit application for account #FORSA001 based on ethically pleasing & acceptable as per the Planning & Development Committee.**

In favour: Mayor Penwell  
Deputy Mayor Smith  
Councillors: Fleming, Kendell & Parsons

Opposed: 0  
Motion carried

**CORRESPONDENCE:**

Easter Seals- The Adult Life Skills Program: For Councillor's Information

ADC Engineering Services- Municipal Engineering Services: For Councillor's Information, business profile.

True Blue- Child Abuse Awareness Month Proclamation:

**Motion 2021-04-06-09: Deputy Mayor Smith /Councillor Kendell**

**Resolved to proclaim April 2021 Child Abuse Awareness Month in the Town of Fortune.**

In favour: Mayor Penwell  
Deputy Mayor Smith  
Councillors: Fleming, Kendell & Parsons

Opposed: 0  
Motion carried

**COUNCILLOR'S FORUM / COMMITTEE REPORTS:**

Mayor Penwell: NIL

Deputy Mayor Smith: NIL

Councillor Fleming: NIL

Councillor Kendell: NIL

Councillor Parsons: Asked if the minutes can be forwarded a week prior to the next Council Meeting for review.



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- **Victoria Hall Museum Group:** Received a letter from the Victoria Hall Museum Group stating that due to Covid-19 all initial plans for the Victoria Hall were delayed. The Committee is still enthusiastic and interested about the restoration of the Victoria Hall. The Committee is seeking Council to stand by the Committee as they gather momentum once again.

The Committee is yet to be incorporated but hoping the process will start soon. Council agreed to follow up within a month to see if there is any progress.

- **Acuren- Inspection at the Fortune Arena:** As per a directive of Service NL a digital x-ray on ammonia service pressure vessels needs to be completed. Arena Attendant Tulk has advised Acuren will be in the area within the next couple of weeks & can cut down on costs to have completed now. The cost to get this x-ray completed is approximately \$4100

**Motion 2021-04-06-10: Deputy Mayor Smith /Councillor Fleming**

**Resolved to engage with Acuren to complete the digital x-ray on ammonia service pressure vessels at the Fortune Arena at the cost of approximately \$4100.**

In favour: Mayor Penwell  
Deputy Mayor Smith  
Councillors: Fleming, Kendell & Parsons

Opposed: 0  
Motion carried

## ADJOURNMENT / Next Meeting


**Motion 2021-04-06-11: Deputy Mayor Smith /Councillor Parsons**

**Resolved to adjourn the Regular Council Meeting at 7:32 p.m., next Council Meeting scheduled for April 20, 2021 at 6:15 p.m.**

In favour: Mayor Penwell  
Deputy Mayor Smith  
Councillors: Fleming, Kendell & Parsons

Opposed: 0  
Motion carried

  
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Mayor Penwell

  
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Lacey Symes- Town Clerk



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## AGENDA - Council Meeting April 6, 2021 at 6:15 p.m.

### Additions/Adoption to Agenda

Adoption of Minutes: March 23, 2021

### GENERAL BUSINESS

1. Arena Roof Replacement
2. Public Works- Disposal of items
3. Delinquent Accounts/Water Shut Off
4. MNL Board Nomination
5. Account #MATED001/Tax Sale
6. Heritage Run Tourism Association- Levy
7. Downtown Development- Preliminary Meeting (Property Owners)
8. OCI- Tax Agreement

### FINANCIAL TRANSACTIONS:

- Payables March 19, 2021- April 1, 2021

### PERMITS/EXEMPTIONS/ADJUSTMENTS:

Building Permits:  
SIMMR008 6 Lafosse Road Shed

### CORRESPONDENCE:

From	Particulars	Anticipated Action
Easter Seals	The Adult Life Skills Program	Councillor's Information
ADC- Engineering Services	Municipal Engineering Services	Councillor's Information
True Blue	Child Abuse Awareness Month- April 2021	Proclamation

### CAO REPORT

### COUNCILLOR'S FORUM / COMMITTEE REPORTS:

### ADJOURNMENT / Next Meeting: