



# 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.aibn.com](mailto:fortune@nf.aibn.com)

Minutes of a regular meeting of the council  
of the Town of Fortune, held in the  
Town Hall, October 12, 2010 at 6:30 p.m.

## *Members Present*

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

## *Also Present*

Town Clerk	Norma Stacey
Office Clerk	Debbie Hillier

## **Additions to the Agenda:**

- |                  |                                     |
|------------------|-------------------------------------|
| General Business | 13. Pinchmarsh Road                 |
|                  | 14. Storm Drain Problem Areas       |
|                  | 15. Finance Committee Report        |
|                  | 16. Heritage Run                    |
|                  | 17. Fire Dept. Dinner & Dance       |
|                  | 18. Customer Requests               |
|                  | 19. College - Older Workers Program |
|                  | 20. Town Website                    |

*Agenda Additions:  
Regular Meeting  
October 12, 2010*

## **Additions to Agenda of October 12, 2010**

Mayor Penwell asked for approval of the additions to the agenda of the October 12, 2010 regular meeting.

Motion 2010-10-12-02          Parsons/Dunne

Resolved that the additions of the October 12, 2010 regular meeting of council be adopted as presented.

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

Opposed:          0  
Motion carried



# 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](mailto:fortune@nf.aibn.com)

Regular Council Meeting  
October 12, 2010  
Page 2

*Minutes:  
Regular Meeting  
September 27, 2010*

## **Regular Meeting of September 27, 2010**

Mayor Penwell asked if there were any errors or omissions to the minutes of the regular meeting of September 27, 2010 as presented.

Motion 2010-10-12-03      Curtis/Johnson

Resolved that the minutes of the September 27, 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, and P.  
                         Parsons

Opposed:      0  
Motion carried

## *Delegation*

7:00p.m.      Minor Hockey and Figure Skating

Mayor Penwell welcomed the representatives from Minor Hockey & Figure Skating to the meeting.

Representative from the Minor Hockey Association was President Bob Clements and representatives from the Figure Skating Club were President Juanita Rose and member Joanne Rose.

Both groups requested meeting with council to discuss the following issues:

### (1) Temporary Condensor

Youngs Refrigeration was awarded the contract and plan to install the temporary condenser next Monday, October 18, 2010.

### (2) Arena Rates

The arena rental rates for the season Fall 2010 to Spring 2011 will stay the same as last year which is \$70.00 per hour (HST included).

The arena rental rates for the season Fall 2011 to Spring 2012 will increase by \$5.00 per hour which will be \$75.00 per hour (HST included).



# The Town of Fortune

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

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

Regular Council Meeting  
October 12, 2010  
Page 3

## *Delegation Cont'd*

### (3) Rinc Funding - New Condenser, Dehumidifier and Lighting

These items will be going to tender soon. Once the tenders are awarded the switchout of the new condenser will be done based on scheduling and the least amount of disruption for the groups.

### (4) Zamboni

The zamboni will be having maintenance work done now that our Arena Operator started back today.

New mat to be ordered for the zamboni.

Former employee Eric Piercey is available to help arena operator if needed.

### (5) Canteen

There are some repairs to be done to the canteen. The CO2 system has to be upgraded and the hood replaced.

The town is looking into having vending machines installed for hot & cold beverages and snacks.

Will try to operate the canteen when possible.

---

### (6) Coaching Clinics

President Bob Clements informed the council that all coaching clinics should be held in the Grand Bank/Fortune area this season on Saturdays.

### (7) Jack Lee Hockey School

President Bob Clements informed the council that Jack Lee plans to return again this season and have a hockey school.

### (8) Mini Tournament

President Bob Clements informed the council that they are planning mini hockey tournaments with St. Pierre and Marystown this season.

Mayor Penwell thanked Mr. Bob Clements, Mrs. Juanita Rose and Mrs. Joanne Rose for attending the meeting.



# 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  
October 12, 2010  
Page 4

## *Delegation Cont'd*

7:30 p.m. Dinah Caines

Mayor Penwell welcomed Mrs. Caines to the meeting.

Mrs. Caines attended the meeting to discuss Business Tax that she is charged for selling AVON.

Mrs. Caines informed council that she is the only AVON representative in Newfoundland that is charged Business Tax for selling AVON. Mrs. Caines feels that this is unfair and would like council to consider writing off her business tax for this year and discontinue billing her business tax in future years.

Mrs. Caines informed council that she is not the only one selling AVON in this area but she is the only one charged Business Tax.

Mrs. Caines inquired about other home based businesses such as people doing woodworking, baking, cutting hair, knitting, etc., if they were charged business tax.

Mayor Penwell thanked Mrs. Caines for attending the meeting and that her request will be reviewed.

To check with other councils on the peninsula to see if they charge business tax for AVON representatives.

---

## *Action List*

**Action List** from September 27, 2010 was reviewed - Motions from this action list are listed at the end of these minutes.

## *New Business*

The following items were discussed by council.

### 1. **Emergency Disaster Assistance Funding - Areas Identified - Town Infrastructure**

Town Clerk Stacey informed council that Mike Mallay was awarded the contract to do repairs from Hurricane Igor such as the Dam Road, brook by Levi Crockers, Hornhouse Road and our pit.

Motion 2010-10-12-01 Curtis/Johnson

Resolved that the contract for emergency flood damage repairs to various sites within the Town would be accepted as presented from Mallay's Industrial Services Ltd. in the amount of \$14,882.67.



# 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.aibn.com

Regular Council Meeting  
October 12, 2010  
Page 5

## 1. Emergency Disaster Assistance Funding - Areas Identified - Town Infrastructure Cont'd

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

Opposed: 0  
Motion carried.

Councillor Keeping left the meeting at 7:40 p.m.

The areas affected by Hurricane Igor can be restored to pre-storm condition with costs enhancements of 15%. If the costs are higher than the 15% cap then the town would have to apply for the difference under capital works.

Town Clerk Stacey informed council that there wasn't any infrastructure damage to Loggerhead Brook. Have the town's engineer to review the site again and do an assessment.

Town Clerk Stacey also informed council that repairs need to be done to the spillway up Dam Road.

## 2. Burin Peninsula Laubach Literacy Council Invitation - 20<sup>th</sup> Anniversary - October 30, 2010 at 7:30 p.m. - Marystown Hotel

Councillors to let office staff know if they can attend.

## 3. Schooner Regional AGM October 20, 2010 at 6:30 p.m. - Marystown Hotel

Councillor Johnson to let office staff know if she will be attending.

## 4. Dept. of Municipal Affairs Municipal Capital Works Program - Deadline extended to November 30, 2010

Information

## 5. Funding Programs to Help Recruit MUN Students

Check out for RAMS Project - may be paid from Gas Tax Funding.



# The Town of Fortune

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

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

Regular Council Meeting  
October 12, 2010  
Page 6

6. **Destination St. John's - Establishment of 5<sup>th</sup> DMO**

More information required.

7. **Down Home Christmas Greetings**

Will not be advertising due to keeping our advertising locally.

8. **Request Business Permit**

Motion 2010-10-12-04 Johnson/Dunne

Resolved that request received from Mr. Jamie Hillier to operate a taxi business be approved.

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

Opposed: 0  
Motion carried

9. **Cold Storage Wall - OCI**

Town Clerk Stacey, Earl Rose from the Harbour Authority and Work Foreman Thornhill visited the site.

This site where the salt water line goes into plant falls under the jurisdiction of Small Craft Harbours.

There is concern that the wall would give away and damage the salt water lines.

Ask Joe MacIsaac, OCI Plant Manager to attend a meeting to discuss this issue.

10. **Concern re Property - Eldon Street**

Complaints have been received about a resident on Eldon Street who has 2 Rottweilers running on his property and have jumped the fence. Residents walking in the area are concerned that the dogs will jump the fence again and possibly attack.

Write resident and ask him to tie the dogs on while they are out in the yard.



# 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  
October 12, 2010  
Page 7

## 11. Victim Impact Statement and Restitution

Council is seeking financial restitution and victim impact statement to be completed.

## 12. Arena - Wheel Chair Ramp

Motion 2010-10-12-05 Johnson/Curtis

Resolved that a platform be built in the arena for wheel chair accessibility. Platform to be approximately 20 ft long and 6 ft wide with a section of the bleachers to be taken out to build the platform. Funding to be applied for to build platform.

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

Opposed: 0  
Motion carried

## 13. Pinchmarsh Road

There were concerns about when the contractor will be back to resume the work on Pinchmarsh Road. Also concerns about proper signage and barricades.

The contractor is scheduled to be in the area on October 13, 2010 and is responsible for the proper signage and usage of barricades.

## 14. Storm Drain Problem Areas

A resident expressed concern to Councillor Johnson re: Storm drains on Outer Drive & Booth Place. The situation identified by town staff was created from other sources and now has been corrected.

## 15. Finance Committee Report

Finance Committee Chairperson Johnson reviewed the minutes from the September 28, 2010 finance committee meeting.

Motion 2010-10-12-06 Johnson/Curtis

Resolved that the minutes of the September 28, 2010 finance committee meeting of council be adopted as circulated.



# 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  
October 12, 2010  
Page 8

## 15. Finance Committee Report Cont'd

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

Opposed: 0  
Motion carried

Finance Committee Chairperson Johnson informed council that the finance committee will be meeting to discuss the budget, collective agreement, etc.

## 16. Heritage Run

There was a request received from the St. Pierre Ticket Office operator to use the counter space used by Heritage Run during their tourism season. This request cannot be granted because Heritage Run uses it for part of the year.

The St. Pierre Ticket Office operator can install their own counter in the space they are renting at the Interpretation Centre. The counter must conform to the design of the building.

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

Motion 2010-10-12-07      Curtis/Johnson

Resolved that the regular meeting be extended beyond 8:30 p.m. but no later than 8:45 p.m.

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

Opposed: 0  
Motion carried

## 17. Fortune Fire Dept. Dinner & Dance

Invitation to council and staff to attend the Fire Dept's Annual Dinner & Dance on November 20, 2010 at the Fortune Lions Den - Cocktails at 6:00 p.m. and Dinner at 7:00 p.m.

Mayor Penwell and Councillors Curtis and Johnson to attend. Other councillors to let office staff know if they can attend.





# 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  
October 12, 2010  
Page 9

## 18. Customer Requests

(A) Written request received from customer to pay \$50.00 bi-weekly on outstanding balance of 2010's municipal taxes.

Motion 2010-10-12-08 Parsons/Dunne

Resolved that request to pay \$50.00 bi-weekly on outstanding 2010 municipal taxes be approved.

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

Opposed: Councillor Johnson  
Motion carried

(B) Verbal request received from customer to pay last payment of 2010 municipal taxes on December 20, 2010.

Motion 2010-10-12-09 Johnson/Parsons

Resolved that request to pay last payment of 2010 municipal taxes on December 20, 2010 be approved.

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

Opposed: 0  
Motion carried

## 19. College of the North Atlantic - Older Workers Program

Request from CONA to participate in the Older Workers Program again this year.

The town will participate - workers must be able to work independently.

Motion 2010-10-12-10 Johnson/Curtis

Resolved that the regular meeting be extended beyond 8:45 p.m. to finish council business.

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

Opposed: 0  
Motion carried

*Request to Extend  
Meeting beyond  
8:45 p.m.*



# 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](mailto:fortune@nf.albn.com)

Regular Council Meeting  
October 12, 2010  
Page 10

## 20. Town Website

Councillor Johnson was in contact with Chris Herridge about doing a new website for the town. Mr. Herridge submitted a written proposal for the website. Councillor Johnson outlined some of the details in the proposal. Mr. Herridge will be in the area on Monday, October 18, 2010 and offered a discount if the town would sign a contract by Friday, October 15, 2010. The town is unable to sign a contract at this time because we have to seek more quotes for the website.

Contact Fay Herridge to see if she is interested in submitting a quote.

### *Correspondence*

The following correspondence was presented to council for information.

1. Bae New Plan Newsletters
2. Info notes September 24 and October 1, 2010
3. Emails MHA King -
  - (1) Funding Clearwater Seafood
  - (2) Provincial Wellness Grants
  - (3) Supportive Living
  - (4) Lamaline Opens Playground
  - (5) Low Income Benefits to Seniors
  - (6) MHA Recognizes St. Lawrence & Burin

### *Permits*

1. Jerome Davis          Centennial Street          Ext. to Patio

---

Motion 2010-10-12-11          Parsons/Curtis

Resolved that the permit for Jerome Davis listed above be approved as presented.

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

Opposed:          0  
Motion carried

### *Next Council Meeting*

Next regular council meeting scheduled for October 25, 2010.



# The Town of Fortune

P. O. BOX 159  
Temple Street  
Fortune, NE  
AOE 1PO

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

Regular Council Meeting  
October 12, 2010  
Page 11

*Action List Motions:*

**Item 03-22-10 BA3 - Permit to Operate Sewage Collection System**

Motion 2010-10-12-01AL Johnson/Curtis

Resolved that the Permit to Operate Sewage Collection System be approved with the removal of the "Lift Station" section.

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

Opposed: 0  
Motion carried

**Item 07-19-10 NB9 - Tank Replacement**

Motion 2010-10-12-02AL Parsons/Johnson

Resolved that the tank replacement be approved at an approximate cost of \$2500 to \$3000.

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

Opposed: 0  
Motion carried

**Item 09-27-10 NB1 - Perry Barnes - Crown Land Application**

Motion 2010-10-12-03AL Curtis/Johnson

Resolved that the Crown Land Application for Perry Barnes be approved pending approval from all other regulatory departments.

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

Opposed: 0  
Motion carried

**Item 09-27-10 NB14 - Bill 5 - An Act to Provide Liability Protection on Portions of Pedestrian Trails**

Motion 2010-10-12-04AL Johnson/Curtis

Resolved to support Bill 5 - An Act to Provide Liability Protection on Portions of Pedestrian Trail.

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

Opposed: 0  
Motion carried



# 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  
October 12, 2010  
Page 12

*Adjournment:  
Regular Meeting*

Motion 2010-10-12-12      Curtis/Dunne

Resolved that council do now adjourn.

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

Opposed:      0  
Motion carried

The regular meeting adjourned at 8:55 p.m.

  
\_\_\_\_\_  
Mayor

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



# 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

**Delegations/ Guests:** 7:00 p.m - Minor Hockey and Figure Skating

## **Additions to Agenda**

**Adoption of Minutes:** September 27, 2010

## **Action List**

### **GENERAL BUSINESS:**

1. Emergency Disaster Assistance Funding - Areas identified - Town Infrastructure
2. Burin Peninsula Laubach Literacy Council invitation 20<sup>th</sup> Anniversary - October 30, 2010  
7:30 p.m. Marystown Hotel
3. Schooner Regional AGM October 20, 2010 at 6:30 p.m. Marystown Hotel
4. Dept. Municipal Affairs Municipal Capital Works Program - deadline extended to  
November 30, 2010
5. Funding programs to help recruit MUN Students
6. Destination St. John's - establishment of 5<sup>th</sup> DMO
7. Down Home Christmas Greetings
8. Request Business Permit
9. Cold Storage wall - OCI
10. Concern re property Eldon Street
11. Victim Impact Statement and Restitution
12. Arena - Wheel chair ramp



# 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](mailto:fortune@nf.aibn.com)

## CORRESPONDENCE:

1. Bae New Plan Newsletters
2. Info notes September 24, 2010 and October 1, 2010
3. Emails MHA King -
  - 1) Funding Clearwater Seafood
  - 2) Provincial Wellness Grants
  - 3) Supportive Living
  - 4) Lamaline Opens Playground
  - 5) Low Income Benefits to Seniors
  - 6) MHA Recognizes St. Lawrence and Burin

## PERMITS:

1. Jerome Davis                      Centennial Street                      Ext. To Patio