



# The Town of Fortune

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

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A regular meeting of the Fortune Town Council was held on Monday, March 10, 2008 at 7:00 p.m. Members present were: Mayor Alec Noseworthy, Councillors Charles Penwell, James Dunne, Terry Stacey and Kim Price.

Additions to Agenda: 10) Career Beacon  
11) College North Atlantic-Older Worker Program  
12) Easter Monday-Arena  
13) Petition-Paul Tulk  
14) Water exemption request

Delegation/Guests: 7:30 p.m. Helen Drake

Councillor Stacey declared a conflict of interest and retired from the meeting.

The purpose of Mrs. Drake attending the meeting was to discuss with Council the water problems and sewer backup on her property on February 14, 2008 and the fact that the town's insurance company has denied her claim. Mrs. Drake spoke about a similar problem back in 1992 and said that at that time they had sought legal advice and they were within their rights because there was an agreement between NLHC and the Town. Legal advice that she currently contacted said that Council should have reports re checking sewer line. Mrs. Drake said that the town truck did not come down to her property until after lunch and she said she had contacted the office in the morning to ask for someone to check the french drain. Mrs. Drake suggested another catch basin be put on her property and a culvert installed to go out to the main road. Mrs. Drake said that the town owned 11-14 feet from her property to the road. She said that there was a catch basin at the other end of her property and the cul de sac. Mrs. Drake said that there has to be some solution to this problem. Mrs. Drake said in speaking with her legal advice that she would have to obtain copies of the agreement between the Town and NLHC; demonstrative inspection records; Council to give Baine Johnston permission to search for prior correspondence re flood of 1992. Mrs. Drake said that the insurance company advised that the current Acting Work-Foreman told them that regular checks are done on the lines but he did not tell them of the number of times town staff had been down to pump water out of her yard. Councillor Dunne inquired if the town was to install another storm drain, would the Drakes install a non-return valve. Mrs. Drake said they definitely would. Mrs. Drake said she has asked Municipal Affairs to come out and review our system for upgrades. Someone was to get back to her from the Dept. Mrs. Drake said that there was an occasion when former employee Cy Caines was contacted because they were experiencing water problems, however he was not on call at that time, she was unable to contact Hedley Hillier and eventually she was able to reach Roy Thornhill and Phil Thornhill. She said Phil showed up about a half hour later and then got



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pumps. Council advised that they would discuss the matter and inform Mrs. Drake of their decision. Mrs. Drake retired from the meeting at 8:00 p.m.

**Be it Resolved:** It was moved by Councillor Penwell and seconded by Councillor Dunne that we write Mrs. Drake to inform her that the Town is abiding by the decision of the insurance company to deny her claim since the Town was not responsible for damages. Unanimously agreed. Motion carried.

**Be It Resolved:** It was moved by Councillor Penwell and seconded by Councillor Price that the agenda be adopted as presented. Unanimously agreed. Motion carried.

**Be It Resolved:** It was moved by Councillor Stacey and seconded by Councillor Dunne that the minutes of the February 25, 2008 meeting be approved as presented. Motion carried.

## BUSINESS ARISING:

1. Bridges Employment Lease-defer
2. Boundary line Mr. Parsons-defer
3. Innovative Communities Fund (SWAT) Analysis-defer

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4. Permit Fee Structure-defer
5. Wastewater Collection System-defer
6. Employee Benefit Plan-defer
7. Compactor-RJG Construction
8. Expropriation
9. Waste Disposal Site
10. Bridges Employment



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11. Financing Dump Truck
12. Land (Melvin Thornhill) Councillor Stacey reviewed proposed site 20'deep x 25' wide. These measurements will be 20ft from the playground fence. Town Clerk Stacey noted that the town had lines going in through that area and would check with the Acting Work Foremen regarding same.

**Be It Resolved:** It was moved by Councillor Penwell and seconded by Councillor Stacey that the town would sell the portion of land measuring 20x25 at a cost of .50¢ per square foot to Melvin Thornhill as requested on the condition that there is no interference with any of the town lines. Unanimously agreed. Motion carried.

13. Ocean Choice International re equipment removal from plant. Mayor Noseworthy notified Greg Hardy that the Town, Concerned Citizens Committee, and FFAW Local representatives were not in favor of the removal of the equipment.
14. Hornhouse Road re meeting with DFO officials-will arrange with the Town the next time they are in the area.
15. Targeted Initiative for Older Workers(Dept. HRLE)-Linda attended.
16. IMP request for business tax refund-Town Clerk Stacey contacted the Dept. and was advised that a similar case was taken to court and the business was awarded the business tax refund

**Be It Resolved:** It was moved by Councillor Penwell and seconded by Councillor Price that IMP be granted two (2) months business tax refund for 2007. Unanimously agreed. Motion carried.

17. Ad for temporary Office Clerk and Arena Operator-deadline for applications is Wednesday, March 12, 2008 at 4:00 p.m. Mayor Noseworthy, Councillor Penwell and Councillor Dunne are available to review applications on Thursday at 4:00 p.m.
18. Employee matter-Council updated.



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- 18b. Donation in memory of Basil Collier-\$50.00 donation forwarded to the Cystic Fibrosis Foundation and copy of attached letter given to family.
- 18c. Severance Package-interpretation of Article 22. Discussion held regarding same.

**Be It Resolved:** It was moved by Councillor Dunne and seconded by Councillor Stacey that we would change the wording re severance pay and Councillor Stacey would discuss same with Phil Thornhill, Shop Steward. Unanimously agreed. Motion carried.

## NEW BUSINESS:

- 1. Blanche & Norman Roberts-Lombard Insurance contacted the Town and advised, after seeking legal advice, that they would paid half of the claim cost submitted by the Roberts; however there would not be any cost to the Town.
- 2. Supported Employment Program Worker/Co-Worker. Town Clerk Stacey updated Council on situation that took place. It was agreed to contact Bridges Employment Services regarding their client; advise that if another co-worker is found that the town will have to approve that person and be a part of the hiring process; Council will review program on a regular basis; and advise that the town is considering hiring Mr. Randell on a temporary basis until Council deems it necessary to reassess situation. There was further discussion regarding the current shortage of town employees, and it was agreed to hire Mr. Randell on a temporary basis Council deems it necessary to reassess situation.
- 3. Tabletop Exercise-Fortune Marine Facility & Port, March 25, 2008 to be held in the classroom upstairs. Town Clerk will attend from the Town.
- 4. Convention Expense 2007-\$6,137.63

**Be It Resolved:** It was moved by Councillor Penwell and seconded by Councillor Price that the Convention Expense for 2007 be approved. Unanimously agreed. Motion carried.



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5. Heritage Foundation NL-Workshop March 11, 2008.
6. Invitation Official Opening St. Lawrence Curling club, March 14, 2008 at 7:00 p.m. No one available to attend.
7. Municipal Symposium Thursday, May 8-10 2008, defer
8. Memorial University-map library-can forward street map.
9. Minor Hockey Booklet-request for donation.

**Be it Resolved:** It was moved by Councillor Price and seconded by Councillor Stacey that we have a half page donation at a cost of \$50.00 towards booklet. Unanimously agreed. Motion carried.

10. Career Beacon-info regarding employment advertising at a cost. File.
11. College of North Atlantic Older Worker Program-Concerned Citizens Committee developing own proposal.
12. Easter Monday-Arena-agreed to open to accommodate Figure Skating Club.
13. Petition-Paul Tulk and area residents re Forsey Property. It was agreed to discuss matter with the Department of Municipal Affairs and contact the SPCA regarding the cats.
14. Residents requesting water rates exemption for buildings either removed or changed to storage shed.

**Be It Resolved:** It was moved by Councillor Penwell and seconded by Councillor Price that residents who request exemption for water rates would be required to dig up their water line and sewer line at their costs and the Town would cap off lines in order to receive an exemption for water taxes. Unanimously agreed. Motion carried.



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## CORRESPONDENCE:

1. Infonotes-February 22, 2008  
Infonotes-February 29, 2008

## BILLS:

It was moved by Councillor Penwell and seconded by Councillor Price that the bills be paid as presented. Unanimously agreed. Motion carried.

## PERMITS:

1. Juanita Strickland-request to change previously approved quarry permit to agriculture land.

**Be It Resolved:** It was moved by Councillor Penwell and seconded by Councillor Dunne that the town approve the change from quarry to agriculture development pending approval from all other regulatory departments. Unanimously agreed. Motion carried.

**Be It Resolved:** It was moved by Councillor Price and seconded by Councillor Stacey that the meeting adjourn at 10:10 p.m.

Mayor

Town Clerk



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## AGENDA Council Meeting March 10, 2008

Adoption of Agenda

Adoption of Minutes - February 25, 2008

### BUSINESS ARISING:

1. Bridges Employment Lease - Defer.
2. Boundary Line Mr. Parsons - Defer.
3. Innovative Communities Fund (SWAT) Analysis - Defer.
4. Permit Fee Structure – Defer.
5. Wastewater Collection System - Defer.
6. Employee Benefit Plan - Defer.
7. Compactor - RJG Construction

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8. Expropriation
9. Interpretation Center's current JCP - approved to August
10. Waste Disposal Site
11. Bridges Employment (Revenue Canada) - Defer.
12. Financing Dump Truck
13. Land (Melvin Thornhill)
14. Ocean Choice International - re: equipment removal from plant
15. Hornhouse Road - re: meeting with DFO Officials

Continued .../2





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16. Targeted Initiative for Older Workers (Dept. HRLE) - Linda attended.
17. IMP - request for business tax refund
18. Ad for temporary Office Clerk and Arena Operator - deadline for applications is Wednesday, March 12<sup>th</sup>, 2008 at 4:00 p.m.
19. Employee matter - update.

## NEW BUSINESS:

1. Blanche & Norman Roberts
2. Supported Employment Program - Worker/Co-Worker
3. Tabletop Exercise - Fortune Marine Facility & Port, March 25, 2008
4. Convention Expense 2007 - \$6,137.63
5. Heritage Foundation NL - Workshop, March 11, 2008
6. Invitation Official Opening St. Lawrence Curling Club, March 14, 2008 at 7:00 p.m.

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7. Municipal Symposium, Thursday, May 8-10, 2008
8. Memorial University - map library
9. Minor Hockey Booklet - request donation

## CORRESPONDENCE:

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## BILLS:

## PERMITS:

1. Juanita Strickland - request to change previously approved quarry permit to agriculture