

REGULAR COUNCIL MEETING
December 12, 2018

Present: Mayor Eric Gavin; Councillors Darren MacKinnon, Darrel Wood, Kevin Maynard, Joey Dumville, Valene Gallant and Judy MacIsaac; Reporters from West Prince Graphic and Journal; and CAO Bev Shaw.

Regrets:

1. MEETING TO ORDER:

Mayor Gavin called the meeting to order at 5:30 pm and declared a quorum present. The Mayor welcomed the new councillors to the table.

The agenda was approved with additions - 1. Affordable Housing Meeting with Clifford Lee. 2. Request from Maple Leaf Curling Club. *Moved by J. Dumville, seconded by K. Maynard and carried.*

2. CONFLICT OF INTEREST DECLARATIONS:

nil

3. MINUTES

The November 8, 2018 regular council meeting minutes and November 27, 2018 special council meeting were reviewed for errors and omissions. *Moved by J. Dumville, seconded by D. Wood and carried* that council meeting minutes be approved.

4. BUSINESS ARISING FROM MINUTES:

Centennial Park exercise equipment to be removed due to poor condition.

Mayor Gavin made the following appointments to Council:
Darren MacKinnon - Deputy Mayor, Finance and Human Resources;
Joey Dumville - Recreation;
Valene Gallant - Streets, Streetlights & Sidewalks;
Darrel Wood - Police and Fire Department;
Kevin Maynard - Properties;
Judy MacIsaac - Newcomers & Recruitment of Health Workers, Human Resources;
Eric Gavin - Sanitation and Community Development.

All Council members will sit on Community Development committee.

5. FINANCIAL BUSINESS:

Financial reports circulated to Council. Darren explained the expected loss on the balance sheet due to sale of CN Station, the adjustments made at year end regarding the overtime payable and payables, the collection of sewer utility receivables and confidentiality required and gas tax investments.

Bank balances as follows: November 30/2018 for general account - \$206,418.78 and for sewer - \$181,994.71. Expenses for November, 2018 for general totaled \$143,820.97 and for

sewer \$12,024.49 plus payment of \$127,088.46 on CWWF loan. Revenue for November 2018 for general - \$70,063.47; for sewer \$6,245.18. **Moved by J. Dumville, seconded by J. MacIsaac and carried** that financial reports and paid bills for November 2018 be approved.

6. NEW BUSINESS

A. Mayor's report - Eric reported meeting with Robert Morrissey and Robert Henderson regarding funding for a fire department project. He also met with Co-op manager and has been keeping in touch with lagoon and lift station issues.

B. Administrator's report - Bev reported attending pre trial for O'Halloran case and was advised that next hearing would be February 2019. The past month included working on the street light decor and decorations in the boardroom, information for new council and signatures on required council documents, honorarium payments, preliminary approval for Charles Adams re CN station, two sewer utility accounts sent to lawyer for collection, and warning station during recent power outage. Bev mentioned that Sperra Construction is looking for compensation for damage to wiring to street light in front of O'Leary Retail Centre. The wire was left on the ground, uncovered and unmarked, and snow removal equipment caught it. Council agreed that this would not have happened had the wire been buried as it was supposed to be. Building/development/business permits in November - preliminary to Charles Adams. Bev's overtime at 8 hours, 2 weeks of 2018 vacation left but planning to take at least a week during holidays; Dale's overtime not available; holidays used for 2018; Jessica's overtime at 45.5 hours, mostly due to recent hockey tournament and she is planning time off during the holidays.

C. Reports from Departments

Recreation (Joey) - Report from Jessica circulated to Council. Highlights included hockey classic information, newsletter, newcomers event and annual Christmas Tree Lighting event.

Streets & Sidewalks (Valene) - Eric asked Council to look at relocation of street light currently located at O'Leary Retail Centre.

Newcomers/Recruitment (Judy) - Judy mentioned the upcoming newcomers event at the curling club.

Properties (Kevin) - Kevin plans to meet with Bev to obtain a list of properties owned by the Town.

Fire Department/Police (Darrel) - Darrel reviewed the reports from Fire Chief Ron Phillips and advised he met with the fire department members last evening. Also reviewed the RCMP monthly report.

Sanitation - Eric reported that equipment at lagoon UV chamber has been moved to the above ground building as dampness seems to be an issue with the equipment. Staff is waiting on technician from Moncton as equipment isn't working properly. Recent issues with lift station include pump failure due to large mop head in system. Residents connected to the lift station have been advised against this practice (or accident). A new generator has been purchased for the operation of the lift station during power outages.

D. Fees Bylaw # 2018-08 - First Reading

Whereas the Municipal Government Act requires a bylaw to enable the Council of the Town of O'Leary to pass bylaws establishing and requiring the payment of fees for development permits, business licenses, inspections, parking, recreation, rentals and other matters for the purpose of

raising revenue;

Be it resolved that Fees Bylaw # 2018-08 be hereby read a first time.

MOVED by Darren MacKinnon, SECONDED by Judy MacIsaac and CARRIED.

Whereas the Municipal Government Act requires a bylaw to enable the Council of the Town of O'Leary to pass bylaws establishing and requiring the payment of fees for development permits, business licenses, inspections, parking, recreation, rentals and other matters for the purpose of raising revenue;

And whereas the Fees Bylaw # 2018-08 was read a first time at this council meeting;

Be it resolved that the Fees Bylaw # 2018-08 be hereby approved.

MOVED by Joey Dumville, SECONDED by Darren MacKinnon and CARRIED.

E. Elections Bylaw # 2018-06 Amendment # 1 - First Reading

WHEREAS the Municipal Government Act requires a bylaw to authorize the municipality to hold an election for municipal mayor and council positions;

AND WHEREAS amendments are required to ELECTIONS BYLAW # 2018-06;

BE IT RESOLVED that Elections Bylaw # 2018-06 be amended as follows:

Section 9.5 to read "Pursuant to Subsection 4 (3) of the Campaign Financing Regulations and effective January 1, 2019, neither a candidate nor that candidate's spouse shall make a contribution to that candidate's own election campaign exceeding the amount by other contributors."

Section 14.1 to read "Pursuant to subsection 13 (1) of the Campaign Financing Regulations, a person who contravenes a provision of this bylaw is guilty of an offence and liable on summary conviction to a fine not exceeding \$2000.00."

Section 17.1 to read "An advance poll will be held in accordance with section 45 of the Act and section 43 of the Regulations on the Saturday prior to the municipal election."

Section 18.1 to read "Pursuant to sections 10 and 11 of the Election Regulations, the election office shall be opened from the fourth Tuesday before the election at the O'Leary Town Complex, located at 18 Community Street, O'Leary, PE, and shall be open each business day from 9 am to noon and 1 pm to 3 pm and includes Advance Poll Day from 9 am to 12 noon and Election Day 9 am to 7 pm."

AND ALSO BE IT RESOLVED that ELECTIONS BYLAW # 2018-06 AMENDMENT # 1 be hereby read a first time.

MOVED by Darren MacKinnon, SECONDED by Darrel Wood and CARRIED.

WHEREAS the Municipal Government Act requires a bylaw to authorize the municipality to hold an election for municipal mayor and council positions;

AND WHEREAS amendments are required to ELECTIONS BYLAW # 2018-06;

BE IT RESOLVED that ELECTIONS BYLAW # 2018-06 be amended as follows:

Section 9.5 to read "Pursuant to Subsection 4 (3) of the Campaign Financing Regulations and effective January 1, 2019, neither a candidate nor that candidate's spouse shall make a contribution to that candidate's own election campaign exceeding the amount by other contributors."

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MOVED by Joey Dumville, SECONDED by Judy MacIsaac and CARRIED.

F. Realtor for Subdivision Lots - Moved by D. MacKinnon, seconded by J. MacIsaac and carried that Don Murphy be appointed as realtor for the Pate Garden Subdivision lots. ***Moved by K. Maynard, seconded by D. MacKinnon and carried*** that an additional \$1500 be added to the price of each Pate Garden Subdivision lot to cover the cost of realtor fees.

G. FPEIM Board of Directors - Mayor Gavin appointed Kevin Maynard as representative from O'Leary to the FPEIM Board of Directors to replace Marvin MacDonald, former councillor.

H. Generator for complex - Eric advised that engine for the complex generator lost its coolant, heated and is no longer operational. Tri-County Marine has looked at it and are trying to find a replacement. Council recommended that a second quote be obtained and financing be arranged.

I. Resolution to change Council meeting night - Moved by J. Dumville, seconded by V. Gallant and carried that Council meetings be held the second Wednesday of each month except July and August as regular meetings are not usually held during those months.

J. O'Leary Community Health Foundation donation request - Moved by D. MacKinnon, seconded by J. Dumville and carried that the Town of O'Leary pledge to donate \$2500 in next budget (2019-2020) to assist the Health Foundation in their efforts to raise \$50,000 for a Community Hospital training lab.

K. Other business & correspondence:

> Clifford Lee letter re affordable accessible housing - Council members are very interested in meeting with Mr. Lee in the new year preferable during the evening.

> Maple Leaf Curling Club requested financial assistance with a “newcomers” event to help introduce people to different sports and activities in town. ***Moved by D. MacKinnon, seconded by J. Dumville and carried*** that \$500 be donated to help with the social time refreshments.

7. COMMITTEE OF THE WHOLE

Moved by D. MacKinnon, seconded by K. Maynard and carried that Council adjourn to committee of the whole session at 7:10 pm.

Moved by J. Dumville, seconded by D. MacKinnon and carried that regular meeting reconvene at 7:46 pm.

Results from Committee of the Whole

Council directed that Town owned lot PID # 41715 on Willow Avenue be advertised for sale by tender. To advise interested person of plan.

8. ADJOURNMENT

Meeting adjourned at 7:47 pm on a *motion by D. MacKinnon, seconded by J. Dumville and carried.*