

Town of North River Meeting Minutes May 2, 2023
Town Council Chambers 43 North River Road, North River, NL

In Person Attendance: DM Blair Hurley (Joined meeting at 8:20pm), Councilors' Joanne Morrissey, Elsie Morrissey, Kelly Hall, John Newell, and Dwight Snow
Also Present: Katie O'Flaherty - Town Clerk/Administrator, Patricia St. Clair, Juanita Bradbury, Derrick March, Noel Hurley, and James Cummings
Absent: Mayor Brian Hurley

In the absence of Mayor Hurley and Deputy Mayor Hurley, Council appointed Councilor Joanne Morrissey to chair the meeting.

Agenda and Minutes:

Motion 2023 – 2178– Councilors Hall/ E Morrissey

Resolved that the agenda for the May 2, 2023, meeting be adopted with the following additions.

Community Clean-up

Accounting updates

All in Favor, Motion Carried

Motion 2023-2193 – Councilor Snow/Hall

Resolved that the minutes of April 10, 2023 Special meeting of council be adopted.

All in Favor, Motion Carried

Motion 2023-2194 – Councilor J Morrissey/Newell

Resolved that the minutes of April 25, 2023 Special meeting of council be adopted.

All in Favor, Motion Carried

Motion 2023- 2179 – Councilors Hall/ Snow

Resolved minutes of the April 4, 2023, meeting be adopted as circulated. No errors or omissions.

All in Favor, Motion Carried

Delegation:

Chairperson J Morrissey advised Mr. Hurley of the council's procedure. Delegates are given 5 minutes to speak, and the council will respond in writing within a fair and reasonable time.

Mr. Hurley thanked the council for the opportunity to address them this evening. His reason for attending tonight's meeting was to address the issues they have experienced thus far with the construction of their house at 44 North River Road. He noted his disappointment with the council upon receiving the first stop work order as he felt the issuance of the first stop work order was unnecessary. He advised that he had informed the Town Clerk that he had an email from his engineering firm stating that a septic design was completed as required by Service NL as well as a text from Service NL indicating that approval would be issued within a day of receiving design from the engineering firm. The following day he received the stop work order. Mr. Hurley spoke of his time living in North River and noted that he expected greater consideration from the council. He referred to his property across from the Town Office and the pride shown in their property. When Madengail Lane was reconstructed several years ago, he allowed council to move approx. 6ft onto their building lot to avoid council having to remove/relocate utility poles which he believed would have cost approx. \$10,000 per pole, as per his own personal experience.

Mr. Hurley believes that the second Stop Work Order was not within the council's jurisdiction to issue. Mr. Hurley noted that his interpretation of bylaws was that the installation of culverts would fall under Dept. Enviro and Climate Change. He advised that he contacted the office in Grand Falls where he was directed to the Director of Water Resources in St. Johns. The director informed him that if he was not diverting water or causing silt to go into the river, he did not need a permit. Following the special meeting, Mr. Hurley believed there was a leak of information which led to constant harassment of his workers which resulted in them leaving the jobsite. He hopes the council will address this matter appropriately. Mr. Hurley expressed his respect for those who volunteer their time to council as he himself was DM at one time and respects the work they do. He feels it is unfortunate that paths have crossed as they have and escalated this far and does not wish for the situation to escalate any further. Mr. Hurley spoke in response to the letters

Let's build a great community together.

Town of North River Meeting Minutes May 2, 2023
Town Council Chambers 43 North River Road, North River, NL

which he had sent to Municipal Affairs for an investigation into the Clerk and 4 members of council. Mr. Hurley said he wrote a second letter withdrawing his request as he would prefer to settle at community level as he wishes to have a friendly working relationship. He advised Council of is an issue with the construction of the road adjacent to his house that the council may or may not be aware of. During heavy rain the water from the mailbox area does not flow to the ditch that the council will need to address. Mr. Hurley went on to talk about the culvert across North River Road, which had recently been blown out, the face of the 36" culvert was partially blocked, and the bottom of the drainage ditch was just about completely foundered in. His contractor cleaned the debris away and hauled away approx. 2 truckloads of material. Water flow is the best it has been in years. The Engineers involved as well as contractor feel as through the culverts installed are more than adequate to withstand the flow of water as well as any additional water that may come from Madengail Lane in the future. He felt inconsistency with councils' resistance to allow him to install culverts at bottom of drainage ditch, since council already has about 100 ft of culvert at the top of the ditch. Once the 4 culverts were installed by Mr. Hurleys contractor, they could not proceed any further as there is a turn in the road. There would need to be angled joiner to connect to two culverts to fit the curve. Mr. Hurley asked for the consideration of council, at his expense, to install 2 more lengths of culvert and leave one length of culvert open at the bottom. He believes it is a great improvement and noted that the initial ditch encroached 5ft on his property.

Business Arising:

Service NL will not issue removal orders, only inspect to see if septic waste is being disposed of into the ground. If on Crown Land, then Crown Lands issue to deal with. When within the Municipal Planning Area, the town has the authority to have it removed.

Motion 2023-2180 Councilors E Morrissey/ Hall

Resolved that council proceed with removal order of camper parked in the Municipal Planning Area.
All in Favor, Motion Carried

The Dept. of Transportation fixed up large holes in Snows Pond Road as far as the bus turnaround. Grading starts in mid-May. Currently waiting for parts to complete repairs to grader.

New Business:

A special meeting of the council was called on April 10, 2023, and the following motion was made to be ratified at council's next regular meeting.

In attendance at the meeting were Councilors Hall, Snow, Newell, and E Morrissey.

Motion 2023- 2173 – Councilors Hall/ Snow

Resolved that a stop work order be issued to 44 North River Road until a letter of approval is received from Service NL for a well and septic system.

All in Favor, Motion Carried

Required documents were received from Service NL on April 13, 2023.

Motion 2023-2174 – Councilors Newell/ Hall

Resolved that the stop work order be lifted as of April 13, 2023

All in Favor, Motion Carried

A special meeting of council was called on April 25, 2023, to discuss ongoing work at 44 North River Road. The following 2 motions were made and to be ratified at the council's next regular meeting.

Motion 2023-2175 Councilors Snow/J Morrissey

Resolved that the Clerk seek legal advice from Stewart McKelvey in relation to development at 44 North River Road.

All in Favor, Motion Carried

Motion 2023-2176 Councilors Snow/Hall

Resolved that the Clerk be given the authority to proceed on the advice obtained from Stewart McKelvey

All in Favor, Motion Carried

Let's build a great community together.

Town of North River Meeting Minutes May 2, 2023
Town Council Chambers 43 North River Road, North River, NL

Based on the information obtained

Motion 2023-2177 Councilors E Morrissey/ Newell

Resolved that a removal order be issued to 44 North River Road for the removal of culverts.

All in Favor, Motion Carried.

Clerk to advertise Community Garden Beds. Priority given to those who had beds the previous year. Price remains the same \$15.00.

The council discussed the cleaning of the office. Office is no longer open for public events therefore cleaner no longer required.

The Clerk asked that the council revisit the request for a debit machine. Finance committee to discuss.

Clerk reported that she spoke to the President of the 50+ club who asked about partnering up for Canada Day celebrations. The idea needs to be discussed with the 50+ group first as members are from many communities in the area, not just North River.

Garage allowance was discussed. Any tools required by the maintenance person up to \$100 be confirmed with the clerk and reported to the council. Should bigger items need to be purchased, a request must be made to the council.

Community Clean-up Day to be held on June 24, 2023. More details to follow.

The clerk reported that she had met with Hubert Burden to discuss accounting programs and updating entries as recommended by the Auditor.

Motion 2023-2181 Councilors Hall/E Morrissey

Resolved that the town hire Hubert Burden to consult and advise Clerk with accounting needs until all updated data is transferred to new program. Clerk to provide report to council on status.

All in Favor, Motion Carried

Council to purchase flowers for welcome signs and office.

Development Applications:

7-9 Dr. Whelan's Road – House – Clerk advised that owner wished to build second house on property. The council questioned how land would be divided and the plan for a septic system. Recommended that owner contact a designer and Service NL to see options for septic and then come back to council with an updated survey. Application deferred.

Motion 2023-2182 Councilors Hall/E Morrissey

Resolved that the application for 163 North River Road - shed, be approved.

All in Favor, Motion Carried

Motion 2023-2183 Councilors E Morrissey/Hall

Resolved that the application for 9 Cummings Lane – garage, be approved.

All in Favor, Motion Carried

Motion 2023-2184 Councilors Snow/Hall

Resolved that the application for 10 Snows Pond Road – garage, be approved.

All in Favor, Motion Carried

Motion 2023-2185 Councilors Hall/E Morrissey.

Resolved that the application for 10 Snow's Pond Road – house, be approved pending the approval of Service NL.

All in Favor, Motion Carried

Let's build a great community together.

Town of North River Meeting Minutes May 2, 2023
Town Council Chambers 43 North River Road, North River, NL

Motion 2023-2186 Councilors Hall/Snow

Resolved that the application for 318 North River Road – shed, be approved.
All in Favor, Motion Carried

Motion 2023-2187 Councilors Snow/Hall

Resolved that the application for 308 North River Road –shed, be approved.
All in Favor, Motion Carried

Motion 2023-2188 Councilors Snow/Newell

Resolved that the application for 2 Ashford's Lane – garage, be approved pending site visit.
All in Favor, Motion Carried

Councilor Hall left due to conflict of interest.

Motion 2023-2189 Councilors Snow/E Morrissey

Resolved that the application for 10-14 Jade's Lane – house/garage, be approved pending the approval of Service NL.
All in Favor, Motion Carried

Councilor Hall returned to the meeting.

Correspondence for Information:

Meridian Engineering Dept. of Forestry, Fisheries and Agriculture Canadian Heritage Canada Summer Jobs Child, Seniors, and Social Development Association of Early Childhood Educators North River Recreation PMA 14-18 Efford's Road BrenArt Contracting	Quote – Madengail Lane Community Garden Support Funding approval Summer Employment - 2 positions Age Friendly Grant Proclamation Use of Tennis Court/Basketball Convention June 13,14 and 15 2023 Lawn Damages Quote for tree removal	Motion Clerk to apply File Clerk to advertise Clerk to send out more information Motion OK. Confirm insurance File Reference damages policy Deferred
---	--	--

Motion 2023-2190 Councilors E Morrissey/ Snow

Resolved that the council accept the quote from Meridian Engineering in the amount of \$1500.00 plus HST to complete a site, prepare estimate and prepare funding application on behalf of council.
All in Favor, Motion Carried

Motion 2023-2191 Councilors E Morrissey/ Hall

Resolved that the council proclaim May 28-June 3, 2023, as Provincial Early Childhood Educators' week.
All in Favor, Motion Carried

Committee Reports

Bay de Grave – No meeting. Note: Firefighters ball is this weekend.

Joint Councils – Meeting cancelled.

Animal Control – Nothing to report.

Occupational Health Safety – Nothing to report.

Let's build a great community together.

Town of North River Meeting Minutes May 2, 2023
Town Council Chambers 43 North River Road, North River, NL

Bills

Motion 2023 –2192 –Councilors E Morrissey/Hall

Resolved that the bills be paid as presented.

All in Favor Motion Carried

Motion 2023-2179 Councilors Newell/DM Hurley

Resolved that the maintenance man received an additional \$5.00 per hour for the use of his personal truck, insurance, gas, and tools.

All in Favor Motion Carried

Note: Weekly work reports required to be completed and passed into the office.

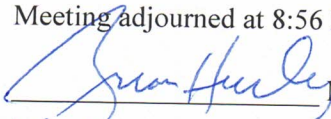
Adjournment

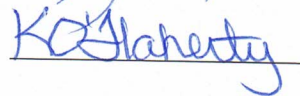
Motion 2023 –2195 – Councilors Snow/E Morrissey

Resolved that this meeting of the council be adjourned until the next regular meeting June 6, 2023, at 7:00 p.m. at the Town Council Chambers, 43 North River Road.

All in Favor Motion Carried

Meeting adjourned at 8:56 P.M.

 Mayor Brian Hurley

 Katie O'Flaherty - Town Clerk/Administrator