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Town of Salmon Cove
Public meeting August 9, 2022

Members Present:	Mayor	Cavell Reynolds
	Deputy Mayor	Allan Oates
	Councillors	Ryan Burton
		Roydon Case
		MaryLynn Layman
		Diane Peach
Also, Present:	Town Clark	Cynthia Case
Absent:	Councillor	Jonathan Whiteway

Mayor Reynolds called meeting to order at 7:00 P.M.

Start with the motion to adopt the agenda.

Motion 022-128 **M. Layman/R. Burton**

Motion to adopt the agenda.

In favor: C. Reynolds; A. Oates; R. Burton; R. Case; M. Layman; D. Peach
Opposed: Nil

Motion Carried.

Motion 022-129 **A. Oates/D. Peach**

Motion to accept the minutes of the Public Meeting held on July 12, 2022, with no errors or omissions.

In favor: C. Reynolds; A. Oates; R. Burton; R. Case; M. Layman; D. Peach
Opposed: Nil

Motion Carried.

Mayor Reynolds would like to say a few words:

"We are going to start the meeting off on a different foot tonight. I would like to have a few words tonight before we start our official meeting, and unfortunately it is not something that I wanted to start our meeting with. I certainly don't want to, but I have to say that over the past few weeks with some, once again, social media, and things being said. I have to stand up for our

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council here, as the Mayor, and anything that's put on there that is not accurate, I feel that the public should know, what the correct is."

"I would like to take a few minutes to clarify some comments made on Social Media over the past few weeks by a Councillor and a social media user."

"Also, want to stress that any comments made on social media are of one's opinion and are not facts, those who read or comment on them, it is of their opinion on how they perceive them."

"Post by a Councillor"

"The Town of Salmon Cove has its own Social Media Policy, whereby Councillors, employees and any department that are arms of Council are asked to refrain from posting or commenting on anything concerning town business. This advice is also recommended highly by Municipal Affairs. We did have Mr. Sandy Hounsell out here and he spoke highly of the rights and wrongs of Social Media."

"On July 13th, a Councillor who feels that our policy doesn't apply to them posted on social media that there was underhanded activity happening concerning the beach and a business operation down there. First of all, we the Town of Salmon Cove aren't operating the Sands. The SCFDA are operators of the beach, and it's up to them who they sublet to. I would also again like to clarify that Councillor Layman as stated in the July 12th meeting was declared not in conflict when we were in discussion about our beach. It was a vote of 4 for and 2 against that Councillor Layman was not in conflict, majority rules. The Municipal Affairs Act states that a Councillor can be declared not in conflict by a majority vote of council."

"In the same post, this Councillor also spoke about our privileged meetings (which the Councillor refers to as 'Rehearsals'), disrespectful in my opinion. A privileged meeting is for the purpose of reviewing upcoming Agendas, whereby under the Municipal Act we can debate, discuss, and prepare for our upcoming meetings. This in turn allows for our meetings to run appropriately, smoother, and gives us ample time to review requests from residents (such as issues or concerns, whereby hopefully we can have an answer for them at our next meeting, request for permits, review business plans, house plans, etc.)."

"Hopefully, this clears up any questions concerning the post that was made and to also let the public know that we don't appreciate the comments that were made by our Councillor. We hope that with the new code of conduct that will be released in the near future will avail such things like this happening again."

"I would now like to clear up a post that was made by a Social Media user on July 15th whereby this person is saying that they were informed by someone that our employees were told not to pick up their brother who was sick. This was not the case. Yes, a resident was picked up by our employees and taken home. When we were informed of this, we did discuss it with our employees. We informed them of the liabilities and the problems that could arise from such actions while using town vehicles. I would like to assure that this had nothing to do with who was picked up or where they were being taken. If anything had happened, it would have been a

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liability to our town and its residents. Also, by doing this, it could be a risk for our employees. We encourage our employees, residents, and Councillors, if they see anyone in need of help by all means reach out to the proper authorities to assist them. Either call 911 for medical support, RCMP for emergencies, call a family if known, to assist the person who is in need. This was not done because of any particular person; it was done for the protection of all."

"It was also stated in the same post that the council has been contacting them by means of Facebook. Upon review of this, I can assure the social media user, that this council has not reached out to contact them in any way. I cannot speak on anything that may have been done in the past, however our current town clerk has not tried to reach out to this person at all. On the same day, this user stated that a Councillor reached out to them to apologize on the previous post. My question is, who was the Councillor and what did they apologize for?"

Councillor Layman, "I would like to know the answer to that too."

Mayor Reynolds, "We have nothing to apologize for! We have done no wrong. If there was a Councillor who had done that, they had no right to do it, especially on behave of all Councillors here."

Deputy Mayor Oates, "I would like to add. I did reach out and told them that if they wanted to come and sit down with me and have a cup of coffee. I would explain to them exactly what was done to given them assurance of what the whole process was, they were welcome to come to my home and sit down and have an open discussion to get clarification."

Mayor Reynolds continued, "Well I hope this gives this person clarification. I mean we are liable for stuff like that. Before I conclude with this, I ask that no Councillors be offended with what I am going to say now."

"I would like to remind all Councillors that we became Councillors, I recall a conversation that we had about Social Media, at the time, I stated that if you comment or post on Social Media, you are accountable for your own actions. I now consider these posts answered and going forward I will not be trying to answer for those who continue to go against town policy and advice from Municipal Affairs."

"We cannot allow one or all Councillors to consume the next 3 years, 2 months and 58 minutes of our time dealing with unnecessary issues."

"As Mayor of this town, I must remind everyone that we are elected officials and we were elected by our residents to oversee making this community a better place to live. We were not elected to be referees, judges, or jury. It is time that we all move forward and focus on what is most important. Those who don't want to follow the process of the council, let the chips fall where they may."

"Now, don't take me wrong. I or any of us would be naïve to think that we will always agree, however, we must agree to disagree, and we must do it respectfully."

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"May saying is stronger together. Together we can make a difference. I also encourage residents, if they wish to know something, they are more then welcome to joins us at public meeting. They can be a delegate; they can drop by the office to get a copy of our minutes or visit our website for anything they want to know."

"Thank you all for your time, now let's move on to the business at hand that we are elected to do so."

Old Business Arising from Minutes

A) **Public Apology** – Councillor Layman, "I would just like to say, as you all know, as Mayor Reynolds has just stated. On July 13th and again on August 4th, Councillor Whiteway created a Facebook post whereby he made comments and accusations against myself as well as our Council. I feel that these comments and accusations may not only have a negative effect on myself, as an elected Councillor, but also on the (as he stated, sublet) 'Seabreeze at the Beach', my husband's business 'JEM Signs & Graphics and our joint business 'Bahama Bay Resort & Spa Rentals', and not to mention the effect it is having on our Council and our community. As a result of his accusations and comments on Social Media, I am formally requesting a public apology."

Mayor Reynolds, "Councillor Whiteway is not here tonight, so you will have to move that forward to the next meeting."

Councillor Layman, "I have reached out to Councillor Whiteway on two different occasions, so it may be addressed before the next meeting."

Delegations/Correspondence

A) **Mr. Carl Peach** – Ad Hoc Committee Report – Councillor Case and Mr. Peach had a meeting with the rest of the committee in early July. On July 6, 2022, they were going to test the water, so Mr. Peach went to observe the testing and see how it is being done. He watched the engineer walk into the water about 10 -15 feet from the shoreline. He had approximately a dozen bottles with him. They were all different sizes, and they were all labelled for different tests He took the cap off the bottle; place his finger over the opening; turned it upside down and put it down about 18" into the water and let the bottle fill up. He also had a piece of equipment there that he put out into the water, and it would take the readings of the algae. There are different types, blue green algae, and the grey algae.
On August 1, 2022, they took samples again. Mr. Peach went out to observe again. This time they took samples from the manhole. This time the engineer filled up a jug of water from the manhole and poured it into the dozen or so smaller labelled bottles.
Mr. Peach discussed with the engineer about the algae this year. He informed Mr. Peach that the bloom is down in the entire province.
So far, all tests results which the town has received are way below acceptable standards.
When the Ad Hoc Committee meet again, Councillor Case and Mr. Peach will ask about the pumper trucks (have they been used this year) and will also request that the program continues.

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B) **Norma & Wally Rose** – They are being charged Fire Protection for land in Perry's Cove. They don't own land in Perry's Cove and would like it removed.

Motion 022-130 **R. Burton/A. Oates**

Motion that the town clerk remove the Fire Protection for Norma & Wally Rose from the SAGE accounting system. All rebates will be applied to their current property taxes.

In favor: C. Reynolds; A. Oates; R. Burton; R. Case; M. Layman; D. Peach
Opposed: Nil

Motion Carried.

C) **Roger Clarke** – Mr. Clarke would like to extend his driveway by 300 feet down the road reservation. After a lengthy discussion it was determined that the town clerk will reach out to the Department of Transportation, Crown Lands, Conservation, and other Government Officials to try and find out who owns the road reservation and if it is possible for it to be converted and used as a driveway. We will put on next meeting's agenda to discuss further.

Committee Report

Fire Department – No report submitted.

Maintenance Report – Report Submitted.
Brandt called Nathan today and said we don't really need to replace the entire muffler, but the flange for the backhoe does need to be fixed. Brandt is sending it out to a machine shop. The backhoe should be back by the end of this week.

We have a quote from J & J Ironworks for putting rails on the side of the town building. Council would like to get another price for something that isn't so expensive. Town clerk will try to get some more estimates.

A&M will come out and have a look at the panel for the Riverside Lift Station. Shaw Ventures says the panel that was installed doesn't have the capabilities to hook up the generator, which in turn charges the batteries.

Finance – No report submitted.
As per our previous meeting, the government was requesting information from 2019. The town clerk informed council that the documents for the government have been sent.

Recreation/Tourism Committee – Deputy Mayor Oates and Patricia Hickey have now got the Recreation Facebook page set up. Still waiting to hear back with regards to the Lottery license. Mayor Reynolds will be

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meeting with Patricia Wednesday morning to discuss having something down on the Sands.

HR/Policy – No Report Submitted.

Public Works – No Report Submitted.
Councillor Case announced that he attended the celebration for the 55th Anniversary of Incorporation of Hearts Content. We presented them with a framed certificate.
Deputy Mayor Oates, Councillor Burton, Councillor Case, Nathan Graham, Dave Peddle, Keith Skinner, Moein Shahwan, Inayat Rehman met to discuss Old Main Road and the deficiencies that have not been addressed. Also discussed the blockages on Pump #2 on Pondview Lift Station.

New Business

A) Truck repairs on 2012 Dodge – Lagge's has completed checking what is wrong with the town truck. It is a couple of hydraulic lifters. It will cost approximately $2000.00 to complete the repairs and take about 2 weeks.

Motion 022-131 **A. Oates/R. Burton**

Motion that we accept the quote from Lagge's Garage in Heart's Content for approximately $2000.00 to have the 2012 Dodge Ram repaired.

In favor: C. Reynolds; A. Oates; R. Burton; R. Case; M. Layman; D. Peach
Opposed: Nil

Motion Carried.

B) Water & Sewer System – Black Diamond - C.O. #2 – Deputy Mayor Oates, just to give some context, back when the water and sewer project was completed last fall, Moein, one of the government representatives from the Department of Transportation came out and looked at the Main Road. There were a number of cuts made in the asphalt across the Main Road. They said they would replace half the pavement all the way up the road to make it more durable where it has increased traffic. We went on their recommendation, that they would replace the pavement on that road to make it more durable. This particular change order was actually approved basically back in March 2022. We do recognize now that the fact that the pavement was put over the asphalt that was already there. It seems to be showing signs of failing already. That comes back to shady work, if it was done right in the first place this wouldn't be an issue now with respect to the asphalt. This change order allows them to take this out of the allotted project funds.
Councillor Case questioned if we okay this now for something that is not done properly?
Mayor Reynolds, "What if we don't pay it?"

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Deputy Mayor Oates, "This basically is a retroactive motion, the work itself is approved and has already been done. They couldn't wait for a council meeting and a motion to approve this before they went and completed the work."

Motion 022-132 **A. Oates/R. Burton**

Motion that we accept Change Order #2 in the amount of $62,055.82 on Project 17-GI-21-00076.

In favor: C. Reynolds; A. Oates; R. Burton; R. Case; M. Layman; D. Peach
Opposed: Nil

Motion Carried.

C) Asphalting Beach Avenue & regrind for Birch Cliff Drive – Mayor Reynolds – Town Clerk will reach out to get quotes for asphalting and regrinding. Once we have quotes, the town clerk will submit for Gas Tax to see if they will pay for the work on these roads.

D) H/R Committee – Councillor Layman has stepped down as Head of H/R. Councillor Peach will step into the H/R committee. At the next H/R meeting, they will decide on who will be the head of H/R committee.

E) Graffiti on Beach – Council has decided to go ahead and press charges.

F) Extra Parking – A resident is offering the overflow of cars to be allowed to use their property on Beach Avenue for a fee of $5.00. Council discussed and approved this as long as the beach parking lots are full. They will not be charged another business tax since they will already be paying a business tax for that property.

G) New build on Beach Avenue – Seasonal Dwelling permit at 104 Beach Avenue. Our maintenance men measured, and they have enough room to build a 32' x 36' dwelling. The town clerk spoke to the resident, and they are hooking up to the town water and sewer. If they meet all the necessary requirements, they are issued their permit.

H) Union negotiations – Negotiation meeting to be held in St. John's on August 31, 2022. Deputy Mayor Oates, Councillor Case and the town clerk will attend.

I) Conference Trade Show AGM – November 2 to 5, 2022 in Gander, NL. Councillor Case and Councillor Burton will attend tentatively.

Motion 022-133 **A. Oates/D. Peach**

Motion that we tentatively send Councillor Case and Councillor Burton to Conference Trade Show AGM on November 2 to 5, 2022 in Gander, NL.

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In favor: C. Reynolds, A. Oates; R. Burton; R. Case; M. Layman; D. Peach
Opposed: Nil

Motion Carried.

Finance

Motion 022-134 **D. Peach/M. Layman**

Motion to pay the payables submitted totaling $31,232.31

In favor: C. Reynolds, A. Oates; R. Burton; R. Case; M. Layman; D. Peach
Opposed: Nil

Motion Carried.

Motion 022-135 **M. Layman/R. Burton**

Motion to adjourn the Public Meeting at 8:47 P.M.

In favor: C. Reynolds, A. Oates; R. Burton; R. Case; M. Layman; D. Peach
Opposed: Nil

Motion Carried.

Next Public Meeting is Scheduled for Tuesday, September 13, 2022, at 7:00 P.M.