

**Town of Kippens**  
**Regular Council Meeting, November 7, 2018**  
Minutes of a regular meeting of the council  
of the Town of Kippens, held in the  
Town Hall, November 7, 2018 at 8:23 P.M.

<b>Members Present</b>	Mayor	Debbie Brake-Patten
	Deputy Mayor	Leon Benoit
	Councillors	Wayne Howlett
		Heather Shears
		Tim Alexander
		Shawn Boyd
<b>Also Present:</b>	Town Clerk	Debbie Cormier
	CAO/Town Manager	Leonard Hann
	6 Residents	

**Motion #155/18:** Motion by Councillor Alexander, seconded by Councillor Boyd, be it hereby resolved to adopt the October 11, 2018 Council Meeting Minutes.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor L. Benoit and Councillors H. Shears, S. Boyd, T. Alexander and W. Howlett

**Opposed:** 0

**Abstaining:** 0

**Motion Carried**

**Councillor S. Boyd declared a conflict of interest as he is involved with Millbrook Development Inc. and left the chamber.**

**Motion #156/18:** Motion by Councillor Howlett, seconded by Councillor Shears, be it hereby resolved to adopt the October 31, 2018 Special Council Meeting Minutes.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor L. Benoit and Councillors H. Shears, T. Alexander and W. Howlett

**Opposed:** 0

**Abstaining:** 0

**Motion Carried**

**Councillor S. Boyd returned to the chamber.**

**Motion #157/18:** Motion by Councillor Shears, seconded by Councillor Boyd, be it hereby resolved to adopt the November 7, 2018 Council Meeting Agenda.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor L. Benoit and Councillors H. Shears, S. Boyd, T. Alexander and W. Howlett

**Opposed:** 0

**Abstaining:** 0

**Motion Carried**

**Financial**

**Motion #158/18:** Motion by Councillor Howlett, seconded by Councillor Alexander, be it hereby resolved to approve the invoices totaling \$90,413.26.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor L. Benoit and Councillors H. Shears, S. Boyd, T. Alexander and W. Howlett

**Opposed:** 0

**Abstaining:** 0

## **Motion Carried**

**Motion #159/18:** Motion by Councillor Howlett, seconded by Councillor Shears, be it hereby resolved to write off outstanding taxes for a total of \$4,307.62 for 383 Kippens Road.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor L. Benoit and Councillors H. Shears, S. Boyd, T. Alexander and W. Howlett

**Opposed:** 0

**Abstaining:** 0

**Motion Carried**

**Motion #160/18:** Motion by Councillor Howlett, seconded by Councillor Alexander, be it hereby resolved to write off outstanding taxes for a total of \$8,191.88 for 385-393 Kippens Road.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor L. Benoit and Councillors H. Shears, S. Boyd, T. Alexander and W. Howlett

**Opposed:** 0

**Abstaining:** 0

**Motion Carried**

**Motion #161/18:** Motion by Councillor Howlett, seconded by Councillor Boyd, be it hereby resolved to write off outstanding taxes for a total of \$3,458.14 for 47 Kippens Road.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor L. Benoit and Councillors H. Shears, S. Boyd, T. Alexander and W. Howlett

**Opposed:** 0

**Abstaining:** 0

**Motion Carried**

**Motion #162/18:** Motion by Councillor Howlett, seconded by Councillor Benoit, be it hereby resolved to write off outstanding taxes for a total of \$6,233.35 for 135A Kippens Road.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor L. Benoit and Councillors H. Shears, S. Boyd, T. Alexander and W. Howlett

**Opposed:** 0

**Abstaining:** 0

**Motion Carried**

**Motion #163/18:** Motion by Councillor Howlett, seconded by Councillor Alexander, be it hereby resolved to write off outstanding taxes for a total of \$5,440.00 for 135B Kippens Road.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor L. Benoit and Councillors H. Shears, S. Boyd, T. Alexander and W. Howlett

**Opposed:** 0

**Abstaining:** 0

**Motion Carried**

**Motion #164/18:** Motion by Councillor Howlett, seconded by Councillor Benoit, be it hereby resolved to write off outstanding taxes for a total of \$6,827.26 for 74A Kippens Road.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor L. Benoit and Councillors H. Shears, S. Boyd, T. Alexander and W. Howlett

**Opposed:** 0

**Abstaining:** 0

**Motion Carried**

**Motion #165/18:** Motion by Councillor Howlett, seconded by Councillor Alexander, be it hereby resolved to donate \$100.00 to Janey-Lynn Perrier to represent Kippens at the Miss Achievement NL Scholarship Program as per donations policy.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor L. Benoit and Councillors H. Shears, S. Boyd, T. Alexander and W. Howlett

**Opposed:** 0

**Abstaining:** 0

**Motion Carried**

### New Business

#### Permits

**Motion #166/18:** Motion by Councillor Benoit, seconded by Councillor Boyd, be it hereby resolved to grant a permit to build a house at 16 McCarthy's Lane, being in full compliance.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor Benoit and Councillors H. Shears, S. Boyd, T. Alexander and W. Howlett

**Opposed:** 0

**Abstaining:** 0

**Motion Carried**

**Motion #167/18:** Motion by Councillor Benoit, seconded by Councillor Boyd, be it hereby resolved to grant a permit to build an extension to an existing shed at 3 Oake Drive, being in full compliance.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor Benoit and Councillors H. Shears, S. Boyd, T. Alexander and W. Howlett

**Opposed:** 0

**Abstaining:** 0

**Motion Carried**

**Motion #168/18:** Motion by Councillor Benoit, seconded by Councillor Alexander, be it hereby resolved to grant a permit to build a shed at the following addresses, being in full compliance.

14 Hawthorn Avenue

2 Leah Heights

18 McCarthy's Lane

**In favour:** Mayor D. Brake-Patten, Deputy Mayor Benoit and Councillors H. Shears, S. Boyd, T. Alexander and W. Howlett

**Opposed:** 0

**Abstaining:** 0

**Motion Carried**

**Councillor S. Boyd declared a conflict of interest as he is involved with Millbrook Development Inc. and left the chamber.**

**Motion #169/18:** Motion by Councillor Howlett, seconded by Councillor Shears, be it hereby resolved to grant a permit in principle for an existing animal structure at 40 Simons Drive based on size and intensity (number and type of animals) to be confirmed by staff.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor Benoit and Councillors H. Shears, T. Alexander and W. Howlett

**Opposed:** 0

**Abstaining:** 0

**Motion Carried**

**Motion #170/18:** Motion by Councillor Howlett, seconded by Councillor Shears, be it hereby resolved to grant a permit in principle for an existing animal shelter at 40 Simons Drive based on size and intensity (number and types of animals) to be confirmed by staff.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor Benoit and Councillors H. Shears, T. Alexander and W. Howlett  
**Opposed:** 0  
**Abstaining:** 0  
**Motion Carried**

**Motion #171/18:** Motion by Councillor Howlett, seconded by Councillor Shears, be it hereby resolved to grant a permit to repair a fence at 40 Simons Drive to be in full compliance with appropriate regulations.  
**In favour:** Mayor D. Brake-Patten, Deputy Mayor Benoit and Councillors H. Shears, T. Alexander and W. Howlett  
**Opposed:** 0  
**Abstaining:** 0  
**Motion Carried**

**Councillor Boyd returned to the chamber.**

### **Additional Business**

**Motion #172/18:** Motion by Councillor Shears, seconded by Councillor Alexander, be it hereby resolved to accept the October 21, 2018 Recreation Meeting Minutes as amended.  
**In favour:** Mayor D. Brake-Patten, Deputy Mayor Benoit and Councillors H. Shears, S. Boyd, T. Alexander and W. Howlett  
**Opposed:** 0  
**Abstaining:** 0  
**Motion Carried**

**Councillor S. Boyd declared a conflict of interest as he is involved with Millbrook Development Inc. and left the chamber.**

**Motion #173/18:** Motion by Councillor Howlett, seconded by Councillor Shears, be it hereby resolved that the Town of Kippens recognize 40 Simons Drive, Aucoin Family Property, as existing non-conforming use under the Urban and Rural Planning Act 2000 Section 108. The intensity of use will be effective October 31, 2018.  
**In favour:** Mayor D. Brake-Patten, Councillors H. Shears, T. Alexander and W. Howlett  
**Opposed:** Councillor L. Benoit  
**Abstaining:** 0  
**Motion Carried**

**Motion #174/18:** Motion by Councillor Howlett, seconded by Councillor Shears that in light of the new information regarding the municipal planning process 2011 which included the acknowledgement of existing non-conforming use for farming in the town, the additional evidence that has been brought forward; council moves to rescind the removal orders issued for the Aucoin Family Farm October 15, 2018.  
**In favour:** Mayor D. Brake-Patten, Councillors H. Shears, T. Alexander and W. Howlett  
**Opposed:** Councillor L. Benoit  
**Abstaining:** 0  
**Motion Carried**

**Motion #175/18:** Motion by Councillor Howlett, seconded by Councillor Shears that in light of the new information regarding the municipal planning process 2011 which included the acknowledgement of existing non-conforming use for agriculture/livestock in the town, and additional evidence that has been brought forward; council moves to rescind the removal orders issued for the Schoeffler horses August 9, 2018  
**In favour:** Mayor D. Brake-Patten, Deputy Mayor L. Benoit and Councillors H. Shears, T. Alexander and W. Howlett

**Opposed:** 0  
**Abstaining:** 0  
**Motion Carried**

**Motion #176/18:** Motion by Councillor Howlett, seconded by Councillor Alexander that in light of public demand and interest for more farms in Kippens; council moves that the council hold public consultations about the current zoning limitations for farming and agriculture to ascertain the public interests given the high volume of calls, emails and correspondence council has received this month in the past in the first quarter of 2019.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor L. Benoit and Councillors H. Shears, T. Alexander and W. Howlett

**Opposed:** 0  
**Abstaining:** 0  
**Motion Carried**

**Councillor Boyd returned to the chamber.**

### **Committee Reports**

#### **Recreation/Fire Department**

Councillor H. Shears reported that 14 members attended last night's meeting. They are working on the budget wish list which will be submitted as soon as possible.

The recreation committee is looking for people to help with the Christmas float before and after the December 1<sup>st</sup> parade. The Volunteer Supper is December 8<sup>th</sup>. Seniors who would like to attend the seniors' supper are asked to contact the town office. Winter Carnival is being held February 8 -10 and a flyer will be distributed at a later date.

#### **Planning & Development/Public Works**

Councillor Boyd had nothing to report.

#### **Fire Department**

Councillor T. Alexander has nothing to report.

#### **Planning & Development/Public Works**

Deputy Mayor L. Benoit reported the 936 loader has been sandblasted and repainted. Two outside replacement workers have been hired and have been busy repairing damage caused by recent high winds. The deficiency list for Island Pond Road is almost completed. Residents are reminded to control their speed on the new pavement as the Town would prefer to not put speed bumps on the new asphalt. Deputy Mayor Benoit thanked the staff for all of their hard work over the last couple of stressful months.

#### **Finance/Trails**

Councillor W. Howlett reported that it is budget time and all committees should bring forward their wish list to the office as soon as possible. The town manages an approximate 2 million dollar budget, very little growth in the past year and we have seen escalating costs. We remain cognizant of how we spend money. Councillor Howlett thanked the staff for the work they do managing the financial affairs.

Councillor W. Howlett reported that the trails committee will meet November 8<sup>th</sup> to work on laying out a public trail system which will be later discussed and incorporated into the town plan.

#### **Mayors Report**

Mayor D. Brake-Patten thanked council, visitors and staff for coming and recognized that things discussed and said around the table are done with the best interest of the residents. We will continue to work together for a better Kippens.

**Motion #177/18:** Motion by Deputy Mayor Benoit, seconded by Councillor Shears be it hereby resolved to adjourn the Council Meeting.

**In favour:** Mayor D. Brake-Patten, Deputy Mayor Benoit and Councillors H. Shears, S. Boyd, T. Alexander and W. Howlett

**Opposed:** 0

**Abstaining:** 0

**Motion Carried**

Council meeting adjourned at 8:46 p.m. Next regular council meeting is scheduled for December 13, 2018.

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Debbie Cormier, Town Clerk

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Mayor Debbie Brake-Patten