

The Seventy-Eighth meeting of the Fifteenth Town Council of the Town of Bay Roberts took place in the Town Hall, Tuesday, April 8, 2008, at 7:45 p.m.

Members Present      Mayor Glenn Littlejohn  
                                Deputy Mayor Melvin Walsh  
                                Councillor Clarence G. Mercer  
                                Councillor Gerald Greenland  
                                Councillor Dennis Brown  
                                Councillor Walter Yetman  
                                Councillor Bill Seymour

Also Present            Town Manager Edwin Fradsham  
                                Town Clerk Shirley Hawe  
                                Director Ron Delaney  
                                Compass Correspondent Lillian Simmons

### **Minutes**

Mayor Littlejohn asked if there were any errors or omissions to the minutes of the regular meeting of March 18, 2008, which had been circulated with the agenda.

Discussion and update regarding the following:

- ▶ Town Manager will arrange a meeting with the Executive of the Bay Arena.
- ▶ Mayor Littlejohn and MEO Bowering met with officials of Eastern School Board and Coley's Point Primary to discuss bussing safety concerns. Suggestions were put forward and the School Board will get back to Council after they've given it further consideration.
- ▶ Awaiting information from federal and provincial governments regarding distinction between Port Authority and Port Corporation.

### **Additions to Agenda**

#### **Motion 2008 - 102 - Greenland/Walsh**

Resolved that the residential building application for x be added to the agenda.

In favour:      Mayor Littlejohn  
                                Deputy Mayor Walsh

Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour

Opposed: 0  
Abstaining: 0  
Motion Carried.

**Motion 2008 - 103 - Walsh/Mercer**

Resolved that minutes of the regular meeting of March 18, 2008, be adopted.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**New Business**

**Item 1 :** Letter received from Transportation & Works advising that an addendum including the Town of Bay Roberts in the geographical location boundaries has been made to the tender for leasing office space for the Dept's of Justice, Fisheries & Aquaculture and Natural Resources.

**Item 2 :** Letter received from x regarding concerns with water flooding.

**Motion 2008 - 104 - Seymour/Mercer**

Resolved that Mr. x be advised in writing that his concerns will be addressed by Public Works during regular spring maintenance.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Item 3 :** Letter received from x requesting compensation for vehicle tire damage sustained from hitting a pothole in Butlerville.

**Motion 2008 - 105 - Greenland/Walsh**

Resolved that Council will not assume liability for damages sustained to Mr. x's vehicle because potholes are considered a normal road hazard.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Item 4 :** Letter received from Central United Church Board of Management regarding potentially blocked pipes and manholes by the church's property on Water Street.

**Motion 2008 - 106 - Walsh/Brown**

Resolved that Central United Church Board of Management's letter be referred to the Public Works Committee and also, a letter be written advising a more permanent solution for this issue is anticipated once forcemain upgrading work is carried out on the Cross Roads.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Item 5 :** Letter received from Trinity United Church Board of Management regarding the status of the bridge to the cemetery in Shearstown.

**Motion 2008 - 1 07 - Seymour/Brown**

Resolved that Trinity United Church Board of Management be advised that a proactive approach has been taken by Council to ensure that a temporary second entrance was provided to the cemetery and also, Bae New/Plan is currently in the process of submitting plans to the Dept. of Municipal Affairs for approval to replace the existing bridge leading to the cemetery.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour

Opposed: 0  
Abstaining: 0  
Motion Carried.

**Item 6 :** Letter received from x requesting financial support to assist with her travel costs to Ottawa for the Historica Encounters with Canada Program.

**Motion 2008 - 108 - Walsh/Yetman**

Resolved that Ms. Gibson's letter be placed on file.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Item 7 :** Letter received from Canadian Cystic Fibrosis Foundation seeking financial support for their Benefit Concert at the Princess NaGeira Theatre on May 2.

**Motion 2008 - 109 - Yetman/Seymour**

Resolved that the Canadian Cystic Fibrosis Foundation request be referred to the Finance Committee.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Item 8 :** Residential Building Application received from x.

**Motion 2008 - 110 - Greenland/Mercer**

Resolved that approval be given to x, as per submitted application, to construct a dwelling at Lot 5, Marina Place, Bay Roberts, subject to all Municipal Development Regulations and all other regulatory departments.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Item 9 :** Residential building application received from x.

**Motion 2008 - 111 - Greenland/Seymour**

Resolved that approval be given to x, as per submitted application, to construct a dwelling at Lot 14, Love Street Extension, Coley's Point, subject to all Municipal Development Regulations and all other regulatory departments.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Item 10 :** Received from Baccalieu Board of Trade, an invitation to "The Economic Benefits should a Penitentiary be Built in our Region" presentation taking place on Wednesday, April 16<sup>th</sup> at Harbour Breeze, Harbour Grace.

**Item's 11 & 12 :** Received from MNL, several info notes and the MNL Avalon Focus newsletter, advising of Advocacy Days 2008.

**Item 13 :** Received from FCM Centre for Sustainable Community Development, the 2008 Call for Applications regarding Green Municipal Fund financing to retrofit or construct new municipal buildings for energy efficiency. Councillor Greenland provided information from the Municipal Green Building Policy Development Workshop he had attended.

**Item 14 :** Residential building application received from x.

**Motion 2008 - 112 - Mercer/Walsh**

Resolved that approval be given to x, as per submitted application, to construct a dwelling at 2 Farm Road Extension, Bay Roberts, subject to all Municipal Development Regulations and all other regulatory departments.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

### **Committee Reports**

#### **Finance**

##### **Motion 2008 - 113 - Brown/Yetman**

Resolved that Accounts Payable for March 2008 be tabled for discussion and approval at the next regular meeting of council.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

Councillor Brown tabled for consideration, information regarding Corporate Credit Cards.

Councillor Brown tabled a report of revenue and expenses from January to December 2008.

#### **Tourism**

##### **Motion 2008 - 114 - Mercer/Yetman**

Resolved that Pigeon Inlet Steering Committee minutes of March 10, 2008 be accepted.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

Councillor Mercer noted that x has resigned from the Tourism Committee.

**Motion 2008 - 115 - Mercer/Seymour**

Resolved that a letter of appreciation be written to x for volunteering many hours of her valuable time to our Tourism Committee.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

**Planning & Development**

**Motion 2008 - 116 - Greenland/Walsh**

Resolved that approval be given to x, as per submitted application, to construct a storage/repair facility for equipment and trailers when needed and necessary, behind 255-257 Shearstown Road, subject to all Municipal Development Regulations and all other regulatory departments and also, subject to side and rear yards increased to 10m and the site be reinstated and landscaped at completion of construction.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

**Motion 2008 - 117 - Greenland/Mercer**

Resolved that approval be given to x to establish an executive vacation rental home at 4 Porter's Lane, subject to all Municipal Development Regulations and all other regulatory departments and also, flat rate for business tax and the residential rate for water and sewer tax.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

Request by x regarding Harding's Lane extension.

Recommended that x be advised that a site inspection is required when weather permits and a proper assessment is not possible with snow covered ground conditions.

### **Public Works**

Request by concerned residents of Central Street for an engineering study to review the overall drainage patterns of the area and create a design that will alleviate the flooding problem.

Recommended that the site be visited when snow and ground conditions permit to determine the scope of work involved to correct the situation.

Recommended that x be advised that corrective measures will be taken this spring to alleviate their concerns with flooding. Also, x be advised that a site visit will be required to discuss corrective measures for his concerns with flooding.

A copy of Public Works Committee minutes and the Action Items list be faxed to Works Superintendent after each council meeting for his comments and action.

Recommended that the issue of Log Books be deferred indefinitely.

Discussion regarding exploring the cost for a new garbage truck with the intention to possibly purchase for 2009, and also, input on whether the truck is to be factory fitted for collection of recyclables.

Recommended that garbage boxes be made mandatory and public input be sought.

Recommended that ditching and drainage be commenced when soil conditions permit and on a priority basis of the concerns received in writing and as recorded in the minutes. A procedure and schedule will be implemented.

### **Economic Development**

Councillor Brown gave highlights from the Local Action Developing Regions Workshop he had attended along with Deputy Mayor Walsh and Director Delaney.

### **Recreation**

Two tenders received regarding the Feasibility Study for the Multi-Purpose Recreation Facility.



**Motion 2008 - 118 - Yetman/Brown**

Resolved that a proposal review committee of 5 members (Mayor Littlejohn, Councillor Yetman, Director Delaney and 2 residents) be formed to review the tenders and make recommendation.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour  
Opposed: 0  
Abstaining: 0  
Motion Carried.

**Green**

Councillor Yetman tabled an update from the Committee and noted that office staff will participate in a blue box paper recycling project.

**50+ Club**

Deputy Mayor Walsh will conduct the election of officers for the club tomorrow afternoon.

**Director's Report**

Director Delaney gave an highlight of the ongoing activities and preparations in his various departments including - swimming pool preparations; Arney's Pond and Klondyke area greening; Easter activities; arrange meeting with Business Park group; follow up on 3 phase power; and, upcoming meeting with ACOA officials.

**Mayor's Report**

Mayor Littlejohn tabled an Action Items List from 2008 council meetings and asked that the Town Clerk be advised of any changes to the status of items before the next council meeting.

Mayor Littlejohn tabled an agenda from a meeting with Bae New/Plan regarding Capital Works Municipal / Civil progress which covered - Cross Road forcemain replacement; TS Chantal flood damage repairs; Track Road soccer pitch; 2008/2011 MCW; Bear's Cove outfall repairs; and, traffic study for route 70.

**Adjournment**

**Motion 2008 - 119 - Seymour/Mercer**

Resolved that the meeting do now adjourn at 9:50 p.m.

In favour: Mayor Littlejohn  
Deputy Mayor Walsh  
Councillors: C. Mercer, G. Greenland, D. Brown, W. Yetman and B. Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

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Glenn Littlejohn  
Mayor

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Shirley Hawe  
Town Clerk