

The Sixty-Fifth meeting of the Fifteenth Town Council of the Town of Bay Roberts took place in the Town Hall, Monday, August 20th, 2007, at 7:05 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
 Fire Chief Clarence H. Russell
 Firefighter Chesley Mercer
 Firefighter Robert Seymour
 Compass Correspondent Lillian Simmons
 Darrell & Kim Butler

Minutes

Mayor Littlejohn asked if there were any errors or omissions to the minutes of the regular meeting of July 24th, 2007, which had been circulated with the agenda.

Discussion and update regarding items from pages of the minutes as follows:

- P. 1 Funding for restoration of the old railway station will be available following completion of the project and pending submission of receipts.

- P. 2 Re-bar needs be cut off from the damaged brick gate posts at the property of X, Country Road, as per agreement.

- P. 3 Public notice be placed in the Compass thanking staff, inside and outside workers, fire department, search and rescue, volunteers and residents, for their efforts in assisting where possible and helping others during the state of emergency resulting from tropical storm, Chantal.

- P. 4 Application by X to place a mobile home at 27 Earle s Road, Shearstown, has been withdrawn.

P. 5 Correction to **Motion 2007 - 241** :

Resolved that the Canadian Training Institute be given approval in principle, as per submitted plans, to construct an extension on the existing building at 38-48 C.B. Access Road, for the purpose of operating a private commercial transport - heavy equipment training school, subject to all Municipal Development Regulations and all other regulatory departments.

P. 6 It was suggested that a notice be placed on the bridge crossing Shearstown Brook and leading to the United Church cemetery stating that the bridge is condemned. Also, guardrails are to be installed blocking access to bridge.

Motion 2007 - 245 - Mercer/Seymour

Resolved that the Trinity United Church Board of Management be informed that the bridge to the cemetery is condemned and Council is working in conjunction with the Dept. of Works Services and Transportation to address the problem as soon as possible.

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 2007 - 246 - Yetman/Mercer

Resolved that the minutes of July 24th, 2007, regular meeting of council be adopted with correction.

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 2 : Letter received from X regarding flooding at 305 Shearstown Road.

Mr. X explained the situation regarding drainage issues at 305 Shearstown Road and stated that the problem as been ongoing for some time.

Motion 2007 - 247 - Seymour/Brown

Resolved that Mr. X concerns be referred to the Public Works Committee for further review and 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.

Item 1 : cc of letter issued to Mr. X from Morrow and Morrow Law Office on behalf of Council.

It was noted that clean up of property will start as soon as possible.

Item 3 : Letter received from X regarding drainage problems at Badcock Boulevard.

Motion 2007 - 248 - Walsh/Yetman

Resolved that Mr. X s concerns will be referred to the Public Works Committee for further review and 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.

Item 4 : Letter received from X regarding drainage problems behind his property at Shearstown.

Motion 2007 - 249 - Mercer/Walsh

Resolved that Mr. X concerns be referred to the Public Works Committee for further review and 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.

Item 5 : Letter received from X seeking permission to start construction on a residence at the end of Farm Road Extension and requiring a 150ft road to be added to the end of Farm Road Extension.

Motion 2007 - 250 - Greenland/Yetman

Resolved that Mr. & Mrs. X s request be referred to the Planning & Development Committee of Council for review and 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.

Item 6 : Residential building application received from X.

Motion 2007 - 251 - Seymour/Walsh

Resolved that approval in principle be given to Mr. & Mrs. X request, as per submitted application, and subject to all Municipal Development Regulations and all other regulatory departments. Also, a stop work order is in place pending receipt of all government approvals.

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 : Residential building application received from X.

Motion 2007 - 252 - Seymour/Mercer

Resolved that approval to build be given to Mr. X, as per their submitted application, and 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 8 : Commercial occupancy application received from X.

Motion 2007 - 253 - Yetman/Greenland

Resolved that Mr. X is to publish in the Compass his intentions to operate a small engine repairs garage at 28-30 Shearstown Road.

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 : Letter received from X seeking permission to reopen the restaurant formerly known as Garden Breeze Restaurant located at Silverwood Inn, Birch Hills.

Motion 2007 - 254 - Greenland/Walsh

Resolved that approval be given to X to open and operate a restaurant at Silverwood Inn, Birch Hills, subject to all Municipal Development Regulations and pending approval from 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 : Correspondence received from the Royal Newfoundland Constabulary Association requesting council to purchase an ad in the crime prevention guide.

RNCA correspondence placed on file.

Item 11 : Correspondence received from the Canadian Red Cross requesting council participation in a public consultation on future roles and responsibilities as auxiliary to public authorities.

Council members are to let Shirley know if they will be attending.

Item 12 : Letter received from the Church of Jesus Christ of Latter-Day Saints expressing appreciation to council for Klondyke Days 2007 and the continuing efforts to make Bay Roberts one of the outstanding communities in Newfoundland.

Letter to be displayed on bulletin board at front desk.

Item 13 : Correspondence received from the Trinity Conception Placentia Health Foundation advising that the 18th Annual Trinity-Conception-Placentia Health Foundation Telethon will take place on October 14th and council is requested to provide active support as well as financial.

Motion 2007 - 255 - Seymour/Mercer

Resolved that a \$1,000.00 donation be given to the Trinity Conception Placentia Health Foundation.

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 14 : Correspondence received from the Starlight Starbright Children s Foundation seeking financial support.

Motion 2007 - 256 - Mercer/Yetman

Resolved that the Starlight Starbright Children s Foundation 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 15 : Letter received from Conception Bay North AIDS Interest Group requesting support for the 11th Annual Satellite AIDS Walk For Life being held on September 23rd from the Bay Roberts Lions Club.

Motion 2007 - 257 - Mercer/Walsh

Resolved that a \$50.00 donation be given to the CBN AIDS Interest Group.

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 16 : Letter received from The Helping Hand expressing appreciation for the collection of food and other donations during the RCMP Musical Ride.

Letter to be displayed on bulletin board at front desk.

Item 17 : Letter received from Kielley Enterprises Inc. inviting participation in the ATV Bridging the Gap Symposium being held in the spring of 2008.

Item 18 : Correspondence received from the Provincial Information and Library Resources Board including letter to X regarding the public tender for public library space in Bay Roberts.

Motion 2007 - 258 - Greenland/Mercer

Resolved that X, be advised that council s interpretation of their previous correspondence was that their offer to sell for \$525,000.00 was final without any room for negotiation and subsequently a decision was made for the Library Board to pursue other avenues to acquire public library space in Bay Roberts.

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 19 : Correspondence received from Municipalities Newfoundland and Labrador regarding honorary membership nominations.

Motion 2007 - 259 - Mercer/Walsh

Resolved that nominees, Deputy Mayor Herbert Brett and former Councillor Sterling Thomas, recommended by MNL Board of Directors, 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.

Deputy Mayor Walsh took Chair at 8:25 p.m.

Committee Reports

Finance

Motion 2007 - 260 - Greenland/Mercer

Resolved that Accounts Payable for July 2007, be approved.

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.

Tourism

Motion 2007 - 261 - Mercer/Greenland

Resolved that the Tourism Committee minutes of June 18th and the Pigeon Inlet Steering Committee minutes of June 26th and July 31st, 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.

Strategic Plan for Pigeon Inlet Steering Committee 2007/08, tabled for review and discussion at the next in camera session of council.

Mayor Littlejohn resumed Chair at 8:35 p.m.

Planning & Development

Update on progress for Barracks Road improvements.

Green

Hazardous Waste Day was availed of by residents and proved to be a successful endeavour.

Recreation

Request submitted by Program Officer, Ian Flynn to attend the Canadian Parks and Recreation Conference in Ottawa from September 26th to 29th.

Motion 2007 - 262 - Yetman/Greenland

Resolved that Ian be given permission to attend the Canadian Parks and Recreation Conference.

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.

Fire Department

Fire Chief Russell gave an update of progress on the new fire training facility and requested an advance of \$4,000.00 to be paid back when remainder of grant is received.

Motion 2007 - 263 - Greenland/Mercer

Resolved that an advance of \$4,000.00 be given to the fire department which is to be paid back when the remainder of government funding is received.

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.

Special Events

A financial update on both concerts will be provided at next meeting of council.

Wetlands

Councillor Seymour will be attending the fall SAM meeting in Labrador.

Mayor s Report

Mayor Littlejohn gave an update on the following: Conference Call and public consultation meeting with FEMO; Crossroads forcemain funding; tender awarded for bridge on Route 70; Bae-New Plan outline of process needed for reimbursement for work carried out as a result of tropical storm; camera testing of sewer line at North Road, Coley s Point; engineers carrying out GPS work at Shearstown brook where dredging is required; tenders for excavator will be opened after regular meeting tonight; and applications received for new public works employees.

Councillor Concerns

Motion 2007 - 264 - Greenland/Brown

Resolved that a councillor concern item 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.

Councillor Seymour inquired if there is in existence a town policy pertaining to private outdoor swimming pools. If not, then he suggested that regulations should be developed with regard to fencing in private outdoor swimming pools for safety purposes.

Adjournment

Motion 2007 - 265 - Greenland/Seymour

Resolved that the regular meeting do now adjourn at 9:20 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.

Privileged meeting commenced at 9:25 p.m.

Discussion took place regarding crown land application.

Three (3) tenders for the excavator were opened:

Tender will be awarded pending review and approval of specifications.

August 20th, 2007

Page 12

Privileged meeting adjourned at 9:45 p.m.

Glenn Littlejohn
Mayor

Shirley Hawe
Town Clerk