

The Fifth Meeting of the Sixteenth Town Council of the Town of Bay Roberts took place in the Town Hall, Tuesday, December 8, 2009, at 6:10 p.m.

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

Also Present Town Clerk Shirley Hawe
 Fire Chief Clarence H. Russell

Minutes

Mayor Littlejohn asked if there were any errors or omissions to the minutes of the regular meeting of November 24, 2009, which had been circulated with the agenda.

Motion 2009 - 696 - Mercer/Seymour

Resolved that the annual donation to Amalgamated Academy for the Awards Night Scholarship be increased to \$225.00.

In favour: Mayor Littlejohn
 Deputy Mayor Wood
 Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Motion 2009 - 697 - Wood/Mercer

Resolved that minutes of November 24, 2009, be adopted as presented.

In favour: Mayor Littlejohn
 Deputy Mayor Wood
 Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Additions to Agenda

Motion 2009 - 698 - Walsh/Yetman

Resolved that correspondence from MTDC, x and Green Committee MOU, be added to the agenda.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

New Business

Item 1 : Residential building application received from x.

Motion 2009 - 699 - Yetman/Seymour

Resolved that x application be referred to the Planning & Development Committee.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 2 : Commercial occupancy application received from x.

Motion 2009 - 700 - Yetman/Mercer

Resolved that approval be given x., as per submitted application, to open and operate a call center at 261-263 Conception Bay Highway, subject to all Municipal Development Regulations and all other regulatory departments.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 3 : Government referral letters regarding quarry permits received for x

Motion 2009 - 701 - Yetman/Walsh

Resolved that the quarry permit letters be referred to the Public Works Committee for review.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 4 : Letter received from x requesting permission to collect out of service vehicles and hold on his property, located in Butlerville, for pick up by a recycling company.

Motion 2009 - 702 - Walsh/Yetman

Resolved that x's request be referred to the Planning & Development Committee.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 5 : Letter received from x seeking reimbursement for survey on land at Country Road.

Motion 2009 - 703 - Yetman/Mercer

Resolved that x's correspondence be referred to the Finance Committee.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 6 : Letter received from x requesting a meeting with the Public Works Committee to discuss concerns with recent in-filling of property adjacent to 14 Green's Road Extension.

Motion 2009 - 704 - Mercer/Greenland

Resolved that x correspondence be referred to the Public Works Committee.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 7 : Letter received from x requesting a meeting with the Public Works Committee to discuss concerns with recent in-filling of property adjacent to 12 Green's Road Extension.

Motion 2009 - 705 - Seymour/Mercer

Resolved that x's correspondence be referred to the Public Works Committee.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 8 : Letter received from x requesting the Town to install 5 or 6, 6x6 posts about 2ft above ground to show boundary of 8 Mission Lane.

Motion 2009 - 706 - Mercer/Greenland

Resolved that x correspondence be referred to the Public Works Committee.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour

Opposed: 0
Abstaining: 0
Motion Carried.

Item 9 : Letter received from x regarding water runoff onto at 86 Shearstown Road.

Motion 2009 - 707 - Greenland/Seymour

Resolved that x's correspondence be referred to the Public Works Committee.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 10 : Letter received from x regarding water runoff from Trenchard's Lane onto 309-311 Water Street and 3 Cable Avenue.

Motion 2009 - 708 - Mercer/Greenland

Resolved that x's correspondence be referred to the Public Works Committee.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 11 : Letter received from x requesting Caravan's Road, Country Road, be taken over by the Town.

Motion 2009 - 709 - Yetman/Seymour

Resolved that x correspondence be referred to the Planning & Development Committee.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour

Opposed: 0
Abstaining: 0
Motion Carried.

Item 12 : Email received from x requesting compensation for some of the cost for installing water and sewer to their property at 39A Green's Road.

Motion 2009 - 710 - Mercer/Greenland

Resolved that x's email be placed on file and a copy faxed to the Works Superintendent.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 13 : Correspondence received from Gaia requesting inclusion in the 2010 budget for financial assistance with the purchase of an outdoor green gym for "The Garden" on Ascension Collegiate grounds.

Motion 2009 - 711 - Seymour/Walsh

Resolved that Gaia's correspondence be referred to the Recreation and Finance Committees.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 14 : Correspondence received from NL Crime Stoppers seeking financial support.

Motion 2009 - 712 - Mercer/Walsh

Resolved that NL Crime Stoppers' request be referred to the Finance Committee.

In favour: Mayor Littlejohn

Deputy Mayor Wood

Councillors: Mercer, Greenland, Yetman, Walsh and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

Item 15 : Correspondence received from Municipal Training and Development Corporation regarding a Municipal Orientation scheduled for January 23 at Fong's, Carbonear.

Anyone wishing to attend, please let Shirley know before January 10/10.

Item 16 : Letter received from x regarding ditching at Cleary's Place.

Motion 2009 - 713 - Mercer/Yetman

Resolved that x correspondence be referred to the Public Works Committee.

In favour: Mayor Littlejohn

Deputy Mayor Wood

Councillors: Mercer, Greenland, Yetman, Walsh and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

Committee Reports

Finance Committee

Motion 2009 - 714 - Yetman/Mercer

Resolved that November 2009 Accounts Payable be approved.

In favour: Mayor Littlejohn

Deputy Mayor Wood

Councillors: Mercer, Greenland, Yetman, Walsh and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

Deputy Mayor Wood took Chair at 6:40 p.m.

Mayor Littlejohn presented the 2010 Budget. No mil rate increase for 2010. The budget amount for 2010 is \$6,001,471.28.

Motion 2009 - 715 - Greenland/Seymour

Resolved that the 2010 Budget be accepted as presented.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Mayor Littlejohn resumed Chair at 6:55 p.m.

Planning & Development Committee

Re: Request for addition to x, C. B. Highway

Motion 2009 - 716 - Yetman/Greenland

Resolved that x be requested to resubmit a revised plot plan showing available parking spaces, and also, the entrance to and exit from the Conception Bay Highway.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re: Concerns with unsightliness and potential fire hazard at 176 Water St.

Motion 2009 - 717 - Yetman/Mercer

Resolved that previous correspondence sent to owners of 176 Water Street be followed up and enforced and any new information be added to the correspondence if needed.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re: Banquet Hall / Lounge - St. Matthew's Hall

Motion 2009 - 718 - Yetman/Mercer

Resolved that x be advised that the request to open and operate a banquet hall / lounge at 237 Water Street is denied based on numerous written negative public response and section 7 (non-residential development near private dwelling) of the Mixed Development Regulations.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Mayor Littlejohn left the Chambers and Deputy Mayor Wood took Chair at 7:00 p.m.

Tourism Committee

Councillor Mercer advised that a new tourism officer has been hired, under a 1 year contract, to work at the Visitor's Pavilion. Councillor Mercer also noted the numerous events taking place during the Festival of Lights.

Public Works Committee

Re: Central Street Aggregate Storage Site

Motion 2009 - 719 - Mercer/Greenland

Resolved that the Public Works Committee will look into possible alternative sites for the aggregate storage site.

In favour: Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re: Sewer visible in ocean near Kelly's Landing deck

Motion 2009 - 720 - Greenland/Seymour

Resolved that x be advised that the problem was considered to be corrected by the installation of an emergency overflow in case of prolonged power outages. Also, the new line and pumps installed last year should have remedied the problem, however, it may occur on the rare occasion during an heavy rainfall, and if the problem occurs again, x should contact the town office for investigation.

In favour: Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re: Loader Quotations

Motion 2009 - 721 - Greenland/Seymour

Resolved that Toromont Cat be awarded the tender for a new 938HQ Wheel Loader in the amount of \$244,000.00.

In favour: Councillors: Greenland and Seymour
Opposed: Deputy Mayor Wood
Councillors: Mercer, Yetman and Walsh
Abstaining: 0
Motion Defeated.

Motion 2009 - 722 - Greenland/Walsh

Resolved that the loader quotations be referred to the Finance Committee for consideration.

In favour: Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re: Labourer Requirements

Motion 2009 - 723 - Greenland/Walsh

Resolved that an ad be placed in the Compass for 2 temporary full time replacement labourers preferably with heavy equipment operating skills.

In favour: Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Heritage Advisory Committee

Motion 2009 - 724 - Yetman/Mercer

Resolved that Deputy Mayor Wood's Heritage Workshop Report from meetings in Bonavista on November 20-21, be accepted.

In favour: Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Municipal Enforcement Committee

Motion 2009 - 725 - Walsh/Yetman

Resolved that MEC minutes of November 26 be accepted.

In favour: Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Mayor Littlejohn resumed Chair at 7:45 p.m.

Green Committee

Motion 2009 - 726 - Yetman/Wood

Resolved that the Memorandum of Understanding between the Town of Bay Roberts and Amalgamated Academy be accepted. The MOU is an undertaking whereas the Town will construct and install a Green Box at Amalgamated Academy, schedule workers to collect the recyclables twice a week (Wed & Fri), and assist with regular recycling blitzes (6 times a year); and Amalgamated Academy will ensure that the Town is given mention as a partner in this Green Project to any and all media or public announcements and the Town logo will be used with any correspondence pertinent to the Project.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Mayor's Report

Motion 2009 - 727 - Yetman/Seymour

Resolved that a donation of \$500.00 be given to each of the following: CBN Slateworks Jr. Stars Hockey Club and Tri-Pen Frost Major Midget Hockey Club.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Motion 2009 - 728 - Greenland/Wood

Resolved that a donation be given to the Shearstown Lions Club in aid of the Seniors' Christmas Party as was given to the Bay Roberts Lions Club Senior's Party.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Motion 2009 - 729 - Greenland/Seymour

Resolved that application be made to the Minister of Municipal Affairs requesting permission to borrow \$800,000.00 for the Multi-Year Capital Works Program.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Motion 2009 - 730 - Greenland/Seymour

Resolved that approval be given to borrow from the Bank of Montreal an amount up to 10 million dollars to cover Multi-Year Capital Works 2011-2014 Application which will be cost shared on an 80/20 ratio between the Dept. of Municipal Affairs and the Town of Bay Roberts.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Adjournment

Motion 2009 - 731 - Greenland

Resolved that the meeting do now adjourn at 8:05 p.m.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Motion Carried.

Glenn Littlejohn
Mayor

Shirley Hawe
Town Clerk