

**Town of Bay Roberts
Minutes of Regular Council Meeting
Tuesday, February 7, 2012**

Forty Ninth Meeting of the Sixteenth Town Council
Town Hall, 321 Water Street, Bay Roberts, NL

In Attendance:

Council	Mayor Philip Wood Deputy Mayor Bill Seymour Councillor Clarence G. Mercer Councillor Gerald Greenland Councillor Wade Oates Councillor Walter Yetman Councillor Melvin Walsh
Staff	Nigel Black, Chief Administrative Officer Shirley Hawe, Town Clerk Ian Flynn, Recreation Director
Public	Clarence H. Russell, Fire Chief Nicholas Mercer, Compass Correspondent

1.0 Call to Order

1.1 Mayor Wood called the meeting to order at 7:00 p.m.

2.0 Agenda / Minutes

2.1 Additions to Agenda

Motion 2012 – 35 – Walsh/Yetman

Resolved, that the following items be added to agenda: Executive/Finance Recommendations; correspondence re: 91A Shearstown Road; 50+ Club Report; and, Fire Department Report.
Carried unanimously

2.2 Approval of Agenda

Motion 2012 – 36 – Seymour/Mercer

Resolved, that regular meeting agenda for February 7, 2012 be accepted.
Carried unanimously

2.0 Agenda / Minutes

2.3 Approval of Minutes

Motion 2012 – 37 – Oates/Mercer

Resolved, that regular meeting minutes for January 24, 2012 be adopted as presented.
Carried unanimously

3.0 New Business / Staff Reports

3.1 2011-2012 Gas Tax Funding

Motion 2012 – 38 – Mercer/Yetman

Resolved, that approval is given to use the 2011/12 Gas Tax Funding for a portion of the following project: Valleyview Storm Sewer Extension Project – Funding \$232,056.70.
Carried unanimously

3.2 2012 Financial Statements

Motion 2012 – 39 – Yetman/Oates

Resolved, that approval is given to the 2012 Financial Statements as presented.
Carried unanimously

3.3 Birch Hills Business Park – Road Names

Motion 2012 – 40 – Yetman/Mercer

Resolved, that the road which intersects the Conception Bay Highway with the Birch Hills Business Park be named Excel Place and the road branching off Excel Place be named Huntsman Place.
Carried unanimously

3.4 Birch Hills Business Park – Designation

Motion 2012 – 41 – Walsh/Oates

Resolved, that the commercial development on the Birch Hills be designated as the Birch Hills Business Park.
Carried unanimously

3.5 Birch Hills Business Park – Infrastructure Take Over

Motion 2012 – 42 – Walsh/Yetman

Resolved, that the request to take over the public infrastructure in the Birch Hills Business Park be referred to the Planning and Development Committee for review and recommendation.
Carried unanimously

3.0 New Business / Staff Reports

3.6 Earle's Road Building Permit

Motion 2012 – 43 – Greenland/Seymour

Resolved, that approval is given applicant, as per submitted application, to construct a dwelling at 31 Earle's Road subject to the Town's Municipal Development Regulations and those required by all other regulatory departments, and further, subject to the following conditions:

1. That the development requires acceptable water and sewer services for the property (at the owners expense), either by extension of municipal services or by approval from Government Services for on-site water and sewer systems.
2. That the property owner is required to acquire the necessary parcels of land as presented to allow for a minimum 9.144m total right-of-way and that such property is legally turned over to the Town of Bay Roberts for the purpose of a future road allowance.
3. That once development in-fills between the end of the current road and this property, as well as meets the requirements of the Town's non-conforming road regulation (including suitable ditch drainage) that the Town would then take over the road.
4. That all Town of Bay Roberts services will end at the intersection of the current main Earle's Road until such time as the above noted conditions are met.

Opposed: Councillor Mercer

Motion Carried

3.7 Residential Building Application – 38A Butlerville Road

Motion 2012 – 44 – Greenland/Seymour

Resolved, that the residential building application for 38A Butlerville Road be referred to the Planning and Development Committee for further review and recommendation.

Carried unanimously

3.8 Executive/Finance Committee – BRADA001

Motion 2012 – 45 – Walsh/Greenland

Resolved, that municipal tax account BRADA001 is exempt from disconnection of services and interest being charged on outstanding taxes as long as a payment schedule of \$90.00 per month is adhered to.

Carried unanimously

3.9 Executive/Finance Committee – LEWIS002

Motion 2012 – 46 – Yetman/Walsh

Resolved, that municipal tax account LEWIS002 is exempt from disconnection of services as long as the payment schedule of \$500 - \$1,000 per month is adhered to, however, the account will be subject to the interest charge as designated in the Tax Collection Policy.

Carried unanimously

3.0 New Business / Staff Reports

3.10 Executive/Finance Committee – ALLAN001/MORGB002/MORGP001

Motion 2012 – 47 – Greenland/Walsh

Resolved, that the request for partial write-off of municipal taxes owing by property owners for accounts ALLAN001, MORGB002 & MORGP001, from the first year they were incorporated into the Town Boundary and taxation structure be denied, as it has been determined that 32 residential properties and 8 commercial properties were incorporated at that time and all received the same taxation treatment and all paid their bills.

Carried unanimously

3.11 Executive/Finance Committee – SNOWG008

Motion 2012 – 48 – Mercer/Walsh

Resolved, that that municipal tax account SNOWG008 is exempt from disconnection of services as long as the payment schedule of \$300 per month is adhered to, however, the account will be subject to the interest charge as designated in the Tax Collection Policy.

Carried unanimously

4.0 Correspondence for Action

4.1 2011 Business Tax – 139-141 Conception Bay Highway

Motion 2012 – 49 – Mercer/Seymour

Resolved, that the property owners request for a tax reduction due to loss of profits during sewer infrastructure upgrades on the CB Highway be denied.

Carried unanimously

4.2 Snow Clearing – 6 Balan’s Road

Motion 2012 – 50 – Seymour/Mercer

Resolved, that correspondence regarding snow clearing at Balan’s Road is referred to the Public Works Committee for review.

Carried unanimously

4.3 Residential Building Application – Harding’s Lane

Motion 2012 – 51 – Yetman/Greenland

Resolved, that residential building application for Harding’s Lane is referred to the Planning and Development Committee for review and recommendation.

Carried unanimously

4.0 Correspondence for Action

4.4 Royal Canadian Legion – Cystic Fibrosis Invitational Dart Tournament

Motion 2012 – 52 – Mercer/Oates

Resolved, that Royal Canadian Legion's correspondence is placed on file.
Carried unanimously

4.5 Ascension Collegiate – Annual Auction

Motion 2012 – 53 – Seymour/Oates

Resolved, that the Ascension Collegiate request for an auction item be referred to Recreation Director Flynn for action.
Carried unanimously

4.6 URock Volunteer Awards – Nominations

Motion 2012 – 54 – Seymour/Walsh

Resolved, that URock Volunteer Awards correspondence is placed on file.
Carried unanimously

4.7 Campia Gymnastics Club – Letter of Support

Motion 2012 – 55 – Walsh/Oates

Resolved, that a letter be written in support of Campia Gymnastics Club's initiative to acquire a new regional gymnastics facility.
Carried unanimously

4.8 Driveway Maintenance Responsibility – 91A Shearstown Road

Motion 2012 – 56 – Walsh/Seymour

Resolved, that correspondence requesting the town to take over a driveway to 91A Shearstown Road is referred to the Public Works Committee.
Carried unanimously

5.0 Correspondence for Information

5.1 SAM – T-Shirts

Deputy Mayor Seymour will arrange pickup of the t-shirts at the Spring Conference.

5.2 Joint Councils – AGM Report

Motion 2012 – 57 – Seymour/Mercer

Resolved, that Mayor Wood will write a letter of concern to Eastern Health cc'd to Mayor Sam Slade regarding lack of medical expertise at Carbonear Hospital.
Carried unanimously

5.0 Correspondence for Information

5.3 Motion 2012 – 58 – Seymour/Greenland

Resolved, that Joint Councils report is placed on file.
Carried unanimously

5.4 Royal Canadian Legion – Poppy Campaign Letter of Appreciation

Motion 2012 – 59 – Walsh/Mercer

Resolved, that Royal Canadian Legion’s correspondence is placed on file.
Carried unanimously

5.5 Dept. of Municipal Affairs – Amendments to Act

Motion 2012 – 60 – Seymour/Greenland

Resolved, that Municipal Affairs correspondence regarding amendments to the Municipalities Act, 1999 is placed on file.
Carried unanimously

5.6 Dept. of Municipal Affairs – 2012 Budget Submission

Motion 2012 – 61 – Mercer/Walsh

Resolved, that MPA’s correspondence regarding budget submission is placed on file.
Carried unanimously

5.7 MNL – ICSP Workshop

Motion 2012 – 62 – Mercer/Walsh

Resolved, that MNL correspondence regarding the ICSP Workshop is placed on file.
Carried unanimously

5.8 MNL – Strategic Plan

Motion 2012 – 63 – Mercer/Greenland

Resolved, that Mayor Wood will write to MHA Littlejohn in support of MNL’s initiative to develop a financial strategic plan to improve planning capacity and sustainable municipalities.
Carried unanimously

6.0 New Business / Committee Reports

6.1 Tourism Committee

Motion 2012 – 64 – Mercer/Walsh

Resolved, that Councillor Mercer will attend the Hospitality NL Conference in Gander.
Carried unanimously

6.0 New Business / Committee Reports

6.2 Cultural Foundation

The Foundation is currently working on a Legacy Project and has been successful in obtaining a grant in the amount \$2,500 in relation to the nomination of Ted Russell as a Person of Significance in the Province and they are working with Ascension Collegiate on a folklore project.

6.3 Bay Roberts 50+ Club Report

Recreation Director Ian Flynn tabled a meeting report regarding building maintenance, snow clearing, a survey on ongoing and upcoming activities, and submission of the Club's financial statements to Council.

6.4 Recreation Committee

Motion 2012 – 65 – Oates/Mercer

Resolved, that Recreation Committee minutes for January 17th and 30th are accepted.
Carried unanimously

6.5 Motion 2012 – 66 – Oates/Walsh

Resolved, that Councillor Oates will attend the Canadian Sport and Tourism Alliance Conference in Richmond, BC from April 17-20.
Carried unanimously

6.6 Public Works Committee

Motion 2012 – 67 – Greenland/Walsh

Resolved, that Public Works minutes of January 26th be accepted.
Carried unanimously

6.7 Fire Department – Election of Officers

Motion 2012 – 68 – Seymour/Greenland

Resolved, that re-election of Clarence H. Russell for Fire Chief is ratified.
Carried unanimously

7.0 Adjournment

7.1 Motion 2012 – 69 – Greenland/Seymour

Resolved, that Council now adjourned the regular meeting at 8:40 p.m.
Carried unanimously

Philip Wood, Mayor

Shirley Hawe, Town Clerk