

The Ninety-Sixth meeting of the Fifteenth Town Council of the Town of Bay Roberts took place in the Town Hall, Tuesday, February 10, 2009, at 6:50 p.m.

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

Member Absent Mayor Glenn Littlejohn

Also Present Town Manager Edwin Fradsham
 Town Clerk Shirley Hawe
 Compass Correspondents Lillian Simmons,
 Robyn Seymour & friend x

Minutes

Deputy Mayor Walsh asked if there were any errors or omissions to the minutes of the regular meeting of January 27, 2009, which had been circulated with the agenda.

Discussion and update regarding the following:

- ▶ MEO advised x on outcome of the conversation he had with x officials regarding her complaint of excessive noise levels.
- ▶ Action has not yet been taken to remove fence at Delaney's Avenue. Town Manager to advise real estate agent of council decision to remove fence.
- ▶ Motion to revoke building permit for x pending further discussion.
- ▶ Town Manager to contact Bae Newplan regarding correspondence to Harris & Associates.
- ▶ Pigeon Inlet Steering Committee meeting tomorrow with various interest groups regarding the New Horizons for Seniors program.
- ▶ Dawson's Lane flooding concerns - letter be written to first name on petition advising that the Public Works Committee will review and action in spring.
- ▶ Dept. of Fisheries and Oceans be requested to put on their agenda, a site visit to Rocky Pond Brook.
- ▶ Town Manager to advertise in Compass and Telegram the re-tender of Barracks Lane improvements.
- ▶ Discussion regarding mayor's request for Public Works to short list applications for heavy equipment operators/labours.

- ▶ It was noted that the newsletter is ready for printing and any additional items should be submitted asap.

Motion 2009 - 54 - Greenland/Yetman

Resolved that minutes of the regular meeting of January 27, 2009, be adopted.

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

Additions to Agenda

Motion 2009 - 55 - Yetman/Mercer

Resolved that correspondence from CBCL Limited, regarding the Town of Bay Roberts Municipal Plan review, be added to agenda.

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

New Business

Item 1 : Letter received from x thanking council for addressing her water flooding concerns at Adler Place.

Motion 2009 - 56 - Mercer/Seymour

Resolved that x's letter be placed on file.

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

Item 2 : Correspondence received from x regarding vehicle damages sustained while driving along Water Street.

Motion 2009 - 57 - Seymour/Yetman

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

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

Item 3 : Letter received from x regarding water flooding concerns at 57 North Side Road, Shearstown.

Motion 2009 - 58 - Seymour/Mercer

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

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

Item 4 : Letter received from x regarding water and sewer services on Track Road.

Motion 2009 - 59 - Greenland/Mercer

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

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

Item 5 : Drawings and government services approvals for Wescal Department Store relocation to 139-141 C. B. Highway.

Motion 2009 - 60 - Seymour/Mercer

Resolved that approval be given to Wescal Department Store, as per submitted drawings and government approvals, for relocation to 139-141 C. B. Highway.

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

Item 6 : Correspondence received from the Bay Arena Association Limited.

Motion 2009 - 61 - Greenland/Seymour

Resolved that council concurs with the election of officers to the Bay Arena Board of Directors and for the Board to operate the Bay Arena for the next year.

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

Motion 2009 - 62 - Yetman/Mercer

Resolved that the Bay Arena financial statement for the fiscal year ending September 20, 2008, be accepted.

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

Item 7 : Correspondence received from Cox & Palmer Law Office on behalf of 36 Green's Road Extension, owners, x.

Motion 2009 - 63 - Yetman/Greenland

Resolved that Cox & Palmer's correspondence be referred to the Planning & Development Committee.

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

Item 8 : Copy of correspondence issued to Curtis Dawe Law Office from Morrow & Morrow Law Office regarding the x property issue.

Motion 2009 - 64 - Mercer/Wood

Resolved that the Morrow & Morrow correspondence be placed on file.

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

Item 9 : Email received from x and responses by Mayor Littlejohn and Deputy Mayor Walsh regarding the Multi-Purpose Recreation Facility Feasibility Study.

Motion 2009 - 65 - Wood/Seymour

Resolved that x's email and subsequent responses be placed on file.

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

Item 10 : Letter received from Ascension Collegiate requesting a donation item for their Annual Dinner and Auction.

Motion 2009 - 66 - Mercer/Yetman

Resolved that the Ascension Collegiate request be referred to Director Delaney for appropriate auction item.

In favour: Deputy Mayor Walsh
Councillors: C. Mercer, G. Greenland, P. Wood, W. Yetman and B. Seymour

Opposed: 0
Abstaining: 0
Motion Carried.

Item 11 : Letter received from Trinity Conception Placentia Health Foundation regarding budgeting for donations to the Annual Telethon.

Motion 2009 - 67 - Yetman/Seymour

Resolved that the TCPH Foundation letter be placed on file.

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

Item 12 : Letter received from M-RON advising that they are hosting a launch of the Baccalieu Games 2009 in their boardroom at Carbonear on February 11 at 10:00 a.m.

Deputy Mayor Walsh, Director Delaney and Program Officer Ian Flynn will be attending.

Item 13 : Invitation received from M-RON to an information session and networking reception at Carbonear on Heritage Day, February 16.

Motion 2009 - 68 - Mercer/Wood

Resolved that M-RON's invitation be referred to the Heritage Advisory Board.

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

Item 14 : Correspondence received from M-RON advising that February is Supported Employment Awareness Month throughout the province.

Motion 2009 - 69 - Mercer/Greenland

Resolved that Mayor Littlejohn sign the proclamation for Supported Employment Awareness Month and have it displayed at the front desk.

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

Item 15 : Correspondence received from NLFM regarding Heritage Day and the Southcott Awards.

Motion 2009 - 70 - Seymour/Mercer

Resolved that NLFM's correspondence be referred to the Heritage Advisory Board and that the Board submit a nomination for the heritage railway building to be considered for the 2009 Southcott Awards.

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

Motion 2009 - 71 - Mercer/Wood

Resolved that Mayor Littlejohn sign and display the Heritage Day Proclamation 2009.

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

Item 16 : Letter received from Senior Projects Manager, CBCL Limited, requesting a meeting to discuss the municipal plan review, results of background work, public consultation and the Integrated Community Sustainability Plan.

Motion 2009 - 72 - Greenland/Yetman

Resolved that the Town Manager will arrange a meeting between council and Ms. x.

In favour: Deputy Mayor Walsh
Councillors: C. Mercer, G. Greenland, P. Wood, W. Yetman and B. Seymour

Opposed: 0
Abstaining: 0
Motion Carried.

Committee Reports

Finance

Motion 2009 - 73 - Greenland/Mercer

Resolved that Accounts Payable for January 2009 be approved.

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

Tourism

Motion 2009 - 74 - Mercer/Wood

Resolved that Pigeon Inlet Steering Committee minutes of January 12, be accepted.

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

Motion 2009 - 75 - Mercer/Yetman

Resolved that Pigeon Inlet Steering Committee minutes of January 14, be accepted.

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

Councillor Mercer noted that the new sign for the proposed Business Park is ready for installation. The sign is displayed in the back of the Chambers for council viewing.

Planning & Development

Powell Building, 139-141 C. B. Highway

Committee recommends that a barricade be placed to prevent traffic from entering and exiting parking area from corner of Water Street and C. B. Highway.

Motion 2009 - 76 - Greenland/Yetman

Resolved that the Town Manager contact x for his input regarding the above noted recommendation.

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

Baccalieu Trail Animal Hospital, 291-297 C. B. Highway

Committee recommends landscaping at front with a dedicated entrance and exit.

Motion 2009 - 77 - Greenland/Mercer

Resolved that Ron Fougere Associates Limited be requested to include landscaping at front along the C. B. Highway and a dedicated entrance and exit to the overall design plan for the Baccalieu Trail Animal Hospital upgrading and extension.

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

Track Road re: Available Water & Sewer Services

Town Manager will action and update.

Building Application

Motion 2009 - 78 - Greenland/Yetman

Resolved that x's application to erect a building for the purpose of operating a small Paintless Dent Repair business at Central Street, be denied. Municipal Development Regulations permit this use as discretionary and must be an accessory to a dwelling.

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

Fire Department

Motion 2009 - 79 - Seymour/Mercer

Resolved that the Bay Roberts Fire Department financial statement be accepted.

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

Councillor Seymour noted that he accepted a plaque and certificate on behalf of the Fire Dept. from the Bay Roberts Lions Club for 1st Overall Float in the Santa Claus Parade.

Councillor Wood noted that RCMP Corporal Randy Pack is co-winner of the 2008 Crime Stoppers Police Officer of the Year.

Motion 2009 - 80 - Wood/Mercer

Resolved that a letter of congratulations be sent to Corporal Randy Pack.

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

Adjournment

Motion 2009 - 81 - Greenland/Mercer

Resolved that the meeting do now adjourn at 8:30 p.m.

In favour: Deputy Mayor Walsh
Councillors: C. Mercer, G. Greenland, P. Wood, W. Yetman and B. Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

Melvin Walsh
Deputy Mayor

Shirley Hawe
Town Clerk