

**Town of Bay Roberts
Minutes of Regular Council Meeting
Tuesday, January 11, 2011**

Twenty-Seventh Meeting of the Sixteenth Town Council
Town Hall, 321 Water Street, Bay Roberts, NL

In Attendance:

Council	Mayor Glenn Littlejohn Deputy Mayor Philip Wood Councillor Clarence G. Mercer Councillor Gerald Greenland Councillor Melvin Walsh Councillor Bill Seymour
Staff	Nigel Black, Chief Administrative Officer Shirley Hawe, Town Clerk
Absent	Councillor Walter Yetman

Call to Order

Mayor Littlejohn called the meeting to order at 7:05 p.m.

1.0 Agenda

1.1 Additions and Approval of Agenda

Motion 2011 – 627 – Seymour/Greenland

Resolved that a commercial occupancy application (6.5) and Building Canada Fund information (6.6) be added to the agenda for January 11, 2011.

Carried unanimously

Motion 2011 – 628 – Walsh/Mercer

Resolved that revised agenda for January 11, 2011 be accepted.

Carried unanimously

2.0 Minutes

2.1 Approval of Minutes

Motion 2011 – 629 – Mercer/Walsh

Resolved regular meeting minutes of December 14, 2010 be adopted as presented.

Carried unanimously

3.0 New Business / Staff Reports

3.1 Commercial Occupancy Application – 6B Conception Bay Highway**Motion 2011 – 630 – Greenland/Wood**

Resolved that approval be given applicant, as per submitted application, to open and operate a café and bookstore, KISS Café & Bookstore, from 6B Conception Bay Highway, subject to the Town's Municipal Development Regulations, other pertinent regulations and those required by all other regulatory departments.

Carried unanimously

3.2 Residential Building Application – 139 Country Road**Motion 2011 – 631 – Mercer/Seymour**

Resolved that approval be given applicant, as per submitted application, to construct a dwelling at 139 Country Road, Bay Roberts, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

3.3 Residential Building Application – 78 Badcock Boulevard**Motion 2011 – 632 – Greenland/Wood**

Resolved that approval be given applicant, as per submitted application, to construct a dwelling at 78 Badcock Boulevard, Bay Roberts, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments and further that the applicant be advised of the requirements for the developer to complete the subdivision prior to the Town assuming any liability or issuing occupancy for this property.

Carried unanimously

3.4 Residential Building Application – 3 Bay Shore Estates**Motion 2011 – 633 – Mercer/Walsh**

Resolved that approval be given applicant, as per submitted application, to construct a dwelling at 3 Bay Shore Estates, Bay Roberts, subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

3.5 Commercial Occupancy Application – 140 Conception Bay Highway**Motion 2011 – 634 – Wood/Mercer**

Resolved that approval be given applicant, as per submitted application, to open and operate a photo studio, Tammy Sparkes Photography & Photo Studio, from 140 C. B. Highway, Bay Roberts, subject to the Town's Municipal Development Regulations, other pertinent regulations and those required by all other regulatory departments.

Carried unanimously

3.0 New Business / Staff Reports

3.6 Building Canada Fund – Communities Component – Top-up

Motion 2011 – 635 – Seymour/Wood

WHEREAS the federal and provincial governments will make a one-time extension of the deadline for funding of projects under the Infrastructure Stimulus Fund and the Building Canada Fund – Communities Top-up from March 31, 2011 to October 31, 2011;

AND WHEREAS all funding from the Government of Canada and the Province will cease after October 31, 2011;

AND WHEREAS the Town of Bay Roberts has asked the provincial government for an extension to the federal and provincial funding to October 31, 2011 for the following projects:

Project #26652 – Replace Sanitary Sewer Route 70

Eligible Cost: \$1,700,000 Federal Contribution: \$541,593

Federal Audit Cost: \$ 1,593

Project #26648 – North Road Lift Station and Forcemain

Eligible Cost: \$2,550,000 Federal Contribution: \$812,389

Federal Audit Cots: \$ 1,593

THEREFORE BE IT RESOLVED THAT the Town of Bay Roberts attests that it will continue to contribute its share of the required funding for the aforementioned projects; AND BE IT FURTHER RESOLVED THAT actual claims for all eligible costs incurred by March 31, 2011, for the aforementioned projects must be and will be submitted no later than April 30, 2011 to the Province;

AND BE IT FURTHER RESOLVED THAT the Town of Bay Roberts will ensure that the project will be completed.

Carried unanimously

4.0 Correspondence for Action

4.1 Municipal Plan – Adoption Process

Municipal Plan, Development Regulations and adoption process information tabled for review and adoption at next regular meeting.

4.2 Proposed New Access Road – 4-6 Andrew’s Place

Motion 2011 – 636 – Wood/Mercer

Resolved that correspondence seeking approval in principle for a new access road to 4-6 Andrew’s Place, off Route 70, Conception Bay Highway, be referred to the Planning & Development Committee.

Carried unanimously

4.3 Business Relocation – 161 CB Highway to 347 CB Highway

4.0 Correspondence for Action

Motion 2011 – 637 – Seymour/Greenland

Resolved that approval be given applicant to relocate Strut Salon, 161 Conception Bay Highway, Bay Roberts to 347 Conception Bay Highway.

Carried unanimously

4.4 Residential Building Request – Harding’s Lane

Motion 2011 – 638 – Mercer/Walsh

Resolved that correspondence seeking permission to construct a dwelling at Harding’s Lane be referred to the Planning & Development Committee.

Carried unanimously

4.5 Water Buildup – 22 Barrack’s Lane

Motion 2011 – 639 – Mercer/Seymour

Resolved that work is completed to correct the water buildup problem at 22 Barrack’s Lane and correspondence be placed on file.

Carried unanimously

4.6 Responsibility for Town Services – Snow’s Subdivision

Motion 2011 – 640 – Walsh/Wood

Resolved that enquiries regarding responsibility for town services at Snow’s Subdivision, Country Road, be referred to CAO for reply.

Carried unanimously

4.7 Compensation Request – Damaged Clothing

Motion 2011 – 641 – Walsh/Greenland

Resolved that correspondent be advised their request for compensation to replace clothing damaged when the correspondent’s spouse fell in a pothole, be denied.

Carried unanimously

4.8 Compensation Request – Damaged Tires

Motion 2011 – 642 – Wood/Mercer

Resolved that correspondent be advised their request for compensation to replace tires damaged as a result of road hazards, be denied.

Carried unanimously

5.0 Correspondence for Information

5.1 Accounts Payable – November 2010

5.0 Correspondence for Information

Motion 2011 – 643 – Mercer/Seymour

Resolved that accounts payable for November 2010 be accepted.

Carried unanimously

5.2 Accounts Payable – December 2010

Motion 2011 – 644 – Mercer/Walsh

Resolved that accounts payable for December 2010 be accepted.

Carried unanimously

5.3 Vehicle Damage Reimbursement

Newfound Construction Limited advised they will reimburse correspondent for vehicle damages in the amount of \$80 dollars.

5.4 Eastern Waste Management – Tipping Fees

EWM advised of their review and adoption of the 2011 budget for the Regional Integrated Waste Management Facility at Robin Hood Bay and the user fee structure that will be in effect from April 1, 2011 to March 31, 2012.

5.5 Department of Environment and Conservation – Estuary Berm/Trestle

Response to our letter dated October 19, 2010 advising that our concerns have been forwarded to the Eastern Regional Lands Office for investigation and once complete, the questions raised will be responded to Ms. Cathy Kleinwort, Joint Management Committee.

5.6 Memorial University – Sustainable Future

Correspondent offers to meet with council to discuss working together to advance a sustainable future for communities and regions in Newfoundland and Labrador.

5.7 MMSB – Backyard Composting Program

Motion 2011 – 645 – Mercer/Seymour

Resolved that correspondence regarding bulk purchase of subsidized compost bins be referred to the Green Committee.

Carried unanimously

6.0 Resolutions from Privileged Meetings

6.1 Resolutions from January 11, 2011 Privileged Meeting

Motion 2011 – 646 – Wood/Walsh

Resolved that motions from the January 11, 2011 privileged meeting – #'s 619; 620; 621; 622; 623; 624; and, 625 be ratified.

Carried unanimously

7.0 Councillor Concerns / Notice of Motion

7.1 Deputy Mayor Wood gave notice of motion to seek approval of Audited Financial Report for 2009 at next regular meeting.

8.0 Adjournment

8.1 Motion to Adjourn

Motion 2011 – 647 – Seymour/Walsh

Resolved that Council now adjourn the regular meeting at 8:50 p.m.

Carried unanimously

Glenn Littlejohn, Mayor

Shirley Hawe, Town Clerk