

July 4th, 2006

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The Forty-Third Meeting of the Fifteenth Town Council of the Town of Bay Roberts took place in the Town Hall with the following in attendance:

Deputy Mayor Melvin Walsh
Councillor Clarence G. Mercer
Councillor Gerald Greenland
Councillor Dennis Brown
Councillor Walter Yetman
Councillor Bill Seymour
Town Manager Edwin Fradsham
Town Clerk Shirley Hawe

Also present, Ms. Lillian Simmons (the Compass) and Mr. Edwin Snow.

Mayor Glenn Littlejohn is absent.

Regular meeting commenced at 7:30 p.m.

Adoption of Minutes

Deputy Mayor Walsh asked if there were any errors or omissions to the minutes of June 13th, 2006, which has been circulated with the agenda.

Page 4. Councillor Mercer asked if the Planning & Development Committee had met with Mr. x regarding the proposed usage for his new building.

Councillor Greenland advised that a meeting has not yet been arranged.

Page 5. Councillor Seymour asked if all quarry operators in the municipality have paid for their permits.

Town Manager advised that two operators have not yet acquired the necessary approvals.

Page 7. Councillor Greenland suggested that Works Superintendent, be provided with a copy of the council meeting minutes.

Page 8. Councillor Mercer asked if there is anything further to report regarding the request by Mr. x to operate the Silverwood Inn as a motel and restaurant.

Councillor Greenland noted that the Planning & Development Committee will address this issue under Committee Reports.

Page 9. Councillor Greenland asked that Mr. x be requested to re-submit modified drawings for his proposed subdivision development.

Councillor Seymour inquired if a date has been set for the Hazardous Waste Day.

Councillor Yetman advised that a date is not in place yet, however, it may be held the same day as other towns in the area.

Page 10. Deputy Mayor Walsh noted that the Fire Department has two new members; Mr. Darren Hawe and Mr. Adam Norman. Also, MEO Perry Bowering has signed the agreement certifying his status as Supernumerary Constable. An official signing will take place at a later time.

It was moved by Councillor Greenland and seconded by Councillor Seymour that the minutes of June 13th, 2006, be approved as presented.

Motion Carried.

It was moved by Councillor Greenland and seconded by Councillor Mercer that the Dept. of Environment be requested to take further action regarding the clean up of the property belonging to Mr. x's at Coley's Point. Also, a copy of letter be sent to Mr. Roland Butler, MHA.

Motion Carried.

General Business

Letter received from Mr. x requesting an opportunity to address council regarding land issues in the area surrounding Delaney's Road. Mr. x asked for a copy of the site plans outlining the entrance to the proposed Business Park and also, the water and sewer services for the site.

Mr. x was advised that the site plan is only at a preliminary stage, however, he will be given a copy of the draft drawings.

Mr. x left the Chambers at 8:00 p.m.

Letter received from Ms. x requesting permission to open an esthetics home-based, part-time business at 28 Heney's Pond Road.

It was moved by Councillor Greenland and seconded by Councillor Seymour that Ms. x be advised that her request must be published in the local newspaper.

Motion Carried.

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It was moved by Councillor Mercer and seconded by Councillor Yetman that a permanent, part-time, seasonal clerk / receptionist be hired to assist office staff. This position is from May 1st to August 30th and on a off season call in basis.

Motion Carried.

Letter received from x regarding vandalism to their property at Adler Place and also, concerns with the unsightly materials stored at the Wilbur Sparkes Recreation Complex.

It was moved by Councillor Yetman and seconded by Councillor Greenland that Mr. & Mrs. X' letter be referred to the Public Works Committee and to the Municipal Enforcement Officer for further investigation. Also, Amalgamated Academy be notified, if the problem continues into September.

Motion Carried.

Letter received from x regarding concerns with noise from dirt bikes and ATV's and also, roaming animals.

It was moved by Councillor Seymour and seconded by Councillor Yetman that MEO Bowering check into the concerns raised by Mr. & Mrs. x and report back to council.

Motion Carried.

Letter received from Ms. x requesting a discount on 2006 municipal taxes.

It was moved by Councillor Brown and seconded by Councillor Yetman that Ms. x's request be referred to the Finance Committee for review.

Motion Carried.

Letter received from Mrs. x requesting that Council deny the proposal by Moorfrost to in-fill the harbour at Water Street.

Copy of letter to Minister Clyde Jackman, Dept., of Environment & Conservation, from Mr. x on behalf of Mrs. x, requesting the Dept., of Environment not to approve the water lot permit for the expansion of Moorfrost or any other facility owner to the east of the existing Moorfrost property at Water Street.

It was moved by Councillor Greenland and seconded by Councillor Mercer that Harbour International Ltd., be advised that if their application to Crown Lands for a water lot extension permit is accepted, before any in-filling or construction of any type is to be started, they must submit a detailed plan and application for Council's prior approval.

Motion Carried.

Letter and application received from the Avalon North Wolverines Search & Rescue seeking permission to construction an equipment storage garage at 12 Station Road.

It was moved by Councillor Seymour and seconded by Councillor Mercer that approval be given to the Avalon North Wolverines, subject to compliance with submitted plans specifications and all Municipal Development Regulations and all other regulatory departments.

Motion Carried.

Letter received from Ms. Kristen O'Keefe, Public Legal Information Association of Newfoundland, seeking support for their Youth Justice Rocks day camp.

It was moved by Councillor Mercer and seconded by Councillor Seymour that Ms. O'Keefe's letter be referred to the Finance Committee for recommendation.

Motion Carried.

Letter received from Ms. Nellie Burke, Director, Immigration Policy and Planning, Dept., of Human Resources, Labour and Employment, extending an invitation for the Immigration Symposium being held on September 18th at the Fairmont Newfoundland, St. John's.

It was moved by Councillor Mercer and seconded by Councillor Yetman that Ms. Burke's invitation be placed on file.

Motion Carried.

Residential Building Application received from Mr. x for construction at 55-65 Cat Hill Road.

It was moved by Councillor Seymour and seconded by Councillor Greenland that approval be given to Mr. x to construct a dwelling at 55-65 Cat Hill Road with the stipulation that no town services will be provided beyond the main road. Also, approval is given subject to all Municipal Development Regulations and all other regulatory departments.

Motion Carried.

Residential Building Application received from x for construction n at Russell's Place, Bay Roberts.

It was moved by Councillor Mercer and seconded by Councillor Yetman that approval be given to Mr. & Mrs. x to construct a dwelling at Russell's Place, subject to all Municipal Development Regulations and all other regulatory departments.

Motion Carried.

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Application received from Ms. x for the construction of a hair salon and day spa at C. B. Access Road.

It was moved by Councillor Yetman and seconded by Councillor Mercer that approval be given subject to compliance with submitted plan specifications, all Municipal Development Regulations and all other regulatory departments.

Motion Carried.

Members' advisory received from FCM regarding a six-point plan to fight fiscal imbalance.

InfoNotes received from NLFM regarding various information items.

Members' advisory and info notes to be placed on file.

Information and registration package received from NFLM for the 56th Annual Convention and Trade Show, being held October 5th - 7th, at Gander Community Centre.

Director Ron Delaney arrived at 8:40 p.m.

Deputy Mayor Walsh presented the revenue and expenses for April 1st to June 30th, 2006, to be reviewed and tabled at the next regular meeting.

Letter received from Ms. Cathy Kleinwort regarding successfully attaining funding for Shearstown Estuary Joint Management projects.

Letter received from Mr. x, Ned Butler's Road, Butlerville, regarding ditching concerns.

It was moved by Councillor Seymour and seconded by Councillor Mercer that Mr. x letter be referred to the Public Works Committee for recommendation.

Motion Carried.

Director's Report

- ? Director Delaney tabled a copy of the Klondyke Days 2006 Schedule for July 12th -31st
- ? Recreation program has a registration of over 200 participates
- ? Pool is working well since installation of the new pump
- ? Klondyke Gazette is doubled in format and has been distributed

Committee Reports

Finance

Councillor Brown reported that a committee of council met with Ron and Christine this afternoon to review budget matters regarding the upcoming Klondyke Concert. It is too early at this time, to give a report on ticket sales revenue and production costs. All entertainment contracts are in place and on target with the budget. Other related expenses ie. taxi's, hotels, etc., may come in under budget, including advertising and promotion. Site preparation is ongoing. Bus services may be reduced from 11 buses last year to possibly 8 this year. A pilot project will be implemented which will include 4 non food vendors, and also, a food vendor in the bar area.

Tourism

Councillor Mercer tabled Tourism Committee minutes of June 12th.

- ? the town's first tourism brochure has gone to print and will be distributed to visitor information centres throughout province
- ? awaiting on an aerial shot of the Klondyke area in order to do the required mapping
- ? 3 students (2 bilingual) are hired for the Visitor's Pavilion with 2 staff on duty at all times
- ? video surveillance is in place at the Visitor's Pavilion and the Community Gardens
- ? a nomination will be made for the Life Time Achievement Award

Deputy Mayor Walsh inquired if contact had been made with regard to disputed property at Water Street.

Councillor Greenland noted that nothing has taken place yet and awaiting Mayor Littlejohn's return.

Councillor Brown noted that approval from the Dept. of Works, Services & Transportation is required for placement of signage on the C. B. Highway.

Town Clerk is to check past minutes for any mention of signage policies.

Public Works

Councillor Greenland noted that Mr. x provided writings and pictures which will be circulated for council's review after this meeting.

Planning & Development

Silverwood Inn may be operating without the appropriate permits. Town Manager and MEO Bowering will check into this and make the consequences known to Mr. x and report back their findings.

10377 Newfoundland Limited re: Proposed commercial development at Birch Hills. Water & sewer & road designs for the development must be provided, also, the Town Manager will provide the names of other regulatory departments from which referrals will be required. Regarding the development as a whole: each lot will be considered for approval when the particular developer chooses to improve that lot. The developer of lots 16 & 17 (Bay Roberts Dental Inc.) must re-submit proper drawings pertaining to the development at lots 16 & 17.

It was moved by Councillor Mercer and seconded by Councillor Seymour that the Planning & Development Committee be authorized on Council's behalf to give permission to Bay Roberts Dental Inc. to construct a commercial building on lots 16 & 17 when proper detailed plans are submitted to and approved by the Committee.

Motion Carried.

Discussion took place regarding the construction of the Klondyke Hotel. It was noted that the extension does not conform with the approved previously submitted plans.

It was moved by Councillor Mercer and seconded by Councillor Greenland that Mr. x be advised that the extension development to the Klondyke Hotel is contrary to the terms of his submitted plan and subsequent permit, and as a result, Council feels it necessary to take action regarding this matter by rescinding the motion which gives a two year business tax concession on the proposed extension.

It was moved by Councillor Mercer and seconded by Councillor Greenland that the motion be amended to include the option to either conform with the approved previously submitted plans or have the business tax concession on the proposed extension rescinded.

Motion Carried.

Economic Development

The committee meeting of June 27th focused on the proposed business luncheon meetings. Sept 12th - 13th is the target date for the initial meeting with all businesses invited. The purpose of the meeting is to outline what the department is about; the initiatives, expose website, business card, types of business,

etc. Subsequent meetings will be more business specific targeted and include guest speakers. Further updates to come.

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Deputy Mayor Walsh inquired about progress with the proposed farmers' market.

Director Delaney noted that this will take place next to the Visitor's Pavilion on Sundays.

Recreation

Councillor Yetman tabled minutes of June 22nd. Highlights as follows:

- ? playground equipment will be late arriving
- ? ball hockey court is 90% complete
- ? all summer program and pool staff are hired
- ? Wilbur Sparkes Recreation Complex will receive minor repairs and painting
- ? proposed Family Fun Day during Klondyke Days, also, Derrick Mercer Memorial Softball tournament is July 14th - 16th
- ? upgrades to soccer pitch
- ? Ian Flynn is elected to the NLPRA Board of Directors as Recreation Practitioner for a one year term
- ? patio on railway building should be removed due to possible safety hazard, also, building in need of major interior repairs

It was moved by Councillor Greenland and seconded by Councillor Yetman that the patio be removed from the railway building as soon as possible.

Motion Carried.

Fire Department

Deputy Mayor Walsh advised that fire protection services will continue to be provided to the 4 communities until Aug 28th, also, the deadline for approval for the training facility grant is today.

Municipal Enforcement

Deputy Mayor Walsh advised that today, a 30 day removal notice was placed on the Spring Valley Restaurant.

UMC

Deputy Mayor Walsh noted that he will not be attending the next UMC meeting scheduled for August 4th & 5th due to another commitment.

Councillor Seymour asked about advertising for local volunteers to help with the Klondyke Concert.
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Special Events

Director Delaney presented minutes of June 21st to be placed on file. The parade and opening ceremonies for the 11th Annual Klondyke Days will take place on Wednesday, July 12th at 7 p.m.

50 Plus Club

Councillor Seymour advised that everything is going well for the club and they have a summer student hired. Mr. x will contact him if the next meeting agenda includes council concerns.

Wetlands

Councillor Seymour tabled Stewardship Association of Municipalities minutes of June 3rd to be placed on file. The next meeting will be held in Carmanville in October.

Councillor Seymour asked that the Wetlands sign be installed soon. Also, Muddy Hole Road needs fill before it can be graded with class A gravel.

Director Delaney noted that the Arney's Pond Project is started. The walking trail will be a gravel surface and not boardwalks.

Deputy Mayor Walsh asked that issues regarding the post office in Shearstown be added to the next meeting agenda under Councillor Concerns.

Adjournment

It was moved by Councillor Mercer and seconded by Councillor Yetman that the meeting be adjourned at 9:55 p.m.

Motion Carried.

Melvin Walsh
Deputy Mayor

Shirley Hawe
Town Clerk

July 5th, 2006

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The Forty-Fourth Meeting of the Fifteenth Town Council of the Town of Bay Roberts took place in the Town Hall with the following in attendance:

Deputy Mayor Melvin Walsh
Councillor Clarence G. Mercer
Councillor Dennis Brown
Councillor Walter Yetman
Town Manager Edwin Fradsham
Town Clerk Shirley Hawe

Special meeting commenced at 4:35 p.m.

It was moved by Councillor Brown and seconded by Councillor Mercer that the motion made at the July 4th, 2006, regular council meeting, stating the withdrawal of a previous motion giving a two (2) year business tax concession for the x expansion and including the option to conform with the approved previously submitted plans, be rescinded.
Motion Carried.

It was moved by Councillor Mercer and seconded by Councillor Yetman that Mr. x be requested to submit, no later than 12 noon, on Tuesday, July 11th, 2006, a revised application and revised plans for the expansion. Failure to comply with this request will result in a stop work order being issued immediately.
Motion Carried.

It was moved by Councillor Brown and seconded by Councillor Yetman that the meeting be adjourned at 5:10 p.m.
Motion Carried.

Melvin Walsh
Deputy Mayor

Shirley Hawe
Town Clerk