

**Town of Bay Roberts
Minutes of Regular Council Meeting
Tuesday, November 9, 2010**

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

In Attendance:

Council Mayor Glenn Littlejohn (Arrived at 8:00 p.m.)
 Deputy Mayor Philip Wood
 Councillor Clarence G. Mercer
 Councillor Gerald Greenland
 Councillor Walter Yetman
 Councillor Bill Seymour

Staff Nigel Black, Chief Administrative Officer
 Shirley Hawe, Town Clerk

Absent: Councillor Melvin Walsh

Call to Order

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

1.0 Agenda

1.1 Additions to Agenda

Motion 2010 – 617 – Yetman/Mercer

Resolved that the following be added to the agenda: (6.5) Borrowing Resolutions; (7.9) Water Runoff – 298 Shearstown Road; and, (7.10) Commercial Vehicle Parking – 10 Barrack’s Lane.

Carried unanimously

1.2 Approval of Agenda

Motion 2010 – 618 – Mercer/Seymour

Resolved that the revised agenda for November 9, 2010 be accepted.

Carried unanimously

2.0 Minutes

2.1 Approval of Minutes

Motion 2010 – 619 – Yetman/Greenland

2.0 Minutes

Resolved that regular meeting minutes of October 26, 2010 be adopted as presented.
Carried unanimously

3.0 New Business / Staff Reports

3.1 Residential Building Application – 84 Green’s Road

Motion 2010 – 620 – Yetman/Mercer

Resolved that approval be given applicant, as per submitted application, to construct a dwelling at 84 Green’s Road, Bay Roberts, subject to inclusion on the survey of a 12 foot drainage easement along the side boundary of the property and the existing drainage ditch along the road would be re-routed so that it ran parallel to the road rather than diagonal and that the drainage would then be routed along the exiting side property drainage ditch, all at the developer’s expense with the exception of replacing the decaying culvert that crosses Green’s Road, and further subject to the Town’s Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

3.2 Commercial Occupancy Application – 236-240 Conception Bay Highway

Motion 2010 – 621- Seymour/Greenland

Resolved that approval be given applicant, as per submitted application, to open and operate a beauty shop wholesale supply business from 236-240 Conception Bay Highway, subject to the Town’s Municipal Development Regulations, other pertinent regulations and those required by all other regulatory departments.

Carried unanimously

3.3 Commercial Occupancy Application – 2-8 Water Street

Motion 2010 – 622 – Greenland/Mercer

Resolved that approval be given applicant, as per submitted application, to open and operate a children’s gym, Gyminnee Crickets, from 2-8 Water Street, subject to the Town’s Municipal Development Regulations, other pertinent regulations and those required by all other regulatory departments.

Carried unanimously

3.4 Fire Inspection – 389 Conception Bay Highway

Motion 2010 – 623 – Seymour/Greenland

Resolved that MEO Bowering investigate that a restaurant is operating without permission to do so at 398 C. B. Highway and report back to Council his findings.

Carried unanimously

3.5 Borrowing Resolutions

3.0 New Business / Staff Reports

Motion 2010 – 624 – Greenland/Yetman

Resolved that approval be given to borrow from the Bank of Montreal for capital projects the following amounts: Project # 26652 - \$324,956, Project # 26648 - \$487,434, Project # 26660 - \$477,876, and Project # 08202 - \$129,743.

Carried unanimously

4.0 Correspondence for Action

4.1 Animal Shelter – Happy Tails

Motion 2010 – 625 – Mercer/Greenland

Resolved that a letter of support be given regarding the need for an animal shelter in our area and the request for any financial support will be reviewed following receipt of further information. MEO will attend proposed meeting on November 17th at former Orange Lodge, Freshwater.

Carried unanimously

4.2 Water Line Leak – 241-243 Shearstown Road

Motion 2010 – 626 – Mercer/Seymour

Resolved that correspondence regarding a possible water line leak at 241-243 Shearstown Road be referred to Public Works Committee.

Carried unanimously

4.3 Water Runoff – 42 Love Street

Motion 2010 – 627 – Greenland/Mercer

Resolved that correspondence regarding water runoff at 42 Love Street be referred to Public Works Committee.

Carried unanimously

4.4 Flooded Basement – 40 Love Street

Motion 2010 – 628 – Yetman/Seymour

Resolved that correspondence regarding a flooded basement at 40 Love Street be referred to Public Works Committee.

Carried unanimously

4.5 Culvert – 6 Mission Lane

Motion 2010 – 629 – Seymour/Mercer

Resolved that correspondence requesting an additional culvert at 6 Mission Lane be referred to Public Works Committee.

Carried unanimously

4.0 Correspondence for Action

4.6 Town Land (129-145 Central Street) Purchase – 147-151 Central Street

Motion 2010 – 630 – Yetman/Mercer

Resolved that the request to purchase town land at Central Street be referred to Planning & Development Committee.

Carried unanimously

4.7 Town Land (129-145 Central Street) Purchase – 155-157 Central Street

Motion 2010 – 631 – Mercer/Yetman

Resolved that the request to purchase town land at Central Street be referred to Planning & Development Committee.

Carried unanimously

4.8 Donation Request – Kids Help Phone

Motion 2010 – 632 – Yetman/Seymour

Resolved that Kids Help Phone correspondence be placed on file.

Carried unanimously

4.9 Water Runoff – 298 Shearstown Road

Motion 2010 – 633 – Mercer/Seymour

Resolved that correspondence regarding water runoff at 298 Shearstown Road be referred to Public Works Committee.

Carried unanimously

4.10 Commercial Vehicle Parking – 10 Barrack’s Lane

Motion 2010 – 634 – Greenland/Seymour

Resolved that correspondence regarding commercial vehicle parking at 10 Barrack’s Lane be referred to Executive Committee for review.

Carried unanimously

5.0 Correspondence for Information

5.1 Accounts Payable – October 2010

Motion 2010 – 635 – Yetman/Mercer

Resolved that accounts payable for October 2010 be accepted.

Carried unanimously

5.2 SAM Conference – Town Citizen Representative

5.0 Correspondence for Information

Motion 2010 – 636 – Mercer/Yetman

Resolved that the Town's Citizen's representative on the SAM Board be reimbursed for meals and mileage to the Gander conference.

Carried unanimously

5.3 Joint Councils – Annual Christmas Dinner

Motion 2010 – 637 – Mercer/Seymour

Resolved that Joint Councils' correspondence be placed on file.

Carried unanimously

5.4 TC Square Toy Tree Project Invitation

Motion 2010 – 638 – Yetman/Seymour

Resolved that TC Square Toy Tree Project correspondence be placed on file.

Carried unanimously

5.5 Our Duty – Veterans Rally/Petition

Motion 2010 – 639 – Mercer/Yetman

Resolved that the petition requesting the Federal Government to take action to provide suitable and timely benefits for veterans be endorsed by Council.

Carried unanimously

5.6 Eastern Waste Management – Tipping Fees, Info Session & Board Representative

Motion 2010 – 640 – Wood/Greenland

Resolved that Eastern Waste Management information be placed on file.

Carried unanimously

Mayor Littlejohn took Chair at 8:00 p.m.

Motion 2010 – 641 – Mercer/Wood

Resolved that Councillor Yetman be appointed to represent the Town on the Waste Management Regional Services Board.

Carried unanimously

5.7 Tidy Town Award – Letter of Congratulations from Town of Deer Lake

Motion 2010 – 642 – Seymour/Mercer

Resolved that Town of Deer Lake's correspondence be placed on file.

Carried unanimously

5.8 Annual Telethon – Appreciation Letter from TCP Health Foundation

5.0 Correspondence for Information

Motion 2010 – 643 – Wood/Mercer

Resolved that TCP Health Foundation's correspondence be placed on file.
Carried unanimously

6.0 New Business / Committee Reports

6.1 Tourism Committee

Motion 2010 – 644 – Mercer/Wood

Resolved that Tourism Committee minutes of May 31, 2010 be accepted.
Carried unanimously

Motion 2010 – 645 – Mercer/Yetman

Resolved that Visitor Information Centre Summer Report 2010 be accepted.
Carried unanimously

6.2 Heritage Advisory Committee

Motion 2010 – 646 – Wood/Yetman

Resolved that Heritage Advisory Committee minutes of September 30, 2010 be accepted.
Carried unanimously

6.3 Planning & Development Committee

Motion 2010 – 647 – Yetman/Mercer

Resolved that Planning & Development minutes of November 5, 2010 be accepted.
Carried unanimously

Motion 2010 – 648 – Yetman/Greenland

Resolved that approval be given applicant, as per submitted application, to construct a dwelling at 267-269 Central Street, Bay Roberts, subject to inclusion of a new formal survey that shows the layout of the parcel of land including the area with frontage on Central Street, and further subject to the Town's Municipal Development Regulations and those required by all other regulatory departments.
Carried unanimously

7.0 Resolutions from Privileged Meetings

7.1 Privileged Meeting – October 26, 2010

Motion 2010 – 649 – Yetman/Mercer

Resolved that Motion 2010 – 607 – Compensation for Production Loss at Coley's Fisheries Limited, 90 South Road, be ratified.
Carried unanimously

7.0 Resolutions from Privileged Meetings

Motion 2010 – 650 – Mercer/Wood

Resolved that Motion 2010 – 609 – Salt Storage at Avalon Coal, Salt & Oil Limited, North Road, Coley's Point, be ratified.

Carried unanimously

Motion 2010 – 651 – Wood/Mercer

Resolved that Motion 2010 – 610 – Extension for Payment of Outstanding Taxes for 88 South Road, 206-208 Water Street and 65-67 Water Street, be ratified.

Carried unanimously

8.0 Councillor Concerns / Notice of Motions

8.1 Hiring Policy

Motion 2010 – 652 – Wood/Seymour

Resolved that the draft Hiring Policy be adopted with the following amendments: Part B. Hiring by Committee - #3. All other permanent employees – Committee composed of CAO, Department Head and Mayor or designate. Part E. Approval for Hiring - #3. All other permanent employees – Approval of Council and CAO.

Carried unanimously

8.2 Donation Policy

Motion 2010 – 653 – Mercer/Wood

Resolved that the draft Donation Policy be adopted with the following amendments: replace (shall with may) and replace (organization with local community groups and associations).

Carried unanimously

9.0 Adjournment

6.1 Motion to Adjourn

Motion 2010 – 654 – Seymour/

Resolved that Council now adjourn the regular meeting at 8:55 p.m.

Carried unanimously

Glenn Littlejohn, Mayor

Shirley Hawe, Town Clerk