

November 22nd, 2005

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

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

Also present, Ms. Lillian Simmons (the Compass), Mr. Ian Flynn (Program Officer), Ms. Marlene Petten, Ms. Paula Earle, Mr. Chris Dawe, Mr. Norman Littlejohn (Recreation Committee), Ms. Susan Mercer, Mr. Maxwell Mercer and Mr. James Mercer.

Special meeting commenced at 7:05 p.m.

The Bay Roberts Recreation Committee gave a presentation on the recreation department's achievements over the last year with an overview of the programs and activities for 2005, and also, what the department sees as future needs for the Town. The projected cost breakdown is as follows: Butlerville - \$24,200.00, Shearstown - \$42,000.00, Country Road / Valleyview / New Found Lane areas - \$120,000.00, Coley's Point - \$21,200.00, Recreation Facility - \$80,800.00, Community Gardens - \$8,000.00 and Bay Roberts East - \$17,500.00. A total cost of \$352,500.00. Also, a feasibility study at a cost of \$30,000.00, to be done on a new recreational facility. The Recreation Committee asked that the future needs and feasibility study costs be spread over a four (4) year program and included in the Town's budget.

Mayor Littlejohn and Council thanked the Recreation Committee for their commitment to our Town.

Regular meeting commenced at 7:45 p.m.

Mayor Littlejohn asked if there were any errors or omissions to the minutes of November 8th, 2005, which has been circulated with the agenda.

Adoption of Minutes

Page 1. Councillor Mercer advised that, as of this morning, construction has not begun on Mr. Robert Whiffen's property at Valleyview Subdivision.

It was moved by Councillor Mercer and seconded by Councillor Seymour that if construction is not commenced immediately, the excavated site will be backed filled on Thursday, November 24th, 2005, and the associated costs will be charged to Mr. Whiffen. Pending discussions between the Town Manager and Municipal & Provincial Affairs, Mr. Whiffen's Residential Building Permit will be revoked and he will thus be required to re-submit an application for future construction.
Motion Carried.

Page 2. Councillor Brown advised that, as of this morning, the concrete block at 84 Water Street has not been removed or made more visible.

It was decided that the Town Manager will see to having the block removed on Wednesday, November 23rd or as soon as he can avail of the equipment to carry this work out.

Page 3. Councillor Mercer noted that the Compass printed misleading information which alluded to a stop work order being issued to Mr. Jerry Mercer of Batten's Ultramar as a result of a letter by a Spaniard's Bay resident. The stop work order was issued four (4) months prior to Mr. Lundrigan's letter.

Ms. Simmons advised that a correction will be printed in the Compass.

Councillor Greenland asked if the requested clean up of debris and rocks has been carried out by Mr. Wesley Earle on his property.

Mayor Littlejohn advised that Ms. Patricia George feels any further clean up will do more damage.

Page 4. Councillor Greenland advised that the take over of Marina Place will be looked into by the Public Works Committee at their next meeting.

Page 5. Councillor Greenland asked if the cost associated with the clean up of 52 Love Street will be recovered.

Councillor Mercer noted that Mr. Shawn Batten carried out the work and was paid by the owner.

Page 6. Councillor Greenland asked if the Fire Commissioner had been contacted regarding the placement of the sprinkler system at Atlantic Grocery Distributors Limited.

The Town Manager advised that the Fire Commissioner will be carrying out an inspection regarding this matter.

It was moved by Deputy Mayor Walsh and seconded by Councillor Greenland that the minutes be adopted.

Motion Carried.

Business Arising from Minutes

Letter received from Newfoundland Power regarding installation of poles and anchors at Valleyview Subdivision.

It was decided that the Town Manager is to suggest to Mr. David Badcock, Dimencon Limited, that in the future Mr. Badcock look into placing the poles in the front of the properties instead of at the back which poses an extra cost to the Town for street lighting.

Letter received from Newlab Engineering Limited regarding Phase 2 - Valleyview Subdivision as-built information.

It was decided that the Valleyview Subdivision as-built information will be referred to the Public Works Committee for further review.

General Business

Letter received from Mr. Maxwell D. Mercer and Mr. James D. Mercer regarding access being blocked by Mr. Wayne Parsons to their properties at Arney's Pond Road. Ms. Susan Mercer spoke on their behalf and stated the following: (1) Arney's Pond Road is not just a right of way but an actual road and Messrs. Mercer do pay property tax on their properties; (2) Mr. Parsons survey may not be accurate; and (3) there is a fifteen (15) meter reservation from the high water mark which should accommodate the road way.

It was moved by Councillor Walsh and seconded by Councillor Yetman that Messrs. Mercer's concerns be referred to the Planning and Development Committee for further review.

Motion Carried.

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Letter received from Newlab Engineering Limited regarding Atlantic Grocery Distributors Limited site development at Hope Avenue.

It was determined that the requested information has been provided and the work pertaining to this has been carried out.

Letter received from Mr. Sheldon Barry and Mr. Thomas Mahoney requesting permission to operate at 172 Water Street, Bay Roberts, a music school for youth of Conception Bay North.

It was moved by Councillor Greenland and seconded by Councillor Mercer that permission be given to Mr. Barry and Mr. Mahoney to operate the business, "Our Music House", at 172 Water Street, subject to all Municipal Development Regulations and all other regulatory departments. Also, subject to any conditions which may be imposed at a later date, such as but not exclusive to, hours of operation and parking. The Town of Bay Roberts anti-noise regulations must be adhered to at all times.

Motion Carried.

Letter received from Ms. Barbara Campbell, Stewardship Biologist, Eastern Habitat Joint Venture regarding the presentation to Council on December 13th and requesting information from the Town of Bay Roberts Municipal Plan.

Mayor Littlejohn advised that a meeting took place with Mayor John Drover and Town Clerk Tony Ryan of the Town of Spaniard's Bay regarding joint management of the estuary. It was agreed that a committee be formed consisting of a Council representative and a citizen representative from each town. The committee will meet at least once a month and a written report per quarter is to be presented to each Council. Commencing January 2006, each town will contribute \$1,000.00 for an annual operating grant and the focus of the committee is to educate and provide awareness of the estuary site and to source funding to promote same.

It was moved by Deputy Mayor Walsh and seconded by Councillor Greenland that Councillor Seymour be appointed as the Council representative and Ms. Patricia George be appointed as the citizen representative.

Motion Carried.

Letter received from Ms. Debbie Crane, Chairperson, Bay Roberts Lions Club Santa Claus Parade, seeking financial support.

It was moved by Councillor Yetman and seconded by Councillor Mercer that a \$500.00 donation be given.

Motion Carried.

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Letter received from the Society of United Fishermen seeking financial support for their annual Christmas Party for Special Needs Children.

It was moved by Councillor Greenland and seconded by Councillor Mercer that the Society of United Fishermen's request be referred to the Finance Committee.

Motion Carried.

Notice received from the PC Association of Carbonear-Harbour Grace advising of a fundraiser at the Masonic Lodge, Carbonear, on November 24th at 8:00 p.m. with the Honourable John Ottenheimer as guest speaker.

Letter received from the Lung Association of Newfoundland & Labrador requesting financial support for their annual Christmas Seal Campaign.

It was decided that the annual donation of \$50.00 be given.

Residential Building Application received from Mr. Maurice Akerman seeking permission to construct a dwelling at Farm Road Extension.

It was moved by Councillor Seymour and seconded by Councillor Yetman that approval be given to Mr. Akerman, subject all Municipal Development Regulations and all other regulatory departments.

Motion Carried.

Councillor Seymour tabled the Conception Bay North Joint Councils Association minutes of November 24th, 2005.

Note received from Conception Bay North Joint Councils Association inviting Council to their annual Christmas Dinner on Thursday, December 8th at All Hallows Parish Hall, North River.

Letters received from Mr. Ken George, Ms. Deborah Quilty, Mr. Robert Clarke, Ms. Betty Moore and Mr. Norm Collins seeking support for their candidacy for the position of Avalon Director of the Municipal Assessment Agency.

Ballot tabled for the position of Avalon Director of the Municipal Assessment Agency.

Two (2) candidates were suggested: Mayor Betty Moore and Councillor Frank Evely.

Mayor Littlejohn asked for a show of hands resulting in 4 to 2 for Mayor Betty Moore.

Letter received from Councillor Keith Keating, Town of Marystown, advising that he is the new Urban Municipalities Director on the NLFM for 2005 - 2007.

It was moved by Councillor Brown and seconded by Councillor Yetman that Deputy Mayor Walsh be appointed as Council liaison to the Urban Municipalities Committee for a two (2) year term.
Motion Carried.

Letter received from Mr. Robert Reid, Department of Finance, advising of the innovative internet-based data and information resource Community Accounts.

It was decided that Mr. Reid's letter will be referred to Director Delaney for further review.

Municipal Enforcement Officer's Report

Mayor Littlejohn asked that any questions regarding MEO Bowering's report be tabled at the next meeting.

Director's Report

Director Delaney invited all council members and guests to the municipal garage on Wednesday, November 23rd for the annual wreath making. The opening ceremonies for the Festival of Lights will take place on Tuesday, November 29th at the Bay Roberts Legion. The national judges for the Winter Lights celebrations will be here on December 9th - 10th and the Festival of Lights Committee will be hosting a meet and greet at the Visitor's Pavilion on Friday, December 9th. The schedule of events for the Festival of Lights will be mailed out Thursday, November 24th.

Currently waiting on the permit process before proceeding with the Arney's Pond Project.

The board walk for Goose Pond will be tabled for discussion at the next Public Works Committee meeting.

Committee Reports

Executive / Finance

Mayor Littlejohn advised that the Finance Committee will meet to finalize the budget presentation prior, to the December 13th Council meeting.

Public Works / Planning & Development

Councillor Greenland advised that the Public Works Committee will be scheduling meetings for the Thursday after each Council meeting.

Councillor Greenland tabled the Planning & Development Committee minutes of November 10th.

1. Request the Dept. of Transportation to reduce the speed to 40 km on the C. B. Highway.
2. Look into the necessity of the Bowering land for the proposed Business Park and bring recommendation back to Council.
3. Look into the tendering policy of other communities.
4. Placement of poles at Valleyview Subdivision.

Mayor Littlejohn clarified the distinction between the Economic Development Committee and the Planning & Development Committee. The former is to promote our town and attract new business and the latter is to provide resources to accommodate new business.

Economic Development

Councillor Brown tabled an estimate from Baccalieu Consulting regarding the redesign of the town website and the development of a business CD at a total cost of \$2,200.00.

Councillor Brown gave an update on the progress thus far with Dominion Realities, Bay Roberts Dental Health Center, Herbal Magic, Newfoundland Liquor Commission and Atlantic Super Store.

Tourism / Heritage

Councillor Mercer tabled the Tourism Committee minutes of October 24th.

1. Steering Committee formed regarding the Pigeon Inlet project.
2. Beautification plan for the Recreation Complex and other identified properties.
3. Marketing promotion of Town including a tear off map of the area.
4. Suggestions for utilization of the Visitor's Pavilion.
5. Suggested site analysis of Klondyke regarding lighting.
6. Criteria for Cleaner and Greener awarding.

Recreation / Disciplinary

Councillor Yetman tabled the Bay Roberts Recreation Committee minutes of October 17th, covering funding requirement presentation which was presented at beginning of this meeting.

Special Events / 50 Plus

Councillor Seymour tabled the Special Events Committee minutes of November 16th.

1. Presentation of Festival of Lights schedule.
2. Christmas Spectacular in partnership with Catherine's Dance Studio and proceeds to go the Coley's Point Healthy Living Program.
3. Meet and greet, open house at the Bay Roberts Christmas Chalet in partnership with the Amazing Persona.
4. Volunteer support for the Conception Bay Special Olympics which is hosting the Newfoundland and Labrador Winter Games.
5. RCMP's involvement in the Winter Carnival Charity Hockey Game in February.
6. Discussion on the Klondyke Concert regarding its future and format.

The 50 Plus Club meets the first Wednesday of each month at 2:00 p.m.

Fire Department / Enforcement

Deputy Mayor Walsh advised that the Fire Dept. is currently preparing it's budget for submission to Council.

Deputy Mayor Walsh gave an update from a meeting with Sgt. George Simmons and Corp. Lindsey Anstey regarding the Memorandum of Understanding. Some changes have been proposed to the MOU which will give Municipal Enforcement Officer Bowering a better visible presence in the town and greater authority in carrying out his duties. Also, office and storage space will be made available at the Bay Roberts RCMP office and the Town will be responsible for costs associated with providing basic municipal enforcement training at recognized policing institutions.

Councillor Concerns

Councillor Seymour advised of a flooding and erosion problem at Parsons Road, Butlerville.

It was moved by Councillor Seymour and seconded by Councillor Greenland that the concerns at Parsons Road, will be referred to the Public Works Committee and the Planning and Development Committee for further review.

Motion Carried.

It was moved by Councillor Greenland and seconded by Councillor Mercer that the meeting be adjourned at 9:30 p.m.

Motion Carried.

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Glenn Littlejohn
Mayor

Shirley Hawe
Town Clerk