

**Town of Bay Roberts
Minutes of Regular Council Meeting
Tuesday, April 13, 2010**

Twelfth 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 Walter Yetman
 Councillor Bill Seymour

Staff Nigel Black, Chief Administrative Officer
 Shirley Hawe, Town Clerk
 Director Ron Delaney

Absent: Councillor Melvin Walsh

Call to Order

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

1.0 Minutes

1.1 Minutes of Regular Meeting held March 30, 2010

Motion 2010 – 196 – Wood/Yetman

Resolved that minutes of March 30, 2010 be adopted as presented.

Carried unanimously

2.0 New Business / Staff Reports

2.1 Commercial Accessory Building – 2 Andrew’s Place

Motion 2010 – 197 – Mercer/Yetman

Resolved that approval be given applicant, as per submitted application, to construct an accessory building at 2 Andrew’s Place, subject to all Municipal Development Regulations and all other regulatory departments.

Carried unanimously

2.2 Residential Building Application – 45-47 Whitney Street

2.0 New Business / Staff Reports

Motion 2010 – 198 – Greenland/Seymour

Resolved that approval be given applicant, as per submitted application, to construct a dwelling at 45-47 Whitney Street, subject to all Municipal Development Regulations and all other regulatory departments.

Carried unanimously

2.3 Town Hall / Office Cleaning Report

Motion 2010 – 199 – Yetman/Mercer

Resolved that approval be given to accept the lowest tender, in the amount of \$500 per month, for cleaning the Town Hall and offices.

Carried unanimously

Motion 2010 – 200 – Wood/Seymour

Resolved that a letter be written to the previous cleaner in appreciation for great service over the past number of years.

Carried unanimously

3.0 Correspondence for Action

3.1 Multi-Apartment Development – 209-213 Neck Road

Motion 2010 – 201 – Yetman/Mercer

Resolved that the application for 209-213 Neck Road be referred to the Planning & Development Committee for further review.

Carried unanimously

3.2 Blocked Sewer Line – 21 & 23 Central Street

Motion 2010 – 202 – Greenland/Yetman

Resolved that correspondence regarding a blocked sewer line at 21 & 23 Central Street be placed on file.

Carried unanimously

3.3 Water Drainage Concerns – 52 Bareneed Road

Motion 2010 – 203 – Yetman/Greenland

Resolved that correspondence regarding a water drainage concern at 52 Bareneed Road be placed on file.

Carried unanimously

3.4 Development Concerns – Juggler's Cove Road

Motion 2010 – 204 – Greenland/Yetman

3.0 Correspondence for Action

Resolved that correspondence regarding development concerns at Juggler's Cove Road be referred to the Planning & Development Committee.
Carried unanimously

3.5 French Memorial Park, Coley's Point – Dog Excrement

Motion 2010 – 205 – Mercer/Seymour

Resolved that correspondence regarding French Memorial Park be referred to the Recreation Department for review and response.
Carried unanimously

3.6 Elliston Heritage Foundation – Sealers' Memorial and Research

Motion 2010 – 206 – Wood/Greenland

Resolved that a copy of the Sealers' Memorial correspondence be referred to the Heritage Advisory Committee and Bay Roberts Historical Society for consideration and the correspondence be placed on file.
Carried unanimously

3.7 Invitation to Participate in McDonald's McHappy Day

Motion 2010 – 207 – Yetman/Mercer

Resolved that the McHappy Day invitation be placed on file.
Carried unanimously

3.8 Canadian Cystic Fibrosis – Donation Request

Motion 2010 – 208 – Wood/Greenland

Resolved that Canadian Cystic Fibrosis correspondence be placed on file.
Carried unanimously

3.9 Canadian Liver Foundation – Donation Request

Motion 2010 – 209 – Wood/Mercer

Resolved that Canadian Liver Foundation correspondence be placed on file.
Carried unanimously

3.10 NL Environmental Awards – Nomination Form

Motion 2010 – 210 – Mercer/Yetman

Resolved that NL Environmental Awards nomination correspondence be referred to Director Delaney for consideration.
Carried unanimously

3.0 Correspondence for Action

3.11 Seniors of Distinction Awards – Call for Nomination

Motion 2010 – 211 – Mercer/Seymour

Resolved that Seniors of Distinction Awards Call for Nomination correspondence be placed on file.

Carried unanimously

4.0 Correspondence for Information

4.1 dma Planning & Management Services – Update

Motion 2010 – 212 – Mercer/Yetman

Resolved that correspondence from dma Planning & Management Services be placed on file.

Carried unanimously

4.2 Government Service Centre – 359-365 Conception Bay Highway

Motion 2010 – 213 – Wood/Yetman

Resolved that Government Service Centre's correspondence advising that the underground storage tanks located at 359-365 C. B. Highway, are not registered, be referred to the Municipal Enforcement Officer for follow up.

Carried unanimously

4.3 Municipal Affairs – Municipal Symposium Funding

Motion 2010 – 214 – Greenland/Yetman

Resolved that Councillor Mercer will attend the Municipal Symposium held April 29th to May 1st at Gander.

Carried unanimously

4.4 M-RON – Housing & Homelessness Strategy

Motion 2010 – 215 – Yetman/Mercer

Resolved that M-RON's correspondence be placed on file.

Carried unanimously

4.5 Municipal Affairs – Buy American Agreement

Motion 2010 – 216 – Seymour/Mercer

Resolved that correspondence regarding the Buy American Agreement be placed on file.

Carried unanimously

5.0 New Business / Committee Reports

5.1 Tourism Committee

Motion 2010 – 217 – Yetman/Mercer

Resolved that Tourism minutes of January 25 be accepted.
Carried unanimously

Motion 2010 – 218 – Yetman/Seymour

Resolved that Tourism minutes of March 8 be accepted.
Carried unanimously

Motion 2010 – 219 – Mercer/Seymour

Resolved that approval be given to move the Bay Roberts Cultural Foundation office to the Visitor's Pavilion on a temporary basis.
Carried unanimously

50+ Club Election of Officers

The 50+ Club Executive remains the same for 2010-2011 with the exception of a new secretary.

Motion 2010 – 220 – Mercer/Greenland

Resolved that Hospitality NL report, Lookout Summit 2010, be accepted.
Carried unanimously

Motion 2010 – 221 – Mercer/Yetman

Resolved that the Economic Development Committee be mandated to establish a Port Readiness Committee whose membership will work with the Cruise Association on the evaluation of our harbour and the necessary infrastructure in connection with its potential as a cruise port.
Carried unanimously

Motion 2010 – 222 – Mercer/Greenland

Resolved that Director Delaney develop a Terms of Reference for a comprehensive Harbour Development Study and source available funding.
Carried unanimously

5.2 Public Works Committee

Request for Retaining Wall – 37 Cross Road

Motion 2010 – 223 – Greenland/Yetman

Resolved to advise the owner of 37 Cross Road that the difference in elevation and the present grade does not require a retaining wall, therefore, one was not part of the road contract. If a retaining wall is desired as part of a landscaping initiative it will be the responsibility of the property owner

5.0 New Business / Committee Reports

and a permit must be obtained prior to installation.
Carried unanimously

Drainage Concern – Rumboldt’s Lane

Motion 2010 – 224 – Greenland/Seymour

Resolved that a development application has not been submitted to date. If and when an application is received, the concerns of the owner of 52 Bareneed Road, will be reviewed and appropriate action taken at that time.
Carried unanimously

Public Works Minutes

Motion 2010 – 225 – Greenland/Mercer

Resolved that Public Works minutes of April 8 be accepted.
Carried unanimously

Sewer Line – 21 & 23 Central Street

Motion 2010 – 226 – Mercer/Yetman

Resolved that the sewer line will be excavated and the necessary repairs made. Work is scheduled for early summer when soil conditions improve.
Carried unanimously

5.3 Planning & Development Committee

Residential Building Application for 8-10 Heney’s Pond Road

Motion 2010 – 227 – Yetman/Greenland

Resolved that approval be given applicant, as per submitted application including revisions provided on April 12, 2010, to construct a dwelling at 8-10 Heney’s Pond Road, subject to all Municipal Development Regulations and all other regulatory departments.
Carried unanimously

Residential Building Applications for Delaney’s Road Extension

Motion 2010 – 228 – Yetman/Greenland

Resolved that, due to an ongoing land ownership dispute, the application to build two single story dwellings at Delaney’s Road Extension, be denied.
Carried unanimously

Crown Land Application – Back Land at 389-399 Conception Bay Highway

5.0 New Business / Committee Reports

Motion 2010 – 229 – Yetman/Mercer

Resolved that the crown land application for back land to be used to connect 389-399 Conception Bay Highway to town water and sewer services off New Found Lane be referred to the Finance Committee and consideration of said application is pending settlement of municipal tax arrears.

Carried unanimously

Crown Land Application – Rocky Pond

Motion 2010 – 230 – Yetman/Greenland

Resolved that the Rocky Pond crown land application be deferred for the following reasons: (1) located outside the Municipal Boundary; (2) requires zoning change; (3) services and access do not exist to the property; and, (4) impact on current municipal services would need to be assessed.

Carried unanimously

Residential Building Application – 60-68 Arney’s Pond Road

Motion 2010 – 231 – Yetman/Mercer

Resolved that applicant be requested to provide legal documentation showing permission to use easement and also the plan for accessing town services for the property, 60-68 Arney’s Pond Road.

Carried unanimously

5.4 Heritage Advisory Committee

Demolition Application

Motion 2010 – 232 – Wood/Yetman

Resolved that the new Demolition Application be approved with amendments.

Carried unanimously

6.0 Councillor Concerns / Notice of Motions

6.1 Sale of Town Land at Country Road

Motion 2010 – 233 – Yetman/Mercer

Resolved that town land at Country Road be sold and the proceeds utilized for establishing green spaces in the west end of town.

Opposed - Councillor Wood

Motion Carried

7.0 Additions to Agenda

7.1 Industrial Lawn Mower Tender

Motion 2010 – 234 – Greenland/Yetman

Resolved that the industrial lawn mower tender be added to agenda.

Carried unanimously

Motion 2010 – 235 – Wood/Greenland

Resolved that tender documents for an industrial lawn mower be accepted.

Carried unanimously

8.0 Adjournment

8.1 Motion to Adjourn

Motion 2010 – 236 – Mercer/

Resolved that Council adjourn the regular meeting at 9:00 p.m.

Carried unanimously

Glenn Littlejohn, Mayor

Shirley Hawe, Town Clerk