

The Sixth Meeting of the Sixteenth Town Council of the Town of Bay Roberts took place in the Town Hall, Tuesday, January 12, 2010, at 7:00 p.m.

Members Present Glenn Littlejohn, Mayor
Philip Wood, Deputy Mayor
Clarence G. Mercer, Councillor
Gerald Greenland, Councillor
Walter Yetman, Councillor
Melvin Walsh, Councillor
Bill Seymour, Councillor

Also Present Nigel Black, Chief Administrative Officer
Shirley Hawe, Town Clerk
Ron Delaney, Director of Development, Tourism & Recreation
Denise Pike, Compass Correspondent

Minutes

Mayor Littlejohn asked if there were any errors or omissions to the minutes of the regular meeting of December 8, 2009, which had been circulated with the agenda.

Motion 2010 - 1 - Walsh/Seymour

Resolved that minutes of December 8, 2009, be adopted as presented.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

New Business

Item 1 : Letter received from x requesting permission to operate a Banquet Hall / Restaurant at 235 Water Street.

Motion 2010 - 2 - Yetman/Wood

Resolved that x's request be referred to the Planning & Development Committee.

In favour: Mayor Littlejohn

Deputy Mayor Wood

Councillors: Mercer, Greenland, Yetman, Walsh and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

Item 2 : Letter received from x offering car wreck removal free of charge during clean up week, and also, to provide a drop off site for all types of metals, and car wreck removal after clean up week, with a cost for both to be determined at a later date.

Motion 2010 - 3 - Mercer/Yetman

Resolved that x be thanked for offering car wreck removal services and a metals disposal site, however, these services are currently provided by a business located in our municipality.

In favour: Mayor Littlejohn

Deputy Mayor Wood

Councillors: Mercer, Greenland, Yetman, Walsh and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

Item 3 : Residential building application received from x.

Motion 2010 - 4 - Seymour/Greenland

Resolved that approval be given x, as per submitted application, to construct a dwelling at 51 Farm Road, Bay Roberts, subject to all Municipal Development Regulations and all other regulatory departments.

In favour: Mayor Littlejohn

Deputy Mayor Wood

Councillors: Mercer, Greenland, Yetman, Walsh and Seymour

Opposed: 0

Abstaining: 0

Motion Carried.

Item 4 : Residential building application received from x.

Motion 2010 - 5 - Mercer/Seymour

Resolved that approval be given x, as per submitted application, to construct a dwelling at 12 Duncan Road, Bay Roberts, subject to all Municipal Development Regulations and all other regulatory departments.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 5 : Letter received from x requesting permission to construct a dwelling on property at Wareham's Lane and inquiring if town services will be provided and in particular where the water and sewer service is located in relation to his property.

Motion 2010 - 6 - Seymour/Mercer

Resolved that x's letter be referred to the Public Works Committee.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 6 : Letter received from Minister Charlene Johnson regarding land at C. B. Access Road.

Motion 2010 - 7 - Yetman/Mercer

Resolved that Minister Johnson's letter be referred to the Executive Committee for response.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 7 : Letter received from the Department of Municipal Affairs regarding an amendment to the Gas Tax Agreement and advising that the Town's share is \$928,226.80 which will be paid out in eight equal installments starting October 2010.

Motion 2010 - 8 - Walsh/Mercer

Resolved that the Gas Tax Agreement be referred to the CAO for review and possible eligibility of future projects.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 8 : Letter received from x requesting that the newly constructed walking track at the recreation complex be cleared of snow and ice enabling continued fitness walks.

Motion 2010 - 9 - Seymour/Walsh

Resolved that x's letter be referred to Director Delaney for response.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 9 : Letter received from x regarding concerns with the condition of a neighbouring property.

Motion 2010 - 10 - Mercer/Walsh

Resolved that x's letter be referred to Municipal Enforcement Officer Bowering for review and recommendation.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 10 : Correspondence received from the Canadian Red Cross seeking support for their *Prepared* Campaign for Disaster Management.

Motion 2010 - 11 - Walsh/Wood

Resolved that the Canadian Red Cross request be referred to the Finance Committee.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 11 : Copy received of correspondence issued to the Bay Arena Association from Bae/Newplan Group Limited highlighting a \$1,000 contribution toward a new electric ice resurfacer.

Motion 2010 - 12 - Mercer/Seymour

Resolved that Bae/Newplan Group Limited's correspondence be placed on file.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Motion 2010 - 13 - Walsh/Wood

Resolved that Bae/Newplan Group be written a letter of appreciation for their generous donation to the Bay Arena.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 12 : Letter received from x seeking support for the Ascension Collegiate War Child fund raising project.

Motion 2010 - 14 - Mercer/Walsh

Resolved that x's letter be placed on file.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 13 : E-mail received from x requesting the Town to host a run on Saturday, August 14, during his Run The Rock 2010 event.

Motion 2010 - 15 - Yetman/Seymour

Resolved that x's request be referred to the Recreation Committee.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 14 : Correspondence received from Easter Seals NL seeking financial support.

Motion 2010 - 16 - Seymour/Yetman

Resolved that a \$100.00 donation be given to Easter Seals NL.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 15 : Letter received from Amalgamated Academy seeking support for the Kids Eat Smart Foundation Nutrition Program.

Motion 2010 - 17 - Yetman/Walsh

Resolved that Amalgamated Academy's request regarding the Kids Eat Smart Nutrition Program be referred to the Finance Committee.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 16 : Tidy Towns 2010 registration form received from Municipalities NL.

Motion 2010 - 18 - Mercer/Yetman

Resolved that the Tidy Towns 2010 registration form be referred to Director Delaney for completion and submission.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 17 : Correspondence received from Avalon Member of Parliament, Scott Andrews and Loyola Sullivan, Canada's Ambassador for Fisheries Conservation, regarding the proposed NAFO amendment resolution on Municipalities NL. Also, a letter received from the Honourable Jason Kenney, Minister of Citizenship, Immigration and Multiculturalism, regarding nominations for the 2010 Paul Yuzyk Award for Multiculturalism.

Motion 2010 - 19 - Wood/Mercer

Resolved that the correspondence covered in Item 17 be place on file.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour

Opposed: 0
Abstaining: 0
Motion Carried.

Item 18 : Members' Advisory received from FCM regarding municipal leadership on climate change action plans in the lead up to COP-15 in Copenhagen.

Motion 2010 - 20 - Mercer/Seymour

Resolved that FCM's advisory be placed on file.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 19 : Bay Roberts Library Board minutes of September 21, 2009.

Motion 2010 - 21 - Greenland/Wood

Resolved that directional signage for the Bay Roberts Library be placed near the Mariner Lounge area of Water Street.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Motion 2010 - 22 - Wood/Walsh

Resolved that Bay Roberts Library Board minutes of Sept. 21 be placed on file.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Item 20 : Avalon Regional Director Ballot received from the Municipal Assessment Agency.

Motion 2010 - 23 - Mercer/Wood

Resolved that Councillor Greenland be selected on the ballot for the Avalon Director's position.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Committee Reports

Finance Committee

Motion 2010 - 24 - Walsh/Wood

Resolved that Accounts Payable for December 2009 be approved.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re : C.B.S. Bluefins Swimming Team

Motion 2010 - 25 - Wood/Mercer

Resolved that C.B.S. Bluefins Swimming Team's request for financial support for travel expenses to a National Meet, be denied.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re : Cantare Youth Choir

Motion 2010 - 26 - Wood/Yetman

Resolved that a \$250.00 donation be given to the Cantare Youth Choir.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re : Church Lads' Brigade

Motion 2010 - 27 - Wood/Walsh

Resolved that a \$100.00 donation be given to the Church Lads' Brigade.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re : x - Request for Mil Rate Reduction

Motion 2010 - 28 - Wood/Seymour

Resolved that x be advised that due consideration was given to reducing the mil rate during the 2010 budget process, however, it was deemed fiscally inappropriate at this time.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re : Ice Cleaning Machine for the Bay Arena

Motion 2010 - 29 - Wood/Yetman

Resolved that a letter of support be given to the Bay Arena endorsing their endeavour to raise funding for the purchase of an ice cleaning machine, and a financial commitment will be considered at a later date.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re : x - Reimbursement for Cost of Survey

Motion 2010 - 30 - Walsh/Yetman

Resolved that x's request for compensation be referred back to the Finance Committee for further review.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re : Loader Purchase

Motion 2010 - 31 - Wood/Seymour

Resolved that Toromont Cat be awarded the tender for a new 938HQ Wheel Loader for the agreed upon amount.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Public Works Committee

Re : x - Ditch at Cleary's Place

Motion 2010 - 32 - Greenland/Yetman

Resolved that x be advised that, as stated on all building permits, in-fill and landscaping must not occur within the town right of way (22.5' from center of road) without prior approval. The fill material must be removed to expose the culvert ends and a swale be created to ensure water runoff from his property follows the natural drainage patterns and does not flow across the road.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re : x - Water Problem at 86 Shearstown Road

Motion 2010 - 33 - Greenland/Seymour

Resolved that x be advised that a site visit is required and the necessary remedial work will be carried out in the spring.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re : x - Trenchard Lane Drainage Patterns

Motion 2010 - 34 - Greenland/Mercer

Resolved that x be advised that necessary remedial work will be carried out in the spring.

In favour: Mayor Littlejohn
Deputy Mayor Wood

Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re : x - Mission Lane Fence

Motion 2010 - 35 - Greenland/Mercer

Resolved that x' contractor, x, be advised that it is the responsibility of the contractor to replace any dismantled or damaged property during excavation work and that the contractor should co-ordinate with x to reinstate his property.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re : x - Drainage Concerns at Green's Road Extension

Motion 2010 - 36 - Greenland/Yetman

Resolved that x be advised that a cut-off ditch may be required at the rear of their properties connecting to the existing drainage system at Green's Road. Town policy is not to carry out work on private property and any work performed by Messrs. x must be co-ordinated with the Works Superintendent. A meeting can be arranged with the Public Works Committee if further discussion is required regarding this matter.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re : Committee has no objection with the Quarry Referral Permits.

Re : Equipment Disposal

Motion 2010 - 37 - Greenland/Walsh

Resolved that an advertisement be placed accepting tenders for the sale of an excavator and 2 pickups.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Re : Hiring Recommendation for 2 Labourers

Motion 2010 - 38 - Greenland/Wood

Resolved that applicants be hired for two positions of Temporary Full-Time Labourer and start work Monday, January 18, 2010.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Economic Development Committee

The next business luncheon will include government officials along with local business owners. Also, an area business owner has extended an invitation to Council & the CAO to visit his establishment.

Heritage Advisory Committee

A 3rd Municipal Heritage Structure plaque will be presented on January 22.

Fire Department

Concerns were raised regarding storage of boughs at the property off C.B. Access Road. It was decided that Mayor Littlejohn, Deputy Mayor Wood and the CAO will meet with the owners to discuss this matter.

The annual election of officers will take place on Monday, January 25.

The Fire Dept. is requesting permission to purchase a 2007 Chevrolet Silverado Crew Cab 4X4 truck.

Motion 2010 - 39 - Seymour/Mercer

Resolved that the Fire Dept. request to purchase a truck be referred to the Finance Committee.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Wetlands Committee

A meeting between the Tourism Committee and the Joint Management Committee will be arranged when a member returns to the province.

Councillor Concerns

Motion 2010 - 40 - Greenland/Seymour

Resolved that a letter be written to the Dept. of Transportation expressing concern with the condition of sidewalks on the Conception Bay Highway and requesting they clear the sidewalks of snow and ice. If this request is denied, then Council will offer to do the work, thereby absolving the Dept. of Transportation of any liabilities.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Adjournment

Motion 2010 - 41 - Seymour/

Resolved that the meeting do now adjourn at 8:45 p.m.

In favour: Mayor Littlejohn
Deputy Mayor Wood
Councillors: Mercer, Greenland, Yetman, Walsh and Seymour
Opposed: 0
Abstaining: 0
Motion Carried.

Glenn Littlejohn
Mayor

Shirley Hawe
Town Clerk