

**Town of Bay Roberts
Minutes of Regular Council Meeting
Tuesday, August 17th, 2021**

Sixty-Ninth Meeting of the Eighteenth Town Council
Town Hall, 321 Water Street, Bay Roberts, NL

PRESENT:

Deputy Mayor Walter Yetman	Nigel Black, CAO
Councillor Dean Franey	Christine Bradbury, Town Clerk
Councillor Frank Deering	
Councillor Silas Badcock	
Councillor Geoff Seymour	
Councillor Wade Oates	

Absent: Mayor Philip Wood

CALL MEETING TO ORDER

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

AGENDA / MINUTES

Agenda

Motion 2021 – 1314

Deering/Franey

Resolved, that regular meeting agenda for August 17, 2021 is accepted as presented.

Carried unanimously

Approval of Minutes

Motion 2021 – 1315

Badcock/Seymour

Resolved, that regular meeting minutes for July 20, 2021 be adopted as presented.

Carried unanimously

NEW BUSINESS

Accounts Payable – July 2021

Motion 2021 – 1316 Franey/Seymour

Resolved, that Council approved the Accounts Payable for July 2021 as presented.

Carried unanimously

Commercial Occupancy – 84 Conception Bay Highway

Motion 2021 – 1317 Franey/Badcock

Resolved, that Council give an *Approval in Principle* to the Commercial Occupancy Application for 84 Conception Bay Highway, subject to Service NL approvals, Fire and Life Safety Inspection and further subject to the Town’s Municipal Development Regulations.

Carried unanimously

Infilling & Boathouse Application – 126 Water Street

Motion 2021 – 1318 Badcock/Franey

Resolved, that Council give an *Approval in Principle* subject to approval from Service NL for a “Permit to Alter Water Body”, Department of Fisheries and Oceans approval to carry out the purposed plan with the reduction of the structure to meet the required regulations of 20 sq meters maximum and further subject to the Municipal Development Regulations and all other regulatory departments.

Carried unanimously

Commercial Occupancy Application – 182 Water Street

Motion 2021 – 1319 Seymour/Deering

Resolved, that Council approved the Commercial Occupancy Application for Kelly’s Landing Limited, at 182 Water Street, subject to the Town’s Municipal Development Regulations and those required by all other regulatory departments.

Carried unanimously

Commercial Occupancy Application – 237-240 Conception Bay Highway

Motion 2021 – 1320 Deering/Franey

Resolved, that Council give an *Approval in Principle* to the Commercial Occupancy Application for 237-240 Conception Bay Highway, subject to Service NL approvals, Fire and Life Safety Inspection and further subject to the Town’s Municipal Development Regulations.

Carried unanimously

Discretionary Use Request – 2 Holmes Road

Motion 2021 – 1321 Frank/Deering

Resolved, that Council denied the Discretionary Use Request to open a convenience store at 2 Holmes Road as the application does not comply with the Town’s Municipal Development Regulations.

Carried unanimously

Dilapidated Building Orders – Request to Carry Out Previous Orders

Motion 2021 – 1322 Franey/Deering

Resolved, for Council to use Section’s 404 and 413 of *The Municipalities Act, Chapter M-24, S.N. 1999 and #6 and #8 of the Occupancy & Maintenance Regulations of the Urban and Rural Planning Act* to hire a contractor at the lowest bid to demolish the following structures in the interest of public safety. Properties: 22 South Road; 18A Mercer’s Cove; 359-365 Conception Bay Highway; 26-28 Mission Lane

Carried unanimously

Public Works Committee Report

Motion 2021 – 1323 Franey/Seymour

Resolved, that Council accepted the Public Works Committee Report as presented.

Carried unanimously

Public Works Committee

Sidewalk Tender – Conception Bay Highway

Motion 2021 – 1324 Franey/Seymour

Resolved, that Council approve the Tender for approximately 1000m of concrete sidewalk for the Conception Bay Highway.

Carried unanimously

Public Works Committee

Award Tender – Sidewalks Conception Bay Highway

Motion 2021 – 1325 Badcock/Seymour

Resolved, that Council award the Sidewalk Tender to Black Diamond Construction Limited in the amount of \$174,000 plus HST.

Carried unanimously

Public Works Committee

Reimbursement Request – 28 Bishops Road

Motion 2021 – 1326 Seymour/Franey

Resolved, that the reimbursement request of an insurance deductible relating to a sewer back-up at 28 Bishops Road is denied by Council, all property owners should have a back water valve. Concerns regarding this property, after upgrades to Bishop’s Road will be address by the Public Works Department.

Carried unanimously

Public Works Committee

Speed Bump - Requests

Motion 2021 – 1327 Badcock/Franey

Resolved, that Council add a second speed bump in the areas of Neck Road Extension and Goose Pond Hill and to be spaced out evenly for those locations that lead to Town maintained parks and trail.

Accepted by: Councillor Badcock, Councillor Franey

Opposed by: Deputy Mayor Yetman, Councillor Seymour, Councillor Deering.

Motion Defeated

Gas Tax Recipient Amendment – August 6, 2021

Motion 2021 – 1328 Badcock/Deering

Resolved, that Council approved funding for the Ultimate Recipient Gas Tax Amendment for the years 2019-2024, a total amount of \$1,892,741.00 as stated in the correspondence date August 6th, 2021.

Carried unanimously

Adoption – Bay Roberts Recreational Vehicles Regulations 2021

Motion 2021 – 1329 Deering/Badcock

Resolved, that Council tabled this report, until members of the Bay Roberts Town Council, CAO and members of the Spaniard’s Bay Town Council meet with the Provincial Government regarding the ATV Trailway Route.

Carried unanimously

CORRESPONDENCE FOR ACTION

14 Goose Pond Road Ext. – Request

Motion 2021 – 1330 Deering/Badcock

Resolved, that Council referred this request from the resident of 14 Goose Pond Road Ext. to the Public Works Committee for review and recommendation to Council.

Carried unanimously

Proposed ATV Trailway – Cat Hill Road Concern

Motion 2021 – 1331 Badcock/Seymour

Resolved, that Council referred correspondence regarding concerns of the proposed Trailway the ATV Trailway Committee.

Carried unanimously

27 Butlerville Road – Noise Concerns & Debris

Motion 2021 – 1332 Franey/Seymour

Resolved, that Council correspondence regarding noise and debris at the property 27 Butlerville Road to the Director of Protective Services for review.

Carried unanimously

CORRESPONDENCE FOR INFORMATION

ATV Trail – Correspondence – JMC

Motion 2021 – 1333 Badcock/Deering

Resolved, that Council moved the various pieces of correspondence from past members of the Joint Management Committee to the ATV Trailway for review and consideration.

Carried unanimously

RESOLUTIONS FROM PRIVILEGED MEETINGS

Ratify Motions of the Privileged Meeting held on July 20, 2021

Motion 2021 – 1334 Franey/Deering

Resolved, that the following Motions made at the Privileged Meeting held on July 20, 2021 are adopted:

Motion 2021 - 1278 Agenda

Motion 2021 – 1279 Approval of Minutes June 15, 2021

Motion 2021 - 1280 Noise/Nuisance Complaint – LT Stick Drive

Motion 2021 - 1281 Adjournment

Carried unanimously

ADJOURNMENT

Adjourn

Motion 2021 – 1335 Franey/Seymour

Resolved, that Council now adjourns the regular meeting at 8:46 PM.

Carried unanimously

Philip Wood, Mayor

Christine Bradbury, Town Clerk