TOWN COUNCIL OF BAY BULLS
PUBLIC MEETING - May 9, 2016

Members Present: Mayor Patrick O'Driscoll
Deputy Mayor Harold Mullowney
Councillor Joan Luby
Councillor Gerard Mulcahy
Councillor Rick Oxford
Councillor Madonna Hawkins

Regrets: Councillor Jason Sullivan

Also Present: Janet O'Brien Town Clerk
Sandra Cahill, Assistant Town Clerk

1. Call to Order
   Mayor O'Driscoll assumes the Chair & calls the meeting to order at 8:00 pm.

2. Adoption of Agenda

   MOTION: 2016-8439 H. Mullowney/G. Mulcahy
   Moved to adopt the agenda of May 9, 2016
   public meeting with the addition of New Business.

a) Concerns from property owner of 129 Northside Road, this item will be added to Action...item H.

b) Councillor Luby to discuss Agendas

In favour - 6 MOTION CARRIED

3. Adoption of Minutes

a. MOTION: 2016-8440 G. Mulcahy/R. Oxford
Move to approve to adopt the minutes of April 19, 2016 as presented.

No business arising:

In favour - 6 MOTION CARRIED

b. MOTION: 2016-8441 H. Mullowney/R. Oxford
Move to approve to adopt the minutes of April 11, 2016 as presented.

No business arising:

In favour - 6 MOTION CARRIED

Delegations:

Applications:

1. Crown Land I.D. # 2016-503
S.S. Hwy

Councillors R. Oxford & J. Luby declares Conflict of Interest & leaves chambers at 8:17 p.m. Councillor Oxford has a brother in-law that has a crown land application in the same area as applicant. Councillor Luby has family that own property in the same area as well.

MOTION: 2016-8442 G. Mulcahy/M. Hawkins
Move to support Councillor Oxford's conflict.

In favour - 4 MOTION CARRIED

MOTION: 2016-8443 G. Mulcahy/P. O'Driscoll
Move to support Councillor Luby's conflict.

In favour - 4 MOTION CARRIED

MOTION: 2016-8444 H. Mullowney/
Move to approve crown land application 2016-503.
Call once (1)
Call twice (2)
Call three times (3) MOTION DIES

MOTION: 2016-8445 P. O"Driscoll/G. Mulcahy
Move to deny request outlined in the letter to council on this application & to follow legal advice provided to council on this application & to also deny the request to freeze property.
Discussion:
Deputy Mayor Mullowney points out that this application was a tie vote last month.

The Mayor calls for the vote:

Councillor Hawkins - to deny - No
Deputy Mayor Mullowney - to deny - No
Councillor Mulcahy - to deny - Yes
Mayor O'Driscoll - to deny - Yes

Tie Vote MOTION DIES

This application is referred to the Department of Municipal Affairs.

Councillors Oxford & Luby returns to the chambers at 8:22 pm

2. Garage I.D. # 2016-300
55 Dunn Drive

Councillor Oxford declares Conflict of Interest on above noted application & leaves the chambers at 8:23 pm. The applicant is married to his niece.

MOTION: 2016-8446 G. Mulcahy/J. Luby
Move to not support Councillor Oxford's conflict.

In favour - 5 MOTION CARRIED

Councillor Oxford returns to the chambers at 8:25 pm.

MOTION: 2016-8447 G. Mulcahy/H. Mullowney
Move to approve above noted application 2016-300.

In favour - 6 MOTION CARRIED

SECTION A - ACCOUNTS FOR PAYMENT May 9, 2016

Cheque No.	Payable to:	Reason	Amount
414	Mobile School	Senior Dinner	1038.19
415	Cal LeGrow Ins.	New TrucK	1765.00
416	Stewart McKelvey	Prof Service	7776.27
417	Blue River	Hosting	270.07
418	Town of Witless Bay	911 Fee	3058.00
419	Bird Stairs	Cold Patch	196.62
420	Credit Recovery	Collection Fee	929.99
421	O'Brien's Trucking	Snow Removal	10,668.00
422	O'Brien's Trucking	Snow Removal	3248.00
423	Impact Signs	Lettering New Truck	67.80
426	Gladys Bennett	Office Cleaning	576.00
427	Dick's & Co	Copier Floor Charges	158.20
428	Triware Tech	Backup hosting	276.85

Cheque No.	Payable to:	Reason	Amount
On line	Bell Aliant	Office Phones	430.66
On line	Bell Mobility	Cell	56.39
On line	NL Power	Garage	31.91
On line	NL Power	Street Lights	3756.21
On line	NL Power	Office	734.76
On line	NL Power	RCMP	132.04
On line	Eastern Waste	Garbage Collection	9810.00
On line	Ultramar	Fuel Town Truck	238.88
On Line	Orkin	Pest Control	168.94

SECTION C -

Cheque No.	Payable to:	Reason	Amount

MOTION: 2014-8448 H. Mullowney/R. Oxford
Move to approve to pay all invoices (section A) when funds become available.

In favour - 6 MOTION CARRIED

CORRESPONDANCE ACTION:

1. Letter of concern from property owner of 129 Northside Rd.

Motion: 2016-8449 H. Mullowney/J. Luby
Move to approve to prepare responses for property owner 129 Northside Road.

In favour - 6 MOTION CARRIED

2. North East Avalon Regional (NEAR) planning process

Motion: 2016-8450 P. O'Driscoll/G. Mulcahy
Move to approve to send a letter of support for the NEAR Plan to Minister of Municipal Affairs .

In favour - 6 MOTION CARRIED

3. Bay Bulls Come Home Year Committee request a link to town's website.

Motion: 2016-8451 P. O'Driscoll/H. Mullowney
Move to for discussion.

In favour - 6 MOTION CARRIED

Motion: 2016-8452 P. O'Driscoll/G. Mulcahy
Move to approve committee's request for a link on the town's website for the 2017 Come Home Year celebrations.

In favour - 6 MOTION CARRIED

Motion: 2016-8453 P. O'Driscoll/H. Mullowney
Move to approve to request that the committee have their own, "Events Insurance", to cover mishaps that may occur & that the committee coordinate the events schedule with SS Crush.

In favour - 6 MOTION CARRIED

4. BBBRL Subsidy - $25,000.00

Motion: 2016-8454 H. Mullowney/R. Oxford
Move to approve subsidy request of $25,00.00 from the 2016 TOBB budgeted allocation for BBRLC.

In favour - 6 MOTION CARRIED

5. Alley Rd. Maintenance Request

Motion: 2016-8455 P. O'Driscoll/R. Oxford
Move to approve to send a letter to resident that the town's public works committee will do a site visit to Alley Rd. & will have recommendations for the next public meeting.

In favour - 6 MOTION CARRIED

6. SNC Lavalin Bristol Landing Phase 3- Subdivision Review

Motion: 2016-8456 H. Mullowney/R. Oxford
Move to approve to forward the review to the developer for a response.

In favour - 6 MOTION CARRIED

7. SNC Lavalin JVT Holdings- Subdivision Review

Motion: 2016-8457 P. O'Driscoll/G. Mulcahy
Move to approve to forward the review to the developer for a response.

In favour - 6 MOTION CARRIED

8. Conflict of Interest Allegations

Councillors M. Hawkins, G. Mulcahy & R. Oxford declare conflict & leave the chambers at 8:40. These councilors including councilor J. Sullivan are named in the correspondence, Councillor Sullivan is not present.

Council does not have a quorum so this item is sent to Municipal Affairs for direction on how to proceed. Also, inform proponent of the same.

Councillors Hawkins, Oxford & Mulcahy returns to the chambers at 8:43 pm.

INFORMATION ONLY:
GENERAL BUSINESS:

1. H R Consultant

Motion: 2016-8458 P. O'Driscoll/R. Oxford
Move to approve to hire Mr. Rodney Cumby as HR consultant to assist in the hire of a 3rd. person for the office.

Discussion:
Deputy Mayor asks did the town seek quotes. Mayor O'Driscoll says that the town does not have to seek quotes for consultants & the fee is approximately $2,500.00. Councillor Oxford states that a $2,500.00 consulting fee is very nominal to pay for someone with those credentials. Councillor Mulcahy also comments that the town will have access to expertise that we as a council do not have. Deputy Mayor states that the town needs another person & the price is within the ball park.

Mayor calls for the vote:

Councilor Hawkins – Yes	Councillor Oxford - Yes
Councilor Luby – Yes	Deputy Mayor Mullowney – Yes
Councillor Mulcahy – Yes	Mayor O'Driscoll - Yes

In favour – 6 MOTION CARRIED

NEW BUSINESS:

1. Meeting Agenda
   Councillor Luby discusses the late posting of the public agenda to the town's website & feels that it should be made available to the public by 12 noon on Friday before the public meeting on Monday. She has contacted several towns & they have no issue with getting the agenda out/posted in ample time (several days) before the public meetings.

   Motion: 2016-8459 J. Luby/H. Mullowney
   Move to approve to have the agenda available at 12 noon on Fridays before the monthly public meeting on Monday.

The Mayor calls for the vote:

Councilor Hawkins – Yes	Councillor Oxford - No
Councilor Luby – Yes	Mayor O'Driscoll - No
Deputy Mayor Mullowney – Yes	Councillor Mulcahy – No

Tie Vote MOTION DIES

Adjournment:

Mayor P. O'Driscoll moves this meeting is adjourned. Time: 8:50 p.m.

Mayor Town Clerk