



MINUTES
PUBLIC COUNCIL MEETING
February 18, 2013

Minutes of the Regular Meeting of Council held in the Council Chambers, Town Hall on February 18, 2013 at 7:36 p.m.

Members Present

Mayor Bob Codner
Deputy Mayor Geoff Gallant
Councillor Mike Byrne
Councillor Peggy Roche
Councillor Carol Ann Smith
Councillor Ralph Tapper
Councillor Brian Whitty

Staff Present

Dawn Chaplin, CAO/Town Clerk
Tina Auchinleck-Ryan, Director of Community Services
Bernie Manning, Director of Public Works & Technical Services
Kim Osmond, Office Clerk

Regrets

Brian Winter, Director of Planning
Ann Picco, Executive Clerk

Gallery

There were a total of 14 people in attendance.

046-13 **Adoption of Agenda**

Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT that the Agenda be adopted, as presented.

Question called. Motion carried unanimously.

Adoption of Minutes

047-13 Motion – Councillor Roche / Councillor Tapper

RESOLVED THAT the Minutes of the February 4, 2013, Public Council Meeting be adopted, as presented.

Question called. Motion carried unanimously.

PROCLAMATIONS / PRESENTATIONS

Council made a presentation to resident of Torbay and 15-year veteran of the Special Olympics, Jeremy Mueller.

Jeremy recently competed at the 2013 Special Olympics World Winter Games in Korea where he won Gold in the 400M Snowshoeing event. He also, along with his team mates, won a Silver Medal in the 4x100M Snowshoeing event.

Council asked him to tonight's meeting to discuss his medal winnings and to accept a plaque in his honour.

1. Canadian Institute of Plumbing & Heating – World Plumbing Day. *See motion below.*

048-13 Motion – Deputy Mayor Gallant / Councillor Smith

RESOLVED THAT the Town of Torbay do hereby proclaim March 11, 2013, as “World Plumbing Day” to raise awareness of the importance of proper plumbing in relation to protecting the planet and its citizens.

Question called. Motion carried unanimously.

Mr. Gordon Walsh of the Canadian Institute of Plumbing and Heating Board was in attendance. He spoke about the importance of water and the fact that a high proportion of people in the world do not have access to safe water or to effective sanitation systems. Every new build in our town is touched by a plumber. He wanted to bring awareness to people to conserve water, as it is a necessity, and the importance of proper plumbing.

2. Allied Youth – AY Week-February 24-March 2, 2013. *See motion below.*

049-13 Motion – Councillor Byrne / Councillor Roche

RESOLVED THAT the Town of Torbay declare February 24-March 2, 2013 as Allied Youth Week.

Question called. Motion carried unanimously.

Members of AY were in attendance for the proclamation, including President Sara Fitzgerald and Vice President Ashley Vincent.

CORRESPONDENCE

1. Professional Municipal Administrators – Annual PMA Conference. *This is a letter asking Members of Council to support the PMA Convention and staff attendance. CAO and Executive Clerk are attending this conference.*
2. Department of Transportation and Works concerning Town of Torbay municipal depot. *It was noted that MHA was not copied. Director of Public Works & Technical Services is working with the engineer to determine engineering details as outlined in correspondence, and should have something back in approximately two to three weeks. New municipal depot is presently in preliminary stages and should be able to work out final plan once we have something back from engineers.*

CORRESPONDENCE & ACTION REPORT

The Correspondence and Action Report was discussed and accepted as presented.

- Councillor Tapper questioned Item No. 1 – relating to trails in the Jones Pond area and Canon Marsh Road. He asked if there were any new developments. CAO to check into this matter and advise Council.

COMMITTEE REPORTS

Economic Development

Councillor Roche advised that a meeting is scheduled for February 25th. Will have minutes for next Council Meeting.

Finance

The Financial Report, dated February 4-15, 2013, was accepted, as presented. Councillor Tapper read out payroll and accounts payable information as per the report:

Payroll for the period of February 4-15, 2013, for 32 employees totalled \$72,098.78.

For the period of February 4-15, 2013, Accounts Payable invoices in the amount of \$133,109.84 were paid. These expenditures were within budget.

There are seven (7) Main Operating Invoices totaling \$93,458.00 for approval:

050-13 Motion – Councillor Tapper / Councillor Roche

RESOLVED THAT the Town of Torbay approve payment to Cobra Framing, for Town Hall Building Renovations, in the amount of \$10,958.99.

Question called. Motion carried unanimously.

051-13 Motion – Councillor Tapper / Councillor Gallant

RESOLVED THAT the Town of Torbay approve payment to DBI – Garbage Removal, for Curbside Recycling for January 2013, in the amount of \$7,801.00.

Question called. Motion carried unanimously.

052-13 Motion – Councillor Tapper / Councillor Roche

RESOLVED THAT the Town of Torbay approve payment to Newfound Disposal Systems, for Garbage Collection for February 2013, in the amount of \$40,173.38.

Question called. Motion carried unanimously.

053-13 Motion – Councillor Tapper / Councillor Gallant

RESOLVED THAT the Town of Torbay approve payment to Newfoundland Power Co. Ltd., for Street Lighting for January 2013, in the amount of \$16,527.71.

Question called. Motion carried unanimously.

054-13 Motion – Councillor Tapper / Councillor Roche

RESOLVED THAT the Town of Torbay approve payment to Trio Benefits, for Group Benefits for February 2013, in the amount of \$7,275.48.

Question called. Motion carried unanimously.

055-13 Motion – Councillor Tapper / Councillor Gallant

RESOLVED THAT the Town of Torbay approve payment to Triware. Ltd, for Prepaid support, in the amount of \$5,650.00.

Question called. Motion carried unanimously.

056-13 Motion – Councillor Tapper / Councillor Roche

RESOLVED THAT the Town of Torbay approve payment to Triware, for Sonic Wall License Renewal, in the amount of \$5,071.44.

Question called. Motion carried unanimously.

There are no capital invoices presented for approval.

A copy of the current income and expense reports were included for Council's information.

Councillor Tapper put forth a notice of motion concerning the Town's support as a team sponsor for the Special Olympics. It was agreed that the matter would be discussed at the next Finance Committee meeting. See Motion below.

057-13 Motion – Deputy Mayor Gallant / Councillor Roche

RESOLVED THAT a motion be made at the next Council meeting, March 4, 2013, concerning the Town's support as a team sponsor for the Special Olympics.

Question called. Motion carried unanimously.

Human Resources and Administration

Councillor Byrne indicated that the Minutes of the Human Resources and Administration Committee Meeting, dated February 5, 2013, are in Council's binders for their information.

058-13 Motion – Councillor Byrne / Councillor Smith

RESOLVED THAT the Town of Torbay offer the Clerk-Receptionist position to Colleen Whitty effective February 11, 2013.

Question called. Motion carried unanimously.

059-13 Motion – Councillor Byrne / Councillor Smith

RESOLVED THAT Dave Roche's status with the Town of Torbay be changed from seasonal to full time year round effective February 18, 2013.

Question called. Motion carried unanimously.

With regards to merging of Public Works and Technical Services Committees, CAO to bring back revised responsibilities due to the merger.

Planning and Land Use

Councillor Smith gave an overview of items discussed at the Planning and Land Use Development Committee Meeting, dated February 13, 2013.

Items discussed in the report included:

3. Other Items
 - a) Items from Public Works Committee
 - Eustace Lane subdivision of property. May have to get legal opinion – water line has to be relocated. Committee to seek legal opinion and bring back to Council.
 - CAO advised that it was agreed by Council that two senior staff would meet and bring back recommendation to Council.
 - b) Town Water Capacity
 - Correspondence and specifications received from Newfoundland Design in relation to water capacity from infill study were discussed. Water consumption, purchase of water meter and need for a leak detection system were questioned.
 - The purchase of a water meter is not required to go to the Finance Committee for approval as directors can approve if within budget as set forth by Council.

Deputy Mayor questioned correspondence to residents of Pine ridge area regarding toxic plumes. Councillor Smith advised will have report for next Council Meeting.

3. *Other Items*
 - b) Town Water Capacity*

060-13 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay accept the following service development proposals: Codner Development – Country Drive 14 lots, Deyo Development – Hearn Place 6 lots, and the Look Limited Development – Reddy Drive 6 lots; and to add these 26 serviced lots to our current infill study. Any further proposals for serviced development not already identified in the North Pond Supply Capabilities Infill Study, as of today February 18, 2013, will be deferred until the six month study and possibly the twelve month monitoring study is completed.

Question called. Motion carried unanimously.

Mayor Codner left the Council Chambers at 8:36 p.m., as it was determined that he was in a conflict of interest.

Building Applications to be Deferred

Application: 9925-13
Location: 40 Lower Street
Proposal: Single Family Dwelling
Zoning: Residential Medium Density (RMD)

061-13 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay defer Application 9925-13, under the Applications to be Deferred section of the Building Application Report, dated February 15, 2013, pending further review.

Question called. Motion carried unanimously.

Mayor Codner returned to the Council Chambers at 8:38 p.m.

Business Applications to be Advertised

062-13 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay defer the following applications, under the Applications to be Advertised section of the Business Application Report, dated February 15, 2013, pending public notification and consultation required in accordance with Regulation 33 of the Torbay Development Regulations, and that any explicit costs associated with the public notification and consultation be paid in advance by the applicant.

<i>Application Number</i>	<i>Location</i>	<i>Proposal</i>
B1106-13	5 Captain Matthew Davis Drive	Home Office for a Contracting Business
B1107-13	182-184 Bauline Line	Home Office for a Contracting Business

Question called. Motion carried unanimously.

Public Works

No reports or motions.

Recreation, Parks and Community Services

Deputy Mayor Gallant gave an overview of items discussed at the Recreation Committee Meeting, dated February 11, 2013.

Items discussed in the report included:

- Open Space
 - (a) Trails
 - (b) Crown Lands Report
 - (c) Town Centre
 - (d) Adventure Park
 - Power Line was approved for the Middle Three Island Pond Area.
- Relocation of Mail Boxes
 - Recommendation was that all boxes be moved due to traffic and increased population in the area.
- Tender for Signage
- TETC Terms of Reference
- Wellness Application
- Volunteer Awards
- Jeremy Mueller
 - He was in attendance at tonight's Council Meeting for presentation.

SPECIAL COMMITTEES OF COUNCIL

None.

LIAISON COMMITTEES

Heritage/Museum

Councillor Byrne advised that a meeting was held to discuss designation of specific areas in the Town as Heritage. Planning Consultant is in process of drawing up a policy to bring back to Committee for review and recommendation. It was noted that the Heritage Committee was not involved as a new Committee needs to be formed.

It was noted that Heritage Day is today, February 18th.

Jack Byrne Arena

No report.

Northeast Avalon Joint Council

A meeting is scheduled for February 20th in the Town of Logy Bay Middle Cove Outer Cove.

Northeast Avalon Regional Plan

No report.

Torbay Harbour Authority

Councillor Byrne advised that a meeting was held on February 10th at the Kinsmen Centre, at which time elections of officers took place.

Torbay Volunteer Fire Department

Councillor Byrne provided highlights from the TVFD Meeting Notes, dated February 11, 2013.

Items included in the report included:

- Councillor Byrne thanked Council and CAO for their attendance on Monday evening, February 11th – official launch of new emergency vehicle. There was a good turnout - including representations from other communities, including the Town of Flatrock.
- There have been eight calls since the last meeting.
- Constitution has now been signed.

Urban Municipalities Committee

A meeting is being held at end of February as part of the Urban Summit.

NEW BUSINESS

Mayor Codner - Pass

Deputy Mayor Gallant

Deputy Mayor extended a note of thanks to Councillor Smith for dedication of service and commitment to Planning and Land Use Development and Council.

Councillor Byrne

Councillor Byrne discussed the motion from Council Meeting of February 4th to approve NL Power to install power line along Middle Three Island Pond Road. As he was not in attendance for this Council Meeting, he indicated that he would not have supported the motion indicating the Town should extend the boundary.

Councillor Roche

Councillor Roche discussed installation of a culvert at North Pond boundary, indicating that for safety reasons she would like to see a culvert installed so the water can run off safely. Referred to the Public Works Committee.

Councillor Smith - Pass

Councillor Tapper - Pass

Councillor Whitty - Pass

ADJOURNMENT

063-13 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the meeting be adjourned at 9:02 p.m., as there was no further business.

Question called. Motion carried unanimously.

Mayor

CAO/Town Clerk