



**MINUTES**  
PUBLIC COUNCIL MEETING  
January 23, 2012

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Minutes of the Regular Meeting of Council held in the Council Chambers, Town Hall on January 23, 2012 at 7:32 p.m.

**Members Present**

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

**Staff Present**

Dawn Chaplin, CAO/Town Clerk  
Brian Winter, Development and Planning Officer  
Bernard P. Manning, Director of Public Works & Technical Services  
Ann Picco, Executive Clerk

**Regrets**

Councillor Peggy Roche

**Gallery**

There were a total of 5 people in attendance.

***Meeting was chaired by Mayor Codner.***

021-12      **Adoption of Agenda**

Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Agenda be adopted, as presented.

Question called. Motion carried unanimously.

**Adoption of Minutes**

022-12      Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Minutes of the January 9, 2012, Public Council Meeting be adopted, as presented.

Question called. Motion carried unanimously.

**PROCLAMATIONS / PRESENTATIONS** - None

**CORRESPONDENCE**

1. Department of Municipal Affairs – Release of Allocations, Federal Gas Tax Program. *For information purposes. This is half the amount for this year; will receive another allocation in approximately six months.*
2. Town Correspondence to Fire and Emergency Services – NL. *For information purposes. Mayor Codner advised that this is a letter he wrote concerning equipment issues and regional cooperation. There has been a subsequent meeting since.*
3. Department of Municipal Affairs, Eastern Regional Office – 2012 Municipal Budget. *For Information purposes.*
4. Department of Municipal Affairs, Office of the Minister – Municipal Plan Amendment No. 19, 2011, and Development Regulations Amendment No. 38, 2011. *Planning and Land Use Development Committee has made a recommendation under their Minutes, dated January 19, 2012.*
5. Eastern School District – Route Extension. *For information purposes.*
6. Department of Transportation and Works – Torbay Bypass and Torbay Road. *This is a response letter from the Department. Director of Public Works & Technical Services to look into and Mayor Codner to reply.*
7. Voluntary and Non-Profit Secretariat, Office of the Minister – *Discussed under the Recreation Committee Minutes, dated January 18, 2012. Supervisor of Recreation and Healthy Living to confirm with Mayor Codner if he is to do a thank you letter.*
8. Northeast Avalon Atlantic Coastal Action Program (NAACAP) – Request to present information to Torbay Council Meeting. *Council agreed to schedule presentation at next Public Council Meeting, February 6<sup>th</sup> at 6:30 p.m.*
9. Sutton Group Capital Realty Ltd. – Speed bumps/humps. *Deferred to Public Works Committee. CAO advised the speed bumps/humps have been taken up for the Winter season; recommendation to come forth in the Spring as to where they will be placed/installed. Bumps/humps are being placed in areas of playgrounds. Alternate forms of speed control are being discussed.*
10. Torbay Heritage Committee – Storage of Museum Artifacts. *As per Correspondence 11 below.*
11. Torbay Heritage Committee – Administering Donations to Torbay Museum. *With regards to Correspondence Items 10 and 11, Councillor Byrne advised that these are ongoing matters. Do have a meeting concerning the Constitution; and, from that meeting, will go forward to call the Chair and Vice Chair to discuss. Any action to be taken will come back to Council.*

**CORRESPONDENCE & ACTION REPORT**

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

**COMMITTEE REPORTS**

**Economic Development**

No reports or motions.

**Finance**

The Financial Report, dated January 9-20, 2012, was accepted, as presented. Councillor Tapper read out payroll and accounts payable information as per the report:

Payroll for the period of January 9-20, 2012, for 29 employees totaled \$56,230.22.

For the period of January 9-20, 2012, Accounts Payable invoices in the amount of \$287,411.38 were paid. These expenditures were within budget.

There are Eight (8) Main Operating Invoices totaling \$178,434.59 for approval.

023-12      Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Cal LeGrow Insurance Limited, for 2012 General Insurance Policy, in the amount of \$56,738.00.

Question called. Motion carried unanimously.

024-12      Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to E.C. Boone Limited, for On Site Signage for the Kinsmen Centre, Pineridge and Western Island Playgrounds, in the amount of \$28,654.82.

Question called. Motion carried unanimously.

025-12      Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Municipal Assessment Agency, for 1<sup>st</sup> Quarter Assessment Fees, in the amount of \$25,280.75.

Question called. Motion carried unanimously.

026-12      Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Municipalities Newfoundland and Labrador, for 2012 Membership Fees, in the amount of \$5,698.93.

Question called. Motion carried unanimously.

027-12      Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Newfoundland Power Co. Ltd., for Streetlights for January 2012, in the amount of \$16,043.60.

Question called. Motion carried unanimously.

028-12      Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Newfoundland Power Co. Ltd., for Heat/Light for Town Buildings for January 2012, in the amount of \$12,968.72.

Question called. Motion carried unanimously.

029-12      Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Procom Data Services Inc., for Software Set up Charge for Mapping/Planning Module for Townsuite System and IT support contract for 2012, in the amount of \$15,033.52.

Question called. Motion carried unanimously.

030-12      Motion – Councillor Tapper / Deputy Mayor Gallant

**RESOLVED THAT** the Town of Torbay approve payment to Receiver General of Canada, for Payroll remittance for January 1 – 15, 2012, in the amount of \$18,016.25.

Question called. Motion carried unanimously.

There are no Capital Invoices for approval.

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

**Human Resources and Administration**

Email Correspondence from the Town of Pouch Cove was provided for Council's information. Councillor Byrne read this email aloud; and, asked that this email be included on tonight's meeting Agenda as it's important to recognize staff whenever possible. We're very lucky in this

Community - he acknowledged the Animal Control Officer's dedication to her job and community.

Councillor Tapper advised that he received an inquiry from a resident concerning Town Office hours. The resident finds it difficult to come by the Town Office, due to his work schedule/hours, as the Town Office closes at 4:00 p.m. Resident asked that the Office hours be extended to 5:00 or 6:00 p.m. one day per week. This will be deferred to Committee.

### **Planning and Land Use**

Councillor Smith gave an overview of items discussed at the Planning and Land Use Development Committee Meeting on January 19, 2012.

Items discussed in the Report included:

1. Development Proposals
  - a. Proposal from 1588 Torbay Road to build extension to existing business – discussed under Building Report, dated January 20, 2012.
  - b. Open Space – Country Drive – Development and Planning Officer to meet with Developer to discuss option concerning open space.
2. Discretionary Use Advertisements from last Business Application Report concerning 183 Country Drive for a home office for a taxi company stand business – dealt with under Business Application Report, dated January 20, 2012.
3. Amendments
  - a) Municipal Plan Amendment No. 19, 2011, and Development Regulations Amendment No. 38, 2011 concerning a proposed development on Bauline Line. Committee reviewed correspondence from Municipal Affairs. It was recommended that the Town seek a meeting with the Chair and Executive Director of Municipalities Newfoundland and Labrador to discuss the issue that we have with the way Municipal Affairs are handling this matter – order of procedure of completion of groundwater assessment study and completion of rezoning amendment. CAO and Mayor Codner to attend this meeting, as well.

CAO asked Councillor Smith to bring to the UMC membership to see if they have any issues. Councillor Smith to add to next UMC Meeting Agenda.

- b) Municipal Plan Amendments No. 14 and 16, 2010, and Development Regulations Amendments No. 31 and 33, 2010, and St. John's Urban Region Regional Plan Amendment No. 3, 2011 – there's a motion attached to the Minutes of the Planning and Land Use Development Committee Minutes, dated January 19, 2012, concerning appointing a commissioner.

**MINUTES**  
**PUBLIC COUNCIL MEETING**  
**January 23, 2012**

---

4. Correspondence included:
- a) Letter from property owner at Peter's Place Extension
  - b) Request for Crown Land at 412-454 Bauline Line

031-12      Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay appoint Mr. Chris Sharpe as the commissioner for the public hearing in relation to Municipal Plan Amendments No 14 & 16, 2010, and Development Regulations Amendments No 31 & 33, 2010. Mr. Sharpe's name will also be sent to Municipal Affairs for consideration to have him appointed by the Minister to be the commissioner for the St. John's Urban Region Regional Plan Amendment No.3, 2011. As soon as this appointment is approved the date for the hearing will be set.

Question called. Motion carried unanimously.

Councillor Smith reported that there was one (1) application approved/issued, under the Building Application Report, dated January 20, 2012.

032-11      Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve Application 9654-12 under the Applications Approved Section of the Building Application Report, dated January 20, 2012.

No.	Application No.	Location	Proposal
1	9654-12	8 Eagle Ridge Drive	Single Family Dwelling

Question called. Motion carried unanimously.

**Application:**            9652-12  
**Location:**                3 Tapper Place  
**Proposal:**                16' x 24' Accessory Building  
**Zoning:**                    Residential Medium Density (RMD)

033-12      Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve Application 9652-12, under the Applications for Approval section of the Building Application Report, dated January 20, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

**Application:** 9653-12  
**Location:** 1588-1606 Torbay Road  
**Proposal:** 16' x 40' Extension to Existing Commercial Structure, along with Interior and Exterior Renovations  
**Zoning:** Mixed Development Land Use Zone (MIX)

034-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve Application 9653-12, under the Applications for Approval section of the Building Application Report, dated January 20, 2012, subject to the following conditions:

1. The project shall conform to the requirements of the Mixed Development (MIX) Land Use Zone of the Torbay Development
2. The project shall meet the normal building requirements of the Town.
3. Approval from the following Government Agencies is required:
  - a. Government Services ( Fire and Life Safety Division)
  - b. Government Services ( Accessibility Division )

Question called. Motion carried unanimously.

**Application:** 9655-12  
**Location:** 34 Brixham Crescent  
**Proposal:** 28' x 36' Accessory Building  
**Zoning:** Residential Large Lot (RLL)

035-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve Application 9655-12, under the Applications for Approval section of the Building Application Report, dated January 20, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

**Application:** 9656-12  
**Location:** Portion of 174-180 Indian Meal Line (Lot 1)  
**Proposal:** Single Family Dwelling with Subsidiary Apartment, Demolition of Existing Dwelling  
**Zoning:** Residential Medium Density (RMD)

036-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve Application 9656-12, under the Applications for Approval section of the Building Application Report, dated January 20, 2012, subject to the following conditions:

1. The development shall meet the normal building requirements of the Town.
2. The property shall be serviced with municipal water and sewer services. This lot was accounted for in our infill study.
3. The development is subject to refundable security deposits for road damage and water and sewer connection in accordance with Council Policy.
4. Applicant to provide a Plot Plan showing the proposed location of the new residence.
5. A review of the application by the Department of Environment, Water Resources Division is required because of the properties close proximity to a small stream.
6. A review of the application by the Department of Fisheries and Oceans is required because of the properties close proximity to a small stream.

Question called. Motion carried unanimously.

**Application:** 9657-12  
**Location:** Portion of 174-180 Indian Meal Line (Lot 2)  
**Proposal:** Single Family Dwelling with Subsidiary Apartment  
**Zoning:** Residential Medium Density (RMD)

037-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve Application 9657-12, under the Applications to be Approved section of the Building Application Report, dated January 20, 2012, subject to the following conditions:

1. The development shall meet the normal building requirements of the Town.



2. The property shall be serviced with municipal water and sewer services. This property is already serviced by Town services.
3. Applicant to provide a Plot Plan showing the proposed location of the new residence.
4. A review of the application by the Department of Environment, Water Resources Division is required because of the properties close proximity to a small stream.
5. A review of the application by the Department of Fisheries and Oceans is required because of the properties close proximity to a small stream.

Question called. Motion carried unanimously.

038-12 Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay approve Application B1073-11 under the Applications to be Approved section of the Business Application Report, dated January 20, 2012:

<b>No.</b>	<b>Application No.</b>	<b>Location</b>	<b>Proposal</b>
1	B1073-11	183 Country Drive	Home Office for Taxi Company Stand

The above noted application was advertised as per discretionary use regulations; there were written responses received in response to the advertisement and reviewed by Committee. Application B1073-11 is approved subject to the following conditions:

1. The business will be subject to business tax in accordance with the published schedule of taxes and fees for the Town of Torbay.
2. The approval is for two taxis vehicles only, if or when the applicant wishes to expand the number of vehicles then a new application will have to be submitted and reviewed by Council.
3. There shall be no vehicle maintenance performed at 183 Country Drive.
4. The development shall comply with the Town of Torbay Parking Requirements. Development and Planning Officer to verify parking area prior to releasing approval letter.
5. The applicant shall provide the Town of Torbay with current and up to date insurance and registration that are required to operate a Taxi business in the province of Newfoundland and Labrador.

Question called. Motion carried.

Against Motion: Mayor Codner and Deputy Mayor Gallant

Councillor Tapper discussed Item No. 77, under the Correspondence and Action Report, dated January 23, 2012, concerning South Pond and the possibility of Rezoning. He asked that this matter be brought forward; he advised he's providing a notice of motion concerning this matter and will provide CAO with a motion for the next Council Meeting. He asked that the Planning and Land Use Development Committee put some thought into this matter and provide information for the next Council Meeting. Development and Planning Officer advised that it was agreed to seek clarification with the Department of Environment and Conservation as to the next steps; and, he did receive information.

Councillor Tapper advised that at a recent meeting with Council and the Development and Planning Officer, they discussed amendments and residential zoning. With Municipal Plan Review this year, it's an opportunity for the Planning and Land Use Development Committee to look at residential zoning – small and large lots. The Town could possibly avoid some amendment costs through the municipal review.

### **Public Works**

Councillor Whitty gave an overview of items discussed at the Public Works Meeting on January 19, 2012.

Items discussed in the Report included:

- Trench Box / Snow Policy – this has been reviewed by CAO and forwarded to Director of Public Works and Technical Services.
- Bus Turn Around on Birchy Nap Hill Road – Mayor Codner advised he will contact Eastern School District/Bus Company to confirm details. The Department of Transportation and Works and Director of Public Works and Technical Services to confirm that the bus company is using Katrina Place; no need to use the private driveway or do repairs to this driveway/property if the bus hasn't been using it for the school year 2011/2012.
- Property adjacent to Thorne's Lane – purchase has been agreed upon.
- Generator Update – the 35KW generator has arrived. Requirement for another generator will be incorporated in the emergency response plan.
- Beach Outfall – Public Works Staff are currently monitoring beach for foreign matter. Supervisor of Outside Operations to speak with Municipal Enforcement Officer as to the proper procedure in disposing these objects.
- Lower Street Water Issue – CAO to obtain legal advice on whether or not verbal agreements are binding legal contracts.

Councillor Tapper discussed the properties involved in this matter and damage that can be caused by the river/flooding. Committee should factor in a site visit. Property owner had indicated that she had been prepared to pay for cost of repairs, but didn't receive a response from the Town. Council discussed other properties that would fall into the same category. A flood plain analysis should be done to determine which properties; and, figure out a way to deal with all properties equally. CAO is in process of determining scope of work with Engineers and time frame/phases/costs. Referred back to Planning and Land use Development Committee. Phase one will be completed this year. It was discussed that Engineers have already looked at these properties. If they made recommendations and resident has agreed to pay costs, she could proceed with work. Director of Public Works and Technical Services to look into, as well.

- Repairs to Tyndale Pump Station – Director of Public Works and Technical Services to meet with Engineering Firm regarding the upgrades and report back to the next Committee Meeting.
- Upgrading to Convent Lane and North Pond Road – Director of Public Works and Technical Services to meet with Engineering firm regarding the upgrades and report back to the next Committee meeting.

Councillor Smith reported that Committee did talk about notifying the OH&S Committee in terms of consideration of hazardous disposal containers in our Town that would include public buildings and depots and similar sites.

### **Parks, Recreation and Community Services**

Deputy Mayor Gallant gave an overview of items discussed at the Parks, Recreation and Community Services Meeting on January 18, 2012.

Items discussed in the Report included:

- Kinsmen Centre – Looking for clarification concerning Liquor License. Will have motion for next Council Meeting.
- Doug Ballam – will update in a couple of weeks concerning land assessments.
- Street Signs – discussed fundraising using old street signs. Can also tie to litter collection.
- Vandals Rugby Club – looking for a place for weekends and weekday evenings – a dedicated field and clubhouse. Putting our heads together to see if we can come up with a partnership. In preliminary stages, but there is a lot of potential here.
- Hall of Fame – meeting to be arranged to discuss plans.
- Cooking for Wellness – this has started.
- Grants /Programs:
  - Tidy Town – application has been submitted, as this year is Torbay250.
  - URock – Nominating Allied Youth for this award.
  - Age Friendly Grant – nominating Torbay Quilting Group.
  - Green Grant-Walmart – TETC may assist.

Mayor Codner suggested putting a camera at a high point in Torbay – people from all over could view on the web to see what the weather is like back home. CAO advised that the Economic Development Officer is working on this – an interactive map.

Councillor Smith suggested that the Committee contact Penny Rowe, Community Sector Council concerning funding under Vibrant Communities.

- Deputy Mayor Gallant advised that the Winter Community Guide is out. Staff do a great job every year with the guides.
- SAM Wetlands Sign is back up.
- On Site Signage – the new sign for the Kinsmen Centre needs to be raised up a little. It will be repositioned in the Spring. Lighting was also discussed.

Deputy Mayor Gallant asked CAO to pass on thanks to the Supervisor of Recreation and Healthy Living on the new format for the Minutes.

### **Technical Services**

No report.

## **SPECIAL COMMITTEES OF COUNCIL**

### **2012 Celebrations**

Councillor Tapper advised that there have been meetings held over the past couple of weeks. A major item was the discussion of the Great Big Sea Concert on Bauline Line in relation to this year's Torbay250 celebrations. Torbay250 Committee presented to Council tonight on this event prior to the Council Meeting. 2012 is a big year for Torbay; Council discussed this event and the benefits and risks involved with holding this concert in the Community. Council discussed ticket sales, revenues, and expected outcomes – best and worst case scenarios. Committee, Staff, and Volunteers put a lot of work into research for this concert; and, project will be monitored closely. Staff will advise Council of anything that could negatively impact this event. See below motion:

039-12      Motion – Councillor Tapper / Councillor Smith

**RESOLVED THAT** the Town of Torbay proceed with the Great Big Sea contract and give Molson and Coors with “presented by” status.

Question called. Motion carried.

Against Motion: Mayor Codner, Councillor Byrne

### **By Pass Road**

As per Item No. 6 under Correspondence section.

**LIAISON COMMITTEES**

**Heritage/Museum**

Councillor Byrne advised that there's a meeting with the Town's solicitor on Wednesday, January 25th.

**Jack Byrne Arena**

Deputy Mayor Gallant advised that there was a meeting held on Thursday past. Do have some financial information that he will bring forward. He's gathering up some Minutes as well. The AGM is on April 19, 2012 – have had some issues regarding constitution and representative's terms expiring.

Councillor Tapper advised that at the Board Meeting, they did talk about the Constitution and amendments. The deadline for amendments is February. He recommended that the four people who presently represent the Town be extended until at least the annual meeting. Would like to bring forward some amendments – Council should discuss first. The matter of community representatives or Council representatives should be discussed and considered. See motion below:

040-12      Motion – Councillor Smith / Councillor Byrne

**RESOLVED THAT** the Town of Torbay extend its four (4) representatives to the AGM date of the Jack Byrne Arena.

Question called. Motion carried unanimously.

Deputy Mayor Gallant advised great news – the Board has worked very hard together for the Jack Byrne Arena – the Arena is showing a profit for the first time due to general skating revenues and good management.

**Northeast Avalon Joint Council**

Minutes are forthcoming from December, 2011 Meeting.

**Northeast Avalon Regional Plan**

No report.

**Torbay Harbour Authority**

Councillor Byrne advised that the AGM was held on January 15, 2012, at the Kinsmen Community Centre. He thanked Council for the use of the upstairs. The Harbour Authority had 25 people in attendance. They had guest speakers – Bill Bennett, Navigational Waters, Department of Transportation and Works. They regulate buoys and anything that may be in or

over the water that may be an obstruction. Mr. Bennett spoke of buoys and how they should be positioned in a harbour. They regulate nuisance bylaws and have complaints investigated. They review complaints and send vessels to remove obstructions.

Other guests from the Department of Transportation were with Small Boat Safety. They spoke of the food fishery and the matter that all vessels over 12 feet are required to have identification numbers. They gave information on different kits – items to have on boats, lifejackets, etc. They provided information packages to put out in lobby. They will come by at any time to do safety checks, especially during the food fishery.

Brian Manning, Treasurer, gave an update on last year's summer student and student grant.

Eugene Tapper, President, gave a report on the overall Provincial Environment Assistance Grant that they received in the amount of \$3,000.00, for clean up, signage, etc.

Mr. Tapper advised that Torbay is being considered for a sum of money for work to be completed, but it's not official yet. DFO has put a lot of money in the area, too, but only responsible for their investment there.

There was an incident at the Harbour over Christmas concerning safety. It's presently still caught up in legalities. The gate needs to be put back in place as soon as possible.

Information on the Harbour Authority is up on the website – he thanked the Town for putting it up.

### **Torbay Volunteer Fire Department**

Councillor Byrne gave an overview of items discussed at the Torbay Volunteer Fire Department Meetings on January 16, 2012.

Items discussed in the Report included:

- The Constitution is under review.
- The kitchen is complete.
- The audit is done from Fire and Emergency Services – Council has a copy.
- There have been 12 calls since the last meeting.
- Fire Prevention Report – visited North Pond Home on January 31<sup>st</sup>. Metal World and the Kinsmen Centre visits are planned for this week.
- Safety Report – issues raised concerning people responding to calls with no gear on in the rescue. Road conditions – side roads and parking lots are very slippery – volunteers are asked to be careful when responding to calls.
- Snow Policy – CAO finished review and commentary; has provided to Director of Public Works and Technical Services for his review. Issues with signage located in volunteer's driveways. Operators are asked to lift blades as they pass the firefighter's driveways so they can get out in case of an emergency. Signs are located in their yards – only on town roads. Councillor Byrne asked that Public Works Staff keep in mind in the future.

Councillor Smith questioned Item 1, third bullet – AED’s. CAO replied that this concerns response to medical calls under insurance policy. Inventory of firefighting equipment needs to be added to insurance policy.

**Urban Municipalities Committee**

Councillor Smith advised that the City of St. John’s will be hosting a meeting on March 3<sup>rd</sup> and 4<sup>th</sup>.

**NEW BUSINESS**

***Mayor Codner*** - Pass

***Deputy Mayor Gallant***

Deputy Mayor Gallant put forth a Notice of Motion from the Transparency Subcommittee that the Town host in February and November a semi-annual open forum – public information sessions to share Town plans, policies, and initiatives and give the opportunity for residents to ask questions. Use of a facilitator to be confirmed.

Deputy Mayor thanked and acknowledged Bernie Manning, new Director of Public Works and Technical Services and welcomed him to the Town.

***Councillor Byrne*** - Pass

***Councillor Roche*** - Pass

***Councillor Smith*** - Pass

***Councillor Tapper***

Councillor Tapper discussed Home Owners Insurance. He referenced an article in the Telegram relating to flooding that occurred in a home in St. John’s around the middle of January, due to a water main break. The resident discovered that the City is not liable for home damage under the St. John’s Act. The Resident was told to check with their own policy. Residents need to be aware that they may have to check with their insurance providers to see if they are covered. They need to be aware up front so they’re prepared should a similar situation happen.

***Councillor Whitty*** - Pass

**ADJOURNMENT**

041-12      Motion – Councillor Smith / Councillor Whitty

**RESOLVED THAT** the meeting be adjourned at 9:19 p.m., as there was no further business.

Question called. Motion carried unanimously.

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*Mayor*

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*CAO/Town Clerk*