



MINUTES
PUBLIC COUNCIL MEETING
July 20, 2015

Minutes of the Regular Meeting of Council held in the Council Chambers, Town Hall on July 20, 2015 at 6:05 p.m.

Members Present

Mayor Ralph Tapper
Deputy Mayor Geoff Gallant
Councillor Craig Scott
Councillor Peggy Roche
Councillor Carol Ann Smith
Councillor Mary Thorne-Gosse
Councillor Brian Whitty

Staff Present

Dawn Chaplin, CAO/Town Clerk
Bernie Manning, Director of Public Works & Technical Service
Ann Picco, Executive Clerk
Brian Winter, Director of Planning

Regrets

Tina Auchinleck-Ryan, Director of Community Services

Gallery

There were a total of 0 people in attendance.

Adoption of Agenda

308-15 Motion – Councillor Smith / Deputy Mayor Gallant

RESOLVED THAT the Agenda be adopted, as presented.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse and Whitty)

Against Motion: 0

Abstained: 0

Adoption of Minutes

309-15 Motion – Deputy Mayor Gallant / Councillor Scott

RESOLVED THAT the Minutes of the July 6, 2015 Public Council Meeting be adopted, as presented.

Question called. Motion carried.

For Motion: 5 (Mayor Tapper, Deputy Mayor Gallant, Councillors Scott, Smith, and Whitty)

Against Motion: 0

Abstained: 2 (Councillors Roche and Thorne-Gosse)

Councillors Roche and Thorne-Gosse requested to abstain from voting on the above motion, indicating they were not in attendance. All Council Members agreed and allowed them to abstain from voting to adopt the Minutes of July 6th.

PROCLAMATIONS / PRESENTATIONS / QUESTION & ANSWER SESSION

There were no proclamations or presentations. There were no members of the public or media in the gallery.

MAYOR'S REPORT

Mayor Tapper provided a report, dated July 3 - 16, 2015, of his work and connections that he has made in the community over the past couple of weeks.

CORRESPONDENCE

1. Recreation Newfoundland and Labrador – Release of the 2015 ParticipACTION Report Card on Physical Activity for Children and Youth. ***Council discussed there's room for improvement in Newfoundland and Labrador as it relates to children and outside play. Director of Community Services to send overview information to Council by email; and, to scan through report and bring back any points that may improve Torbay.***
2. Girl Guides of Canada – request to have field fee for softball tournament discounted or waived entirely. ***Event is taking place July 31 – August 2, 2015. Referred to Parks, Recreation and Community Services Committee for review.***
3. Avalon Dragons – Sun Splash Paddle in Paradise 2015. ***Council discussed possibility of putting a team together. Referred to Parks, Recreation and Community Services Committee.***
4. Correspondence from resident concerning request for reimbursement for water/sewer services on Yeo's Lane. ***Referred to Planning, Land Use and Development Committee.***

CORRESPONDENCE & ACTION REPORT

The Correspondence and Action Report, dated July 20, 2015, was discussed and accepted as presented.

- Item 6 – Flooding issues at Skipper’s Landing
 - Information included in Minutes of the Public Works Committee Meeting, dated July 15, 2015.
- Status of trail off Marine Drive was questioned.
 - Director of Planning advised that solicitor is further investigating legislation. He suggested writing the appellant one more time with notice of timeframe, then proceeding to remove barriers on the trail. CAO also noted that solicitor is checking to see if current order is still in effect. CAO to complete correspondence - letter will reiterate Council’s intentions to get this matter resolved.
 - Director of Planning noted this matter is on the Planning, Land Use and Development Committee’s action report.

COMMITTEE REPORTS

Planning, Land Use and Development

Councillor Scott provided an overview of items discussed under the Planning, Land Use and Development Committee Meeting Minutes, dated July 14, 2015.

Items discussed included:

1. Meeting with Property owner of Quarry Road Extension for the first fifteen minutes of the meeting.
 - The property owner cancelled meeting.
2. Development Proposals
 - a) Proposal from potential property owner of 41 Lower Street to construct a single family dwelling.
 - Committee reviewed the proposed plot plan provided. There was some concern over orientation and location of the proposed dwelling.
 - It was agreed that the proposal should be sent to the Town’s Planning Consultant for review and comments.
 - Committee also questioned how the property was going to be serviced. The Director of Planning noted that the property was not included in the water infill study; therefore water is not available. However, sewer is available in the area. Director will discuss servicing with the Director of Public Works.

3. Correspondence

a) Letter from property owner of 59 Whiteway's Pond Road

- Committee reviewed the letter provided. The Director noted that it is not a dwelling, and there is no proposed well or septic system.
- Committee agreed that it has no issue with the property owner replacing the structure. It should be clearly stated that the structure is not a dwelling.
- It was noted that this is a cabin near Whiteway's Pond.

4. Other Items

a) 256 Indian Meal Line access approval and proposed accessory building.

- Permit was held due to concern of access being close to the By Pass Road off-ramp.
- The proposed lot meets all the Town regulations and requirements for building in the Town.
- The Department of Transportation and Works has provided access approval.
- This application will be dealt with in the building application report dated July 16, 2015 application number MC2015-021 / C2015-089.
- Council discussed public safety concerns of access close to the By Pass off-ramp. The Department of Transportation and Works provided access approval – approval which was given prior to the new regulations coming into effect.
- It was noted that the present property owner purchased the property with the understanding of approval.

b) Habitat Management Plan

- The Director noted that there were a number of letters received in relation to the proposed plan. The letters will be circulated to Committee and Council for review and comments prior to a recommendation being made on the plan.

5. Items for Correspondence and Action Report

- Committee reviewed table - updates were provided for information.
- Status of Canon Marsh Road Trail was questioned.
 - The Director of Planning advised that clean up order was issued on property – he will advise of deadline date.

Building Applications Approved

The following applications were approved subject to the normal conditions and requirements for building within the Town of Torbay:

Application Number	Location	Proposal
C2015-120	35 Woodbridge Lane	8' x 8' Accessory Building
C2015-121	7 Salerno Place	General Repairs
B2015-123	1774 Torbay Road	General Repairs
C2015-125	38 Woodbridge Lane	Single Family Dwelling
C2015-126	3 Clara's Place	Single Family Dwelling
BE2015-019	23-35 Gallows Cove Road	Backfilling Property for Future Development
BE2015-026	7 Salerno Place	Backfilling Property for Future Development
C2015-131	29 Pulpit Rock Road	10' x 12' Accessory Building
C2015-133	25 Woodbridge Lane	Single Family Dwelling

Building Applications for Approval

Councillor Thorne-Gosse left the Public Council Chambers at 6:30 p.m., as it was determined that she was in a conflict of interest.

Application: C2015-119
 Location: 45 Moore's Valley Road
 Proposal: Single Family Dwelling
 Zoning: Residential Large Lot (RLL)

310-15 Motion – Councillor Scott / Councillor Smith

RESOLVED THAT the Town of Torbay Approve Application C2015-119, under the Applications for Approval section of the Building Application Report, dated July 16, 2015, subject to the following conditions:

1. All normal conditions and requirements for building within the Town of Torbay.
2. Provincial Government Services Centre, Operations Division Certificate of Approval is required for lot layout, well and septic system prior to release of a Building Permit.
3. The applicant will be responsible for the upgrading/extension of Moore's Valley Road over to his property.
4. Applicant to deed a portion of his property to the Town for the right of way of the newly extended road.
5. Applicant is responsible for all cost (legal, engineering, and construction) for the proposed road upgrade/extension.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, and Whitty)

Against Motion: 0

Abstained: 0

Councillor Thorne-Gosse returned to the Public Council Chambers at 6:32 p.m.

Application: C2015-089/MV2015-021
Location: 256 Indian Meal Line
Proposal: 1470 square foot accessory building
Zoning: Residential Infill/Highway Reserve (RI/HR)

311-15 Motion – Councillor Scott / Councillor Smith

RESOLVED THAT the Town of Torbay Approve Application C2015-089/MV2015-021, under the Applications for Approval section of the Building Application Report, dated July 16, 2015, subject to the following conditions:

1. The use of the accessory building is restricted to residential accessory use.
2. All normal conditions and requirements for building within the Town of Torbay.

Question called. Motion carried.

For Motion: 6 (Mayor Tapper, Councillors Roche, Scott, Smith, Thorne-Gosse and Whitty)

Against Motion: 1 (Deputy Mayor Gallant)

Abstained: 0

Deputy Mayor advised that as per discussions earlier, under the Planning, Land Use and Development Committee Minutes, he felt the application should not be approved as he feels it's a dangerous situation – access is on By Pass Road off-ramp.

Application: C2015-122
Location: 22 Flora Drive
Proposal: 24' x 32' Accessory Building
Zoning: Residential Large Lot (RLL)

312-15 Motion – Councillor Scott / Councillor Smith

RESOLVED THAT the Town of Torbay Approve Application C2015-122, under the Applications for Approval section of the Building Application Report, dated July 16, 2015, subject to the following conditions:

1. The use of the accessory building is restricted to residential accessory use.
2. All normal conditions and requirements for building within the Town of Torbay.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse and Whitty)

Against Motion: 0

Abstained: 0

Application: C2015-124
Location: 60-62 Upper Evening's Path
Proposal: Single Family Dwelling
Zoning: Residential Infill (RI)

313-15 Motion – Councillor Scott / Councillor Smith

RESOLVED THAT the Town of Torbay Approve Application C2015-124, under the Applications for Approval section of the Building Application Report, dated July 16, 2015, subject to the following conditions:

1. All normal conditions and requirements for building within the Town of Torbay.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse and Whitty)

Against Motion: 0

Abstained: 0

Application: C2015-129
Location: 557 Indian Meal Line
Proposal: Reconstruction of a Single Family Dwelling with an 8'x30' Extension
Zoning: Residential Infill (RI)

314-15 Motion – Councillor Scott / Councillor Smith

RESOLVED THAT the Town of Torbay Approve Application C2015-129, under the Applications for Approval section of the Building Application Report, dated July 16, 2015, subject to the following conditions:

1. All normal conditions and requirements for building within the Town of Torbay.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse and Whitty)

Against Motion: 0

Abstained: 0

Application: C2015-130
Location: 5 Keating's Place
Proposal: 24' x 30' Accessory Building
Zoning: Residential Medium Density (RMD)

315-15 Motion – Councillor Scott / Councillor Smith

RESOLVED THAT the Town of Torbay Approve Application C2015-130, under the Applications for Approval section of the Building Application Report, dated July 16, 2015, subject to the following conditions:

1. The use of the accessory building is restricted to residential accessory use.
2. All normal conditions and requirements for building within the Town of Torbay.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse and Whitty)

Against Motion: 0

Abstained: 0

Application: C2015-132
Location: 8 Eagle Ridge Drive
Proposal: 24' x 32' Accessory Building
Zoning: Residential Large Lot (RLL)

316-15 Motion – Councillor Scott / Councillor Smith

RESOLVED THAT the Town of Torbay Approve Application C2015-132, under the Applications for Approval section of the Building Application Report, dated July 16, 2015, subject to the following conditions:

1. The use of the accessory building is restricted to residential accessory use.
2. All normal conditions and requirements for building within the Town of Torbay.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse and Whitty)

Against Motion: 0

Abstained: 0

Building Applications to be Deferred

Application: C2015-116
Location: 41 Lower Street
Proposal: Single Family Dwelling
Zoning: Residential Medium Density (RMD)

317-15 Motion – Councillor Scott / Councillor Smith

RESOLVED THAT the Town of Torbay Defer Application C2015-116, under the Applications to be Deferred section of the Building Application Report, dated July 16, 2015, for further review by the Planning and Land Use Development Committee.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse and Whitty)

Against Motion: 0

Abstained: 0

Application: C2015-127
Location: Portion of 557-559 Bauline Line
Proposal: Single Family Dwelling
Zoning: Agricultural (AG)

318-15 Motion – Councillor Scott / Councillor Smith

RESOLVED THAT the Town of Torbay Defer Application C2015-127, under the Applications to be Deferred section of the Building Application Report, dated July 16, 2015, pending public notification and consultation required in accordance with Regulation's 10, 33, and 90 of the Torbay Development Regulations, and that any explicit costs associated with the public notification and consultation be paid in advance by the applicant. The application will also be forwarded to the Department of Natural Resources, Agrifoods Division for review.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse and Whitty)

Against Motion: 0

Abstained: 0

Application: D2015-128
Location: 1180 Torbay Road
Proposal: Storage Facility
Zoning: Mixed (MIX)

319-15 Motion – Councillor Scott / Councillor Smith

RESOLVED THAT the Town of Torbay Defer Application C2015-128, under the Applications to be Deferred section of the Building Application Report, dated July 16, 2015, for further review by the Planning and Land Use Development Committee.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse and Whitty)

Against Motion: 0

Abstained: 0

Economic Development

No reports or motions.

Finance & Administration

The Finance and Administration Report, dated July 1 - 17, 2015, was accepted as presented. Councillor Thorne-Gosse read out payroll and accounts payable information:

Payroll for the period of July 1 - 17, 2015, 2015, for 43 employees totalled \$113,171.09. This payroll period includes 12 summer day camp staff.

For the period of July 1 - 17, 2015, Accounts Payable invoices in the amount of \$266,151.00 were paid. These expenditures were within budget.

There were seven (7) Main Operating Invoices, in the amount of \$100,024.35 for approval:

320-15 Motion – Councillor Thorne – Gosse / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to Acklands-Granger Inc., for Breathing Apparatus for Fire Department, in the amount of \$11,639.00.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse, and Whitty)

Against Motion: 0

Abstained: 0

321-15 Motion – Councillor Thorne – Gosse / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to Architecture49 Inc., for Site Concept Study for Wellness Center, in the amount of \$6,215.00.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse, and Whitty)

Against Motion: 0

Abstained: 0

322-15 Motion – Councillor Thorne – Gosse / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to Bell Mobility – Radio Division, for Repeater Pager System for Fire Department, in the amount of \$5,689.55.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse, and Whitty)

Against Motion: 0

Abstained: 0

323-15 Motion – Councillor Thorne – Gosse / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to Progressive Engineering & Consulting Inc., for Dry Hydrant Design, in the amount of \$5,627.40.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse, and Whitty)

Against Motion: 0

Abstained: 0

324-15 Motion – Councillor Thorne – Gosse / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to Receiver General for Canada, for Payroll Remittance for July 1 – 15, 2015, in the amount of \$22,860.15.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse, and Whitty)

Against Motion: 0

Abstained: 0

325-15 Motion – Councillor Thorne – Gosse / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to T2 Ventures Inc., for Garbage/Recycling Collection for June 2015, in the amount of \$40,829.67.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse, and Whitty)

Against Motion: 0

Abstained: 0

326-15 Motion – Councillor Thorne – Gosse / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to Trio Benefits, for Group Benefits for July 2015, in the amount of \$7,163.58.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse, and Whitty)

Against Motion: 0

Abstained: 0

There were no Capital Invoices presented for approval.

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

Parks, Recreation and Community Services

Councillor Thorne-Gosse provided an overview of items discussed under the Community Services Committee Meeting Minutes, dated July 8, 2015.

Items discussed included:

1. Kinsmen Centre Concerns
 - Summer programs have now been moved to the school.
2. Plan B Kinsmen Centre
 - No updates as awaiting CAO's return back to work to arrange meeting and further discuss.
3. Canada Day
 - Councillor Whitty addressed Canada Day. Committee will bring forward to future Community Services meeting pertaining to events.
 - A meeting is scheduled for tomorrow, July 21st to look at events for Fall programs.

4. Request from Lions Club for canteen services
 - Requires further discussions.

5. Event/Programs
 - The Director of Community Services spoke to Committee about meeting with the Lions Club on future programs/events that they may be interested in. Once the Director of Community Services follows up further discussion will take place with Committee.

Pictures of the Western Island/Forest landing trails were included for Council's information. Work is progressing.

Council discussed safety concerns at the Kinsmen Centre in relation to dangerous driving:

- Councillor Thorne-Gosse commented on recent activity at the Kinsmen Centre parking lot - a vehicle was recklessly driven around the lot and up onto the steps of the building, then out the parking lot.
- Mayor advised that he received an email from a parent, an RNC officer, about safety concerns. The RNC did show up at closing times every day to ensure safety of children. He further noted that officers did speak to vehicle owners and there has been some decrease in activity.
- Mayor noted that dangerous activities are taking place in other areas of the community, especially at dead-end roads. He discussed drug activity, speeding, noisy/loud vehicles and bikes/ATVs going through the community. There's only three provinces in Canada that have regulations against noisy vehicles, and he advised the matter should be brought up at the next MNL Convention. He also discussed the possibility of striking a special committee to deal with these issues, as they're not only happening in Torbay, but all of the Northeast Avalon. Mayor to send emails to see if there's an interest in setting up a committee.
- Councillor Scott noted there's a minor softball program in place at the Kinsmen Centre, and participants are there most week nights. The parking lot is full as there are so many participants in the program; therefore, there's less unwanted activity in the area during these times. He suggested encouraging more activity in the area to decrease unwanted activity.
- The possibility of a new security system with cameras was discussed. Need a clearer image of vehicle, license plate and drivers in order to contact the owners of vehicles. It was requested that the Director of Public Works and Committee look at getting some estimates on a new system. It was suggested that if a new committee is struck, this should be the first thing they look into.

The Killick Coast Games start next Monday in the Town of Portugal Cove – St. Philip's. Deputy Mayor Gallant will be attending opening ceremonies at Voisey's Brook Park on Monday, July 27th. Approximately ninety-nine participants from Torbay will be taking part in the sports activities. Closing ceremonies take place on Thursday, July 30th.

Public Works

Councillor Smith provided an overview of items discussed under the Public Works Committee Meeting Minutes, dated July 15, 2015.

Items discussed included:

1. Updates

- MYCW - 2012-2014 - Municipal Depot Design Project
 - Councillor Smith read aloud Memo from CAO regarding Municipal Depot Project – Next Steps, dated July 17, 2015:

As discussed with all Council on June 22, 2015, an overview of the depot project was provided, including reductions in scope of work prior to tender call, process once tender results were reviewed and next steps required. Consensus of Council was to move forward.

On June 23, 2015 a memo was provided to Council, which outlined the construction of a new municipal depot as one of the top six priorities of Council's Strategic Plan. An overview was provided regarding the project funding under the multi-year capital works funding program and work with the Prime Consultant (AMEC Foster Wheeler Americas Limited) to date. The Department of Municipal and Intergovernmental Affairs has been engaged and provided feedback/guidance throughout the entire project.

At the June 23, 2015, Public Council meeting, a motion was passed (283-15) to award the new municipal depot tender to the low bidder, Redwood Construction Ltd. in the amount of \$6,405,108.00 (HST included). The tender award is subject to the approval of the Department of Municipal and Intergovernmental Affairs.

As Council was advised, the tender award was the first of two motions required, the second being approval of a change order to the contract to capture reductions in scope of work. For information, letter was attached dated June 30, 2015, from Prime Consultant, AMEC Foster Wheeler, which identifies the potential savings (\$1,318,714.00 plus HST).

Any additional reductions in scope of work, would void the Public Tender Act - which would trigger a retender, thus creating more time delays and additional costs.

On July 1, 2015, a letter was written to the Department of Municipal and Intergovernmental Affairs requesting approval to award the municipal depot tender (copy was attached for information). The

recommendation letter from AMEC Foster Wheeler was also included. Email correspondence from the Department of Municipal and Intergovernmental Affairs (dated July 6, 2015 and July 14, 2015 - copies were attached for information) confirms the next steps required before the Department can approve the tender award. As a result, two motions of Council are required – approval of a change order to capture reductions in scope for work and confirmation that the Town will fund the remaining deficit of \$403,279.70. Once the motions are formally passed, the Department will grant the formal approval to award tender and work can begin in earnest.

The bank has confirmed that the Town has the fiscal capacity to borrow the necessary funds. To do so, will cost approximately \$40,000.00 per year for ten years. Buildings can be termed out over a longer period of time – so the Bank has confirmed that the loan can be termed out over a twenty year period if Council wishes to do so.

Based on Council's strategic plan, discussions on June 22, 2015, input from the Department of Municipal and Intergovernmental Affairs, the below two motions are presented for Council's consideration. Both motions are required in order to have the Department's approval to award the tender and commence construction of the municipal depot building.

- See motions below:

327-15 Motion – Councillor Smith / Councillor Scott

RESOLVED THAT further to the letter dated June 30, 2015 from the Prime Consultant, AMEC Foster Wheeler Americas Limited and the input of the Department of Municipal and Intergovernmental Affairs, that the Town of Torbay issue a change order to the municipal depot tender contract to capture reductions in scope of work in the amount of \$1,348,714.00 plus HST for a total of \$1,524,046.82. The change order is subject to the approval of the Department of Municipal and Intergovernmental Affairs.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse, and Whitty)

Against Motion: 0

Abstained: 0

Deputy Mayor Gallant called Point of Order questioning if the entire memo is part of motion. Councillor Smith noted that it was read for information only, and she can answer any questions.

In relation to the above motion, Council discussed the below:

- Councillor Thorne-Gosse indicated that the above should have been discussed at the Finance and Administration Committee to discuss impact on other projects. CAO clarified that the memo was written with consensus of Council on June 22nd meeting. First motion came forth on June 23rd Council Meeting.
- Councillor Smith thanked Council for support, advising she's happy to see the official start of the municipal depot. She thanked staff, Director of Public Works and CAO for countless hours of work.
- Council discussed costs in relation to the project, including land acquisition, reductions in scope of work, and loss of leed points.

328-15 Motion – Councillor Smith / Councillor Scott

RESOLVED THAT further to the letter dated June 30, 2015 from the Prime Consultant, AMEC Foster Wheeler Americas Limited and the input of the Department of Municipal and Intergovernmental Affairs, that the Town of Torbay fund the balance of the municipal depot tender contract in the amount of \$403,279.90. Terms of the loan are subject to confirmation by RBC Royal Bank and approval by the Department of Municipal and Intergovernmental Affairs.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne-Gosse, and Whitty)

Against Motion: 0

Abstained: 0

Council discussed the above motion:

- Impact on the community centre and other projects was questioned. CAO clarified that there was no impact and the Town can also term out to twenty years. Numbers will come back to the Finance Committee in relation to ten or twenty year term.
- Councillor Smith noted that the Town's guiding document continues to be the Strategic Plan. Through strategic plan process, there was agreement by Council that this is a project to move forward on.

➤ Capital Investment Plan - 2015

- Multi-Purpose Building (UTC)
 - Design ongoing with consultant and staff.
 - Councillor Smith questioned how sponsorship funding process is moving. CAO advised that the Economic Development Officer did provide an update. The corporate sponsor application has moved further up the chain, and anticipating a response within two weeks' time.
- Torbay Pedestrian Safety Review
 - Ongoing.

- Water alternative Study
 - No report.
- Road Upgrading
 - There have been lots of positive feedback on Gas Tax road work.

Councillor Smith left the Public Council Chambers at 7:23 p.m., as it was determined that she was in a conflict of interest.

- MYCW - 2015-2017 – Road Upgrading
 - Mahon's Lane
 - The final engineering work has been completed and submitted to MIGA for review. The consultant and staff are targeting a public tender call for Saturday July 25, 2015.
 - Council noted that it's excellent we're getting tenders out so quickly. A lot of road work will be completed now before August, and hopefully finished before school opens.

Councillor Smith returned to the Public Council Chambers at 7:24 p.m.

Mayor Tapper discussed the East Coast Trail, in the areas of Spray Lane and road work/erosion in the areas of Morris Avenue and Ryan's Lane coming down towards the harbour.

- Mayor and the Director of Public Works met with representatives from the East Coast Trail to look at a couple of really bad areas off Spray Lane. The Director came up with suggestions, and staff are completing some work there. Some ditching was completed coming down past Ryan's Lane. The Harbour Authority also completed some work involving getting backhoe down to work on an area as well. Since the work was done, a part of the trail has started to founder. The East Coast Trail are saying that eventually everything from the trail down may be lost. There is danger with further washout, which could be a safety issue if it lets go. Director of Public Works and staff will look into.
 - Mayor discussed possibility of applying for emergency funding. The Director of Public Works to provide information as to possible costs on road work from Ryan's Lane down to where Morris Avenue ends. Mayor advised that the Town will see what Mahon's Lane tender comes in at - if there are any funds remaining, the Town could possibly use. He advised he will pursue.
- Recreational Facilities
 - No report
 - Correspondence & Action Report Items
 - Updates are noted in the minutes for information.

ADVISORY COMMITTEES

Environment

No report.

Heritage

Councillor Thorne-Gosse left the Public Council Chambers at 7:28 p.m. as it was determined she was in a conflict of interest.

Acquisition of the priest's house for the Town's museum was questioned. In a copy of the Church's bulletin, there's notice that the tender is out for the new house, which appears that the purchase of the priest house has concluded or in final stages. It's important that the Town follow up and request update. Director of Planning noted that the Department has not received an application for a new house. Mayor Tapper to follow up with the church and the R.C. Episcopal Corporation. CAO to write letter for update on position of the priest's house.

Councillor Thorne-Gosse returned to the Public Council Chambers at 7:33 p.m.

LIAISON COMMITTEES

Jack Byrne Arena

No report.

Northeast Avalon Joint Council

No report.

Torbay Harbour Authority

No report.

Torbay Volunteer Fire Department

Councillor Scott advised that a meeting was held on July 13th. The following was discussed:

- The Department questioned the Town's emergency plan. CAO is communicating with the Fire Chief and Fire and Emergency Services.
- There have been eleven calls since the last meeting.
- Members were called to a large structure fire on Lower Street. Mayor sent out an email to Council commenting on great job – Councillor Scott passed comments along to the Department.

Urban Municipalities Committee

No report.

North East Avalon Regional (NEAR) Plan

No report.

Municipal Assessment Agency Inc. (MAA)

No report.

Stewardship Association of Municipalities Inc. (SAM)

No report.

Eastern Regional Service Board

No report.

Holy Trinity Elementary School Council

No report.

NOTICES OF MOTION

None.

NEW BUSINESS

Mayor Tapper

Mayor Tapper congratulated and extended best wishes to Economic Development Officer, Ross Houlihan, who recently got married.

He discussed road work, advising that residents are happy with the work taking place. People are seeing work progressing.

Deputy Mayor Gallant

Deputy Mayor thanked all staff for great work and attitudes. He thanked Executive Clerk for extra duties and job well done in absence of CAO.

He discussed electric vehicles and charging stations. He asked that Council Members keep in mind with new budgets coming up. Deputy Mayor advised that he has an electric vehicle and has had no issues with the car, even in the Winter months. He advised that he's really pleased with the car and money he has saved; and, he asked that Council consider going forward.

Councillor Roche

Councillor Roche discussed road work and the great job that the contractor is doing. She advised that they're also dealing with some residents who are upset due to detours, but they have been friendly and handling people and situations very well.

Councillor Scott

Councillor Scott discussed roadwork. He advised he's received emails from residents questioning why some roads were getting the turnarounds paved and some are not. He clarified that turnarounds were not getting paved where road can be extended or continued in future, or where the Town does not have to purchase property. Any roads that were identified that could be paved at the end were done.

He advised that residents were happy, and it was a good recommendation by the Public Works Committee to take the Gas Tax funding and spend in one year on roads. Thirteen roads will be completed and it is working out really well.

Councillor Smith - Pass

Councillor Thorne-Gosse

Councillor Thorne-Gosse advised that she received an email from a resident thanking Public Works Staff for work on their water servicing and property – land was put back to same standard as it was and resident was more than pleased. She thanked staff for their involvement.

Councillor Whitty

Councillor Whitty discussed community spirit and how to improve in Torbay. He's heard comments that Torbay's community spirit is not great, and he understands that the Town is getting bigger and growing. He asked for suggestions to come up with some ideas to improve community spirit in Torbay.

Councillor Smith discussed volunteering. She suggested developing an engagement strategy to bring volunteers back. The Town has a lot of great volunteers, and it's important that we engage with people in a manner they want to be engaged and as a volunteer. She suggested putting some effort into this in 2016.

QUESTION & ANSWER SESSION

There were no members of the public or media in the Gallery.

NEXT PUBLIC COUNCIL MEETING

The next Public Council Meeting will take place on Monday, August 3rd, 2015, 6:00 p.m., Council Chambers, Torbay Town Hall.

ADJOURNMENT

329-15 Motion – Councillor Smith / Councillor Scott

RESOLVED THAT the meeting be adjourned at 7:48 p.m., as there was no further business.

Question called. Motion carried.

For Motion: 7 (Mayor Tapper, Deputy Mayor Gallant, Councillors Roche, Scott, Smith, Thorne Gosse and Whitty)

Against Motion: 0

Abstained: 0

Mayor

CAO/Town Clerk