



MINUTES
PUBLIC COUNCIL MEETING
May 14, 2012

Minutes of the Regular Meeting of Council held in the Council Chambers, Town Hall on May 14, 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
Bernard P. Manning, Director of Public Works & Technical Services
Brian Winter, Development and Planning Officer
Ann Picco, Executive Clerk

Regrets

Councillor Peggy Roche

Gallery

There were a total of 7 people in attendance.

179-12 **Adoption of Agenda**

Motion – Councillor Byrne / Councillor Smith

RESOLVED THAT the Agenda be adopted, as presented.

Question called. Motion carried unanimously.

Adoption of Minutes

180-12 Motion – Councillor Smith / Councillor Tapper

RESOLVED THAT the Minutes of the April 30, 2012, Public Council Meeting be adopted, as presented.

Question called. Motion carried unanimously.

PROCLAMATIONS / PRESENTATIONS

1. Presentation to Tim Horton Children's Foundation – Charity Cup.

In attendance from Tim Horton's were Mr. David Bruce and Ms. Nickie Power. Recreation and Community Events Coordinator, Steve Martin was in attendance to make the presentation.

Mayor Codner called Mr. Bruce and Ms. Power forward; and, Recreation and Community Events Coordinator gave a brief overview of the Charity Cup event, which was held on Saturday, March 24th. He advised that this was the fourth time the event has been held at the Jack Byrne Arena, and this year was another success. He advised Council that \$1,308.00 was raised to donate to the Tim Horton Children's Foundation for youth attendance at summer camp; and, he presented both Mr. Bruce and Ms. Power with the donation.

Ms. Power advised that she worked closely with the Recreation and Community Events Coordinator, and enjoyed being a part of the Town of Torbay. She presented a plaque to the Town in appreciation of support to the Tim Horton Children's Foundation; and, she advised she will forward updates of what's happening.

CORRESPONDENCE

1. Correspondence from Resident concerning South Pond. *To be included on the agenda and discussed at meeting of Council on Wednesday, May 16th at 5:30 pm.*
2. Correspondence from Resident concerning road conditions. *Council discussed roads in the community and process of review and priority. Mayor Codner advised that the Town visited the site and the resident is aware of that.*
3. Municipalities Newfoundland and Labrador – Avalon Regional Meeting. *For information purposes.*
4. Torbay Allied Youth – Provincial Awards Recipients. *Mayor advised that he forwarded a letter of congratulations to AY.*
5. Correspondence from MP Scott Andrews – Municipal Appreciation Social Invitation. *For information purposes - anyone can attend if they wish to do so.*

CORRESPONDENCE & ACTION REPORT

The Correspondence and Action Report, dated May 14, 2012, was discussed and accepted as presented.

Item No. 1, Jones Pond Trail, was discussed. Mayor advised that he did receive correspondence and spoke with the Town's solicitor to confirm the next step. Officials from the Department of Environment and Conservation have re-inspected the trails and are supposed to reply on a course of action. To be discussed by members of Council on Wednesday evening, May 16th - will circulate correspondence prior to meeting.

Item No. 8 was discussed - status of Camp Carey building. CAO clarified that the Vandals Rugby Club are looking at the Camp Carey Building as being their home base. This matter is presently in discussions with Supervisor of Recreation and Healthy Living and with the physical education teacher at the high school.

COMMITTEE REPORTS

Economic Development

No report.

Finance

The Financial Report, dated April 30 – May 11, 2012, was accepted, as presented. Councillor Tapper read out payroll and accounts payable information as per the report:

Payroll for the period of April 30 – May 11, 2012, for 26 employees totaled \$48,041.29.

For the period of April 30 – May 11, 2012, Accounts Payable invoices in the amount of \$162,314.84 were paid. These expenditures were within budget.

There are eight (8) Main Operating Invoices totaling \$84,862.57 for approval.

181-12 Motion – Councillor Tapper / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to DBI – Garbage Removal, for curbside recycling for April 2012, in the amount of \$7,801.00.

Question called. Motion carried unanimously.

182-12 Motion – Councillor Tapper / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to Newfoundland Power Co. Ltd., for street lighting and heat/light for town buildings for April 2012, in the amount of \$22,666.50.

Question called. Motion carried unanimously.

183-12 Motion – Councillor Tapper / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to Receiver General for Canada, for Payroll remittance for April 16-30 2012, in the amount of \$15,759.60.

Question called. Motion carried unanimously.

MINUTES
PUBLIC COUNCIL MEETING
May 14, 2012

184-12 Motion – Councillor Tapper / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to Toromont, for 2012 backhoe fuel pump repair, in the amount of \$6,342.20.

Question called. Motion carried unanimously.

185-12 Motion – Councillor Tapper / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to Tract Consulting Inc., for Feasibility study for adventure park (upper three corner), in the amount of \$5,629.66.

Question called. Motion carried unanimously.

186-12 Motion – Councillor Tapper / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to Trio Benefits, for Group benefits for April 2012, in the amount of \$6,475.15.

Question called. Motion carried unanimously.

187-12 Motion – Councillor Tapper / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to Triware, for Website translation, in the amount of \$7,006.00.

Question called. Motion carried unanimously.

188-12 Motion – Councillor Tapper / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to Xylem, for Repair to coppertop lift station, in the amount of \$13,182.46.

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.

A Committee meeting was held on May 7, 2012 to review several donation requests. Committee reviewed each request and cross-referenced to the Town's donation policy.

189-12 Motion – Councillor Tapper / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay donate \$1,000.00 to the Home Share Pilot Program. A donation for year two will be contingent upon a review of year one activities and participation rates of Torbay residents.

Question called. Motion carried unanimously.

190-12 Motion – Councillor Tapper / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay match donations for the Mayor's March for Heart and Stroke, up to \$500.00.

Question called. Motion carried unanimously.

191-12 Motion – Councillor Tapper / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay donate \$100.00 to Courtney Jones to support her participation in the Miss Teen Canada World Event. The Town will also donate one free rental of the Kinsmen Community Centre to assist with fundraising efforts.

Question called. Motion carried unanimously.

192-12 Motion – Councillor Tapper / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay donate \$750.00 to the Torbay Area Minor Soccer Association (Boys Metro Under 14) Team to assist with costs associated with team travel to England.

Question called. Motion carried unanimously.

Human Resources and Administration

Councillor Byrne gave an overview of items discussed at the Human Resources and Administration Committee Meeting, dated May 8, 2012.

Items discussed in the Report included:

- Economic Development Officer Competition
 - Forty-two applications were received for the Economic Development Officer position. Interviews were conducted on April 25, 2012. See motion below.
- Supervisor of Outside Operations Competition
 - Nine applications were received for the Supervisor of Outside Operations position. Interviews were conducted on May 1, 2012. See motion below.

193-12 Motion – Councillor Byrne / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay offer the Economic Development Officer position to Ross Houlihan, effective June 4, 2012.

Question called. Motion carried unanimously.

194-12 Motion – Councillor Byrne / Councillor Smith

RESOLVED THAT the Town of Torbay offer the Supervisor of Outside Operations position to Shawn Kelly, effective July 3, 2012.

Question called. Motion carried unanimously.

CAO Dawn Chaplin will be out of the office from May 27th to May 31st to attend the Canadian Association of Municipal Administrators (CAMA) Conference. See motion below.

195-12 Motion – Councillor Byrne / Councillor Smith

RESOLVED THAT in the absence of the Chief Administrative Officer/Town Clerk for the period of May 27-31, 2012, that the Town of Torbay appoint Executive Clerk Ann Picco as the Acting Town Clerk. Any operational matters are to be referred to the appropriate senior department staff member.

Question called. Motion carried unanimously.

Planning and Land Use

Councillor Smith gave an overview of items discussed at the Planning and Land Use Development Committee Meeting, dated May 9, 2012.

Items discussed in the Report included:

1. Development Proposals
 - a) Crowe Development Country Drive
 - Motion to follow.
 - b) Proposed Renovation / Rebuild of Home on 15 Gosse's Lane
 - Dealt with in the Building Application Report, dated May 11, 2012, under Application 9682-12.

2. Correspondence
 - a) Correspondence from Property owner Yeo's Lane.
 - Development and Planning Officer to meet with resident.
 - b) Proposed Accessory Building at 133 Indian Meal Line
 - Going back to the Town's planning consultant for advice.

- c) Proposed Accessory Building at 178 Marine Drive
 - Dealt with in the Building Application Report, dated May 11, 2012, under Application 9715-12.

Mayor Codner left the Public Council Chambers at 7:54 p.m. as it was determined that he was in a conflict of interest.

Deputy Mayor Gallant took over as Chair of the Public Council Meeting at 7:54 p.m.

- d) Correspondence from property owner at Codner's Place in relation to building application 9674-12.
 - Development and Planning Officer to write property owner to clarify statements in letter.

Mayor Codner returned and took over as Chair of the Public Council Meeting at 7:55 p.m.

- 3. Other Items
 - a) Draft Subdivision Guidelines
 - b) Draft Sign and Advertisement Regulations
 - c) Draft Backfilling Policy

Committee asked all Council Members to review as recommendations will be coming forward at the next Public Council Meeting.

- 1. **Development Proposals**
 - a. **Crowe Development Country Drive.**

196-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT for the proposed development known as the Crowe Development off Country Drive, that the Town of Torbay accept lots 16 and 17 for open space and the remainder of the 10% value will be in cash, the cash value will come from the undeveloped raw land value as determined in the current Municipal Assessment Roll book.

Question called. Motion carried.
Against Motion: Deputy Mayor Gallant

Council discussed the above motion, including background and history information concerning the development; process and procedures of committees; Development Regulation 78; and, Section 37 of the Urban and Rural Planning Act.

MINUTES
PUBLIC COUNCIL MEETING
May 14, 2012

Councillor Smith advised that as per the Applications Approved section of the Building Application Report, dated May 11, 2012, the following applications have been approved and permits have been issued since the last public Council Meeting:

<i>Application Number</i>	<i>Location</i>	<i>Proposal</i>
9707-12	2 Eagle Ridge Drive	Single Family Dwelling
9708-12	1 Curran Place	General Repairs
9711-12	83 Convent Lane	General Repairs
9714-12	932 Torbay Road	10' x 12' Accessory Building
9716-12	117 Karon Drive	10' x 14' Accessory Building
9717-12	12 Mcgory Place	General Repairs

Application: 9706-12
Location: 17 Reddy Drive
Proposal: Single Family Dwelling
Zoning: Residential Small Lot (RSL)

197-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve Application 9706-12, under the Applications for Approval section of the Building Application Report, dated May 11, 2012, subject to the following conditions:

1. All normal conditions and requirements for building within the Town of Torbay.
2. The property shall be serviced with municipal water and sewer services.
3. The development is subject to refundable security deposits for road damage and water and sewer connection in accordance with Council Policy.

Question called. Motion carried unanimously.

Application: 9709-12
Location: 863 Torbay Road
Proposal: Interior Renovations to the Office Portion of Building
Zoning: Industrial General (IG)

198-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve Application 9709-12, under the Applications for Approval section of the Building Application Report, dated May 11, 2012, subject to the following conditions:

1. All normal conditions and requirements for building within the Town of Torbay.
2. 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: 9710-12
Location: 52-54 Quigley's Lane
Proposal: 18' x 30' Extension to Single Family Dwelling
Zoning: Residential Infill (RI)

199-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve Application 9710-12, under the Applications for Approval section of the Building Application Report, dated May 11, 2012, subject to the following conditions:

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

Question called. Motion carried unanimously.

Application: 9712-12
Location: 44 weather Station Road
Proposal: Accessory Building 20' x 24'
Zoning: Residential Infill (RI)

200-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve Application 9712-12, under the Applications for Approval section of the Building Application Report, dated May 11, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

Application: 9713-12
Location: 42 Browns Lane
Proposal: 18' x 26' Accessory Building
Zoning: Residential Medium Density (RMD)

201-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve Application 9713-12, under the Applications for Approval section of the Building Application Report, dated May 11,

MINUTES
PUBLIC COUNCIL MEETING
May 14, 2012

2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

Application: 9715-12
Location: 178-180 Marine Drive
Proposal: 22' x 24' Accessory Building
Zoning: Residential Medium Density (RMD)

202-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve Application 9715-12, under the Applications for Approval section of the Building Application Report, dated May 11, 2012, subject to the condition that the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

Application: 9718-12
Location: 205 Bauline Line
Proposal: 24' x 24' Accessory Building
Zoning: Residential Infill (RI)

203-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve Application 9718-12, under the Applications for Approval section of the Building Application Report, dated May 11, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

Application: 9719-12
Location: 5 Sallesnik Place
Proposal: 18' x 22' Accessory Building
Zoning: Residential Large Lot (RLL)

204-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve Application 9719-12, under the Applications for Approval section of the Building Application Report, dated May 11, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

MINUTES
PUBLIC COUNCIL MEETING
May 14, 2012

Application: 9720-12
Location: 1 Cherrywood Drive
Proposal: 28' x 32' Accessory Building
Zoning: Residential Large Lot (RLL)

205-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve Application 9720-12, under the Applications for Approval section of the Building Application Report, dated May 11, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

Application: 9721-12
Location: 8 Coppertop Place
Proposal: 20' x 24' Accessory Building
Zoning: Residential Medium Density (RMD)

206-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve Application 9721-12, under the Applications for Approval section of the Building Application Report, dated May 11, 2012, subject to the condition that the use of the accessory building is restricted to residential accessory uses.

Question called. Motion carried unanimously.

Application: 9922-12
Location: 351 - 353 Indian Meal Line
Proposal: Single Family Dwelling
Zoning: Residential Infill (RI)

207-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve Application 9922-12, under the Applications for Approval section of the Building Application Report, dated May 11, 2012, 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. Approval from Department of Transportation and Works is required for access on to Indian Meal Line.

Question called. Motion carried unanimously.

Application: 9682-12
Location: 15 Gosse’s Lane
Proposal: Demolish Existing Dwelling and Construct a new Single Family Dwelling
Zoning: Residential Medium Density (RMD)

208-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve Application 9682-12, under the Applications for Approval section of the Building Application Report, dated May 11, 2012, subject to the following conditions:

1. All normal conditions and requirements for building within the Town of Torbay.
2. The property shall be serviced with municipal sewer services only.
3. The development is subject to refundable security deposits for road damage and water and sewer connection in accordance with Council Policy.

Question called. Motion carried unanimously.

209-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay defer/advertise the following Applications, under the Applications to be Advertised section of the Business Application Report, dated May 11, 2012 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>
B1084-12	20 Mahon’s Lane	Home Based Hair Salon
B1085-12	299 Indian Meal Line	Home Office for a Consulting Business
B1087-12	13 Nathaniel Drive	Child Care Business
B1088-12	20 Country Drive	Child Care Business

Question called. Motion carried unanimously.

Councillor Smith advised that the following applications were advertised as per discretionary use regulations; there were no written responses received in response to the advertisement.

210-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve the Application B1078-12 under the Applications to be Approved section of the Business Application Report, dated May 11, 2012 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. There shall be no parking of commercial vehicles on the property.

Question called. Motion carried unanimously.

211-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve the Application B1080-12 under the Applications to be Approved section of the Business Application Report, dated May 11, 2012 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. There shall be no parking of commercial vehicles on the property.

Question called. Motion carried unanimously.

212-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve the Application B1082-12 under the Applications to be Approved section of the Business Application Report, dated May 11, 2012 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. There shall be no parking of commercial vehicles on the property.

Question called. Motion carried unanimously.

213-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve the Application B1083-12 under the Applications to be Approved section of the Business Application Report, dated May 11, 2012 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. There shall be no parking of commercial vehicles on the property.

Question called. Motion carried unanimously.

Application B1081-12 under the Applications to be Approved section of the Business Application Report, dated May 11, 2012, was deferred to the next Planning and Land Use Development Committee Meeting.

Application: B1086-12
Location: Various Locations Torbay Road
Proposal: Mobile Roadside Vendor

214-12 Motion – Councillor Smith / Councillor Byrne

RESOLVED THAT the Town of Torbay approve Application B1086-12, under the Applications to be Approved section of the Building Application Report, dated May 11, 2012, subject to the following condition:

1. The business will be subject to business tax in accordance with the published schedule of taxes and fees for the Town of Torbay.

Question called. Motion carried unanimously.

Public Works

Councillor Whitty gave an overview of the below motion for gas tax projects.

As per the approved capital investment plan dated September 13, 2010 regarding the 2010-2014 gas tax agreement, and in order to proceed with road work priorities under this agreement a motion of Council is required. The Town's annual allocation for gas tax projects is \$268,025.07. Based on this fact and in consultation with the Director of Public Works; it is recommended that the following projects be tendered for road improvements in 2012:

Evening's Path (\$150,557.97) and Seaview Avenue (\$93,885.26). These are pre-tender estimates.

215-12 Motion – Councillor Whitty / Councillor Byrne

RESOLVED THAT the Town of Torbay proceed with a tender call for road improvements to Evening's Path and Seaview Avenue as per the priority listing under the 2010-2014 Gas Tax Agreement.

Question called. Motion carried unanimously.

Councillor Whitty gave an overview of the below motion for the Awarding of Security Services Tender.

The Town of Torbay recently called tender for the provision of security services for town owned and operated facilities for the period of May 18, 2012 to October 7, 2012. The tender closed on Friday, May 1, 2012, at 3:00 p.m. This is a budgeted item for the 2012 fiscal year.

216-12 Motion – Councillor Whitty / Councillor Byrne

RESOLVED THAT the Town of Torbay award the tender for the provision of security services (tender #2012001) for the period of May 18, 2012 to October 7, 2012 to Mask Security Inc. This is a budgeted expenditure for 2012.

Question called. Motion carried unanimously.

CAO advised that once security company is notified of their provision of services, they will arrange a meeting with members of the Harbour Authority.

Parks, Recreation and Community Services

Deputy Mayor Gallant gave a verbal report on a recent meeting of the Holy Trinity Elementary School.

- They have awarded tender for their playground, which the Town has made a contribution. The school still requires further funding for the playground equipment. He has a picture of the equipment, which he will forward to all Members of Council by email.
- The School is holding their Walk-A-Thon on May 25th at 1:30 p.m. He asked CAO to put notice out for participation and advise residents of delays on Torbay Road and Marine Drive via signage and green communications.

Councillor Tapper reported verbally that he received correspondence from Mr. Doug Ballam, NCC. He provided an update on the Gully Property.

Councillor Smith left the Public Council Chambers at 8:31 p.m., as it was determined that she was in a conflict of interest.

Councillor Tapper further advised that NCC is close to obtaining property in the Gully area. This will be the first property under their organization from Torbay and will bring NCC officially into the community. They are making another an offer on another property in the Gully, as well.

With regards to the Motion area, NCC are looking at property for a coastal park. They have made an offer and resident has come back with a counter offer. They are very positive about the land transaction.

Deputy Mayor further commented that there are some challenges with this property. The majority of the land NCC are interested in acquiring is mostly on the rocks and cliffs. There is not a lot of

land acreage. He advised he doesn't think the area includes the waterfall or tree line. Still may have some further work in acquiring land.

Councillor Smith returned to the Public Council Chambers at 8:34 p.m.

Technical Services

No report.

SPECIAL COMMITTEES OF COUNCIL

2012 Celebrations

Councillor Tapper advised that there is a meeting scheduled with CAO tomorrow, May 15th. Hoping to get Committee together for update of events that are complete and ones that are due to be scheduled.

By Pass Road

Mayor Codner discussed Torbay Road - 2nd lift of pavement and flashing traffic lights.

He discussed crosswalks in the school area and there is a request from North Pond Manor for a cross walk in that area, as well.

He advised that he has made calls to the Department of Transportation and Works, however, no response as of yet.

There's is some construction work in the area of the old Airport Road, as they're trying to reconfigure the intersection.

He discussed the condition of the road on Bauline Line. There are places where the shoulders are small and tipped. Will keep MHA involved as well.

LIAISON COMMITTEES

Heritage/Museum

No report.

Jack Byrne Arena

North East Avalon Regional Arena Financial Statements, December 31, 2011, was included for information.

- Deputy Mayor thanked everyone on the Jack Byrne Arena Board of Directors. He advised that there's a copy of the financial statements, showing a profit this year. He thanked Chair Power and Councillor Tapper and the Executive for their hard work.

Deputy Mayor Gallant advised that a meeting will be scheduled during the summer months.

Northeast Avalon Joint Council

Councillor Whitty advised that there's a meeting scheduled for Wednesday, May 16th in Conception Bay South. Meeting with MHA's Terry French and Paul Davis, as well as MNL's President, Churence Rogers. They will be discussing municipal infrastructure.

Northeast Avalon Regional Plan

No report.

Torbay Harbor Authority

Councillor Byrne advised that there was no meeting.

Mayor Codner advised he received a call that there was a life ring found at St. Nicholas Hall. The President of the Harbour Authority advised he retrieved it, but it belonged to the Port Authority of St. John's.

Torbay Volunteer Fire Department

Councillor Byrne gave a verbal report of the Torbay Volunteer Fire Department's Meeting Notes, dated May 7, 2012. These were not included on the Agenda but copied for Council's information for tonight's meeting.

- Constitution Review - will be completed in the very near future. Will require a meeting with Mayor, CAO to review as there are some changes.
- Mutual Aid Agreements - CAO is reviewing the agreements.
- There have been 7 emergency calls since the last meeting.
- Thank you to the Torbay Folk Club for their donation.
- Open Air Burning Regulations - waiting for response from Fire and Emergency Services.
- A permit to burn is now required for open fires. Permits can be obtained at Paddy's Pond and there is no cost.

The Minutes will be included in the next Council Package.

Urban Municipalities Committee

No report.

NEW BUSINESS

Mayor Codner - Pass

Deputy Mayor Gallant

Deputy Mayor Gallant discussed public clarification. There's been a lot of discussion around Motion Estates and the recent decision of Council. He advised that he would like clarification for the public - he's concerned with processes of committees and he asked that Council publicly clarify that staff do not vote on recommendations of committees. It was advised that staff do not vote at committee level; they offer opinions. Staff make recommendations to Council and Council make final decisions.

Councillor Byrne

Councillor Byrne acknowledged and congratulated CAO Dawn Chaplin on receiving her Certified Municipal Clerk (CMC) designation. She has demonstrated masters of administering skills critical to good government.

He advised that there's recently been a new school announcement from Eastern School District, and other communities were announced. He discussed that they were looking at possible sites in the Town. Mayor Codner advised that the Town made presentations to Eastern School District last Spring. The Development and Planning Officer has been talking to the technical people / engineers with the School Board, as well. Councillor Byrne advised that Eastern School District have made it clear that their site has to have municipal water and sewer.

Councillor Byrne discussed Motion Estates and discussions at committee levels.

Councillor Roche - Absent

Councillor Smith - Pass

Councillor Tapper - Pass

Councillor Whitty - Pass

ADJOURNMENT

217-12 Motion – Councillor Smith / Councillor Whitty

RESOLVED THAT the meeting be adjourned at 8:53 p.m., as there was no further business.

Question called. Motion carried unanimously.

Mayor

CAO/Town Clerk