



MINUTES
PUBLIC COUNCIL MEETING
September 14, 2015

Minutes of the Regular Meeting of Council held in the Council Chambers, Town Hall on September 14, 2015 at 7:33 p.m.

Members Present

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

Staff Present

Dawn Chaplin, CAO/Town Clerk
Tina Auchinleck-Ryan, Director of Community Services
Bernie Manning, Director of Public Works & Technical Services
Ann Picco, Executive Clerk
Brian Winter, Director of Planning

Gallery

There were a total of 9 people in attendance.

Adoption of Agenda

391-15 Motion – Councillor Thorne-Gosse / Councillor Scott

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

392-15 Motion – Deputy Mayor Gallant / Councillor Thorne-Gosse

RESOLVED THAT the Minutes of the August 31, 2015, Public Council Meeting 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

393-15 Motion – Councillor Scott / Councillor Roche

RESOLVED THAT the Minutes of the August 10, 2015, Special Public Council Meeting be adopted as presented.

Question called. Motion carried.

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

Against Motion: 1 (Councillor Smith)

Abstained: 0

In relation to the above motion, Councillor Smith noted that her comments were not reflected as per her discussion in the Minutes of August 17th; and, she asked that the Minutes reflect discussion - that the Public Works Committee were not advised of the receipt of the change order. The Minutes were brought forward to the Finance and Administration Committee for clarification and direction, and it was agreed that edits would be made to correct only attendance information.

PROCLAMATIONS / PRESENTATIONS / QUESTION & ANSWER SESSION

Mayor Tapper referred to the Gallery and asked if anyone would like to present to Council. There were none.

MAYOR'S REPORT

Mayor Tapper provided a report, dated August 28 – September 10, 2015, of his work and connections that he has made in the community over the past couple of weeks.

CORRESPONDENCE

1. Department of Municipal and Intergovernmental Affairs – 2012-14 Multi Year Capital Works Program - Approval of Extension. ***CAO clarified that correspondence relates to the Town's request to extend the deadline for completion of the Municipal Depot project. Motion was deferred at last Council Meeting so correspondence could be tabled. Motion coming forward under Public Works Committee section.***
2. Multiple Sclerosis Society of Canada – 2015 MS Bike. ***For information purposes. At last Council Meeting, motion was carried to approve. Director of Community Services advised the organization has been notified of Council's approval.***
3. Municipalities Newfoundland and Labrador – MNL Mid-Year Update. ***For information purposes.***
4. Department of Environment and Conservation – 2015 Winter Drinking Water Quality Report. ***Reports are referred to the Public Works Committee for their review and commentary. Deputy Mayor noted that as President of the Stewardship Association of Municipalities (SAM), he has been asked to join the Municipalities Newfoundland and Labrador (MNL) Environment and Sustainability Committee - he noted that Committee did discuss drinking water, and he will bring information back to Council. Mayor noted that the drinking water quality reports are also forwarded to the Environment Advisory Committee for their review.***

Councillor Smith left the Public Council Chambers at 7:48 p.m., as it was determined that she was in a conflict of interest.

5. Department of Municipal and Intergovernmental Affairs – MYCW 2014, Road Upgrading and Paving – Mahon's Lane – Approval to Award Tender. ***For information purposes. Correspondence and information addressed in the Public Works Committee section.***

Councillor Smith returned to the Public Council Chambers at 7:49 p.m.

6. Department of Advanced Education and Skills – Income and Employment Support Regulations. ***CAO noted that this is a new directive of the Provincial Government through the Department of Advanced Education pertaining to payment of municipal property taxes for those on income support. There is a change in policy and will be advised of particulars in coming months.***

CORRESPONDENCE & ACTION REPORT

The Correspondence and Action Report, dated September 14, 2015, was discussed and accepted as presented.

- Item 4 – Regional Transportation
 - Action Taker to be Director of Public Works/Public Works Committee

- Item 24 – Stop sign at Reddy Drive
 - Council discussed drivers are going through stop sign. Director of Public Work to look into this matter.
- Council questioned Jones Pond Trail.
 - Update under the Planning, Land Use and Development Committee section.

COMMITTEE REPORTS

Planning, Land Use and Development

Deputy Mayor Gallant provided an overview of items discussed under the Planning, Land Use and Development Committee Meeting Minutes, dated September 9, 2015.

Items discussed included:

1. Updates
 - a) Indian Meal Line Drainage Ditch Issues.
 - Issue of flooding around area of Peter's Place has been ongoing now for several years.
 - Ditching Work is presently being completed by the Department of Transportation and Works.
 - Engineers have reviewed – ice and snow clog the ditches, not allowing water to properly flow.
 - Recommendations included installation of ditch blocks to slow water flow and prevent erosion.
 - Committee also suggested that the area from the new headwall on Indian Meal Line (installed by the Department of Transportation and Works) up to the rear of the two properties that are on either side of the drainage ditch be either constructed as a closed system or have proper cobble stone placed in it to make the area more conducive to a residential area.
 - Consultant will be engaged to look at options and will come back with final recommendation. Hoping for recommendation for next Council Meeting.
 - b) Marine Drive Trail
 - Committee discussed options as presented by the Town Solicitor, and agreed that it would be a good idea to have the Mayor contact the land owner to the south of the trail to explore an option of rerouting the trail along his southern boundary line.
 - It was further noted that there is a dispute as trail cuts through private property. The Town is hoping to work with residents and re-route so there's little litigation. Committee agreed that re-route of trail would be better for users. Mayor will view option of going through land to the South.

In relation to the above it was questioned if an appeal was pending or if there was a decision from the Appeal Board. Director noted that matter was put back to the Town and the property owner to determine ownership of property. The Appeal Board could not rule on ownership of properties.

c) Ground Water Assessment Study

- Director of Planning informed Committee that the draft report has been reviewed by the Department of Environment and Conservation and they are pleased with the report.

2. Correspondence

- a) Letter from property owner 1379 Torbay Road in relation to his water and sewer hookup back in 2004.

From July 28, 2015 Planning, Land Use and Development Committee meeting.

- Committee reviewed the letter provided. The Director noted that he had reviewed the civic file and there wasn't much information on the issue in the file. Councillor Smith noted that she believed that the Mayor may have some more information on the file.
- It was agreed to defer any recommendation on the request until Committee could view all the information.

September 9, 2015 Planning, Land Use and Development Committee Meeting.

- Committee agreed that from the review of the file and information provided they could see no reason to recommend that the Town reimburse the property owner for services that he installed and paid for the development of his own property.
- It was noted that as of present, residents pay for servicing themselves.
- Committee agreed that there is nothing to indicate that the property owner was dealt with any differently than any other property owner.
- The only question that committee had was why water services was extended up Yeo's Lane and not sewer services. The Director of Planning noted that these services were put in place back in the seventy's so we will probably never know why it was completed.

Councillor Thorne-Gosse put forth Notice of Motion for next meeting to bring matter at 1379 Torbay Road forward and proceed with taking corrective action to reimburse resident for water and sewer hookup.

3. Planning, Land Use and Development Items for Correspondence and Action Report.

- Table is attached for information.

Building Applications for Approval

Application: C2015-165
Location: 38 Woodbridge Lane
Proposal: 24' x 24' accessory building
Zoning: Residential Large Lot (RLL)

394-15 Motion – Deputy Mayor Gallant / Councillor Scott

RESOLVED THAT the Town of Torbay Approve Application C2015-165, under the Applications for Approval section of the Building Application Report, dated September 11, 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: C2015-170
Location: 26 Cordelia Crescent
Proposal: 30' x 30' accessory building
Zoning: Residential Large Lot (RLL)

395-15 Motion – Deputy Mayor Gallant / Councillor Scott

RESOLVED THAT the Town of Torbay Approve Application C2015-170, under the Applications for Approval section of the Building Application Report, dated September 11, 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: C2015-169
Location: 17 Whitty's Lane
Proposal: 12.5' x 30' extension to existing accessory building
Zoning: Residential Infill (RI)

396-15 Motion – Deputy Mayor Gallant / Councillor Scott

RESOLVED THAT the Town of Torbay Defer Application C2015-169, under the Applications to be Deferred section of the Building Application Report, dated September 11, 2015 for further review by the Planning Land Use Development (PLUD) 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: D2015-166
Location: 275 Indian Meal Line
Proposal: Hobby Farm
Zoning: Residential Infill (RI)/Residential Subdivision Area (RSA)

397-15 Motion – Deputy Mayor Gallant / Councillor Scott

RESOLVED THAT the Town of Torbay Defer Application D2015-166, under the Applications to be Deferred section of the Building Application Report, dated September 11, 2015 for advertisement as per Condition 9 of the RI Land Use Zone and Regulations 10, 33 and 90 of the Torbay Development Regulations. The application will also be forwarded to the Department of Natural Resources and Department of Environment and Conservation.

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

Business Applications for Approval

Application: D2015-148
Location: 77 Bauline Line
Proposal: Nail Salon Business
Zoning: Residential Medium Density (RMD)

398-15 Motion – Deputy Mayor Gallant / Councillor Scott

RESOLVED THAT the Town of Torbay Approve Application D2015-148, under the Applications for Approval section of the Business Application Report, dated September 11, 2015, subject to the following conditions:

1. All normal conditions and requirements for operating a business within the Town of Torbay.
2. The business will be subject to business tax in accordance with the published schedule of taxes and fees for the Town of Torbay.
3. There shall be no parking of commercial vehicles on the property.

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: D2015-155
Location: 1785 Torbay Road
Proposal: Small engine repair service to operate out of detached garage
Zoning: Residential Infill (RI)

399-15 Motion – Deputy Mayor Gallant / Councillor Scott

RESOLVED THAT the Town of Torbay Approve Application D2015-155, under the Applications for Approval section of the Business Application Report, dated September 11, 2015, subject to the following conditions:

1. All normal conditions and requirements for operating a business within the Town of Torbay.
2. The business will be subject to business tax in accordance with the published schedule of taxes and fees for the Town of Torbay.
3. There shall be no parking of commercial vehicles on the property.

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

Business Applications to be Deferred for Advertising

Application: D2015-166
Location: 275 Indian Meal Line
Proposal: Pet grooming salon to operate out of detached garage
Zoning: Residential Infill (RI)

400-15 Motion – Deputy Mayor Gallant / Councillor Scott

RESOLVED THAT the Town of Torbay Defer Application D2015-166, under the Applications to be Deferred for Advertising section of the Business Application Report, dated September 11, 2015 for advertisement as per Condition 11 of the RI Land Use Zone and Regulations 10, 33 and 90 of the Torbay Development Regulations.

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

Councillor Roche provided an overview of items discussed under the Economic Development Committee Update, dated September 11, 2015.

Items discussed included:

A. Town Centre Update

- The Economic Development Officer outlined a successful presentation held during the week on September 9th with the NL Construction Association to introduce the Amherst Landing development to their association. Very positive feedback on the development and related marketing materials was provided. The Economic Development Officer will be following up individually with attendees in the future to discuss any questions they had or if they had any interest in the development.

B. NL Irish Connections Festival

- The Economic Development Officer advised of final schedule for the events of the Welcome Reception and Town Twinning Ceremony. He forwarded information on events to all Council.

- Councillor Roche advised Council of events and costs, including:
 - Dinner Theatre
 - Community Luncheon
 - Folk Night/Shed Party
 - Welcome Reception
 - Town Twinning Ceremony
 - Flag Raising Ceremony

Mayor advised that there are approximately thirty people visiting from Ireland, and there are still some individuals requiring a billet. He asked if Council Members know of anyone interested in billeting, to make contact with Economic Development Officer.

C. Torbay Community Market

- Vendor bookings are well ahead of last year. The goal of 95 vendors was most likely to be achieved by the end of September a full month ahead of the event.

Partnership Updates, dated September 11, 2015, were included for Council's information. Included is information on government funding partners and corporate sponsorship updates.

Finance & Administration

Councillor Thorne-Gosse provided an overview of items discussed under the Finance and Administration Committee Minutes, dated August 21, 2015.

Items discussed included:

1. New Committee Structure

- Mayor Tapper to meet with Members of Council individually, and advise when new committee structure will come into effect. A recommendation will be brought forth at the September 28, 2015 Public Council meeting.

Councillor Thorne-Gosse provided an overview of items discussed under the Finance and Administration Committee Minutes, dated September 9, 2015.

Items discussed included:

➤ Multi Year Capital Works Program

- A. CAO advised Committee that as part of the Town's agreement with the Department of Municipal and Intergovernmental Affairs, a separate bank account is required to pay expenditures for projects under 2014-2017 Multi Year Capital Works Program. A motion of Council is required to action. Committee agreed to bring forth the recommendation to Council. See motion below:

401-15 Motion – Councillor Thorne-Gosse / Deputy Mayor Gallant

RESOLVED THAT As a result of the 2014-2017 Multi Year Capital Works Program approval by the Department of Municipal and Intergovernmental Affairs, that the Town of Torbay open a separate bank account for project expenditures.

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

- B. CAO advised Committee that Council has already borrowed one million dollars as it pertains to its portion of expenditures under the 2012-2014 Multi Year Capital Works Program. With the depot tender now awarded, construction progress claims will commence and the Town needs to ensure it has funds to pay project expenditures in a timely manner. CAO requested that the Town proceed with borrowing its remaining portion of funding in the amount of \$626,147.00. CAO also confirmed this is a budgeted item for 2015. Committee agreed to bring forth the recommendation to Council. See motion below:

402-15 Motion – Councillor Thorne-Gosse / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay borrow \$626,147.00 from RBC Royal Bank to pay expenditures related to the 2012-2014 multi-year capital works program. The loan will be amortized over ten years, with a five year term. The interest rate will be set at 2.93% and a payment of \$6,026.00 per month. This is a budgeted item for 2015. This loan is subject to the Department of Municipal and Intergovernmental Affairs approval.

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

- Follow Up to Council Orientation Session
 - CAO provided Committee with an update on action items from the Council Orientation Session held on June 15, 2015. There was a discussion regarding timeframes for posting draft minutes to the website and the audio recording of Council meetings. The session facilitator is out of town for the next month, so another meeting will be held with him before a series of recommendations will be presented to Committee and then for Council's consideration.
- Revisions to Council meeting Minutes from August 10, 2015
 - A discussion was held regarding information learned at the Council orientation session regarding the content of minutes and Council's Rules and Procedures.

Edits will be made to correct Council attendance and brought back for Council's consideration at the next Public Meeting.

- Strategic Planning Session
 - A discussion was held regarding follow up required from the April 11, 2015 planning session and next steps. Committee agreed that Council should meet and discuss the implementation of the plan to date and as it pertains to the 2016 budget.
- Budget 2016
 - Further to the discussion regarding the strategic plan, Committee would like to meet with all Council to seek their feedback and input regarding budget 2016, prior to the public consultation and department presentations. Committee identified October 17, 2015 as the date to meet with all Council. Committee also requested that CAO follow up with Council to confirm same.
 - It was noted that it's a good idea to have discussion with all Council as it relates to the Strategic Plan. It was further noted that there will also be presentations by residents.
- Parks, Recreation and Community Services Committee
 - Discussion was held at the Parks, Recreation and Community Services Committee meeting as it pertains to the potential renovation and expansion of the Kinsmen Community Center. CAO confirmed that the Department of Municipal and Intergovernmental Affairs has requested additional information be provided. This additional information forms the scope of work presented by the consultant. Committee discussed and agreed to bring forth a recommendation to Council to proceed with the required work required. See motion below:

403-15 Motion – Councillor Thorne-Gosse / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay proceed with the additional work required to assess the feasibility of the renovation and expansion of the Kinsmen Community Center at a cost of \$22,500.00 plus HST.

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

- Correspondence from August 31, 2015 Council Meeting
 - A. Library Board
 - Committee discussed the correspondence from the Provincial Library Board as it pertains to its operational funding, the level of Provincial Government responsibility and the support the Town has provided to date. It was agreed that a letter should be written to advise as to same.
 - Councillor Thorne clarified that they're looking for additional support for next year; however, it was agreed that the Town has already provided support already for one year. CAO will go back to them.

B. Torbay Lion's Club

- Committee reviewed the Lion's Club request and asked the CAO to conduct additional research before a recommendation comes back to Council.
- CAO attendance at Economic Development Conference
 - Due to the fact that the Economic Development Officer will be involved with duties relating to the NL Irish Connections Festival, CAO requested that she attend the national economic development conference from September 19-22, 2015 in the Officer's absence. See motion below:

404-15 Motion – Councillor Thorne-Gosse / Deputy Mayor Gallant

RESOLVED THAT further to the Town of Torbay CAO and Senior Management Travel Policy and Procedure, that the CAO attend the Economic Developers Association of Canada Conference from September 19-22, 2015, in place of the Economic Development Officer.

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

- Audit 2014
 - A meeting with the auditors will be arranged in the next couple of weeks.
- Meeting with Town of Flatrock
 - CAO to write a letter to Mayor Thorne and liaison Councillor Martin to request meeting with the Town of Flatrock to discuss the fire department agreement. CAO will also advise Councillor Scott and Fire Chief McGrath.
- Refugee Community Sponsorship
 - Deputy Mayor advised he would be bringing a notice of motion to Council regarding the formation of a regional refugee sponsorship committee. Motion coming forth.

Councillor Thorne-Gosse left the Public Council Chambers at 8:25 p.m. as it was determined that she was in a conflict of interest.

Deputy Mayor Gallant provided an update on the below:

- Correspondence from Parish Council
 - Mayor Tapper advised that the Parish Council will be forwarding additional information to the Town in the coming weeks. Based on the feedback from members of Council at the last public meeting, it was agreed that the lines of communication regarding the Priest's House should be kept open between the Parish and the Town. It was agreed that a motion of Council should be brought forward regarding same. See motion below:

405-15 Motion – Deputy Mayor Gallant / Councillor Roche

RESOLVED THAT the Mayor and CAO represent the Town in discussions with the Parish Council regarding the Priest's House.

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 Tapper advised that a meeting will be scheduled in approximately two weeks.

Councillor Thorne-Gosse returned to the Public Council Chambers at 8:27 p.m.

In relation to the Refugee Community Sponsorship, see below motion:

406-15 Motion – Deputy Mayor Gallant / Councillor Roche

RESOLVED THAT the Town of Torbay take steps towards the creation of a regional committee for the community sponsorship of refugees.

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

In relation to the above motion, Deputy Mayor Gallant provided an overview of the process, as per the Refugee Immigrant and Advisory Council:

- The Council advised there is a three step process:
 - Form a committee.
 - Committee will be made up of volunteer citizens and come up with an action plan. Action plan would include information such as method to bring refugees here, how many refugees, timelines, funding, etc.
 - Paperwork needs to be completed.
 - Training can take place and a presentation can be provided.
 - Paperwork is then reviewed by the Federal Government, which would include refugee background checks, medical research, etc. Once complete, the Town/region would look after a family as a community/region.

Council discussed the below in relation to the above motion:

- This is a great humanitarian effort and other regions will want to come together, as well.
- It was noted that on Saturday, September 12th, the Federation of Canadian Municipalities, Board of Directors passed an emergency recommendation to coordinate efforts of

towns/cities across the Country to amplify local initiatives already in place. There could be task force in place to liaison with other communities for best practices and sharing of information. Municipalities do play a big role – refugees will come into communities and live – and we have to be ready to accept them. The Federation of Canadian Municipalities are there to help and try to coordinate efforts. Discussions also took place at Municipalities Newfoundland and Labrador. Coordination of efforts will work better.

- Deputy Mayor advised he will take lead on this matter, get volunteers together and arrange for a presentation to be held for Council’s information.
- Mayor noted that above matter is included on agenda for upcoming meeting with regional mayors. They will discuss taking steps and bring forward to Municipalities Newfoundland and Labrador. Their convention is taking place in November, 2015. The Town is, at present, not making a commitment, but doing research to see what can be started regionally.
- See below motion:

407-15 Motion – Deputy Mayor Gallant / Councillor Roche

RESOLVED THAT the Town of Torbay bring forward the following resolution to Municipalities Newfoundland and Labrador (MNL): MNL to encourage formation of regional municipal committees for community sponsorship of refugees.

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

The Finance and Administration Report, dated August 31 – September 11, 2015, was accepted as presented. Councillor Thorne-Gosse read out payroll and accounts payable information:

Payroll for the period of August 31 – September 11, 2015, for 26 employees totalled \$57,837.56.

For the period of August 31 – September 11, 2015, Accounts Payable invoices in the amount of \$75,512.94 were paid. These expenditures were within budget.

There were three (3) Main Operating invoices presented for approval in the amount of \$66,414.22.

408-15 Motion – Councillor Mary Thorne-Gosse / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to Newfoundland Power, for Street lighting for August 2015, in the amount of \$17,697.64.

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

409-15 Motion – Councillor Mary Thorne-Gosse / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to T2 Ventures Inc., for Garbage Contract for August 2015, in the amount of \$41,553.00.

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

410-15 Motion – Councillor Mary Thorne-Gosse / Deputy Mayor Gallant

RESOLVED THAT the Town of Torbay approve payment to Trio Benefits, for Group Benefits for September 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 are no Capital invoices presented for approval.

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

Parks, Recreation and Community Services

Councillor Thorne-Gosse provided an overview of items discussed under the Community Services Committee Update, dated September 9, 2015.

Items discussed included:

1. Plan B for future Community Centre
 - A motion was put forward under the Finance and Administration Committee Minutes, dated September 9, 2015, to proceed with additional work to assess the feasibility of the renovation and expansion of the Kinsmen Centre.

2. Master Plan UTC
 - The Master Plan is a part of the strategic plan, and anticipating funding opportunities in 2016, that the Fall would be an opportunity to do a UTC Master Plan.
 - Committee discussed funding options.
3. Parade Route
 - The Nighttime Parade was discussed to finalize the final route, and the Director presented a list of items that would be needed if the route is changed.
 - The parade will be going to Foodland this year. Director to discuss with Manager of Foodland for their approval.
4. Western Island Trail
 - Official opening will be held on September 27th, 2015 at 9:00am.
5. Dog Park
 - Official Opening will be held on September 22nd, 2015 at 10:00am.

Other:

1. Volunteers
 - Councillor Whitty discussed volunteers for events and the recruitment of volunteers. He asked if there was any update with regards to a group of volunteers that met with Council and Staff. Director noted that this group will be meeting on their own and will come back to set up further discussions with Mayor Tapper.
2. Mural at Tappers Cove
 - Councillor Thorne-Gosse requested picture for social media and webpage. Director will pass this along to Heritage, Culture and Arts Coordinator.

Public Works

Councillor Scott provided an overview of items discussed under the Public Works Committee Update report, dated September 8, 2015.

➤ Updates

- MYCW - 2012-2014 - Municipal Depot Design Project
 - The Director of Public Works advised that the project has begun with contractor on site to begin civil works. During the design and tender process several extensions were granted to retain funding and complete the project as designed. Now that the project has started milestones dates have been established and a further extension will be required for funding administration. Motion to follow.
- Capital Investment Plan - 2015
 - Multi-Purpose Building (UTC)
 - Design is ongoing with consultant and staff with the septic design.

- Director will bring back drawings for the next Committee meeting, then to Council. Councillor Thorne-Gosse requested that that this be done in conjunction with the Director of Community Services, as well, and that she be kept up to date.
- Torbay Pedestrian Safety Review
 - The Director has informed Committee that the project consultant is currently conducting pedestrian counts and compiling data for the draft report in October.
 - Deputy Mayor noted that he had been contacted by residents from Forest Landing area, who had done a petition requesting speed bumps. He advised that consultants do have the information and he will forward it on to Committee and Council as well.

Councillor Smith left the Public Council Chambers at 8:49 p.m., as it was determined that she was in a conflict of interest.

It was questioned if Councillor Smith was in conflict, as there's no decision being made by Council on the below. Mayor noted that CAO did bring forward recommendations concerning Councillor Thorne-Gosse, in relation to possible acquiring of priests house for museum, and Councillor Smith, in relation to Mahon's Lane. It was determined that it is in the best interest of the Councillors to leave the Chambers. Mayor advised for information CAO can bring legal opinion.

- MYCW - 2015-2017 – Road Upgrading
 - Project scheduling has been completed and a pre-construction meeting has occurred with a construction start up beginning September 21, 2015.
 - Council discussed ensuring all residents are advised of construction. Director noted that correspondence has been sent to the schools for distribution to the children to bring home. Information to be sent to residents by Green Communications, social media and updated to the Town's website.

Councillor Smith returned to the Public Council Chambers at 8:53 p.m.

411-15 Motion – Councillor Scott / Councillor Whitty

RESOLVED THAT the Town of Torbay That Town of Torbay accepts the project extension approval of the Department of Municipal and Intergovernmental Affairs for the New Municipal Depot (Project 17- MYCW-131217) with the following conditions applied. Approval is hereby given to extend the completion date of the 2012-14 MYCW program to March 31, 2017. Please note that all work must be completed prior to December 31, 2016 and all claims for reimbursement of the Provincial share submitted no later than March 31, 2017. Any outstanding funding not claimed after March 31, 2017 will be cancelled.

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

ADVISORY COMMITTEES

Environment

Mayor Tapper advised that a meeting will be held the first week in October.

Heritage

Councillor Roche advised that a meeting is scheduled for September 21st.

LIAISON COMMITTEES

Jack Byrne Arena

No report.

Northeast Avalon Joint Council

Councillor Roche advised that a meeting was scheduled for this week, but unsure if it will proceed. She will advise in two weeks' time.

Torbay Harbour Authority

No report.

Torbay Volunteer Fire Department

Councillor Scott reported that the Department held a car wash to raise money for Muscular Dystrophy Truck Pull event they're attending this year. Will forward email with details and date of event. He advised that anyone can attend to support the Torbay Volunteer Fire Department team.

Urban Municipalities Committee

Mayor Tapper advised that he's attending a meeting being held this weekend, September 18th and 19th. Will have a report for next meeting.

North East Avalon Regional (NEAR) Plan

No report.

Municipal Assessment Agency Inc. (MAA)

Councillor Roche advised that she has a copy of the MAA financial statements. If anyone would like to review, they can get a copy from CAO.

Stewardship Association of Municipalities Inc. (SAM)

No report.

Eastern Regional Service Board

Councillor Roche advised that a meeting is scheduled for September 30th.

Holy Trinity Elementary School Council

No report.

NOTICES OF MOTION

1. Memo from Deputy Mayor Gallant, dated September 10, 2015.
 - See motion under Finance and Administration section, Minutes dated September 9, 2015.

NEW BUSINESS

Mayor Tapper - Pass

Deputy Mayor Gallant

Deputy Mayor Gallant thanked Council – need to take a moment to a step back and look at all things accomplished from the Town’s Strategic Plan. This Council is half way through its term, and have made a lot of progress. The Town is in a positive place and we’re getting business done. He thanked all Members of Council and Staff for their hard.

Deputy Mayor discussed Targa, which took place Sunday past. It was great to see people from across the world attend the event. Targa visited Newfoundland and Torbay, which gave the economy a boost - there were a couple hundred people here for the weekend. There was a great car show at the Jack Byrne Arena. He discussed on a go forward basis to take and address feedback from residents for next year, and put an action plan in place so residents are advised

properly. He advised that he supports Tara here in the Community, further noting there are issues that we can work on, and will work on, to resolve.

Councillor Roche

Councillor Roche discussed the Eastern Regional Service Board and government forming provincial service board. They were notified last week that they will be able to have two seats on the Board. Regional Service Boards will continue and have another level of government within itself.

She questioned if gravel would be delivered to the Parish Hall, as they had requested some meetings ago. It was discussed that the Town has a policy in place and CAO to send correspondence explaining the policy.

Councillor Scott - Pass

Councillor Smith – Pass

Councillor Thorne-Gosse - Pass

Councillor Whitty - Pass

QUESTION & ANSWER SESSION

Mayor Tapper referred to the Gallery and asked if anyone had any questions or comments in relation to tonight's Council Meeting. The following had comments:

- Resident of 21 Bridge Road
 - Resident discussed the stop sign on Bullock's Town Road and South Pond Road. She advise that she frequents the area and it is a dangerous intersection as people drive through the stop sign. She advised she has had near misses, and it is a dangerous area for children walking to and from the bus.

NEXT PUBLIC COUNCIL MEETING

The next Public Council Meeting will take place on Monday, September 28, 2015, 7:30 p.m., Council Chambers, Torbay Town Hall.

ADJOURNMENT

412-15 Motion – Councillor Smith / Councillor Scott

RESOLVED THAT the meeting be adjourned at 9:05 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