



MINUTES
PUBLIC COUNCIL MEETING
August 1, 2016

Minutes of the Regular Meeting of Council held in the Council Chambers, Town Hall on August 1, 2016, at 7:38 p.m.

Members Present

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

Staff Present

Dawn Chaplin, CAO/Town Clerk
Bernie Manning, Director of Infrastructure and Public Works
Ann Picco, Deputy Clerk
Brian Winter, Director of Planning and Development

Gallery

There were a total of 3 people in attendance.

Adoption of Agenda

301-16 Motion – Councillor Smith / Councillor Thorne-Gosse

RESOLVED THAT the Agenda be adopted, as presented.

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

Mayor Tapper noted that the Minutes of the July 4th's meeting are deferred for revision. Deputy Mayor Gallant called Point of Order commenting he didn't feel they were properly deferred. Councillor Smith called Point of Order indicating that there is a motion to defer the Minutes. Mayor advised Councillor's Smith's Point of Order is well taken indicating there is a motion to defer, and agreed to by Council as there are revisions to be made.

Adoption of Minutes

302-16 Motion – Councillor Smith / Councillor Thorne-Gosse

RESOLVED THAT the Minutes of the July 18, 2016, 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

PROCLAMATIONS / PRESENTATIONS / QUESTION & ANSWER SESSION

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

CORRESPONDENCE & ACTION REPORT

The Correspondence and Action Report, dated August 1, 2016, was discussed and accepted as presented.

- Item 40 – Approval of Main Operating Invoices.
 - In relation to Motion 292-16, CAO to seek clarification on Town insurance umbrella coverage and advise Council.

CORRESPONDENCE

1. Correspondence from resident concerning quarries. ***Referred to the Planning and Development Committee.***

COMMITTEE REPORTS

Planning and Development

Councillor Smith provided an overview of items discussed at the Planning and Development Committee Meeting, dated July 26, 2016:

1. Development Proposals
 - b) Dwelling placement for 18 Dugan Place.
 - See motion below:

303-16 Motion – Councillor Smith / Councillor Scott

RESOLVED THAT the Town of Torbay approve the reduction in the rear yard depth by 1.0 meter for 18 Duggan Place as per section 17 in the Residential Medium Density Land use zoning 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

2. Other Items
 - b) Approving applications that meet the Town requirements.
 - See motion below:

304-16 Motion – Councillor Smith / Councillor Scott

RESOLVED THAT the Town of Torbay provide the Director of Planning and Development (DPD) with the authority to approve applications that clearly meet the Town's Development Regulations. Applications that are considered discretionary, require advertising, a variance or are simply out of the norm will be brought to the PLUD Committee for discussion and recommendation. A complete list of the approved applications will be provided to Council every two weeks for information. This will improve customer service, permit wait times, customer satisfaction and will also help with the streamlining of the new Council package process.

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

Building Applications for Approval

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

305-16 Motion – Councillor Smith / Councillor Scott

RESOLVED THAT the Town of Torbay Approve Application C2015-116, under the Applications for Approval section of the Building Application Report, dated July 28, 2016, subject to the following conditions:

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

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: C2016-035/MV2016-010
Location: 383 Indian Meal Line
Proposal: 2nd Building for Approved Auto Detailing Business
Zoning: Residential Infill (RI)

306-16 Motion – Councillor Smith / Councillor Scott

RESOLVED THAT the Town of Torbay Approve Application C2016-035/MV2016-010, under the Applications for Approval section of the Building Application Report, dated July 28, 2016, subject to the following conditions:

1. All normal conditions and requirements for building within the Town of Torbay.
2. Approval(s) from Service NL.

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: C2016-115
Location: Portion of 1681-1683 Torbay Road (Dwelling to front on Tantum View Lane)
Proposal: Single Family Dwelling
Zoning: RI (Residential Infill)

307-16 Motion – Councillor Smith / Councillor Scott

RESOLVED THAT the Town of Torbay Approve Application C2016-115, under the Applications for Approval section of the Building Application Report, dated July 28, 2016, subject to the following condition:

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

Business Applications for Approval

Application: D2016-095
Location: 43 Gallows Cove Road
Proposal: Home office for unmanned aerial vehicle (UAV) services provider
Zoning: Residential Infill (RI)

308-16 Motion – Councillor Smith / Councillor Scott

RESOLVED THAT the Town of Torbay Approve Application D2016-095, under the Applications for Approval section of the Business Application Report, dated July 28, 2016, 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

Executive Committee

Deputy Mayor Gallant advised that there was no Committee Meeting, and asked CAO to provide an update via email. He requested that a meeting be scheduled for Thursday, and he invited all Members of Council to attend.

Memo from CAO, dated July 29, 2016, regarding Revised Council Package Procedure
Councillor Smith put forward a motion, seconded by Councillor Scott, that further to Motion 279-16, that adoption of the procedures and guidelines for correspondence and reports from Council Committees, effective August 1, 2016, be deferred for additional feedback from Council. After further discussion, Council agreed to adopt the procedures and guidelines, indicating that it is a living document, and the motion to defer was withdrawn.

- See motion below:

309-16 Motion – Councillor Thorne-Gosse / Councillor Roche

RESOLVED THAT further to motion 279-16, that the Town of Torbay adopt the procedures and guidelines for correspondence and reports from Council Committees effective August 1, 2016.

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

Council discussed new Council package process and format, indicating that the procedures and guidelines can be revised as we move forward to improve better business and service to residents. Councillor Scott called Point of Information, indicating that although Council Packages do not contain all committee minutes/reports, all information currently in the minutes will be available to the public.

Corporate and Community Services

Councillor Thorne-Gosse provided an overview of the Corporate Services Motions, dated July 18 – 29, 2016.

310-16 Motion – Councillor Thorne-Gosse / Councillor Roche

RESOLVED THAT the Town of Torbay approve payment of invoices, totalling \$15,203.09, as presented.

Invoice Number	Vendor and Detail	Amount
1.	AMEC Foster Wheeler Americas Limited – New Municipal Depot Project	\$8,880.59
2.	Newfoundland and Labrador Public Libraries – Rent for Torbay Library (August 1 – December 31, 2016)	\$6,322.50

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

2015 Audited Financial Statements

On July 22, 2016, a meeting was held with the auditor to review the financial statements. See motion below:

311-16 Motion – Councillor Thorne-Gosse / Councillor Roche

RESOLVED THAT the Town of Torbay adopt the consolidated financial statements for the year ended December 31, 2015 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

Vehicle and Equipment Replacement Strategy

At the July 22, 2016 Corporate and Community Services Committee meeting, the CAO discussed the vehicle and equipment replacement strategy with committee. The acquisition of a new pick-up truck is approved as part of the 2016 budget. This truck will be acquired as part of the Government Purchasing Agency standing offer. A motion of Council is required to proceed with completion of required paperwork for financing. See motion below:

312-16 Motion – Councillor Thorne-Gosse / Councillor Roche

RESOLVED THAT the Town of Torbay finance the acquisition of a pick truck from Avalon Ford Sales Limited at a cost of \$579.77 per month, term of loan to be set at 5 years. This financing is subject to the approval of the Department of Municipal 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

Infrastructure, Public Works, Public Safety and Shared Services

No motions.

NOTICES OF MOTION

None.

NEW BUSINESS

Mayor Tapper - Pass

Deputy Mayor Gallant

Deputy Mayor Gallant discussed his concerns with the new Council package process, including transparency and public access of information.

Councillor Roche - Pass

Councillor Scott

Councillor Scott thanked the many councils in the Avalon Region for voting for him as a representative for the Premier's Forum in October. He advised that he will be making contact with them in the near future.

He reminded all that the St. John's Regatta is taking place on Wednesday, noting that the Torbay Volunteer Fire Department will have a booth, and he encouraged all to visit.

Councillor Smith - Pass

Councillor Thorne-Gosse - Pass

Councillor Whitty

Councillor Whitty advised that he attended the Climate Change Conference on July 20th. There were people in attendance from all levels of government, who discussed the effects of climate change and the green economy. Public transit was discussed, and he advised that hopefully the Town can get on board and obtain government funding.

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 below had comments:

- The Editor of the Northeast Avalon Times questioned new Council Meeting process, questioning how shorter minutes improve service to residents and the public.
 - Mayor Tapper advised that highlights of reports and motions will be provided for shorter report and meeting process – staff will continue to action items. Residents can request and receive information. The Town also has a new communication strategy so residents can receive information.

NEXT PUBLIC COUNCIL MEETING

The next Public Council Meeting will take place on Monday, August 15, 2016, 7:30 p.m., Council Chambers, Torbay Town Hall.

ADJOURNMENT

313-16 Motion – Councillor Smith / Councillor Scott

RESOLVED THAT the meeting be adjourned at 8:55 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