



MINUTES

PUBLIC COUNCIL MEETING
December 1st, 2008

Minutes of the Regular Meeting of Council held in the Council Chambers, Town Hall on December 1st, 2008 at 7:45 p.m.

Members Present

Mayor Bob Codner
Deputy Mayor Thorne-Gosse
Councillor Peggy Roche
Councillor Jim Cantwell
Councillor Ralph Tapper
Councillor Mike Byrne

Staff Present

Dawn Chaplin, CAO/Town Clerk
Jacquie Berkshire, Executive Clerk

Regrets

Councillor Carol Ann Smith

Meeting was chaired by Mayor Codner

286-08 Adoption of Agenda

Motion – Councillor Byrne/Deputy Mayor Thorne-Gosse

RESOLVED THAT the Agenda be adopted as presented.

Question called. Motion carried unanimously.

287-08 Adoption of Minutes

Motion – Councillor Tapper/Councillor Roche

RESOLVED THAT the Minutes be adopted with the following changes.

Page 2 – Reference Email from Don Lynch - Take out Councillor Tapper's comment - *"Although he doesn't support the classroom at this site he feels it may be something to consider for another site"*.

Page 6 - School – should read Councillor Tapper reported that the Elementary School Council will be meeting on November 18, 2008 and the High School Council will be meeting on *December 2, 2008*.

Question called. Motion carried unanimously

PRESENTATION

Presentation to Council by the Northern Avalon Tourism Association – Claudine Garland & Mike Buist

CORRESPONDENCE

- *Correspondence from Martin Bolodis – FYI*
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Correspondence from Martin Bolodis – FYI – Mayor Codner to contact Martin Balodis regarding clarification on some of the wording in these letters. *B/F*
- *Correspondence from Dianne Whalen – FYI.* – Mayor Codner advised no date set for a future meeting.
- *Email & Policy from Fire Chief, Mike McGrath – FYI* – Councillor Cantwell advised that the gate has been spray painted. The new Harbour Board is in place and the gate will not be locked until the process has been complete. After that time the Harbour Authority will have to give authorization to gain access to Tappers Cove Hill Road.
- *Correspondence from Debbie Roche – FYI*
- *Email from Yvonne Sullivan – FYI*
- *Correspondence from The Town of Flatrock – FYI* – The Town of Torbay is not interested at this time in participating in this venture at this time. CAO to write a letter to advise of Council decision. *B/F*

BUSINESS OUTSTANDING

- *Procedure for release of 155 future serviced lots – CAO has drafted a newsletter awaiting feedback from Council by Friday - B/F*
- *Correspondence re: Proposed Development Regulations Amendments No.'s 10 and 25 for Moores Valley Road – Correspondence came to the Gosses. Development Meeting will be held prior to next council meeting. East Coast Trail has interest in property. B/F*
- *Tappers Cove Road ownership – Kevin Parsons, MHA is working on this. Councillor Cantwell advised that the tender for the boat launch came in at \$321,000.00 - B/F*
- *Mayor Codner will speak with university representatives regarding the possibility of an archeological dig at the Battery site. - This is being looked after by the Town Curator. She has made the initial contact - B/F*

- *Forest Landing – Phase One Issues – Awaiting Meeting with TETC. Councillor Tapper to arrange.. - B/F*
- *Request that Tract Consulting address the lack of Torbay presence at the Kiosk - B/F*
- *Regional Water – (Correspondence drafted CAO awaiting Councils remarks) – B/F*
- *Jones Pond Trail – Supervisor of Recreation & Healthy Living did a site assessment regarding the Recreation Master Plan. The Development & Planning Officer and CAO will view on Friday. - B/F*
- *Chip Truck at High School – CAO to determine if business permits are in place. B/F*
- *Mayor Codner to follow up with Mr. Mercer on By Pass Road – Awaiting written confirmation of design decisions from October 2008 Meeting. – B/F*

COMMITTEE REPORTS

Capital Works/Public Works/Roads - Nothing to report.

Building Applications

288 – 08 **Motion** – Councillor Cantwell/Councillor Tapper

RESOLVED THAT the Building Application Report dated December 1, 2008 be adopted with the following change:

Application 8885-08 – Recommendation I should read “ The front portion of the lot where the residence would have to be located is in a Conservation Zone and the development is “*not*” permitted in a Conservation Zone.”

Question called. Motion carried unanimously.

289 – 08 **Motion** – Councillor Cantwell/Councillor Roche

RESOLVED THAT the Business Application Report dated December 1, 2008 be adopted with the following addition:

Application B1020-08 – Recommendation 2 – Letter to be sent to area residents advising of the new business.

Question called. Motion carried unanimously.

Financial Report

290– 08 **Motion** – Councillor Roche/Deputy Mayor Thorne-Gosse

RESOLVED THAT Financial Report for the period of November 17-28, 2008 be adopted as presented.

Question called. Motion carried unanimously.

291– 08 **Motion** – Deputy Mayor Thorne-Gosse/Councillor Cantwell.

RESOLVED THAT all bills be paid to November 28th, 2008 to avoid interest.

Question called. Motion carried unanimously.

Personnel & Training Committee - Nothing to report.

Recreation Committee - Nothing to report.

Regional Waste Management

Councillor Roche advised that there will be a special meeting held on December 10, 2008 with the North East Joint Council.

Strategic Planning Committee - Pass

Development Committee - Pass

SPECIAL COMMITTEES OF COUNCIL

By-Pass Road – Refer to Correspondence.

Communications

Councillor Cantwell advised that in future we should address calls to the Open Line Shows if the callers are providing misinformation regarding the Town. He feels the Town should respond without getting into litigation. He also stated that if legalities are involved we have a process in place that we must follow. Mayor Codner stated that he felt it wasn't the Town's place to speak on individual situations. Deputy Mayor Thorne-Gosse stated we should be notified when controversial issues are addressed on these forums.

St. John's Region Regional Plan – Refer to Correspondence.

LIAISON COMMITTEES

Arena

Deputy Mayor Thorne-Gosse advised there was a short meeting and tour of the arena Thursday, November 13, 2008. It was agreed that Minor Hockey will have space at the arena. The next meeting is scheduled for December 18, 2008 regarding the official opening.

Capital Coast Development Alliance

Councillor Roche advised that she attended the AGM on November 30, 2008 with CAO.

Environment

Councillor Tapper wondered if a disconnection notice had been put in at the former TETC office. CAO replied yes. Mayor Codner confirmed he is still trying to arrange a meeting regarding Jones Pond Trail & Crown Lands.

Heritage

Councillor Byrne advised that there was a Thank You dinner held at the Comfort Inn Airport to thank Jeff Green for his efforts. And to serve as their Christmas Celebration Dinner. There are two (2) more meetings scheduled before the end of the year.

Hillside Festival – Nothing to report in Councillor Smith's absence.

North East Avalon Joint Council

Councillor Roche reported that the Construction Association will hold a Tendering Workshop in the in the New Year. More information can be found on the Construction Association website. CAO has forwarded to the Director of Operations & Public Works and Development & Planning Officer.

School

Councillor Tapper reported that the Elementary School Council will be meeting on December 2, 2008.

Torbay Volunteer Fire Department - Pass

Tourism

Councillor Roche advised that the Heritage and Tourism Committees will be meeting with Tract Consulting on December 13, 2008.

Urban Municipalities Committee

Deputy Mayor Thorne-Gosse reported that the next UMC meeting will be held in February.

Webpage

Councillor Byrne advised that the new website is expected to be up and running by the end of the week.

NEW BUSINESS

Mayor Codner - Pass

Deputy Mayor Thorne-Gosse - Pass

Councillor Byrne

Councillor Byrne wanted to extend congratulations to all those who have worked on the WinterLights this year and encouraged residents to get out and support the upcoming initiatives.

Councillor Cantwell - Pass

Councillor Roche

Councillor Roche wanted to bring to everyone's attention an email that she provided from Ron Ellsworth with the City of St. John's regarding a Disability Rights Workshop which will be held on Tuesday, December 9th, 2008 7:00 p.m. – 10:00 p.m. in the Foran/Green Room, 4th Floor St. John's, City Hall.

Councillor Smith - Absent

Councillor Tapper - Pass

ADJOURNMENT

As there was no further business the meeting adjourned at 8:45 p.m. on a motion by Councillor Cantwell and seconded by Deputy Mayor Thorne-Gosse.



Mayor



CAO/Town Clerk