



## *MINUTES*

PUBLIC COUNCIL MEETING  
December 15<sup>th</sup>, 2008

---

Minutes of the Regular Meeting of Council held in the Council Chambers, Town Hall on December 15<sup>th</sup>, 2008 at 5:04 p.m.

### Members Present

Mayor Bob Codner  
Deputy Mayor Thorne-Gosse  
Councillor Peggy Roche  
Councillor Jim Cantwell  
Councillor Mike Byrne  
Councillor Carol Ann Smith

### Staff Present

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

### Regrets

Councillor Ralph Tapper

Meeting was chaired by Mayor Codner

#### 292-08      Adoption of Agenda

Motion – Councillor Byrne/Councillor Roche

**RESOLVED THAT** the Agenda be adopted as presented.

Question called. Motion carried unanimously.

#### 293-08      Adoption of Minutes

Motion – Councillor Byrne/Councillor Roche

**RESOLVED THAT** the Minutes be adopted as presented with the following change:  
Page 2 – Finance - ...83% total revenue of “*Property & Business Tax*” over 2006/2007:

Question called. Motion carried unanimously

## **COMMITTEE REPORTS**

### **Building Applications**

294 – 08 Motion – Councillor Cantwell/Councillor Smith

**RESOLVED THAT** the Building Application Report dated December 11, 2008 be adopted as presented.

Question called. Motion carried unanimously.

295 – 08 Motion – Councillor Cantwell/Councillor Roche

**RESOLVED THAT** Council use Regulation 42 of the Town of Torbay's Development Regulations to set the building line setback for the residence at 167 Indian Meal Line to its current location as per survey plan by William Doyle & Associates Ltd. dated January 12, 2005 Job No. 06-09, therefore making the lot conform to the Towns Regulations.

Question called. Motion carried unanimously.

Deputy Mayor Thorne-Gosse asked how this will affect similar situations. Councillor Cantwell said these will be assessed on an individual basis.

### **Finance**

Councillor Smith acknowledged the Finance Committee for their work on the 2009 budget. She also extended her thanks to the CAO for not only providing her with information but addressing her enquiries due to the fact that she was unavailable to attend the Budget Discussion Meeting. She stated that she feels the Town is in an enviable position having achieved 83% total revenue of Property & Business Tax over 2006/2007; and we are investing in both our infrastructure and staff. She also reminded Councillors that we pride ourselves as ourselves as representatives of a culture rich town with a remarkable history however we are seeing a year to year reduction in our culture budget.

296– 08 Motion – Councillor Roche/Deputy Mayor Thorne-Gosse

**RESOLVED THAT** the Town of Torbay write off taxes owing for the years 1993 – 2000 inclusive as these amounts are uncollectable. The total amount to be written off is \$53,570.60.

Question called. Motion carried unanimously.

297– 08 Motion – Councillor Roche/Deputy Mayor Thorne-Gosse

**RESOLVED THAT** the Town of Torbay adopt the fees, permits and tax rate schedule for 2009 as presented. The 2009 schedule will be advertised in the January edition of the Northeast Avalon Times Newspaper and be posted on our website.

Question called. Motion carried unanimously.

298- 08 Motion – Councillor Roche/Deputy Mayor Thorne-Gosse

**RESOLVED THAT** the Town of Torbay’s property mill rate for the 2009 taxation year remain unchanged and be set at 8.4 mils.

Question called. Motion carried unanimously.

299- 08 Motion – Councillor Roche/Deputy Mayor Thorne-Gosse

**RESOLVED THAT** the 2009 Budget for the Town of Torbay be adopted as presented.

Question called. Motion carried unanimously.

300- 08 Motion – Deputy Mayor Thorne-Gosse/Councillor Cantwell

**RESOLVED THAT** the Town of Torbay issue Expressions of Interest advertisement in 2009 for the provision of auditing, legal, planning and engineering services for the Town. Terms and period coverage to be determined based on the fact a municipal election will be held in the fall of 2009.

Question called. Mayor Codner, Councillor Roche and Councillor Byrne against motion.  
Motion Failed.

### **NEW BUSINESS**

#### ***Mayor Codner***

Mayor Codner expressed a thank you to all Council and Staff for their support over the past year and wished all a very Merry Christmas.

#### ***Deputy Mayor Thorne-Gosse***

Deputy Mayor Thorne-Gosse wanted to extend a Merry Christmas to Council & Staff. A special thank you to the Supervisor of Recreation & Healthy Living for her efforts with the WinterLights Activities. A thank you also to Ed Brennan and all those who have been involved with these activities.

#### ***Councillor Byrne***

Councillor Byrne wanted to thank all staff particularly the new staff for their support over the past year and wished everyone a wonderful holiday season.

***Councillor Cantwell***

Councillor Cantwell stated that he has had a most enjoyable year and wanted to extend season's greetings to all staff & Council. He also wanted to recognize all the new staff that have joined the Town and extended a special thank you to CAO for her hard work.

***Councillor Roche***

Councillor Roche wanted to extend a Happy and Safe Holiday Season and New Year to everyone. She also extended a thank you to all staff for their support over the year. She also reminded everyone to not drink and drive.

Additionally she wanted to advise that the CCDA has been renamed the Northeast Avalon Regional Economic Development Board.

***Councillor Smith***

Councillor Smith wanted to acknowledge and congratulate the Town of Logy Bay-Middle Cove-Outer Cove for taking the lead with the Neighborhood Pace Car Program. She asked that the CAO write a letter to the Town congratulating them for their efforts in this endeavor.

Councillor Smith also wanted to say thank you to all staff and Council for their support over the past year and extended season's greetings to everyone.

***Councillor Tapper - Absent.***

**ADJOURNMENT**

As there was no further business the meeting adjourned at 5:20 p.m. on a motion by Councillor Cantwell and seconded by Councillor Smith.

  
\_\_\_\_\_  
*Mayor*

  
\_\_\_\_\_  
*CAO/Town Clerk*