



***MINUTES***  
PUBLIC COUNCIL MEETING  
March 27, 2017

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Minutes of the Regular Meeting of Council held in the Council Chambers, Town Hall on March 27, 2017, at 7:43 p.m.

**Members Present**

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  
Ross Houlihan, Communications  
Ann Picco, Deputy Clerk  
Brian Winter, Director of Planning and Development

**Absent**

Mayor Ralph Tapper  
Bernie Manning, Director of Infrastructure and Public Works

**Gallery**

There were a total of 3 people in attendance.

**Adoption of Agenda**

064-17      Motion – Councillor Smith / Councillor Thorne-Gosse

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

Question called. Motion carried.

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

Against: 0

Abstained: 0

**Adoption of Minutes**

065-17      Motion – Councillor Roche / Councillor Scott

**RESOLVED THAT** the Minutes of the March 13, 2017, Public Council Meeting be adopted as presented.

Question called. Motion carried.

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

Against: 0

Abstained: 0

**PROCLAMATIONS / PRESENTATIONS / QUESTION & ANSWER SESSION**

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

**BUSINESS ARISING**

The Business Arising Report, dated March 27, 2017, was discussed and accepted, with the below comments:

- Item No. 1 – Harbour Authority/Tapper’s Cove
  - Council questioned if there was an update further to April 11<sup>th</sup>’s comments.
    - In relation to a MOU between the Town and the Department of Fisheries and Oceans, it was agreed there was no need to have one completed.
    - The Director of Infrastructure and Public Works has had discussions with the President if the Harbour Authority – CAO will request an update from him.
- Item No. 3 – Regional Transit
  - It was brought to Council’s attention that transit is one of the primary items of fundability from the Build Canada Fund. It was suggested that Council discuss further in relation to funding.
  - CAO to check with the City and provide information for next Monday’s meeting of Council.
  - It was discussed that at a meeting with Metrobus last year - their main concern was that they didn’t have enough buses to fill requests. Since that meeting, however, they are looking at acquiring more busses. The Infrastructure and Public Works Committee will be speaking with Metrobus in the future to see if they can provide service.
  - A regional committee was struck concerning public transit, of which the Town participated in a survey. Discussions are ongoing as well.

- Item No. 8 – Fund development plan concerning the renovation and expansion of the Kinsmen Community Centre.
  - CAO advised that correspondence was sent earlier today and will following up tomorrow morning.
- Item No. 19 – Second ice pad for the Arena and Mile One Stadium
  - Councillor Smith advised that she brought comments back to an Arena Board Meeting. She noted that facility rate rentals for hockey and other events at the Mile One Stadium is not how they operate or do business.

### **CORRESPONDENCE**

1. Bantam Female AAA Ice Breakers – Request for Donation. *Referred to Corporate and Community Services Committee.*

### **COMMITTEE REPORTS**

#### **Planning and Development**

##### **Building Applications Approved**

Under the Application Approved Report, dated March 24, 2017, the following applications were approved subject to the normal conditions and requirements for building within the Town of Torbay:

<b>Application</b>	<b>Location</b>	<b>Proposal</b>
C2017-020	13 Quigley's Lane	Enclosing Carport

##### **Building Applications for Approval**

**Application:** MV2017-003  
**Location:** Portion of 14-18 Gallow's Cove Road  
**Proposal:** Variance on lot area  
**Zoning:** Residential Infill (RI)

066-17      Motion – Councillor Smith / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application MV2017-003, under the Applications for Approval section of the Building Application Report, dated March 24, 2017, subject to the following condition:

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

Question called. Motion carried.

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

Against: 0

Abstained: 0

Building Applications to be Deferred for Advertisement

**Application:** MV2017-004  
**Location:** 44 Lower Street (to be 6 Mill Lane)  
**Proposal:** Variance on building line setback  
**Zoning:** Residential Medium Density (RMD)

067-17 Motion – Councillor Smith / Councillor Scott

**RESOLVED THAT** the Town of Torbay Defer Application MV2017-004, under the Applications to be Deferred for Advertisement section of the Building Application Report, dated March 24, 2017, pending public notification and consultation required in accordance with Regulation’s 11, 12, and 33 of the Torbay Development Regulations.

Question called. Motion carried.

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

Against: 0

Abstained: 0

Business Applications to be Approved

**Application:** D2017-007  
**Location:** 17 Howlett’s Avenue  
**Proposal:** Home office for interior decorating/staging consultation business  
**Zoning:** Residential Infill (RI)

068-17 Motion – Councillor Smith / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application D2017-007, under the Applications to be Approved section of the Business Application Report, dated March 24, 2017, 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: 6 (Deputy Mayor Gallant, Councillors Roche, Smith, Scott, Thorne-Gosse, and Whitty)

Against: 0

Abstained: 0

**Application:** D2017-010  
**Location:** 31 Bullock's Town Road  
**Proposal:** Home office for home renovation & repair business  
**Zoning:** Residential Medium Density (RMD)

069-17 Motion – Councillor Smith / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application D2017-010, under the Applications to be Approved section of the Business Application Report, dated March 24, 2017, 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: 6 (Deputy Mayor Gallant, Councillors Roche, Smith, Scott, Thorne-Gosse, and Whitty)

Against: 0

Abstained: 0

**Issues: Application:** D2017-012  
**Location:** 29 Pine Ridge Crescent  
**Proposal:** Home office for consulting business  
**Zoning:** Residential Large Lot (RLL)

070-17 Motion – Councillor Smith / Councillor Scott

**RESOLVED THAT** the Town of Torbay Approve Application D2017-012, under the Applications to be Approved section of the Business Application Report, dated March 24, 2017, 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: 6 (Deputy Mayor Gallant, Councillors Roche, Smith, Scott, Thorne-Gosse, and Whitty)

Against: 0

Abstained: 0

**Executive Committee**

No reports or motions.

**Corporate and Community Services**

**Corporate Services**

The following fifteen (15) invoices, totalling \$890,879.33 were presented for approval:

071-17      Motion – Councillor Thorne-Gosse / Councillor Roche

**RESOLVED THAT** the Town of Torbay approve payment of invoices, totalling \$890,879.33, as presented.

<b>Invoice Number</b>	<b>Vendor and Detail</b>	<b>Amount</b>
1.	Acklands-Granger Inc. (Breathing Apparatus for the Fire Department)	\$13,576.26
2.	AMEC Foster Wheeler Americas Limited (Municipal Depot Project)	\$5,267.29
3.	AMEC Foster Wheeler Americas Limited (Waste Management Review)	\$9,657.13
4.	Cal LeGrow Insurance Limited (Insurance for Municipal Depot Building)	\$7,947.65
5.	Cobra Framing (Insulation and Sheeting for Upper Three Corner Clubhouse)	\$15,824.00
6.	Newfoundland Power Inc. (Streetlighting)	\$18,174.52
7.	Progressive Engineering and Consulting Inc. (Roads Assessment Report)	\$9,200.00
8.	Receiver General for Canada (Payroll Remittance for March 1-15, 2017)	\$26,153.28
9.	Redwood Construction Ltd (Progress Claim #17 New Municipal Depot)	\$114,811.08

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10.	Redwood Construction Ltd (Progress Claim #18 New Municipal Depot)	\$526,589.79
11.	Redwood Construction Ltd (Progress Claim #19)	\$55,279.31
12.	Stewart McKelvey Stirling Scales (Advice-museum, public Works and administration)	\$6,713.26
13.	T2 Ventures Inc. (Garbage Collection February 2017)	\$44,935.00
14.	Wm. Tapper Limited (February 2017 Gas and Diesel for Fleet)	\$19,075.88
15.	Xylem (Pump Replacement at Tynedale)	\$17,674.88

Council discussed Items nine, ten and eleven above questioning process for progress claims. Councillor Thorne-Gosse requested that this be brought forward to next Corporate and Community Services Committee.

Councillor Smith questioned Item twelve requesting breakdown of costs.

After discussion, a vote was then held on the motion:

Question called. Motion carried.

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

Against: 0

Abstained: 0

Motion #1:

A motion was put forward to donate funds to enable twelve Holy Trinity High students, members of the Rock Rush NL team to participate in the Nationals in Ottawa from May 4-7, 2017; however, Council agreed to defer. See motion below:

072-17      Motion – Councillor Thorne-Gosse / Councillor Roche

**RESOLVED THAT** the Town of Torbay defer Motion 1 for further information.

Question called. Motion carried.

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

Against: 0

Abstained: 0

Motion #2:

073-17      Motion – Councillor Thorne-Gosse / Councillor Roche

**RESOLVED THAT** the Town of Torbay donate \$200.00 to the Newfoundland and Labrador Amateur Taekwondo Union to enable a Torbay youth to participate in the Junior Nationals, being held in Calgary in May 2017.

Question called. Motion carried.

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

Against: 0

Abstained: 0

Motion #3:

074-17      Motion – Councillor Thorne-Gosse / Councillor Roche

**RESOLVED THAT** the Town of Torbay provide support to the upcoming Municipalities Newfoundland and Labrador Avalon Regional Meeting as a bronze level sponsor in the amount of \$500.00.

Question called. Motion carried.

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

Against: 0

Abstained: 0

**Infrastructure, Public Works, Public Safety and Shared Services**

No reports or motions.

**NOTICES OF MOTION**

There were no Notices of Motion.



**NEW BUSINESS**

***Mayor Tapper*** - Absent

***Deputy Mayor Gallant***

Deputy Mayor Gallant congratulated Holy Trinity High School on their Annual Heritage Fair discussing the fantastic displays and hard work put into them. He reported that a couple of students are going on to regionals and he wished them best of luck.

***Councillor Roche*** - Pass

***Councillor Scott***

Councillor Scott congratulated the Holy Trinity High School Volleyball Team on their recent Silver Medal win in Provincials.

He congratulated the Torbay Volunteer Fire Department Auxillary on their recent annual chicken dinner sales, advising it was another successful fundraising event.

***Councillor Smith*** - Pass

***Councillor Thorne-Gosse***

Councillor Thorne-Gosse thanked the Torbay Fire Department Auxillary on their chicken dinners, noting that they sold over 500 dinners. She advised there was an amazing amount of time and emergency put into preparation.

***Councillor Whitty***

Councillor Whitty advised that the Torbay Public Library is holding an information session on fraud on May 9<sup>th</sup>. He requested that this information be placed on the Town's website and social media.

**QUESTION & ANSWER SESSION**

Deputy Mayor Gallant referred to the Gallery and asked if anyone had any questions or comments in relation to tonight's Council Meeting.

**NEXT PUBLIC COUNCIL MEETING**

The next Public Council Meeting will take place on Monday, April 10, 2017, at 7:30 p.m., Council Chambers, Torbay Town Hall.

**ADJOURNMENT**

075-17      Motion – Councillor Smith / Councillor Scott

**RESOLVED THAT** the meeting be adjourned at 8:16 p.m., as there was no further business.

Question called. Motion carried.

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

Against: 0

Abstained: 0

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*Mayor*

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*CAO/Town Clerk*