

**Town of Logy Bay-Middle Cove-Outer Cove
Regular Council Meeting
November 9, 2015
6:30 pm**

IN ATTENDANCE

Mayor John Kennedy
Councillor Bert Hickey
Councillor James Rose

Deputy Mayor Craig Dyer
Councillor Bradley Power
Councillor Karen Todhunter

Adele Carruthers, Town Manager
Richard Roche, Town Clerk/Treasurer
Wayne Langille, Administrative Support Clerk

REGRETS

Councillor Ryan Stack

Moved B.Hickey/B.Power: Resolved that the agenda of a regular meeting held on November 9, 2015 be adopted as circulated, corrected or amended. In favour 6. Carried.

Moved C.Dyer/K.Todhunter: Resolved that the minutes of a regular meeting held on October 19, 2015 be adopted as circulated, corrected or amended. In favour 6. Carried.

BUSINESS ARISING

1. Planning/Development re: Recreation Master Plan. Town staff will schedule a private meeting of all Council on November 15, 2015 to discuss the Recreation Master Plan.
2. Planning/Development re: Dobbin Meeting. Town staff will arrange a meeting with Judy Dobbin and the Planning/Development Committee on November 19, 2015.

CORRESPONDENCE

3. Mr. Trent McDonald will address Council @ 6:45pm to discuss his development application. The Planning and Development Committee as well as Town staff will meet with Mr. McDonald to discuss his application.
4. Letter from Jennifer Ryan, Municipal Assessment Agency Inc. re: 2016 Assessment Fee. Information Only.
5. Municipal Assessment Agency Inc. re: Assessment Workshop. Town staff and Councillor Rose may attend this seminar.

6. Memo from Steven Bradley, Department of Municipal and Intergovernmental Affairs re: Tax Recovery Plan. Deputy Mayor Dyer will draft a motion for the recovery plan.
7. Memo from Carol Button, 153 Lower Road re: Donation Request. **Moved J.Rose/B.Power:** Resolved that Council approve a \$ 50.00 donation to Jordan Button to help offset the cost of travel to a provincial tournament. In favour 6. Carried.
8. Letter from Mark Harvey, Kavanagh Associates re: Flood Study. **Moved J.Rose/B.Power:** Resolved that Council have Kavanagh Associates contracted to review flood studies with an estimated budget of \$ 9720.00. In favour 6. Carried.
9. Memo from Procom re: Townsuite Support. **Moved C.Dyer/B.Power:** Resolved that Council approve the purchase of a HP database server from Triware Technologies Inc. to an amount not to exceed \$ 5000.00 (excluding HST). In favour 6. Carried.
10. Letter sent to Sgt. Paul Didham, Royal Newfoundland Constabulary from Mayor Dennis O'Keefe, City of St. John's re: Excessive Noise – Motorcycles. Councillor Power will draft a letter of support on behalf of the Town.
11. Letter from Brendan O'Connell, City of St. John's re: Snow's Lane Upgrading Project. Mayor Kennedy will respond to Mr. O'Connell's letter.
12. Letter from Noel Harris, Braven Production Office re: 2-44 Marine Lab Road Filming. Town staff will advise Mr. Harris to contact the adjacent property owners of their filming and to contact the Department of Transportation and Works for permission.
13. Letter from Noel Harris, Frontier Season 1(NL) Inc. re: 645-647 Marine Drive Filming. Town staff will advise Mr. Harris to contact the adjacent property owners of their filming and to inform them to park their vehicles at Middle Cove Beach and to obtain approval from the Department of Environment and Conservation for the alteration of a river.
14. Letter from Minister Clyde Jackman, Department of Seniors, Wellness and Social Development re: Funding Approval for Upgrades to Softball Dugouts. Information Only.

APPLICATIONS

15. Trent McDonald, 739-743 Marine Drive re: Single Family Dwelling. As per # 3 November 9, 2015 Council Minutes.
16. Bernard Murphy, 571 Logy Bay Road re: Land Encroachment. The Planning/Development Committee will meet to discuss the land encroachment issue.
17. Dave Ducey, 228 Middle Cove Road re: 5.49m x 3.66m Shed. **Moved C.Dyer/B.Power:** Resolved that Council approve the application to construct a 5.49m x 3.66m Shed in front of the building line pending compliance with town regulations. In favour 6. Carried.

18. David Sheppard, 10 Sandalwood Drive re: 9.15m x 13.42m Garage. Town staff will notify the adjacent property owners of Mr. Sheppard's request and the Planning/Development Committee will meet to discuss.
19. Donald Cadigan, Lot # 2 (Off Red Rocks Drive) re: Single Family Dwelling. Town staff will refer the application to the Town Planner for review.
20. Scott Smart, 111 Doran's Lane re: 6.1m x 8m Garage. It was a decision of Council to notify the adjacent property owners of Mr. Smart's request for a garage.
21. Lorne Stokes, 642-644 Logy Bay Road re: Business Sign. **Moved C.Dyer/B.Hickey:** Resolved that Council approve the installation of a directional sign at the corner of the entrance to the rear of the Stoke's commercial building. In favour 6. Carried.
22. Gary Caul, Kavanagh Associates re: Jenny's Way. **Moved C.Dyer/J.Rose:** Resolved that Council require an easement for the culvert encroachment on private land. In favour 6. Carried.
23. Municipal Plan Amendment No. 18, 2015 Development Regulations Amendment No. 28, 2015 re: Adopt (Cemetery Land). **Moved C.Dyer/B.Power:** Resolved that Council adopt Municipal Plan Amendment No. 18, 2015 Development Regulations Amendment No. 28, 2015. In favour 6. Carried.
24. Gary Caul, Kavanagh Associates re: Red Rocks Drive. It was a decision of Council to refer the memo back to the Planning/Development Committee for review.
25. Mike Griffin, 119-125 B Outer Cove Road re: Rezoning Request. It was a decision of Council to refer the memo back to the Planning/Development Committee for review.
26. Ken Abbott re: Crown Land Application. **Moved C.Dyer/B.Power:** Resolved that Council approve the application for crown land. In favour 6. Carried.
27. Mary Roche, 5 Chad's Lane re: Demolish and Construct Single Family Dwelling. **Moved C.Dyer/B.Hickey:** Resolved that Council approve the application to demolish and replace the single family dwelling subject to Section 10 of the Development Regulations, Service Newfoundland and Labrador approval and compliance with town regulations. In favour 6. Carried.

Deputy Mayor Dyer left the chambers and Mayor Kennedy left the chair while Councillor Todhunter assumed the chair, all occurring at 7:20pm

28. Craig Dyer, 217 Lower Road re: Single Family Dwelling. **Moved J.Kennedy/J.Rose:** Resolved that Council approve the application for a single family dwelling subject to Service Newfoundland and Labrador approval, subject to conditions listed in the memo from the Town Planner dated November 9, 2015, subject to access from Barnes Road, subject from approval from the Department of Environment and Conservation's water resources approval, subject to 911 verification of a Barnes Road access. In favour 5. Carried.

Deputy Mayor Dyer returned to the chambers and assumed the chair while Mayor Kennedy left the meeting, all occurring at 7:30pm

29. Memo from James Brokenshire, 57-59 Barnes Road re: Donald Roche Development. The Town engineer will visit the site and make recommendations to Council.

FINANCES

30. Cheques issued from October 19, 2015 to November 6, 2015 were reviewed.
31. Quikstat and expense/income reports issued to November 6, 2015 were reviewed.

BILLS FOR REVIEW ONLY

BILLS TO BE PAID

32. Kavanagh Associates re: Professional Advice re: \$ 7545.16. **Moved K.Todhunter/J.Rose:** Resolved that Council approve payment of the invoices in full. In favour 5. Carried.

COMMITTEE REPORTS

33. Finance Committee re: Meeting. The committee will meet to discuss the budget and tax recovery plan.
34. Personnel/Training/IT re: Meeting. The committee will meet to discuss various items.
35. Policy re: Meeting. The committee will meet to discuss various draft policies.
36. Public Works re: Meeting. The committee will meet with the Outside Maintenance Supervisor.
37. Public Works re: Hickey Culvert Lower Road. Town staff will check to inquire if the town invoiced Glenn Hickey for a culvert that the town supplied to him.
38. Tourism/Economic Development re: Middle Cove Beach Project. **Moved B.Power/K.Todhunter:** Resolved that Council release \$ 6500.00 (plus HST) to Logy Bay Development Association for phase one of design concept, with any unused funds returned to the town. In favour 5. Carried.

39. Fire Service re: Fire Safety Message. Town staff will include a fire safety message in all future quarterly newsletters.
40. Jack Byrne Arena re: Jack Byrne Arena Gift Cards. **Moved B.Power/K.Todhunter:** Resolved that Council purchase six \$ 25.00 gift cards for the employees at the Jack Byrne Arena. In favour 5. Carried.
41. Heritage re: Extra Funds 2015. **Moved B.Power/K.Todhunter:** Resolved that Council forward a cheque for \$ 200.00 to the Heritage Committee for a 2015 Christmas party. In favour 5. Carried.
42. Public Engagement re: Public Notices. Town staff will ensure that all public notices issued by the Town are forwarded to all social media simultaneously which would include the website, twitter and Facebook.
43. War Memorial re: Remembrance Day Ceremony. Town staff will contact the Town of Torbay to inquire if they are inviting all three provincial candidates to the Remembrance Day Ceremony.

NEW BUSINESS

44. Holiday Schedule re: Town Hall Closing. Council has approved the Town Hall be closed from December 24, 2015 and to reopen on January 4, 2016 inclusive. Town staff will avail of annual leave during this period. **Moved B.Power/K.Todhunter:** Resolved that the first Council meeting of 2016 be scheduled for January 11. In favour 5. Carried. Town staff will draft the full 2016 Council meeting schedule and table it at the next regular meeting of Council for review.
45. Telelink Answering Service re: 2016. **Moved B.Power/B.Hickey:** Resolved that Council approve the Telelink Answering Service for fiscal year 2016. In favour 5. Carried.

Deputy Mayor Dyer left the chair and Councillor Todhunter assumed the chair, all occurring at 8:15pm

46. Private Meeting re: Motion Subdivision Standards. **Moved C.Dyer/J.Rose:** Resolved that Council approve the subdivision standards that were tabled at the private meeting with noted changes. In favour 5. Carried.

Councillor Todhunter left the chair and Deputy Mayor Dyer assumed the chair, all occurring at 8:18pm

47. Bus Stops re: Signage. Town staff will contact the Eastern School District to obtain the complete bus stop list for all children located within the town boundary and then have town staff erect "Bus Stop Ahead" for all stops.

48. Red Cliff Road re: Move Pole Light. Town staff will have Newfoundland Power move the pole light from the back of the turnaround to the entrance to the commencement of the turnaround.
49. Rodney Squires Appeal re: Private Meeting. Town staff will discuss the Rodney Squires appeal decision at the private meeting scheduled for November 15, 2015.
50. Seasonal Worker re: Extension. **Moved B.Power/K.Todhunter:** Resolved that the Public Works Committee have the authority to determine the layoff for the season. In favour 5. Carried.
51. On Call Phones re: On Call Equipment. **Moved J.Rose/B.Power:** Resolved that Council have the on-call personnel pick up their equipment for their shift at the Public Works Depot. In favour 5. Carried.
52. AVL re: Snowclearing/Ice Control Contractor Access. It was a decision of Council to approve access for J3 Consulting to have access to the AVL's installed in their snow clearing equipment.
53. Cub Cadet re: Tractor. Town staff may dispose of the tractor.

NOTICE OF MOTION

Moved J.Rose/B.Power: Resolved that the Council meeting be adjourned at 8:35pm. In favour 5. Carried.

Richard Roche
Town Clerk/Treasurer

John Kennedy
Mayor