

**Town of Logy Bay-Middle Cove-Outer Cove
Regular Council Meeting
October 11, 2016
6:30 pm**

IN ATTENDANCE

Mayor John Kennedy
Deputy Mayor Craig Dyer
Councillor Bert Hickey
Councillor James Rose
Councillor Karen Todhunter

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

REGRETS

Councillor Bradley Power

Moved C.Dyer/K.Todhunter: Resolved that the agenda of a regular meeting held on October 11, 2016 be adopted as circulated, corrected or amended. In favour 5. Carried.

Mayor Kennedy left the meeting @ 6:40pm and Deputy Mayor Dyer assumed the chair

Moved K.Todhunter/B.Hickey: Resolved that the minutes of a regular meeting held on September 19, 2016 be adopted as circulated, corrected or amended. In favour 4. Carried.

BUSINESS ARISING

CORRESPONDENCE

1. Letter from Gordon Smith, 919 Marine Drive re: Road and Ditch Concerns. Mayor Kennedy advised Mr. Smith and Mr. Randell that he would contact Kevin Parsons, MHA Cape St. Francis District and in turn the Minister of the Department of Transportation and Works to facilitate having their ditch and shoulder concern repaired.
2. Proclamation re: Fire Prevention Week. Mayor Kennedy proclaimed the week of October 9-15, 2016 as Fire Prevention Week and signed the proclamation in the presence of members of the St. John's Regional Fire Department.
3. Letter from Mike Palecek, Canadian Union of Postal Workers re: Canada Post Review. Information Only.

4. Memo from Dawn Chaplin, Town or Torbay re: Commissionaires By Law Enforcement Services.
5. Memo from Jessica Pallard and Jessica Anstey, Clovelly Stables Community re: 2016 Business Tax Exemption. **Moved K.Todhunter/J.Rose:** Resolved that Council waive the 2016 business tax in the amount of \$ 5196.85 for Clovelly Stables Community. In favour 4. Carried.
6. Letter from Eric Collins, DBI Garbage Removal re: 2017 Garbage and Recycling Contract. Council may consider adding a provision in a future contract that if material is not picked up then the town would reduce payment on contracted units not serviced.
7. Letter from Gerald Lear, Cabot Community Business Development Corporation re: Annual General Meeting. Information Only.

APPLICATIONS

8. Ken O'Brien, 42 Sugarloaf Place re: Proposed Rezoning. Town staff will send a notice to all residents on Marine Drive near the rezoning site to inform them of the City of St. John's rezoning.
9. Gary Caul, Kavanagh Associates re: Pike Development. **Moved K.Todhunter/B.Hickey:** Resolved that Council approve the proposed residential subdivision located off Marine Drive in Middle Cove subject to compliance with the town's revised subdivision regulations, signed town subdivision development agreement, municipal water, sewer and roads specifications, agreement with the Town on open space requirements, engineering drawings approved by the town engineer, Service NL approval and the Department of Environment and Conservation and compliance with the town municipal plan policies regarding Noise Exposure Forecast. In favour 4. Carried.
10. Gail Malone, 60-66 Devereaux Lane re: Right of Way. The Planning and Development Committee will meet with Ms. Malone to discuss the right of way.
11. Tanya Power and Tony Stockley, 20-34 Big Meadow Drive re: 4.88m x 6.10m Garage. **Moved J.Rose/K.Todhunter:** Resolved that Council approve the garage subject to a site visit by the Planning and Development Committee. In favour 4. Carried.
12. Michael Kavanagh, 210-214 Middle Cove Road re: Home Based Business. **Moved K.Todhunter/B.Hickey:** Resolved that Council reject the application for a home based business as the proposed business is contrary to the intent of the Municipal Plan Residential Policy 4.4.1.8. In favour 4. Carried.

FINANCES

13. Cheques issued from September 19, 2016 to October 7, 2016 were reviewed.
14. Quikstat and expense/income reports issued to October 7, 2016 were reviewed.

BILLS FOR REVIEW ONLY

BILLS TO BE PAID

15. TownSuite Municipal Software re: Software Services \$ 13397.50. **Moved K.Todhunter/B.Hickey:** Resolved that Council approve payment of the invoice in full. In favour 4. Carried.

COMMITTEE REPORTS

16. Finance re: Budget 2017. It was a decision of Council to contact KPSA and the Heritage Committee regarding submitting their proposed budgets for fiscal year 2017.
17. Public Works re: Parking Lot East Coast Trail. **Moved J.Rose/K.Todhunter:** Resolved that Council approve the expenditure of \$ 4400.00 plus HST for Hudson's Excavating Limited to create a material dumping area and parking lot area for the East Coast Trail on Cobbler Crescent. In favour 4. Carried.
18. Public Works re: Galvanised Dump Trailer. **Moved J.Rose/K.Todhunter:** Resolved that Council approve the expenditure of \$ 12093.99 plus HST for the purchase of a galvanised dump trailer. In favour 4. Carried.
19. Public Works re: Kelly Park Renovations. **Moved J.Rose/K.Todhunter:** Resolved that Council approve the expenditure of \$ 2950.00 plus HST for door/door box repair to the recreation shed and new pressure treated decking and carpeting on the wheelchair ramp. In favour 4. Carried.
20. Fire Services re: Water Tanker. Councillor Rose will contact St. John's Regional Fire Department regarding the location of the water tanker.
21. War Memorial re: Budget. Town staff will provide a budgeted amount for the 2017 fiscal year.
22. Personnel/Training/IT re: Meeting. The committee will meet to discuss on call staff for upcoming functions.

NEW BUSINESS

23. Outer Cove Rowing Crew re: Extra Expenditure. The extra expenditure will be covered by a member of the Outer Cove Rowing Crew.
24. Alternate Returning Officer re: By Election. **Moved K.Todhunter/J.Rose:** Resolved that Council appoint Adele Carruthers, Town Manager as the alternate returning officer. In favour 4. Carried.

25. Jack Byrne Arena re: Community Representative. **Moved K.Todhunter/J.Rose:** Resolved that Council appoint Randy Power as the Community Representative for the Jack Byrne Arena board. In favour 4. Carried.
26. Public Consultation re: Stick Pond. It was a decision of Council to postpone the public consultation for the Stick Pond Road development.
27. MCW Submissions re: Quote Update. **Moved K.Todhunter/J.Rose:** Resolved that Council approve the review and updating of the quotes for the cross culverts (Logy Bay Road near the Sikh Temple), cross culverts (Logy Bay Road near Kinsella's Lane) and the culvert (bottom of Barnes Road). In favour 4. Carried.
28. Snow Clearing re: Contract Increase. **Moved J.Rose/K.Todhunter:** Resolved that Council approve an increase of seven percent for the snow clearing operators for the 2016-2017 Snow Clearing and Ice Control season. In favour 4. Carried.
29. Sleepovers re: Justina Centre. **Moved K.Todhunter/B.Hickey:** Resolved that Council approve the sleep over for the Torbay Beavers Group to utilise the Justina Centre for a one time only. In favour 3. Councillor Rose Against. Carried.
30. Councillor Power re: Committees. Town staff will contact Councillor Power to have him submit in writing that he has resigned from Council committees.

NOTICE OF MOTION

Moved K.Todhunter/B.Hickey: Resolved that the Council meeting be adjourned at 8:12pm. In favour 4. Carried.

Richard Roche
Town Clerk/Treasurer

John Kennedy
Mayor