



**PUBLIC COUNCIL MEETING MINUTES
March 20, 2018**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on March 20, 2018 at 4:30 pm.

MEMBERS PRESENT

Mayor Dave Aker
Deputy Mayor Jim Locke
Councillor Lucy Stoyles
Councillor Andrew Ledwell
Councillor Isabelle Fry
Councillor Andrea Power
Councillor Bill Antle

STAFF PRESENT

Steve Kent, CAO
Jason Silver, Director, Corporate Services
Gerry Antle, Director, Infrastructure & Public Works
Jason Collins, Director, Community Development
Mona Lewis, City Clerk

Mayor Aker chaired the meeting.

18-03-168 Adoption of Agenda

Motion – Councillor Stoyles/Councillor Power

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

18-03-169 Adoption of Minutes

Motion – Councillor Stoyles/Councillor Power

RESOLVED THAT the minutes of the public meeting held on March 6, 2018 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

BUSINESS ARISING

18-03-170 Canada Post

Councillor Stoyles commented on the length of time by Canada Post to address issues raised in the meeting of January 25. Mayor Aker acknowledged that some of the items couldn't be addressed until the spring and suggested that residents be encouraged to contact Canada Post to report problems as they happen rather than wait for a council meeting.

It was noted that the IPW Director has met with Canada Post officials at the Bannister Street community mailbox site and that their overall responsiveness to the City's concerns has improved. With respect to the use of sand for ice control (which moves into the storm sewer), a sample has been provided to Canada Post to analyse.

ACTION REPORT

The action report was accepted as presented.

PROCLAMATIONS/PRESENTATIONS

18-03-171 Purple Day

Mayor Aker signed a proclamation declaring March 26 as Purple Day in the City of Mount Pearl to raise awareness and understanding of epilepsy and to support all those who live with seizures each day. Sarah Mercer, Community Information Officer, Epilepsy NL, was in attendance and spoke on the significance of the proclamation.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

PLANNING AND DEVELOPMENT COMMITTEE

18-03-172 Discretionary Use Application - DA18-0002 - Change of Use Landwash Brewery-Combined Light Industry, Bar and Shop Use Commercial – Mixed (CM) Use Zone 181-183 Commonwealth Avenue

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT a discretionary use application from Landwash Brewery to operate a craft brewery, on-site taproom and retail component within a portion of the existing building at 181-183 Commonwealth Avenue be approved and a

Development Permit be issued subject to conditions set out by the Department of Community Development, specifically the following:

1. Department of Municipal Affairs & Environment (Environmental Assessment Division)
2. Department of Service NL
3. St. John's Regional Fire Department
4. City of St. John's – Water and Wastewater Division
5. City of Mount Pearl's:
 - Engineering Services Division
 - Inspection Services, Municipal Enforcement Division
 - Planning Division
 - Finance Division
6. City of Mount Pearl Development Regulations 2010 and related requirements

Question called. Motion carried unanimously.

18-03-173 Proposed Mount Pearl Municipal Plan 2010 Amendment No. 19, 2018, Including Amendment to the Kenmount Hill Infill CDS, and Mount Pearl Development Regulations 2010 Amendment No. 64, 2018 Mount Carson Terrace Apartment Amendment

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT the Mount Pearl Municipal Plan 2010 Amendment No. 19, 2018, including the Amendment to the Kenmount Hill Infill Comprehensive Development Scheme (CDS), and the Mount Pearl Development Regulations 2010 Amendment No. 64, 2018 (Mount Carson Terrace Apartment Amendment), be adopted, AND FURTHER THAT a Public Hearing be scheduled for April 5, 2018, and that Ernest Boone be appointed as the Commissioner.

Discussion: Reference was made to the concerns raised by residents related to shadowing and increased traffic. It was noted that the area was already zoned for an apartment building, the amendment was to address an additional floor and bring in line with the regulations (up to six stories). It was also indicated that the proposed building would utilize five building lots which would negate increased traffic. It was clarified that the application for the proposed apartment building must still be considered by Council.

Question called. Motion carried unanimously.

18-03-174 Proposed Changeable Message Sign Priority Permits on Behalf of 58379 NL Ltd. (A & W Franchise) 1 Cunard Place

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT the application for a proposed changeable message sign at 1 Cunard Place be approved, including the granting of a 10 percent variance to

allow the concrete base of the existing sign to be used, in accordance with Council's discretionary powers under the Mount Pearl Development Regulations 2010 - General Regulation 4.5 Discretionary Powers.

Discussion: It was noted that had the request to utilize the existing base not been made, the variance would not be required and the application would have been approved in accordance with the regulations. It was further noted that Council has the authority to address the issue of lumens if the sign is too bright. It was indicated that the Summit Centre sign is turned off at 11:00 pm so as not to cause a disturbance to nearby residential properties.

Question called. Motion carried unanimously.

18-03-175 Proposed Ratification of Issuance of Order
Retail Business Operating a Hazardous Industry Use Without a Permit
2 Bruce Street – Unit B

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT the Order issued by the CAO to the business operators and property owners of 2 Bruce Street – Unit B be ratified.

Question called. Motion carried unanimously.

18-03-176 Development Permits

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT development permits issued for the period of March 5 - 16, 2018 be approved.

Question called. Motion carried unanimously.

18-03-177 Building Permits

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT building permits issued for the period of March 5 - 16, 2018, showing a total construction value of \$1,086,000.00, be approved.

Question called. Motion carried unanimously.

CORPORATE & COMMUNITY SERVICES COMMITTEE

18-03-178 Invoices for Approval

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT the following invoices be approved for payment:

1.	Avalon Coal Salt & Oil (Road Salt - Feb/18)	\$ 231,287.71
2.	Bell Aliant (Telephone Service Feb/18)	\$ 8,334.33
3.	Bell Aliant (Pole Replacement/Relocation Blackmarsh Rd)	\$ 5,878.72
4.	Bell Aliant (Pole Relocation 859 Topsail Rd)	\$ 5,545.06
5.	City of St. John's (Robin Hood Bay Landfill Feb/18)	\$ 29,458.43
6.	City of St. John's (Water Consumption Feb/18)	\$ 216,429.62
7.	Coastline Specialties Limited (Bleacher Upgrades Levandier Field)	\$ 11,500.00
8.	Grand Concourse Authority (Member Contribution for Operating Overhead)	\$ 7,784.45
9.	Irving Energy (Regular Gas)	\$ 4,053.89
10.	Irving Energy (Regular Gas)	\$ 5,245.82
11.	Kelloway Construction Ltd. (Cleaning Services Jan/18)	\$ 31,013.55
12.	Kelloway Construction Ltd. (Cleaning Services Feb/18)	\$ 31,013.55
13.	KPMG (Professional Services - LEAN Training)	\$ 25,716.88
14.	Lutron Electronics Canada Inc (Summit - Annual Cost of Lighting System Support)	\$ 6,454.00
15.	MVT Canadian Bus, Inc. (Para Transit Jan/18)	\$ 55,926.02
16.	MVT Canadian Bus, Inc. (Para Transit Dec/17)	\$ 48,019.93
17.	NLC (Frosty Festival NLC Order for Bar Service)	\$ 8,590.08
18.	North Atlantic Petroleum (Diesel Fuel - Depot)	\$ 12,321.12
19.	Receiver General for Canada (Radio Authorization Renewal)	\$ 6,256.00
20.	Reefer Repair Services (Repairs to Unit 599)	\$ 22,322.44
21.	Royal Garage Limited (Plow Truck re Tender TP-17-019)	\$ 89,662.05
22.	Saunders Equipment Limited (Sno-Quip Blower Auger)	\$ 6,876.56
23.	Securicore Inc (Cloud to Cloud Archiving)	\$ 23,537.28

24.	Stewart McKelvey (Legal Services)	\$ 7,449.25
25.	Tract Consulting Inc (Kenmount Hill Comprehensive Land Use Study)	\$ 28,838.49
26.	Workplace NL (Assessment Notice 2018)	\$ 236,589.64
27.	Xylem Water Solutions (Supply & Install Pump Emberley Place Station)	\$ 9,897.91
		\$ 1,176,002.78

Question called. Motion carried unanimously.

18-03-179 Payment Register

The payment register for the period of March 5 - 15, 2018, totalling \$1,845,429.89, was presented.

18-03-180 2018 Capital Budget
Request for Funding Transfer

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT the following budget transfers and allocations for cost shared projects in accordance with the City's 2018 capital budget be approved:

Project Name	Project Number	Recommended For Funding (Net of Rebate)	Revised Funding (Net of Rebate)	Funding Source	Transfer Notes
Street Upgrading	17-MYCW-15-00047	\$0.00	\$422,021.00	MYCW (Provincial/Municipal)	Existing Account to be Extended.
Transportation Assessment	17-MYCW-00049	\$0.00	\$66,903.00	MYCW (Provincial/Municipal)	Existing Account to be Extended.
Recreation Master Plan	2017-2020 MYCW *New	\$0.00	\$51,690.00	MYCW (Provincial/Municipal)	
Blackmarsh Road/Topsail Road	17-NRP-18--00007	\$4,793,991.00	\$4,793,991.00	Federal/Provincial/ Municipal	
Commonwealth Avenue	17-NRP-18--00006	\$8,700,931.00	\$8,700,931.00	Federal/Provincial/Municipal	
Sunrise - Asphalt	GAS TAX/2017-2020 MYCW *New	\$2,901,871.30	\$2,905,799.00	GAS TAX/MYCW	
Donovans Business Park Ph 2 (Bruce St., Sagona sidewalk)	17-MYCW-15-00048	\$2,853,000.00	\$1,146,903.00	MYCW (Provincial/Municipal)	

Project Name	Project Number	Recommended For Funding (Net of Rebate)	Revised Funding (Net of Rebate)	Funding Source	Transfer Notes
Roosevelt, Roland, St. Andrews sewer separation includes Waterford River Study and Cross Connect Study	17-CWWF-17-00118	\$2,263,053.10	\$2,627,087.00	Federal (CWWF)/Provincial/Municipal	
Roland Drive - Full street, sidewalk and underground	2017-2020 MYCW *New	\$888,459.28	\$888,459.00	GAS TAX/MYCW	(*) \$82,773 added as contingency to the net rebate value of \$805,686.00 to make \$888,459.28
St. David's - Commonwealth to First Street (paving, curb and underground)	2017-2020 MYCW *New	\$515,161.96	\$515,162.00	MYCW (Provincial/Municipal)	
Fourth Street	2017-2020 MYCW *New	\$2,448,453.91	\$2,448,454.00	MYCW (Provincial/Municipal)	
Glendale Avenue (Commonwealth to Ruth)	2017-2020 MYCW *New	\$2,901,871.30	\$2,901,871.00	MYCW (Provincial/Municipal)	
Second Street (between St. Andrews and Sunrise)	17-SCF-18-00067	\$639,179.00	\$639,179.00	SCF - Federal/Provincial/Municipal	
Bradley Place (+ easement)	2017-2020 MYCW *New	\$684,660.26	\$684,660.00	MYCW (Provincial/Municipal)	
Dunns Road - Asphalt, curb, sidewalk and storm	2017-2020 MYCW *New	\$662,034.00	\$662,034.00	MYCW (Provincial/Municipal)	
Pedestrian Underpass Remediation	2017-2020 MYCW *New	\$200,000.00	\$181,367.00	MYCW (Provincial/Municipal)	
Annex Parking Lot	2017-2020 MYCW *New	\$130,434.78	\$130,435.00	MYCW (Provincial/Municipal)	
Glacier HVAC/Elevator	17-SCF-18-00067	\$498,759.00	\$498,759.00	SCF - Federal/Provincial/Municipal	
Old Swimming Pool Reuse	17-MYCW-15-00055	\$270,602.48	\$258,628.00	MYCW (Provincial/Municipal)	Difference is NET of Rebate value
Pedestrian Bridge Work & Team Gushue/St. David's Signage	*New	\$100,000.00	\$100,000.00	City Operating	City Funded
Supply and Install Playground Equipment	*New	\$100,000.00	\$300,000.00	GAS TAX	
Playground (New) Blade Crescent	*New	\$50,000.00	\$50,000.00	GAS TAX	
Neighborhood Signs	*New	\$50,000.00	\$50,000.00	City Operating	City Funded
Gateway Signage	*New	\$45,000.00	\$45,000.00	City Operating	City Funded
Traffic Lights - Topsail and Moffatt	*New	\$300,000.00	\$300,000.00	City Operating	City Funded

Project Name	Project Number	Recommended For Funding (Net of Rebate)	Revised Funding (Net of Rebate)	Funding Source	Transfer Notes
Pedestrian activated lights - Stonegate/Blackmarsh	*New	\$60,000.00	\$60,000.00	City Operating	City Funded
Pedestrian Activated lights - Smallwood	*New	\$60,000.00	\$60,000.00	City Operating	City Funded

Question called. Motion carried unanimously.

18-03-181 Mount Pearl Sport Alliance
2nd Installment 2018 Operating Grant

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT approval be granted to release the remaining 2018 funding (\$80,000) to the Mount Pearl Sport Alliance in accordance with their Memorandum of Understanding.

Question called. Motion carried unanimously.

18-03-182 Contract Award – TP-18-010
Replacement of Summit Centre Splash Pad

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT approval be granted to award the contract for the replacement of the Summit Centre splash pad, TP-18-010, to the lowest, qualified bidder, Element Construction Inc., in the bid amount of \$25,116.00 (HST included).

Discussion: It was noted that the replacement is slightly less porous and should last longer than the existing pad. It is planned to undertake the project in June.

Question called. Motion carried unanimously.

18-03-183 Gas Tax Applications
Blade Crescent Playground & 2018 Playground Replacement

Motion – Councillor Power/Councillor Ledwell

RESOLVED THAT approval be granted to submit the Gas Tax Applications to the Department of Municipal Affairs and Environment for the Blade Crescent Playground and 2018 Playground Replacement Projects.

Question called. Motion carried unanimously.

18-03-184 Gas Tax Application
Sunrise Avenue and Second Street

Motion – Councillor Power/Councillor Ledwell

RESOLVED THAT approval be granted to submit the Gas Tax Application to the Department of Municipal Affairs and Environment for the infrastructure upgrades for Sunrise Avenue and Second Street.

Question called. Motion carried unanimously.

18-03-185 Professional Development & Training
Councillor Ledwell
Federation of Canadian Municipalities (FCM) Annual Conference

Motion – Councillor Power/Councillor Ledwell

RESOLVED THAT approval be granted, in accordance with the professional development and training policy, for Councillor Ledwell to attend the FCM Annual Conference taking place in Halifax from May 31 - June 3, 2018.

Question called. Motion carried unanimously.

18-03-186 Easter Day Camp
April 2-6, 2018

For the information of the public, the Easter Day Camp will take place at the Reid Centre April 2 - 6, 2018. Registration is open online for children currently in Grades K to Grade 6 (space is limited).

18-03-187 Registration Dates for Spring Programs

For the information of the public, the April registration dates for the spring programs was provided and is available online.

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

18-03-188 Contract Recommendation – Pest Control Services TP-18-005

Motion – Deputy Mayor Locke/Councillor Fry

RESOLVED THAT the contract for Pest Control Services TP-18-005 be awarded to the lowest qualified bidder, Rentokil Canada Corporation, for the bid amount of \$13,948.58 (HST included). This is a three-year contract with an optional one-year extension.

Question called. Motion carried unanimously.

18-03-189 Contract Recommendation – Street Reconstruction (Roosevelt Avenue, Roland Drive & St. Andrews Avenue)
DMAE Project Number 17-CWWF-17-00118

Motion – Deputy Mayor Locke/Councillor Fry

RESOLVED THAT the contract for street reconstruction (Roosevelt Avenue, Roland Drive & St. Andrews Avenue) be awarded to the lowest qualified bidder, Dexter Construction, for the bid amount of \$2,447,612.85 (HST included).

Question called. Motion carried unanimously.

18-03-190 Contract Recommendation – Donovan’s Business Park Improvements

Motion – Deputy Mayor Locke/Councillor Fry

RESOLVED THAT the contract for the Donovan’s Business Park Improvements project, be awarded to the lowest qualified bidder, Farrell’s Excavating Ltd., for the bid amount of \$774,607.23 (HST included).

The general scope of work includes Bruce Street upgrading (minor underground repair, asphalt resurface, new sidewalk one side) and Sagona Avenue (new sidewalk one side from Bruce Street to approximately Campia Gymnastics).

Question called. Motion carried unanimously.

18-03-191 Diabetes Canada -Textile and Diversion Pilot

Motion – Councillor Fry/Deputy Mayor Locke

RESOLVED THAT the ‘Diabetes Association Textile Diversion’ program be approved for a one-year pilot project.

Discussion: Councillor Stoyles advised that while she supports the recycling of textiles, she believes the bins may not be cleared on a timely basis and will become an eyesore. She indicated that she has seen this happen often throughout the city.

Other members of Council acknowledged Councillor Stoyles’ concerns but noted that because it was a pilot project, the City could withdraw support at any time. It was indicated that the overflowing bins showed the need for an increased number of bins.

Question called. Motion carried with Councillor Stoyles voting against the motion.

18-03-192 Public Works Maintenance Updates

An update on public works maintenance activities was provided.

18-03-193 Project Updates

An update on various ongoing projects was presented.

NEW BUSINESS

18-03-194 The Newfoundland Herald – Councillor Fry

Councillor Stoyles extended congratulations to Councillor Fry who was recently featured in The Newfoundland Herald as the founder and former Director of Miss Teen Newfoundland and now a City Councillor.

18-03-195 Congratulations – Shannie Duff

Members of Council extended congratulations to former Mayor and Deputy Mayor Shannie Duff, City of St. John's, who recently received the Freedom of the City award in recognition of her service to the city. Appreciation was extended to the City Council for recognizing Mrs. Duff. It was suggested that we (Mount Pearl) consider a similar award for those who have made a significant contribution to the community.

18-03-196 Condolences – Bishop

Councillor Stoyles extended condolences to the family and friends of Patsy Bishop.

18-03-197 Condolences – Maher

Members of Council extended condolences to the family and friends of Ed Maher, owner of Mount Pearl Florist.

18-03-198 Church of the Good Shepherd

Councillor Stoyles advised that the weekly Wednesday community lunch has resumed at the Parish of the Good Shepherd.

18-03-199 YWCA Women of Distinction Awards

Councillor Stoyles extended congratulations to the nominees and recipients of the Women of Distinction Awards, in particular, resident Leanne O'Neill.

18-03-200 Congratulations – Judy Foote

Congratulations were extended to Judy Foote on being named the Province's next Lieutenant-Governor.

18-03-201 Regional Fire Department

Councillor Ledwell extended appreciation to the staff of the Regional Fire Department for organizing the tour of the central fire station and providing an informative orientation for councillors of member municipalities.

18-03-202 Seniors Independence Group

Councillor Fry extended congratulations to the Seniors Independence Group for hosting a successful St. Patrick's Day social.

18-03-203 Mount Pearl First United Church

Councillor Fry extended congratulations to the First United Parish for hosting a successful Irish stew lunch. She advised that the Church will be holding a fish and brewis breakfast on Good Friday.

18-03-204 Marconi Sea Cadets

Councillor Fry extended congratulations to the Marconi Sea Cadets for recently hosting a successful dessert and auction fundraiser.

18-03-205 Dealing with Dementia Workshops

Councillor Fry reminded residents of the ongoing sessions on the topic of dementia taking place weekly at the Reid Community Centre. Further details are available on the City website.

18-03-206 Marlins

Councillor Power extended congratulations to the Marlins Swim Club for hosting a successful dance fundraiser this past weekend.

18-03-207 A1Next

Councillor Power referenced the A1Next announcement scheduled to take place at the Chamber of Commerce Mayor's Outlook presentation on March 21.

18-03-208 Northeast Avalon Joint Council (NEAJC)

Councillor Antle provided an update on items discussed at the recent NEAJC meeting.

18-03-209 Urban Municipalities Committee (UMC)

Mayor Aker provided an update on items discussed at the recent UMC meetings.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:55 PM on a motion by Deputy Mayor Locke and seconded by Councillor Antle.

Chairperson

City Clerk