



PUBLIC COUNCIL MEETING MINUTES
August 11, 2015

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on August 11, 2015 at 4:15 pm.

MEMBERS PRESENT

Mayor Randy Simms
Deputy Mayor Jim Locke
Councillor Lucy Stoyles
Councillor John Walsh
Councillor Paula Tessier
Councillor Dave Aker
Councillor Andrew Ledwell

STAFF PRESENT

Michele Peach, Chief Administrative Officer
Stephen Jewczyk, Director, Planning & Development
Gerry Antle, Director, Infrastructure & Public Works
Jason Collins, Director, Community Services
Norm Snelgrove, Manager, Finance
Mona Lewis, Deputy City Clerk

STAFF ABSENT

Jason Silver, Director, Corporate Services

Mayor Simms chaired the meeting.

15-08-503 Adoption of Agenda

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

15-08-504 Adoption of Minutes

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT the minutes of the public meeting held on July 28, 2015 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

BUSINESS ARISING

15-08-505 Non-Compliance with City Requirements – Reefer Repair
172-180 Glencoe Drive

Council was advised that the property owner, Reefer Repair, was notified today's date of the proposed course of action, i.e. proceed with the tendering process to complete the outstanding work.

ACTION REPORT

The action report was accepted as presented.

PROCLAMATIONS/PRESENTATIONS

None presented.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

COMMUNITY SERVICES COMMITTEE

15-08-506 Movie in the Park – August 13, 2015

For the information of the public, an outdoor family movie ("Big Hero 6") will take place on August 13 (weather permitting) in the Centennial Park starting at dusk. In the event of inclement weather, it will be held on August 14. Further information is available on the City website.

15-08-507 Kids of Steel Triathlon - August 5, 2015

Appreciation was extended to City staff and volunteers involved in the Kids of Steel Triathlon that took place at the Summit Centre on August 5. It was noted that this was the first time the event took place in Mount Pearl and it was a huge success.

15-08-508 Out of the Box Project
Traffic Box Art Work

For the information of the public, the "out of the box" traffic box project is ongoing with great success and will continue throughout the summer months.

15-08-509 Summer Programs

The summer day camp continues to operate and is going extremely well; the summer aquatic programs at the Summit Centre are ongoing; the recreational facilities and play fields are in full operation.

CORPORATE SERVICES COMMITTEE

15-08-510 Tax Deferrals – Low Income Earners

Motion: Councillor Aker/Councillor Tessier

RESOLVED THAT approval be granted to defer taxes (as specified) for the following accounts in accordance with Council’s policy for low income earners:

Account #	Amount Deferred
13214	\$ 2,701.74
2362	\$ 8,756.37
795	\$ 3,472.33
8655	\$ 3,023.56

Question called. Motion carried unanimously.

15-08-511 Professional Development & Training - Director, Public Works & Infrastructure American Society of Civil Engineers (ASCE)

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for the Director of Infrastructure & Public Works to attend an ASCE Continuing Education Seminar being held September 21-25, 2015 in Las Vegas, Nevada.

Question called. Motion carried unanimously.

15-08-512 Tax Sale – 17 Bragg Crescent, 8 and 8A Edinburgh Drive

Notice was given to the last known owners of properties situated at 17 Bragg Crescent, 8 Edinburgh Drive and 8A Edinburgh Drive that the properties were liable to be sold to satisfy taxation and other arrears. No response was received from the owners.

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT in accordance with Section 161.3 of the City of Mount Pearl Act approval be granted to proceed with the sale of 17 Bragg Crescent, 8

Edinburgh and 8A Edinburgh Drive through public auction to satisfy taxation and other arrears.

Discussion: A question was raised with respect to ownership if the properties were not sold. It was confirmed that if the process does not result in a sale, the City does not own the property. Clarification on establishing a minimum bid was requested. It was acknowledged that there were environmental concerns with the properties and they would be disclosed to prospective purchasers.

Question called. Motion carried unanimously.

15-08-513 Mount Pearl Men's Slo-Pitch Softball League Lease

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT approval be granted for the Mayor and CAO to execute the lease between the City and the Mount Pearl Men's Slo-Pitch Softball League for the facility at the Team Gushue Sports Complex, Arena Road.

Question called. Motion carried unanimously.

15-08-514 Invoices for Approval

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT the following invoices be approved for payment:

1.	B & B Sales (Dishwasher for Park Place)	\$ 5,989.00
2.	Bae-Newplan Group (Change Order#1 2011 Street Upgrading)	\$ 15,406.87
3.	Bae-Newplan Group (Prof Svcs Rendered 2011 Street Upgrading)	\$ 17,342.20
4.	Bae-Newplan Group (Prof Svcs Rendered 2011 Street Upgrading)	\$ 20,190.54
5.	Bae-Newplan Group (Prof Svcs Rendered 2011 Street Upgrading)	\$ 19,025.67
6.	City of St. John's (SJRFD Aug)	\$ 402,074.33
7.	City of St. John's (Robin Hood Bay Landfill July)	\$ 47,967.19
8.	Dexter Construction Company Limited (Progress Claim#1 2015 Street Upgrading)	\$ 16,907.63

9.	Econolite Canada Inc (Post Mounted Crosswalk Cabinet)	\$ 12,397.80
10.	Hitech Communications (AVL Rental Fee July/15)	\$ 6,402.18
11.	Marco Services Ltd (Multiplex CP3 Progress Pmt#33)	\$ 45,022.59
12.	MVT Canadian Bus Inc (Para Transit Qtr 2 Billing)	\$ 127,802.90
13.	Platinum Construction Co. Ltd. (Stormwater Management Progress Claim#2)	\$ 549,623.87
14.	Saunders Equipment Limited (Compactor Parts)	\$ 9,087.80
15.	St. John's Transportation Commission (Mount Pearl Costs June/15)	\$ 103,752.28
16.	Weir's Construction Ltd. (CP3 Progress Claim#2 2012 Street Upgrading)	\$ 467,158.64
17.	Fairview Investments Limited (Groves Place Remediation Work – Watermain Break)	\$ 9,039.15
18.	Avalon Ford Sales Limited (Municipal Enforcement Vehicle)	\$ 27,247.69
19.	The Telegram (Preparation & Postage for Tax Bills)	\$ 9,059.97
		\$1,911,498.30

Question called. Motion carried unanimously.

15-08-515 Ratification of Collective Agreement

It was noted that on May 29th the City and CUPE Local 2099 officially signed the collective agreement. The agreement covers a four-year period from July 1, 2014 – June 30, 2018. In addition to language and benefit improvements and a \$1,000 signing bonus, the hourly wage increase is:

July 1, 2014 \$1.00
 July 1, 2015 \$0.82
 July 1, 2016 \$0.82
 July 1, 2017 \$1.00

The City also implemented a 2.5% salary increase for management employees and Council effective July 1, 2014, January 1, 2015, January 1, 2016 and January 1, 2017.

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT approval be granted to execute the collective agreement between the City of Mount Pearl and CUPE Local 2099 as negotiated and as previously ratified by both parties and to implement the increases for the management staff and council.

Question called. Motion carried unanimously.

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

15-08-516 Contract Award
Team Gushue Park Facility Improvements Phase 2

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT approval be granted to award the contract for the Team Gushue Park Facility Improvements Phase 2 project to the lowest compliant bidder, Weir's Construction Limited, for the bid amount of \$1,073,387.00 (HST included).

Question called. Motion carried unanimously.

15-08-517 Project Updates

Information was provided on various ongoing projects such as street upgrading and maintenance; bulk garbage collection, parks and playfields; water and sewer; and fleet maintenance.

Council was advised that a report on the thermoplastic paint used in 2014 will be referred to the Infrastructure & Public Works Committee. With respect to the ongoing line painting, it was noted that the project has been closely monitored; the thickness of the paint has been measured to ensure compliance.

It was noted that the street upgrading project on Second Street was scheduled to be completed by the end of August; however, it will most likely be delayed until September.

PLANNING AND DEVELOPMENT COMMITTEE

15-08-518 Variance for New Accessory Building
8 Wyatt Boulevard

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT a 6.6 % variance request to increase the maximum accessory building height standard at 8 Wyatt Boulevard to 3.73 m to accommodate a new

accessory building be approved and a development permit issued subject to the following conditions:

1. the removal of the existing shed,
2. the accessory building cannot contain a second floor, and
3. that the proposal is required to meeting the conditions of the Development Regulations, Building Regulations, Inspection Services, Finance Division, Engineering Services Division, and Planning Services Division.

Question called. Motion carried unanimously.

15-08-519 68380 Newfoundland and Labrador Inc.
Requested Acquisition of City Land - 59 Park Avenue

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT approval be granted to sell City land (*a portion of the Worrall Crescent road right of way*) to 68380 Newfoundland and Labrador Inc. at the market value of \$28,000.00 AND FURTHER THAT the Mayor and Chief Administrative Officer sign the Deed of Conveyance.

Question called. Motion carried unanimously.

15-08-520 Development Permit

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT development permits issued for the period of July 27 – August 7, 2015, be approved as presented.

Discussion: It was noted that the fitness use at 878 Topsail Road is for small groups (8 – 10 participants). Should the operation expand, the owner would be required to reapply.

Question called. Motion carried unanimously.

15-08-521 Building Permits

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT building permits issued for the period of July 27 – August 7, 2015, showing a total construction value of \$422,500.00, be approved as presented.

Question called. Motion carried unanimously.

REGIONAL SERVICES & ENVIRONMENT COMMITTEE

15-08-522 Community Garden/Conservation Corp Green Team

An update on the Green Team's work with the community garden project and anti-litter educational material was provided.

Motion – Councillor Stoyles/Councillor Aker

RESOLVED THAT approval be granted to establish two pilot community gardens on City owned property at Kenmount Park Community Centre (3 beds) and on Forest Avenue (4 beds).

Question called. Motion carried unanimously.

15-08-523 TD Canada Bank – Hosted by Conservation Corps NL – in cooperation with City Tree Planting Initiative – Saturday, September 26, 2015 – 9:00 – 12:00

The City has been approached by the Conservation Corps NL to assist with a volunteer tree planting event to occur on Saturday, September 26, 2015, 9:00 am – 12:00 pm. This is planned to be a planting initiative with up to 50 volunteers from TD Bank Employees, Family and Friends, hosted by CCNL. The site selected is the Pollux Drive buffer area and the City will provide assistance as required. Area residents will be advised of the activity and encouraged to participate.

15-08-524 Water Levels – Bay Bulls Big Pond

The most recent report shows that the water level at Bay Bulls Big Pond is on par with prior years. Residents are reminded that a conservation order is in effect year round and to be mindful of water consumption.

TRANSPORTATION & PUBLIC SAFETY COMMITTEE

15-08-525 Neighborhood Watch Program

For the information of the public, to learn how to get involved with the Neighborhood Watch program, please email neighbourhoodwatch@mountpearl.ca or call 748-1082.

Concerns with vandalism on Hann Place and Thomey Place were raised. It was noted that the Municipal Enforcement Division as well as the Royal Newfoundland Constabulary have been investigating the matter. It was suggested that residents considering establishing a neighbourhood watch program in an effort to deter the activity.

NEW BUSINESS

15-08-526 RCMP Musical Ride

Deputy Mayor Locke reminded the public of the RCMP Musical Ride taking place on August 22 and 23. Further details are available on the City's website.

15-08-527 Condolences

Councillor Stoyles extended condolences to the family and friends of the late Alvin Rice.

15-08-528 Association for the Arts in Mount Pearl (AAMP)

Councillor Walsh commented on the AAMP weekly program (Monday's at 7:00 pm, Centennial Park) and encouraged residents to support the activities.

15-08-529 Line Painting – Measuring Device

Councillor Walsh clarified that the measuring device checks the dry thickness on line paint and reiterated that the project is being monitored to ensure the quality is acceptable.

Councillor Stoyles referenced a line painting study by the College of the North Atlantic that had been initiated some time ago with the City of St. John's. Referred to the IPW Director for follow up.

15-08-530 Roaming Cats

Councillor Tessier reminded residents that cats are not permitted to roam out of respect for their safety as well as not being a nuisance to residents.

15-08-531 Avalon Dragon Boat Festival

Councillor Tessier extended best wishes to the City's team participating in the upcoming Avalon Dragon Boat Festival.

15-08-532 Injured Animals

In response to Councillor Aker, it was noted that injured (or dead) animals should be reported to the animal control division during regular working hours or to the standby crew after hours.

15-08-533 Tax Sale

Councillor Aker advised that in accordance with the City of Mount Pearl Act (section 161.6), an attempt would be made to sell a property to cover the arrears

(i.e. a minimum bid) but if that is not achieved, the sale must be adjourned and posted again for another day, wherein any amount could be accepted.

15-08-534 Association for the Arts in Mount Pearl (AAMP)

Councillor Ledwell advised that the last AAMP event will be held on August 17 and commented on the great work the group has done over the past 10 years. Residents were encouraged to participate and support all their events.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:25 pm on a motion by Councillor Walsh and seconded by Councillor Tessier.

Chairperson

Deputy City Clerk