

PUBLIC COUNCIL MEETING MINUTES
August 12, 2014

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on August 12, 2014 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
Jason Silver, Director, Corporate Services
Gerry Antle, Director, Infrastructure & Public Works
Jason Collins, Director, Community Services
Mona Lewis, Deputy City Clerk

Mayor Simms chaired the meeting.

14-08-531 Adoption of Agenda

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

14-08-532 Adoption of Minutes

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT the minutes of the public meeting held on July 29, 2014 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

BUSINESS ARISING/ACTION REPORT

No business arose from the previous minutes. The action report was accepted as presented.

PROCLAMATIONS/PRESENTATIONS

None presented.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

COMMUNITY SERVICES COMMITTEE REPORT

14-08-533 Arts in the Park - Centennial Park

The last Arts in the Park series will take place on Monday, August 18, at 7:00 pm in Centennial Park (next to City Hall). The Arts in the Park series is coordinated by the Association for the Arts in Mount Pearl (AAMP) in partnership with the Community Services Department. For more information please visit www.aamp.ca.

14-08-534 Movie in the Park

The movie in the park is scheduled to take place on Thursday, August 14, in Centennial Park (next to City Hall) at 8:30 pm. The feature film is “Despicable Me 2”. Admission is a non-perishable food item. If postponed due to inclement weather, the movie will be shown on Friday, August 15.

14-08-535 Powers Pond, Outdoor Program

The family canoeing program has been very successful with higher than normal numbers this season. As a result, consideration will be given to expanding the program in 2015. A suggestion for signage to be placed around the City promoting the program was taken under advisement.

14-08-536 Mount Pearl Summit Centre, Progress Update

During the past number of months City staff have been working hard to have the new facility open to the public. The following items are almost complete; way finding signage, final branding on the clothing for staff, TV monitor installation, finalizing the furniture & fitness equipment installation, pool score clock installation and the installation of a new radio station PEAK Radio, just to name a few.

14-08-537 Activity Guide

The public was advised that the fall Community Services Activity Guide will soon be delivered to residents.

CORPORATE SERVICES COMMITTEE

14-08-538 Tender – Courier Services

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT approval be granted to award the contract for courier service to the lowest compliant bidder, Millennium Express, covering the period from 2014-2019.

Question called. Motion carried unanimously.

14-08-539 Request for Tax Consideration

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT approval be granted to exempt the 2014 business tax, in accordance with Council’s policy for charitable organizations, for the School Lunch Association, 785 Topsail Road, in the amount of \$765.07.

Question called. Motion carried unanimously.

14-08-540 Invoices for Approval

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT the following invoices be approved for payment:

1.	Avalon Ford Sales Limited (Two 4x4 Pickups)	\$ 50,192.34
2.	City of St. John's (August 2014 - Regional Fire Services)	\$ 358,925.08
3.	Conservation Corps of Newfoundland (Internship 2014)	\$ 20,000.00
4.	Crown Contracting Inc (Asphalt Crack Sealing as per Contract)	\$ 29,967.60
5.	Farrell's Excavating Limited (2012 Street Upgrading CP1 Sagona Ave/Progress Claim 3)	\$ 354,130.29

6.	Hitech Communications (Radio/AVL Rental Fee June 2014)	\$ 6,282.52
7.	Island Office Furniture (Front Counter Desks)	\$ 8,412.00
8.	Modern Paving Limited (2013 Street Upgrading CP2/Progress Claim 2)	\$ 431,442.98
9.	Stantec Consulting Ltd (Donovan's Business Park Improvements Project Mgmt)	\$ 23,981.53
10.	Stantec Consulting Ltd (Donovan's Business Park Improvements Prof Services)	\$ 20,335.88
11.	The Telegram (Tax Bill Prep, Postage, etc.)	\$ 11,203.88
	Total	\$ 1,314,874.10

Question called. Motion carried unanimously.

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

14-08-541 Summit Centre

An update on the Summit Centre was provided.

14-08-542 Summer Activity Report

The following update was presented:

Roads

- Summer bulk collection averaging between 30 & 50 pickups per week.
- Curb, sidewalk and asphalt repair ongoing.
- Fleet services evaluating winter maintenance of equipment.

Parks

- Repairs to Dog Park completed, section barricaded to protect grass.
- Parks crews have commenced replacing playground structures identified for 2014.

UTM

- Low points were checked in preparation of last week's impending rain forecast.
- Hydrant flushing suspended to conserve water.

14-08-543 Tender - Cleaning Services for the Summit Centre

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT approval be granted to award the tender for cleaning services for the Summit Centre to the lowest, qualified bidder, Kelloway Construction Ltd., in the amount of \$124,968.73 (HST included).

Question called. Motion carried unanimously.

PLANNING AND DEVELOPMENT COMMITTEE

14-08-544 Pre-Application Enquiry – Residential Apartment Development
Lat49 Architecture Inc. (Gibraltar Development Ltd.)
16 - 24 Glendale Avenue

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT the terms of reference for the Land Use Impact Assessment report (part of the amendment review process) for the proposed redevelopment of 16 – 24 Glendale Avenue be approved as presented.

Discussion: It was clarified that the terms of reference contains a requirement for commentary on any improvements that are required to the City’s street system to accommodate the traffic generated by this proposal, in particular, the intersections of Glendale Avenue/Commonwealth Avenue, Glendale Avenue/First Street and First Street/Ruth Avenue.

Question called. Motion carried unanimously.

14-08-545 Ratification and Confirmation of Order
42 First Street

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT the Order issued on July 30, 2014 to the property owner of 42 First Street, in relation to a heat pump installed in the sideyard of the house which is in violation of the Development Regulations, be ratified.

Discussion: It was clarified that the heat pump was installed after the regulations were amended. In addition, no application was made for its installation.

Question called. Motion carried unanimously.

14-08-546 Proposed Hotel and Condominium Development
Land Use Impact Assessment (LUIA) – Terms of Reference
43 & 53 Greenwood Crescent

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT the terms of reference for the Land Use Impact Assessment report (part of the amendment review process) for the proposed redevelopment of 43 & 53 Greenwood Crescent be approved as presented.

Discussion: It was confirmed that the terms of reference contains a requirement for a traffic impact assessment study that includes an analysis of existing and proposed locations for access as well as street network improvements/changes that may be required such as a traffic signalization of the intersection of Greenwood Crescent/Topsail Road. It was acknowledged that the information provided will supplement the larger traffic study being undertaken by the City.

Question called. Motion carried unanimously.

14-08-547 Building Extension (Retirement Home) – Hillcrest Estates – DA14-0344
16 Mount Carson Avenue

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT an application by Mount Carson Manor Inc. (on behalf of Hillcrest Estates) to construct a building extension consisting of a gross floor area of 777 m² (8360 sq. ft.) to the eastern portion of the existing building at 16 Mount Carson Avenue for the purpose of increasing the current license capacity of 70 beds by 20 beds be approved and a development permit issued subject to the following conditions:

1. Bell Aliant conditions;
2. Newfoundland Power conditions;
3. St. John's Regional Fire Department conditions;
4. City Inspector conditions;
5. Engineering Services Division conditions;
6. Planning Services Division conditions;
7. the developer shall construct temporary ditching, if required, to retain storm water drainage on site during the construction and final development phases of the project;
8. the development meeting the Zero Net Runoff Policy requirements; and
9. the development meeting Mount Pearl Development Regulations 2010.

Question called. Motion carried unanimously.

14-08-548 Application to Widen Driveway
 30 Michener Avenue

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT the request to widen the driveway by 2.2 meters allowing for double parking at 30 Michener Avenue be approved subject to the condition that a 0.6 meter wide grass buffer zone be maintained along the southern property line adjacent to the property of 28 Michener Avenue.

Discussion: It was noted that applications such as this are considered on a case-by-case basis and that row dwellings present different circumstances. It was acknowledged that the regulations now require parking at the rear for new developments (row housing).

Question called. Motion carried unanimously.

14-08-549 Cease and Desist Order
 Country Ribbon
 1273 Topsail Road

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT a Cease and Desist Order be issued to the property owner of 1273 Topsail Road in relation to the business Country Ribbon which is operating in violation of the National Fire Code of Canada and the National Building Code of Canada.

Question called. Motion carried unanimously.

14-08-550 Notice of Motion
 Amendment – Mount Pearl Development Regulations 2010

Councillor Ledwell gave notice that in accordance with Section 39 of the City of Mount Pearl Act, 1988 and in accordance with Council's public notification policy, he will, at a regular meeting of Council move an amendment to the text of the Mount Pearl Development Regulations 2010 that, if enacted, will:

Amend Regulation 8.20.4 Changeable Message Signs of the Mount Pearl Development Regulations to add conditions that reduce the maximum illumination level of these signs between sunset and sunrise.

The purpose of the amendment is to regulate the brightness of changeable message signs in order to minimize, especially at night: distractions to drivers, safety

hazards, nuisance to residents, and negative effects on the look, character, and quality of areas visible to the public.

14-08-551 Development Permits

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT development permits issued for the period of July 28 – August 8, 2014 be accepted as presented.

Question called. Motion carried unanimously.

14-08-552 Building Permits

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT building permits issued for the period of July 28 – August 8, 2014, showing a total construction value of \$1,980,030.00, be approved as presented.

Question called. Motion carried unanimously.

REGIONAL SERVICES & ENVIRONMENT COMMITTEE

No report.

TRANSPORTATION & PUBLIC SAFETY COMMITTEE

14-08-553 Resident Awareness
Speeding Radar Signs

The public was advised that new speeding radar signs have been installed on Richard Nolan Drive, Michener Avenue, Baffin Drive and Smallwood Drive.

NEW BUSINESS

14-08-554 Decibel Reader – Noisy Vehicles/Motorcycles

Deputy Mayor Locke requested the Transportation & Public Safety Committee research the suggestion that a decibel meter exists that will also take pictures of license plates. It was acknowledged that current provincial legislation does not permit photo radar as a means to keep drivers from speeding. This legislation may also apply to the use of a photo taking decibel meter. Committee to follow up.

14-08-555 Condolences

Members of Council extended condolences to the family and friends of Rick Denine who was a resident and businessman in Mount Pearl.

14-08-556 Painting – Utility Boxes

In response to Mayor Simms, it was indicated that the painting of the utility boxes is anticipated to start in a couple of weeks.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:05 pm on a motion by Councillor Ledwell and seconded by Councillor Stoyles.

Chairperson

Deputy City Clerk