

PUBLIC COUNCIL MEETING MINUTES
August 6, 2013

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on August 6, 2013 at 4:15 pm.

MEMBERS PRESENT

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

STAFF PRESENT

Stephen Jewczyk, Director, Planning & Development
Jason Silver, Director, Corporate Services
Gerry Antle, Director, Infrastructure & Public Works
Jason Collins, Director of Community Services
Gail Sexton, Human Resources Assistant

MEMBERS ABSENT

Deputy Mayor Jim Locke

STAFF ABSENT

Michele Peach, Chief Administrative Officer
Mona Lewis, Deputy City Clerk

Mayor Simms chaired the meeting.

13-08-548 Adoption of Agenda

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

13-08-549 Adoption of Minutes

Motion – Councillor Walsh/Councillor Aker

RESOLVED THAT the minutes of the public meeting held on July 23, 2013 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

BUSINESS ARISING/ACTION REPORT

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

PROCLAMATIONS/PRESENTATIONS

None noted.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

PUBLIC WORKS COMMITTEE

13-08-550 Summer Maintenance

Council was advised that the bulk garbage collection is complete and crews are now finalizing any remaining claims for repairs from snow clearing damages such as lawns and driveways.

Council was also advised that street cleaning will continue throughout the summer and the Mad-Vac continues to be deployed on the trails and in the parks in an effort to keep the area free from garbage and debris with work continuing on the playfields and playgrounds to ensure that they are kept in good condition.

Appreciation was extended to the Public Works staff and Municipal Enforcement for ensuring that the streets were safe for the Tely10 road race as well as the Holy Sepulchre Cemetery Mass.

COMMUNITY SERVICES COMMITTEE REPORT

13-08-551 Admiralty House Communications Museum

Motion – Councillor Tessier/Councillor Stoyles

RESOLVED THAT approval be granted to provide Admiralty House Communications Museum with the second (final) installment of the operating grant for 2013 in the amount of \$20,250.

Question called. Motion carried unanimously.

13-08-552 August 2013 Community Events

Council was advised of the community events scheduled for August. Further details are available on the City's website.

CORPORATE SERVICES COMMITTEE

13-08-553 Professional Development & Training – Director of Community Services Athletic Business Conference & Trade Show

Motion – Councillor Aker/Councillor Walsh

RESOLVED THAT approval be given, in accordance with the Professional Development & Training Policy, for the Director of Community Services to attend the Atlantic Business Conference and Trade Show being held in San Diego from November 19 - 23, 2013.

Question called. Motion carried unanimously.

13-08-554 Invoices for Approval

Motion – Councillor Aker/Councillor Walsh

RESOLVED THAT the following invoices be approved for payment:

| | | |
|----|--|---------------|
| 1. | Apex Construction Specialties Inc. (Baseball Field Fencing & Single Gate Install) | \$ 7,395.85 |
| 2. | Apex Construction Specialties Inc. (Softball Field Fence Extension & Dugouts) | \$ 9,096.50 |
| 3. | City of St. John's (Landfill Usage - august 2013) | \$ 41,491.74 |
| 4. | City of St. John's (Regional Fire Services - August 2013) | \$ 342,526.00 |
| 5. | Hitech Communications (Monthly AVL Charge - August 2013) | \$ 5,444.85 |
| 6. | Newalta Corporation (Household Hazardous Waste Day 2013) | \$ 11,674.88 |
| 7. | The Telegram (Preparation & Postage of July 2013 Tax Bills) | \$ 7,393.03 |
| | Total | \$ 425,022.85 |

Question called. Motion carried unanimously.

13-08-555 RFP Awarded
2013/2014 Winter Salt

Motion – Councillor Aker/Councillor Walsh

RESOLVED THAT the contract for the supply of salt for 2013-2014 be awarded to the lowest, compliant bidder, Avalon Coal, Salt & Oil Ltd., as follows:

- Up to 8,500 tonnes at the unit price of \$94.43 per tonne for a total of up to \$802,655 plus HST.

Discussion: It was noted that the City (along with several other municipalities) participated in a joint tender with the Government of Newfoundland and Labrador for the supply of salt for the 2013/2014 season.

Question called. Motion carried unanimously.

ECONOMIC DEVELOPMENT, COMMUNICATION & TOURISM COMMITTEE

No report.

ENGINEERING SERVICES COMMITTEE

13-08-556 Multiplex - Update

Council was provided with an update on the Multiplex.

13-08-557 Authorization for Change Orders - Multiplex

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT the following change orders for the Multiplex be approved:

- a) Change Order # 30 in the amount of \$1,896.91 - elevator pit revision
- b) Change Order # 41 in the amount of \$2,132.90 - framing of door - upper roof

Question called. Motion carried unanimously.

13-08-558 2012-2014 Multi-Year Top-Up Funding (Projects 12271, 12272, 12273, 12274)

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT approval be granted to enter into an agreement with the Provincial Government for a 70/30 cost-sharing arrangement for the 2012-2014 Multi-Year Top-Up Funding Projects (identified as 12271, 12272, 12273, and 12274).

Question called. Motion carried unanimously.

PLANNING AND LAND USE DEVELOPMENT COMMITTEE

13-08-559 Referral Regarding Proposed Amendment
Proposed City of St. John's Municipal Plan and
Development Regulations Amendments

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT a response be forwarded to the City of St. John's advising that the City of Mount Pearl has no commentary regarding the proposed amendments to their Municipal Plan and Development Regulations for a proposed expansion to the existing quarry site – East White Hills Road.

Question called. Motion carried unanimously.

13-08-560 Referral Regarding Proposed Amendments
St. John's Urban Region Regional Plan Amendment;
Town of Bauline Municipal Plan Amendment No. 2, 2012; and
Town of Bauline Development Regulations Amendment No. 2, 2012

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT a response be forwarded to the Town of Bauline advising that the City has no commentary regarding a proposed amendment to the St. John's Urban Region Regional Plan Amendment; the Town of Bauline Municipal Plan Amendment No. 2, 2012; and the Town of Bauline Development Regulations Amendment No. 2, 2012.

Question called. Motion carried unanimously.

13-08-561 Referral Regarding Proposed Amendments
St. John's Urban Region Regional Plan Amendment and
Town of Paradise Development Regulations Amendment No. 58, 2012

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT a response be forwarded to the Town of Paradise advising that the City has no commentary regarding the proposed amendments outlined in the their letter of July 10, 2013, subject to the amendment proposal being forwarded to the Regional Water Committee to ensure there is no negative affect or adverse implications on the regional water system.

Question called. Motion carried unanimously.

13-08-562 Application for Variance – Accessory Building
2 Royal Sovereign Close

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT an application for the construction of a 61.3 m² accessory building in the rear yard of 2 Royal Sovereign Close for the purposes of a combined residential garage and storage shed be approved and a development permit issued subject to the development meeting the City of Mount Pearl Development Regulations 2010 and the City of Mount Pearl Building Regulations.

Question called. Motion carried unanimously.

13-08-563 Order - 1 Nelson Place

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT an Order be issued to the property owner of 1 Nelson Place to have outstanding work completed within 10 days of the date of the issuance of the Order; and, if the work is not carried out by the property owner by that date, the City will arrange to have the work undertaken with the costs billed to the property owner.

Question called. Motion carried unanimously.

13-08-564 Application to Develop Access and Driveway to Clyde Avenue
CMT Group (on behalf of Seaforce Properties Inc.)
46 Dundee Avenue

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT an application from CMT Group, on behalf of the property owner, Seaforce Properties Inc., to develop an access/driveway to Clyde Avenue from the property at 46 Dundee Avenue be approved and a development permit issued subject to the following conditions:

1. Submission of revised engineering plans for review and approval prior to issuance of building permit reflecting content of the City's emails of July 25, 2013 and August 1, 2013;
2. Site, access, grading, and servicing plans to meet the requirements and approval of the Planning and Development Department and the Engineering Services Division prior to any building permits being issued;
3. All conditions of the Provincial Department of Environment & Conservation, including the Department's Permit to Alter A Body of Water dated March 13, 2013;
4. All conditions of the Federal Department of Fisheries & Oceans, as per the Department's letter of March 4, 2013;
5. Submission of a copy of Deed of Conveyance of property from Principle Holdings Ltd. prior to the issuance of a building permit;
6. Signing of a joint access agreement between Seaforce Properties, Principal Holdings Ltd., and the City of Mount Pearl prior to issuance of building permit;
7. Any easement/access requirements to detention pond by City resolved to the City's satisfaction prior to the issuance of a building permit;
8. Identification of truck routes/traffic control plan/disposal sites; and
9. The issuance of a building permits prior to any construction commencing on site.

Question called. Motion carried unanimously.

13-08-565 Notice of Motion
Amendment – Mount Pearl Development Regulations 2010

Councillor Aker 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 Mount Pearl Development Regulations 2010, that, if enacted, will:

Amend Map 1 – Land Use Zoning Map as follows:

Rezone a portion of property situated at the south side of Park Avenue, immediately east of the property at 59 Park Avenue, and immediately west of the provincial T' Railway corridor from Open Space (OS) to Residential – Medium Density (RMD).

The purpose of this proposed amendment is to provide Council with the authority to consider a multi-unit residential development fronting onto Worrall Crescent.

13-08-566 Development Permits

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT development permits issued for the period of July 22 – August 2, 2013 be accepted as presented.

Question called. Motion carried unanimously.

13-08-567 Building Permits

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT building permits issued for the period of July 20 to August 2, 2013, showing a total construction value of \$545,700.00, be approved as presented.

Question called. Motion carried unanimously.

NEW BUSINESS

13-08-568 Appreciation from Councillor Tessier

Councillor Tessier expressed her appreciation to Council, staff and residents for their thoughts, well wishes, cards and flowers while her son was in hospital due to a serious biking accident.

13-08-569 MUN Garden Tour

Councillor Aker advised that he attended the opening gala launch of the MUN Botanical Gardens on their First Annual Mystery Garden Tour and congratulated them on this event.

13-08-570 Blind Bowling Championship Games

Councillor Aker extended congratulations to Bill Royle on his success in the recent blind bowling championship games.

13-08-571 Condolences

Council extended condolences to the family of Rita Collins who is a long-time resident of Mount Pearl. She was also a member of the Legion and the Seniors Independence Group.

13-08-572 AAMP Arts in the Park

Councillor Walsh extended congratulations to AAMP on the first Arts in the Park event that took place August 5.

13-08-573 Tely 10

Councillor Ledwell extended congratulations to City staff, the Sport Alliance and other volunteers for their assistance with the Tely 10 running event.

13-08-574 Men's Recreational Softball Facility

Mayor Simms advised that he participated in the ribbon-cutting ceremony of the Men's Recreational Softball Facility. He also acknowledged the cooperation of the various citizens' groups.

ADJOURNMENT

There being no further business, the meeting adjourned at 4:45 pm on a motion by Councillor Stoyles and seconded by Councillor Walsh.

Chairperson

Human Resources Assistant