

**PUBLIC COUNCIL MEETING MINUTES**  
**December 5, 2017**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on December 5, 2017 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  
Jason Collins, Director, Community Services  
Gerry Antle, Director, Infrastructure & Public Works  
Peter Howe, Director, Planning & Development  
Mona Lewis, City Clerk

**Mayor Aker chaired the meeting.**

17-12-615     Adoption of Agenda

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

17-12-616     Adoption of Minutes

Motion – Deputy Mayor Locke/Councillor Antle

RESOLVED THAT the minutes of the public meeting held on November 21, 2017 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

17-12-617 Mount Pearl Citizens' Crime Prevention Committee  
"Catch & Release" Fundraiser

Mayor Aker welcomed members of the Crime Prevention Committee and invited Chairperson Rosalind Pratt to speak on the success of their recent fundraiser. Ms. Pratt advised that funds raised (over \$5,000) will support the Drug Awareness Resistance Education (DARE) program as well as projects undertaken by the Committee. Ms. Pratt highlighted some of their projects; presented a certificate of appreciation to Mayor Aker and extended appreciation to all involved and who contributed to the fundraiser.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

CORPORATE & COMMUNITY SERVICES COMMITTEE

17-12-618 Invoices for Approval

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT the following invoices be approved for payment:

1.	CBCL Limited (Watershed Management Plan Waterford Valley)	\$ 16,918.17
2.	CBCL Limited (Watershed Management Plan Waterford Valley)	\$ 19,232.66
3.	Chris Squires Enterprises (Supply/Install Topsoil & Sod - 23 Penmore Drive)	\$ 6,365.25
4.	Coastline Specialties Limited (Progress Claim #2 Senior Baseball Field Bleachers)	\$ 75,957.49
5.	DMG Consulting Limited (2014-2017 Street Upgrading Period Ending Oct 27/17)	\$ 12,165.51
6.	DMG Consulting Limited (2014-2017 Street Upgrading Period Ending Oct 27/17)	\$ 23,836.74
7.	Fairview Investments Limited (Commonwealth Ave Upgrades Claim #1)	\$ 586,403.70

8.	Fairview Investments Limited (TP-17-010 Progress Claim #4 Traffic Signals)	\$ 197,759.89
9.	Harris Ryan Chartered Accountants (Accounting Svcs Prep & Audit of Financial Stmtts)	\$ 16,991.25
10.	Ignite Ad Technology (Digital Marketing Campaign "You Belong Here")	\$ 5,750.00
11.	J3 Construction Limited (Street Upgrading TP-17-012 Claim #3)	\$ 83,328.88
12.	Mallard Forestry Equipment Inc. (TP-17-024 Supply/Delivery of Traffic Equipment)	\$ 26,690.18
13.	Mallard Forestry Equipment Inc. (TP-17-025 Supply/Delivery of Traffic Poles)	\$ 140,014.88
14.	Manulife Financial (Group Benefits PP 22-23)	\$ 64,170.62
15.	Memorial University (Municipal Water Main Infrastructure Integrity Inst #2)	\$ 12,000.00
16.	MVT Canadian Bus, Inc. (Paratransit/Go Bus Svcs Sept/17)	\$ 48,430.82
17.	Newfoundland Design Associates Limited (Gushue Park Facility Improvement Oct 1-Nov 25/16)	\$ 11,128.83
18.	NL Power (Various Locations)	\$ 85,268.12
19.	NL Power (Various Locations)	\$ 90,974.63
20.	Weir's Construction Ltd. (2015-2017 Street Upgrading PP #2)	\$ 500,209.70
21.	Weir's Construction Ltd. (2012 Street Upgrading Mar 31-Aug 11/17 CP3 PP8)	\$ 179,907.15
22.	Windco Enterprises Limited (Glacier Arena Replacement Banners)	\$ 5,629.25
		\$ 2,209,133.72

Question called. Motion carried unanimously.

17-12-619 Payment Register

The payment register from November 17 - 30, 2017, totalling \$2,618,208.06 and the purchase card report totalling \$71,582.29, were presented. Also presented

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was the payment register listing from Nov 2 – 16 which was omitted from the November 21 public council meeting.

17-12-620 Professional Development & Training - Director of Community Services  
Smart Cities Conference - January 9-13, 2018

Motion – Councillor Power/Councillor Ledwell

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for the Director of Community Services to attend the Smart Cities Conference in Las Vegas, Nevada from January 9-13, 2018.

Question called. Motion carried unanimously.

17-12-621 Registration Dates / Winter Programs

For the information of the public, the registration dates for the winter programs are as follows:

Summit Centre Swimming Lessons

Residents - Monday, December 18 at 5:00pm

Open Registration - Wednesday, December 20 at 5:00pm

Seniors Independence Group

Residents - Tuesday, January 2, 2018 at 1:00pm

Open Registration - Thursday, January 4, 2018 at 1:00pm

Fitness Classes

Open Registration - Wednesday, January 3, 2018 at 5:00pm

It is estimated that 60% of participants are residents and that efforts are made to work with all patrons to accommodate their requests for a specific time slot. The Corporate & Community Services Committee was requested to consider a methodology that would accommodate loyal customers.

17-12-622 Mount Pearl Minor Hockey  
6<sup>th</sup> Annual Food Drive

An update on the Minor Hockey Annual Food Drive was provided – over \$2,700 in cash donations and in excess of 30,000 pieces of food were collected. Appreciation was extended to the many volunteers and players who participated.

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

17-12-623 Request for Change Order Approval  
Team Gushue Phase 2 Construction Contract

Motion – Deputy Mayor Locke/Councillor Fry

RESOLVED THAT the following change order for the Team Gushue Phase 2 construction contract be approved:

RCO#	Description	Value (HST Included)
	Original Contract Price	\$1,073,387.00
RCO#4	The contractors' actual schedule was 137 working days. This change order is to remove \$33,120.00 HST included from the contractors authorized contract due to damages incurred by the City since the consultant had to work an extra 25 days to oversee the work, at a cost of \$33,120.00. This deducted funding will be used to pay the consultant Newfoundland Design Associates (NDA) for extra work incurred.	\$-33,120.00
	Total Change Orders	\$-33,120.00
	Previously Authorized Change Orders (RCO 1, 2, 3)	\$509,813.06
	Total Adjusted Contract Value	\$1,550,080.06

Question called. Motion carried unanimously.

17-12-624

Request for Change Order Approval  
Team Gushue Phase 2 Consultant Contract

Motion – Deputy Mayor Locke/Councillor Fry

RESOLVED THAT the following change order for the Team Gushue Phase 2 consultant contract be approved:

RCO #	Description	Value (HST Included)
	Original Contract Price	\$256,762.00
#03	Original Contract with the contractor, Weir's Construction, outlined 83 working days; change orders for extra work authorized by the City increased the working days to 112 days. The contractors' actual schedule was 137 working days. This change order is compensate the consulting for the additional 25 days of consulting time required.	\$33,120.00
	Total Change Orders	\$33,120.00
	Previously Authorized Change Orders (01, 02)	\$32,406.90
	Revised Contract Price	\$322,288.90

Question called. Motion carried unanimously.

17-12-625     Public Works Maintenance Updates

An update on public works maintenance activities was provided.

17-12-626     Project Updates

An update on various ongoing projects was presented.

PLANNING AND DEVELOPMENT COMMITTEE

17-12-627     Application for Subdivision and Double Dwelling  
DCM Development  
3 Orchard Avenue

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT an application for a subdivision of the parcel of land to create two (2) lots and construct a double dwelling at 3 Orchard Avenue be approved and a development permit be issued subject to the following conditions:

1. meeting the requirement/conditions of:
  - Infrastructure and Public Works Department,
  - Finance Services Division,
  - City Inspection Services,
  - Planning and Development Department,
  - Mount Pearl Development Regulations 2010;
2. meeting the *National Building Code* 2015 Edition and ancillary codes; and
3. the development permit is to have an expiry date of September 30, 2018, with construction to commence prior to the expiry date.

Question called. Motion carried unanimously.

17-12-628     Agreement For City Easement  
60-62 Glencoe Drive and 16 Lintrose Place

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT the agreement between the City and the property owner of 60-62 Glencoe Drive, regarding the establishment of a storm easement, be approved and that the Mayor and CAO be authorized to sign the agreement on behalf of the City.

Question called. Motion carried unanimously.

17-12-629 Second Floor Building Expansion (No Change to Existing Building Footprint)  
Curry Delight - 125 Park Avenue

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT an application to expand the second floor of the existing building at 125 Park Avenue be approved, and a development permit be issued, subject to the following conditions:

- meeting the requirement/conditions of:
  - City Inspection Services,
  - Planning and Development Department,
  - Mount Pearl Development Regulations 2010; and
- meeting the *National Building Code* 2015 Edition and ancillary codes.

Question called. Motion carried unanimously.

17-12-630 Catch and Release Fundraiser  
Mount Pearl Citizens' Crime Prevention Committee  
In Partnership with Mount Pearl Municipal Enforcement and RNC

Presented under Proclamations & Presentations portion of agenda.

17-12-631 Revoking of Order – 44 Roosevelt Avenue

Motion – Councillor Stoyles/Councillor Antle

RESOLVED THAT approval be granted to revoke the Order issued to the property owner of 44 Roosevelt Avenue as the property owner has cooperated with City staff to apply for the permit and to complete construction of the accessory building so that it meets the City's requirements.

Question called. Motion carried unanimously.

17-12-632 Referral from the Town of Torbay  
Proposed St. John's Urban Region Regional Plan Amendment,  
Town's Municipal Plan Amendment No. 2, 2017, and  
Development Regulations Amendment No. 3, 2017

Motion – Councillor Stoyles/Councillor Antle

RESOLVED THAT approval be granted to advise the Town of Torbay that the City has no commentary with respect to the above noted proposed amendments.

Question called. Motion carried unanimously.

17-12-633     Development Permits

Motion – Councillor Stoyles/Councillor Antle

RESOLVED THAT development permits issued for the period of November 20 – December 1, 2017 be approved.

Question called. Motion carried unanimously.

17-12-634     Building Permits

Motion – Councillor Stoyles/Councillor Antle

RESOLVED THAT building permits issued for the period of November 20 – December 1, 2017, showing a total construction value of \$931,400.00, be approved.

Question called. Motion carried unanimously.

NEW BUSINESS

17-12-635     Hotel Announcement

Deputy Mayor Locke advised that the hotel announcement has been positively received by the community.

17-12-636     Santa Claus Parade

Members of Council commented on the success of the parade and extended appreciation to the Lions Club, in particular Ches Pike and Gerald Coombs, for organizing this event. It was noted that the Lions Club has organized the parade for over 60 years. Appreciation was also extended to City staff who were involved in the construction of the float – a job well done – as well as to all community groups that participated.

17-12-637     Tree Lighting Ceremony

Members of Council extended appreciation to those who participated in the tree lighting ceremony and to the residents who were in attendance.

17-12-638     Snow Clearing Regulations – “On Street” Parking

Councillor Stoyles reminded residents that effective December 1 vehicles were not permitted to park on the street between 1:00 AM – 8:00 AM nor during a storm and for 12 hours thereafter.



17-12-639 Turkey Drive – Kinette Club of Mount Pearl

Councillor Stoyles advised that the Kinette Club will be holding a 'turkey drive' in support of the St. Vincent de Paul food banks (Christmas hampers) for St. Peter's and Mary Queen of the World Parishes. It will be held at Sobeys (Old Placentia Road) on Saturday, December 9, 10:00 am – 4:00 pm.

17-12-640 Mount Pearl Soccer Association – Hall of Fame

Councillors Ledwell and Power extended congratulations to those who were recently inducted in the Soccer Association Hall of Fame. Particular reference was made to Dave Legrow who received honorary life membership (posthumously).

17-12-641 St. John's Fire Fighters Association

Councillors Fry and Antle extended appreciation to the Association for hosting a "meet and greet" for members of council and their members. It was noted that the information provided was informative and beneficial. Councillor Antle advised of a program being offered in September 2018 for councillors.

17-12-642 Sport Alliance – Christmas Social

Councillor Fry commented on the Sport Alliance Christmas social, noting that Mount Pearl has a strong sporting community.

17-12-643 Dogs Rugby Club

Councillor Fry extended congratulations to the Dogs Rugby Club on the success of their recent annual auction (fundraiser).

17-12-644 Hotel – Development Permit

Councillor Antle advised that a development permit for the hotel was issued on December 1.

17-12-645 Craft Fairs & Concert

Councillor Antle noted that he attended many craft fairs as well as a concert at the United Church, noting the talent of vocalist Adrianna Lear.

17-12-646 2018 Budget

Mayor Aker advised that the 2018 budget will be presented at the next public council meeting (December 19).

17-12-647     Lights – Trails

Mayor Aker advised that staff have been working with NF Power to have the overhead lights along Sunrise Avenue repaired (anticipated by week's end). He indicated that NF Power maintains these lights and repairs to trail lights are more challenging given their location.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:35 PM on a motion by Councillor Stoyles and seconded by Councillor Power.

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Chairperson

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City Clerk