



**PUBLIC COUNCIL MEETING MINUTES
February 17, 2015**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on February 17, 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⁽¹⁾
Councillor Andrew Ledwell

STAFF PRESENT

Michele Peach, Chief Administrative Officer
Jason Silver, Director, Corporate Services
Gerry Antle, Director, Infrastructure & Public Works
Jason Collins, Director, Community Services
Julia Schwarz, Manager, Planning & Inspections
Mona Lewis, Deputy City Clerk

STAFF ABSENT

Stephen Jewczyk, Director, Planning & Development

⁽¹⁾ Arrived when noted.

Mayor Simms chaired the meeting.

15-02-058 Adoption of Agenda

Motion – Councillor Ledwell/Councillor Tessier

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

15-02-059 Adoption of Minutes

Motion – Councillor Stoyles/Councillor Walsh

RESOLVED THAT the minutes of the public meeting held on January 27, 2015 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.

Councillor Aker arrived at 4:17 pm during presentation of the following item.

CORRESPONDENCE

15-02-060 The Honourable Denis Lebel
Minister of Infrastructure, Communities & Intergovernmental Affairs

A letter was presented from The Honourable Denis Lebel responding to the City's letter regarding the *Wastewater Systems Effluent Regulations* and federal investments in wastewater infrastructure. Minister Lebel outlined his Government's support through the New Building Canada Plan. It was agreed that the Minister's response would be circulated to the Urban Municipalities Committee.

COMMITTEE REPORTS

COMMUNITY SERVICES COMMITTEE

15-02-061 Admiralty House Communications Museum
1st Installment Operating Grant 2015

Motion – Deputy Mayor Locke/Councillor Stoyles

RESOLVED THAT approval be granted to release the first installment of the 2015 operating grant for the Admiralty House Communications Museum in the amount of \$20,666.00.

Question called. Motion carried unanimously.

15-02-062 Additional Program – Aqua Zumba Daytime Class

For the information of the public, another Aqua Zumba class has been added to the schedule and takes place from 1:45 to 2:35 pm on Tuesday, 30 people maximum.

CORPORATE SERVICES COMMITTEE

15-02-063 Uncollectible Account

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT approval be granted to write off the balance and remove the following account from the City’s records:

Account No.	Principal	Interest	Other	Total
8532	\$1,306.40	\$115.37	\$192.00	\$1,613.77

Discussion: It was noted that the business has closed and all collection efforts have been exhausted.

Question called. Motion carried unanimously.

15-02-064 Professional Development & Training – Director of Community Services
MANIA Fitness Pro Convention

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for the Director of Community Services to attend the MANIA Fitness Pro Convention taking place in Orlando, Florida from May 1 – 3, 2015.

Question called. Motion carried unanimously.

15-02-065 Professional Development & Training – Councillors Stoyles & Tessier
FCM Annual Conference

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for Councillors Stoyles and Tessier to attend the FCM Annual Conference being held in Edmonton, Alberta from June 5 – 8, 2015.

Question called. Motion carried unanimously.

15-02-066 Summit Centre – Financing (Borrowing)
Award – Request for Proposals

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT approval be granted to award the phase two financing of the Summit Centre, in the amount of \$15,000,000, to RBC Royal Bank of Canada.

Discussion: It was noted that the recommended option for financing is by way of a Bankers Acceptance Loan and Interest Rate Swap, and will be amortized and repaid over a 25 year period. The term of the Interest Rate Swap will be 20 years.

Question called. Motion carried unanimously.

15-02-067 Invoices for Approval

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT the following invoices be approved for payment:

1.	Aon Reed Stenhouse (Renewal - Sport Accident Insurance)	\$ 5,000.00
2.	Newfound Construction (Street upgrading, progress claim #4, Oct 27-Dec 12, 2014)	\$ 66,598.92
3.	Arena Board of Management (City Grant for 2015 Frosty Festival)	\$ 10,000.00
4.	Kelloway Construction (Summit Centre Cleaning Dec 2014)	\$ 10,414.06
5.	Fairview Investments Limited (Commonwealth Garden Sidewalks)	\$ 211,071.29
6.	Paul Stroud Painting & Plastering (Paint and Plaster 61 Park Avenue)	\$ 10,407.30
7.	The Telegram (Preparation and postage of tax bills, monthly postage)	\$ 11,855.88
8.	Aon Reed Stenhouse (Insurance Renewals)	\$ 382,510.90
9.	Newfoundland HVAC (Maintenance and service contract)	\$ 7,925.01
10.	Lighting & Traffic Systems (Traffic signal and street light maintenance - Nov 2014)	\$ 7,836.40
11.	Kelloway Construction (Cleaning Services Dec 2014 - Various Locations)	\$ 16,761.63

12.	Hitech Communications (AVL Tracking fee - Jan 2015)	\$ 6,555.75
13.	Bae-Newplan Group (2013 Street upgrading - Professional Services Nov 2014)	\$ 21,602.23
	Total	\$ 768,539.37

Question called. Motion carried unanimously.

15-02-068 Canadian Blood Services
Partners for Life

For the information of the public, the City of Mount Pearl has been recognized for supporting the “Partners for Life” Program and received a certificate of recognition.

15-02-069 Threads for Life

For the information of the public, as part of North American Occupational Safety and Health (NAOSH) Week, the City will register a team of employees in the Steps for Life – Walking for Victims of Workplace Tragedy - a fundraiser to help support families of workplace tragedies.

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

15-02-070 Summit Centre Financial Summary

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT change orders as of January 23, 2015, totalling \$1,923,317.80, for the Summit Centre be approved as presented.

Discussion: It was noted that the Summit Centre is 99% financially complete and the general warranty will expire July 18, 2015 (one year after substantial completion). The original contract was \$31,300,000.00.

Question called. Motion carried unanimously.

15-02-071 City Hall Generator (17-MYCW-15-0052) - Change Order

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT the following change order be approved for the City Hall generator contract:

Change Order 1	Inclusion of a tap in the generator for load testing (maintenance item)	\$3,110.53 (plus HST)
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Question called. Motion carried unanimously.

15-02-072 Contract Award – Supply & Delivery of Four (4) New Loaders Complete with One Power Angle Blade & Wing Blade (TP-15-001)

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT approval be granted to award the contract for the supply and delivery of four (4) new loaders complete with one power angle blade & wing blade to the lowest qualified bidder, Madsen Construction Equipment, in the amount of \$1,283,906.00 (HST included).

Question called. Motion carried unanimously.

15-02-073 Contract Award – Supply & Delivery of Three (3) Loader Mounted Snow Blowers (TP-15-002)

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT approval be granted to award the contract for the supply & delivery of three (3) loader mounted snow blowers to the lowest qualified bidder, VOHL Inc., in the amount of \$402,845.00 (HST included).

Question called. Motion carried unanimously.

15-02-074 Animal Control Regulations

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT the amended Animal Control Regulations be approved as presented.

Discussion: The changes provide some clarification of wording and interpretation as follows:

- Section 2 (i) – definition of inspector
- Section 14 – number of animals specified at five (discretion for exception in place)
- Section 20 – when an animal is released to an organization, it becomes the property of that organization
- Section 22 – owner shall be responsible for all costs incurred
- Section 27 – following holding period of five days, animal may be released to an animal rescue group

Residents were encouraged to register their pet by obtaining a license. It was also noted that equipment to read microchips is now available. Reference was made to the “lost and found animals” section now available on the City’s website. It was requested that feedback on how well this site was working be obtained and provided to Council.

Question called. Motion carried unanimously.

15-02-075 Contract TP-14-022 – One Multi-Purpose Municipal Tractor with Snow Blower Change Order

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT a change order for contract TP014-022, representing the purchase of a second municipal tractor with a snow blower, be approved in the amount of \$143,142.75 (HST included).

Question called. Motion carried unanimously.

15-02-076 Winter Activity Report

An update on snowclearing during and following the recent storm was provided. For the information of the public, it is anticipated that the grooming of trails will commence within next couple of days. The benefit of canceling garbage collection on the day of the recent storm was noted.

PLANNING AND DEVELOPMENT COMMITTEE

15-02-077 Family Child Care Use – Discretionary Use
 5 Bletchley Crescent

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT an application for a family child care use at 5 Bletchley Crescent be approved and a development permit issued in accordance with the Mount Pearl Development Regulations 2010, and more specifically Regulation 7.11, as well as standard conditions associated with family child care uses and conditions outlined in the Planning & Development Committee report dated February 4, 2015.

Question called. Motion carried unanimously.

15-02-078 Home-Based Business (Bakery Use) – Discretionary Use
 10 Sauve Street

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT an application for a Home Occupation Use (Wedding Cake Bakery) at 10 Sauve Street be approved and a development permit be issued in accordance with the Mount Pearl Development Regulations 2010, and more specifically Regulation 7.16, as well as standard conditions associated with home occupation uses and conditions outlined in the Planning & Development Committee report dated February 4, 2015.

Question called. Motion carried unanimously.

15-02-079 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:

- 1) In Section 11, USE ZONE SCHEDULES, add “Personal Service” and “Clinic” to the list of permitted commercial uses in the Heritage (HR) Use Zone.

The purpose of this proposed amendment is to list personal services and clinics as permitted uses in specific use zones.

15-02-080 Development Permit List

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT development permits issued for the period of January 26 – February 13, 2015 be approved as presented.

Question called. Motion carried unanimously.

15-02-081 Building Permits

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT building permits issued for the period of January 26 – February 13, 2015, showing a total construction value of \$335,500.00, be approved as presented.

Question called. Motion carried unanimously

REGIONAL SERVICES & ENVIRONMENT COMMITTEE

No report.

TRANSPORTATION & PUBLIC SAFETY

15-02-082 Reminder to Residents
Mount Pearl Neighbourhood Watch Program

The public was reminded of the Neighbourhood Watch Program. Further information is available by contacting the municipal enforcement division at 748-1082 or email at neighbourhoodwatch@mountpearl.ca.

NEW BUSINESS

15-02-083 Congratulations – Canada Games

Members of Council extended congratulations to Newfoundland athletes – Samantha Marsh and Haley Barrett – who took the gold in the Team 10M Rifle event at the Canada Games. Ms. Marsh is a resident of Mount Pearl.

15-02-084 Mount Pearl Minor Hockey Association (MPMHA) – 40th Anniversary

Deputy Mayor Locke advised that, as part of the 40th anniversary celebrations of MPMHA, the Association is hosting the 1st Annual Outdoor Winter Classic will be held on Power's Pond February 20 – 21. If conditions aren't suitable, the alternate site is Team Gushue Complex and street hockey will be played.

15-02-085 Frosty Festival

Members of Council extended appreciation and congratulations to the Frosty Board of Directors, committee members, volunteers and sponsors on a very successful festival.

15-02-086 Volunteerism Luncheon

Councillor Stoyles advised that she attended the Community Sector Council NL Annual Volunteerism Luncheon and noted that Volunteer Week is April 12 – 18, 2015. She commented on the Citizen of the Year event hosted by the Kinsmen in partnership with the City which will be held on April 11, 2015.

15-02-087 The Newfoundland and Labrador Housing and Homelessness Network

Councillor Stoyles advised of the successful pancake breakfasts held by City staff and other organizations in support of The Newfoundland & Labrador Housing & Homelessness Network.

15-02-088 Expedia CruiseShip Centre

Councillor Stoyles advised that she attended the official opening of Expedia CruiseShip Centre and welcomed the business to Mount Pearl.

15-02-089 Northeast Avalon Joint Council (NEAJC)

Councillor Stoyles advised that the NEAJC will be meeting February 18, 7:00 pm, in the Town of Conception Bay South.

15-02-090 Canada Post

Councillor Stoyles advised of a resident's complaint with accessing her community mailbox due to a frozen lock and her frustration with dealing with Canada Post. She referenced Council's discussions with Canada Post regarding the transition from door-to-door to community mailbox delivery and their assurance to be accessible to address concerns. It was requested that City staff follow up with Canada Post.

15-02-091 On-Street Parking

Councillor Walsh appealed to residents not to leave their vehicles on the street during snowclearing efforts, noting no vehicle is permitted to be parked on any street during a storm and for 12 hours thereafter.

15-02-092 Snowclearing

Councillor Tessier encouraged residents to be patient during snowclearing operations.

15-02-093 Coyote Sighting

Councillor Aker advised of a report that a coyote had been seen in the area of the Powers Pond walking trails. He requested City staff follow up with the Department of Environment & Conservation (Wildlife Division).

15-02-094 Mount Pearl Lions Club

Councillor Ledwell advised that the Lions Club will be holding a pancake breakfast on February 28 (Park Place) and encouraged members of the public to support the event.

15-02-095 50th Anniversary – Canadian Flag

Mayor Simms commented on the City's observance of the 50th anniversary of the Canadian flag.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:20 pm on a motion by Councillor Tessier and seconded by Councillor Ledwell.

Chairperson

Deputy City Clerk