



**PUBLIC COUNCIL MEETING MINUTES
February 19, 2013**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on February 19, 2013 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 of Community Services
Mona Lewis, Deputy City Clerk

The Director of Corporate Services was absent.

Mayor Simms chaired the meeting.

13-02-099 Adoption of Agenda

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

13-02-100 Adoption of Minutes

Motion – Councillor Ledwell/Councillor Aker

RESOLVED THAT the minutes of the public meeting held on February 5, 2013 be adopted as corrected.

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

13-02-101 Proclamation – Kinsmen & Kinettes Day & Week

Mayor Simms signed a proclamation declaring February 20 and February 17 – 23, 2013 respectively as Kinsmen & Kinettes Day and Week. Stephanie Moyst, Vice President, Kinette Club of Mount Pearl along with member Margaret Corbin were welcomed. Ms. Moyst provided information on the Club's fundraising and service projects. It was also noted that the Kinette Club is hosting the 2013 Convention in August.

13-02-102 Presentation – NL Housing & Homelessness Network

Mary Houlihan, representing City staff, and Dawn Ford, representing the CUPE Local 2099, presented to Ms. Kimberley Yetman Dawson the amount of \$230 from the pancake fundraiser event, and \$100 from the Mount Pearl Municipal Workers Union – CUPE Local 2099. These proceeds will go to groups fighting homelessness in Newfoundland and Labrador.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

PUBLIC WORKS COMMITTEE REPORT

13-02-103 Automated Garbage Collection (Update)

An update on the automated garbage collection system was provided. Residents were encouraged to record their civic address on the cart (inside lid) to prevent the possibility of a mix up of carts in the general area. It was also noted that each cart can be identified to a specific property through a radio frequency identification number.

13-02-104 Winter Maintenance Update

It was noted that efforts are ongoing to maintain City streets, facility parking lots, sidewalks and trails during this winter season. It was also noted that every effort is taken not to damage property with snowclearing equipment, however, should that

occur, residents should contact the Infrastructure & Public Works Department at 748-1016. It was also clarified that the ducks in Power's Pond are fed regularly.

13-02-105 Waste Diversion

Statistics with respect to recyclables collected in the past two years have shown an average garbage diversion rate from the landfill site of 15.75% for 2011 and 14.65% for 2012. A 15% diversion rate equates to approximately 1,000 metric tonnes of recyclable product removed from the landfill yearly. One tonne of recycled product creates a saving of \$40.00 per tonne so at current waste volumes and diversion rate, the yearly savings would be in the \$40,000 range.

It was suggested that the Public Works Committee along with Communications staff consider communicating (in the spring) to residents the benefit of recycling and ways to reinvigorate the program.

COMMUNITY SERVICES COMMITTEE REPORT

13-02-106 Community Services Department/Duke of Edinburgh

The Duke of Edinburgh's Award presentation took place on January 29, 2013 and acknowledgement was given, in the form of a certificate, to the Community Services Department in appreciation of the Department's services and assistance towards the Duke of Edinburgh's program which is offered throughout the Mount Pearl junior and senior high schools.

13-02-107 Campia Gymnastics
2013 Pink Invitational – Frosty Flip

Congratulations were extended to the Campia Gymnastics organization and gymnasts in recognition of the success of the 2013 Pink Invitational "Frosty Flip".

13-02-108 Tender Award
Desiccant Dehumidifier Glacier Arena

Motion – Councillor Tessier/Deputy Mayor Locke

RESOLVED THAT approval be granted to award the tender for the supply and delivery of a desiccant dehumidifier for the Glacier Arena to the lowest qualified bidder, Cimco Refrigeration, in the amount of \$26,933.19.

Question called. Motion carried unanimously.

13-02-109 Admiralty House Museum & Archives
Call for Chair – Board of Management

Council was advised of a call for the Chairperson of the Board of Management for Admiralty House Museum & Archives. Further information can be obtained by contacting the Manager, Admiralty House Museum, at 748-1124.

CORPORATE SERVICES COMMITTEE

13-02-110 Requests for Tax Consideration

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT approval be granted to exempt 2013 property taxes, in accordance with Council's past practice, and 2013 business taxes in accordance with Council's policy for charitable organizations, for the following:

Name	Address	Type	Annual Amt
Iris Kirby House		Property (100%)	\$1,603.98
Canadian Hard of Hearing NL	1081 Topsail Road	Business (100%)	\$8,569.30
The Terry Fox Foundation	833-839 Topsail Road	Business (100%)	\$895.75
Mount Pearl –Paradise Chamber of Commerce	39 Commonwealth Ave	Business (100%)	\$553.44
Heart & Stroke Foundation	1037 Topsail Road	Business (100%)	\$4,707.67
Community Food Sharing Association	1143-1149 Topsail Road	Business (100%)	\$3,851.34
The Salvation Army	18 Senate Crescent	Property (100%)	\$1,527.60
Safety Services Newfoundland Labrador	1076 Topsail Road	Business (100%)	\$4,948.00

Question called. Motion carried unanimously.

13-02-111 Professional Development/Training – Councillors Stoyles & Ledwell
FCM Annual Conference

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for Councillors Stoyles and Ledwell to attend the FCM Annual Conference being held in Vancouver, May 31 - June 3, 2013.

Question called. Motion carried unanimously.

13-02-112 Professional Development/Training – Corporate Services Director
Government Finance Officers Assoc (GFOA) Annual Conference

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for the Director of Corporate Services to attend the GFOA Annual Conference in San Francisco, CA from June 2 – 5, 2013.

Question called. Motion carried unanimously.

13-02-113 Datafix Contract
Voters' List Software

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT approval be granted to renew the Datafix contract at a cost of \$10, 600.00.

Question called. Motion carried unanimously.

13-02-114 Invoices for Approval

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT the following invoices be approved for payment:

1.	Bae-Newplan Group (Professional Services - Flood Proofing Study)	\$ 13,323.33
2.	Bae-Newplan Group (Professional Services - Pearlgate Recreation Center)	\$ 174,217.75
3.	City of St. John's (Water Consumption - January 2013)	\$ 256,889.75

4.	Coastline Specialties Limited (Glass Backboards & Break Away Goals)	\$ 8,302.11
5.	Grand Concourse Authority (Team Gushue Softball Hut)	\$ 33,027.45
6.	Newfoundland Roofing Ltd. (Replacement of Shingles - Kenmount Park Community Centre)	\$ 43,505.00
7.	Nortrax (Fleet Maintenance)	\$ 8,449.33
8.	St. John's Transportation Commission (Metrobus Service January 2013)	\$ 80,581.43
9.	Stewart McKelvey (Professional Services)	\$ 9,627.04
10.	Transcontinental Printing (Printing of 2013 Garbage Schedules)	\$ 7,676.09
11.	Weir's Construction Ltd. (Mount Carson Upgrade CP2 - Progress Claim #7)	\$ 200,881.06
12.	Western Hydraulic 2000 Ltd. (Fleet Maintenance)	\$ 13,383.72
13.	Western Star & Sterling Trucks (6 x 4 Plough Truck)	\$ 234,351.83
	Total	\$ 1,084,215.89

Question called. Motion carried unanimously.

ECONOMIC DEVELOPMENT, COMMUNICATION & TOURISM COMMITTEE

13-02-115 Advertising Request
Business Post

Motion – Councillor Stoyles/Councillor Walsh

RESOLVED THAT approval be granted to purchase ¼ page of black and white advertising in the Business Post for an amount of \$450.00 plus HST.

Question called. Motion carried unanimously.

ENGINEERING SERVICES COMMITTEE

13-02-016 Multiplex - Update

An update on the Multiplex construction was presented.

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT the following change orders for the Pearlgate Recreation Multiplex (CP3) project be approved:

CO #	Amount	Comments
1	\$9,544.63	Catch basin and waterline relocation.
2	\$19,800.00	Supply and installation of steel fencing at Phase 1 Construction area (safety).
3	\$11,672.20	Power and Communications arrangement to building revised to suit balcony.
4	\$10,450.00	Provision of accessible parking spaces adjacent to Glacier and Track and Field Building.
5	-\$4,850.00	Credit for revisions to pool filters.
6	-\$1,068.00	Credit for Reid Centre cleaning resulting from sewer line break.
7	\$3,474.00	Wiring and switch changes.
8	\$25,844.50	Size of Glulam at grid '3' was increased in size.
9	\$36,633.85	Replacement of unsuitable materials under pool with suitable fill and grading materials.
10	\$32,473.98	Additional bore holes due to rock fracture (geothermal wells).
11	\$63,316.42	Revisions required to add capacity to storm water retention system.
Total	\$207,291.58	

Question called. Motion carried unanimously.

13-02-017 Softball Building Update

An update on the softball building construction was presented.

13-02-118 30 Forest Avenue Update

The environmental abatement of 30 Forest Avenue is complete. Demolition is ongoing with salvage work and demolition to be completed mid to late week of February 18, 2013.

PLANNING AND LAND USE DEVELOPMENT COMMITTEE

13-02-119 Proposed Wheelchair Ramp and Access - 58 Frontenac Avenue

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT approval be granted to issue a building permit for the construction of a wheelchair access ramp at 58 Frontenac Avenue in accordance with the Development Regulations 2010 that give Council the authority to approve such an encroachment.

Question called. Motion carried unanimously.

12-02-120 Complaint Regarding Accessory Building
18 Blandford Place

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT approval be granted to issue an Order to the property owner of 18 Blandford Place to address issues of debris in the rear yard and deficiencies regarding the accessory building in the rear portion of the property with the date of compliance of the Order to be May 31, 2013 in recognition of the winter conditions.

Question called. Motion carried unanimously.

13-02-121 Application for Billboard
41 Sagona Avenue

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT the application for a billboard at 41 Sagona Avenue be approved and a development permit issued subject to the following conditions:

1. a detailed site plan is to be submitted, including the illustrating of location of sign, power easement, setbacks etc.;
2. conditions of the Engineering Services Division of the Department of Infrastructure and Public Works;
3. conditions of Newfoundland Power; and,
4. conditions of the City Inspector.

Question called. Motion carried unanimously.

13-02-122 Mount Pearl Municipal Plan 2010 Amendment No. 2, 2012
(Commonwealth Route Amendment)

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT the Commissioner’s report dated February 8, 2013 be accepted AND FURTHER THAT pursuant to the Urban and Rural Planning Act, the Mount Pearl Municipal Plan 2010 Amendment No. 2, 2012 (Commonwealth Route Amendment) be approved and that the concerns expressed by Mr. Kevin O’Keefe be referred to the Department of Infrastructure and Public Works for review and response as a separate matter from the amendment process.

Discussion: It was acknowledged that the Engineering Services Committee has considered the issues raised by Mr. O’Keefe and staff will follow up with him. It was clarified that professional advice was sought regarding the realignment of this route prior to being undertaken.

Question called. Motion carried unanimously.

13-02-123 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 text of the Mount Pearl Development Regulations 2010 that, if enacted, will:

In Section 11- Use Zone Schedules, amend the following use zones by adding the word” Showroom” to the list of permitted uses:

- Commercial- Mixed (CM)
- Commercial- General (CG)
- Commercial- General [Special] (CG-S)
- Industrial – Light (IL)

In Section 9 – Off-Street Parking and Loading Regulations, amend by adding the following section in alphabetical order in Section 9.2 General Parking Requirements:

Showroom - One parking space for every 50 square metres of gross floor area.

The purpose of this proposed amendment is to introduce an appropriate parking requirement for Showroom uses.

13-02-124 Development Permits

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT development permits issued for the period of February 4 - 15, 2013 be accepted as presented.

Question called. Motion carried unanimously.

13-02-125 Building Permits

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT building permits issued for the period of February 2 - 15, 2013, showing a total construction value of \$190,000.00, be approved as presented.

Question called. Motion carried unanimously.

NEW BUSINESS

13-02-126 Frosty Festival

Members of Council extended congratulations and appreciation to the Frosty Festival Board members, volunteers and sponsors for a successful event. The efforts of City staff were also acknowledged with appreciation.

13-02-127 Mount Pearl-Paradise Chamber of Commerce

Members of Council acknowledged the Mayor's presentation to the Chamber of Commerce on an overview of 2012 and a look ahead into 2013.

13-02-128 Reid Community Centre – Multiplex Construction

Councillor Tessier noted that although construction was ongoing at the Reid Centre during the Festival activities, parking was available around and in the vicinity of the building.

13-02-129 Queen's Jubilee Medal

Councillor Stoyles extended congratulations to Mayor Simms in recognition of him having received a Queen's Jubilee Medal.

13-02-130 Fundraiser

Councillor Stoyles advised of a fundraiser being held on February 22 at the Reid Community Centre in support of the granddaughter of a former employee.

13-02-131 Urban Municipalities Economic Development Summit – Municipalities NL (MNL)

Councillor Stoyles advised of the above noted event scheduled for March 1 and 2, 2013 at the Capital Hotel.

13-02-132 RCMP's Annual Klondike Night Fundraiser

Councillor Stoyles advised that the above noted event is scheduled for March 1, 2013 at the RCMP Headquarters and the group is seeking volunteers to assist with the event.

13-02-133 Chamber of Commerce

Councillor Stoyles advised that the Chamber of Commerce office has relocated to Admiralty House.

13-02-134 2013 Frosty Festival Ambassador

Mayor Simms acknowledged the efforts of the 2013 Frosty Festival Youth Ambassadors – Megan Howse and Adam Keating.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:30 pm on a motion by Councillor Ledwell and seconded by Councillor Tessier.

Chairperson

Deputy City Clerk