

**PUBLIC COUNCIL MEETING MINUTES**  
**February 22, 2011**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on February 22, 2011 at 4:15 pm.

MEMBERS PRESENT

Mayor Randy Simms  
Deputy Mayor Jim Locke  
Councillor Lucy Stoyles  
Councillor John Walsh  
Councillor Paul Lane  
Councillor Paula Tessier  
Councillor Dave Aker

STAFF PRESENT

Gerard Lewis, Chief Administrative Officer  
Michele Peach, Director, Corporate Services  
Stephen Jewczyk, Director, Planning & Development  
Brian Chmarney, Director, Community Services  
Mona Lewis, Deputy City Clerk

STAFF ABSENT

Scott Lush, Director, Infrastructure & Public Works

**Mayor Simms chaired the meeting.**

11-02-099     Adoption of Agenda

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

11-02-100     Adoption of Minutes

Motion – Councillor Stoyles /Deputy Mayor Locke

RESOLVED THAT the minutes of the public meeting held on February 8, 2011 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

11-02-101     Scout/Guide Week

Mayor Simms signed a proclamation declaring February 20 – 27, 2011 as Scout/Guide Week in the City of Mount Pearl.

Representatives of the Scout and Guide organizations were in attendance. Ms. Rosalind Pratt - Deputy Provincial Commissioner, Girl Guides of Canada - Guides Du Canada, Newfoundland Council and Mr. Steve Kent, Chief Commissioner and Chair of the Board of Directors, Scouts Canada spoke on behalf of the group. Information was provided on the Guide and Scout organizations.

CORRESPONDENCE

No correspondence was presented.

COMMITTEE REPORTS

PUBLIC WORKS COMMITTEE

No report.

COMMUNITY SERVICES COMMITTEE

11-02-102     Running Event – May 29, 2011

Motion – Councillor Walsh/Councillor Lane

RESOLVED THAT a request from Athletics Northeast, in association with the NL Athletics Association, to hold a road running event on May 29, 2011 be approved in accordance with the specified route and upon receipt of a certificate of insurance.

Discussion: It was confirmed that the participants would not be using Topsail Road.

Question called. Motion carried unanimously.

CORPORATE SERVICES COMMITTEE

11-02-103     Municipalities Newfoundland & Labrador (MNL)  
Municipal Symposium

Motion – Councillor Lane/Councillor Tessier

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for Councillor Walsh to attend the MNL Municipal Symposium being held in Gander from May 5 – 7, 2011.

Discussion: It is noted that through an initiative provided by the Department of Municipal Affairs, a \$250 subsidy is provided to councillors, to a maximum of two per municipality, attending the Symposium.

Question called. Motion carried unanimously.

11-02-104     Federation of Canadian Municipalities (FCM)  
Annual Conference

Motion – Councillor Lane/Councillor Tessier

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for Deputy Mayor Locke, Councillor Tessier and Councillor Aker to attend the FCM Annual Conference being held in Halifax from June 3 – 6, 2011.

Question called. Motion carried unanimously.

11-02-105     Federation of Canadian Municipalities (FCM)  
Green Municipal Fund

Motion – Councillor Lane/Councillor Tessier

RESOLVED THAT approval be granted to submit an application to the FCM's Green Municipal Fund for a \$10,000,000 loan and a \$1,000,000 grant for the Glacier Arena Expansion/Pearlgate Recreation Multiplex Project.

Question called. Motion carried unanimously.

11-02-106     Invoices for Council Approval

Motion – Councillor Lane/Councillor Tessier

RESOLVED THAT the following invoices be approved for payment:

1.	Avalon Coal Salt & Oil Limited (Road Salt)	\$ 27,722.44
2.	The Telegram (Mailing - January Tax Bills)	\$ 6,717.78
3.	Transcontinental St. John's (Printing - Garbage Schedule Book)	\$ 7,450.09
4.	Park Place Community Centre (Bookkeeping Services 2009 & 2010)	\$ 6,320.00
	TOTAL	\$ 48,210.31

Question called. Motion carried unanimously.

11-02-107 Request for Tax Consideration

Motion – Councillor Lane/Councillor Tessier

RESOLVED THAT approval to exempt 2011 business tax in accordance with Council’s policy for charitable organizations, for the following:

Name	Address	Type	Annual Amt
The Search & Rescue Volunteer Association of Canada	1062 Topsail Rd	Business (100%)	\$716.18

Question called. Motion carried unanimously.

11-02-108 Canadian Blood Services  
 Partners for Life Recognition

Council was advised that on February 10, 2011, City employees Allison Pearcey, the City’s Champion of Partners for Life and Colleen Butler, Manager of Human Resources, attended the Canadian Blood Services (CBS) annual recognition event. At the event, the City of Mount Pearl was one of the organizations recognized for supporting the “*Partners for Life*” Program and presented with the Partners for Life Certificate of Membership and the Partners for Life Certificate of Recognition.

To create greater awareness of the importance of blood donors and to recognize the efforts of City employees and Council members in supporting the program, it was agreed that the certificates will be posted in a prominent location.

11-02-109     Employee Assistance Program (EAP) Renewal

Motion – Councillor Lane/Councillor Tessier

RESOLVED THAT approval be granted to renew a two year contract with Shepell-fgi at an annual cost of \$3,843.12 plus escalation (depends on the amount of usage).

Question called. Motion carried unanimously.

ECONOMIC DEVELOPMENT, COMMUNICATION & TOURISM COMMITTEE

11-02-110     Chamber of Commerce – Annual Grant

Motion – Councillor Stoyles/Deputy Mayor Locke

RESOLVED THAT approval be granted for the payment of the annual grant to the Mount Pearl Chamber of Commerce, in the amount of \$5,000.00, in accordance with their MOU.

Question called. Motion carried unanimously.

11-02-111     Advertising – Atlantic Business Magazine

Motion – Councillor Stoyles/Deputy Mayor Locke

RESOLVED THAT approval be granted to place a 1/6 page, color advertisement in the March/April 2011 issue of Atlantic Business Magazine, Natural Resources Supplement, at a cost of \$1,150.00 (plus HST).

Question called. Motion carried unanimously.

11-02-112     Advertising – Horizons 2011 (The Telegram)

Motion – Councillor Stoyles/Deputy Mayor Locke

RESOLVED THAT approval be granted to place a ¼ page advertisement in the Horizons special publication of The Telegram on March 26, 2011, at a cost of \$1,425.00 (plus HST).

Question called. Motion carried unanimously.

11-02-113      Professional Development & Training - Councillor Lucy Stoyles  
National Trade Show, Toronto – February 18-20, 2011

Motion – Councillor Stoyles/Deputy Mayor Locke

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for Councillor Stoyles to attend a National Trade Show that was held in Toronto from February 18-20, 2011.

Question called. Motion carried unanimously.

11-02-114      Expression of Interest (EOI)  
Smallwood Drive Arena

Motion – Councillor Stoyles/Deputy Mayor Locke

RESOLVED THAT approval be granted to proceed with the advertisement process in order to seek Expressions of Interest (EOI) from the public to rehabilitate and re-use the former Smallwood Drive Arena which will cease its current operations in 2011.

Discussion: It was noted that the terms of reference are very prescriptive and available for pick up at City Hall or can be forwarded electronically. The deadline for receipt of submissions is March 18, 12:00 noon. It was confirmed that the site must be used for a recreational purpose and cannot be used as an ice surface. It is intended to enter into a long-term lease with the successful proponent – it is not a property sale.

Question called. Motion carried unanimously.

11-02-115      Request for Proposals (RFP)  
989 Topsail Road

Motion – Councillor Stoyles/Deputy Mayor Locke

RESOLVED THAT approval be granted to proceed with the advertisement process in order to seek bids for the acquisition and redevelopment of approximately 836.38 m<sup>2</sup> (9,002 square feet) of land located at 989 Topsail Road (southeast corner of Topsail Road and Commonwealth Avenue intersection).

Discussion: It was noted that the deadline for receipt of submissions is 12:00 noon on March 18. It was clarified that the terms of reference will state that the property has development potential as a consolidation and development with abutting properties. The notice will include this information. It was indicated that the City acquired the property and subdivided it into property into two parcels. One parcel is retained by the

City for road upgrading, access prohibition and snow storage purposes. It was further noted that site access and egress will not be permitted from this property onto Topsail Road or Commonwealth Avenue and as a result this property cannot be developed on its own.

Question called. Motion carried unanimously.

#### PLANNING AND LAND USE DEVELOPMENT COMMITTEE

11-02-116     Best Boy Productions  
Relocate and Replace Retaining Wall  
236 Park Avenue

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT that the retaining wall detail as proposed by Best Boy Productions be approved.

Question called. Motion carried unanimously.

11-02-117     Mount Pearl Municipal Plan Amendment No. 79, 2010, and  
Development Regulations Amendment No. 205, 2010  
35 Blackmarsh Road

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT the Commissioner's Report be accepted as presented AND FURTHER THAT the Mount Pearl Municipal Plan Amendment No. 79, 2010, and the Mount Pearl Development Regulations Amendment No. 205, 2010, in relation to 835 Blackmarsh Road, be approved.

Discussion: It was requested that the residents (in question) be forwarded a copy of the report.

Question called. Motion carried unanimously.

11-02-118     World Wildlife Fund Canada (WWF-Canada) - Earth Hour Event  
March 26, 2011

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT residents be encouraged to participate in Earth Hour scheduled for Saturday, March 26, 2011, from 8:30 – 9:30 pm, Newfoundland time.

Question called. Motion carried unanimously.

11-02-119     GIS Software

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT approval be granted to purchase the following software from ESRI Canada for the quoted prices:

ArcView Concurrent Use License:	\$ 5,015.00*
ArcGIS 3D Analyst Concurrent Use License:	\$ 3,825.00*
ArcGIS Spatial Analyst Concurrent Use License:	\$ <u>3,825.00*</u>
Total	\$12,665.00*

\* Plus HST

Question called. Motion carried unanimously.

11-02-120     Development Permits

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT development permits issued for the period of February 5 – 18, 2011 be approved as presented.

Question called. Motion carried unanimously.

11-02-121     Building Permits

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT building permits issued for the period of February 4 - 18, 2011, showing a total construction value of \$921,500.00, be approved as presented.

Question called. Motion carried unanimously.

NEW BUSINESS

11-02-122     Frosty Festival

Councillor Aker extended appreciation to the Frosty Festival Committee members as well as all volunteers for hosting a successful event.

11-02-123     2011 Canada Games

Councillor Aker extended congratulations to the Newfoundland contingent of medal winners, along with all participants in the Canada Games.



11-02-124     Mount Pearl Senior Blades

Councillor Aker noted that this is the first time in senior hockey that the Blades have made the finals. He encouraged residents to show their support by attending the play-off games.

11-02-125     Appreciation – Employees

Councillor Walsh extended appreciation to staff responsible for snowclearing for doing great work.

11-02-126     Team Gushue Complex – Public Information Session

Councillor Walsh advised that a public information session will be held on February 28 at 7:00 pm, Park Place. The City is proposing recreation and infrastructure improvements to the Team Gushue Complex and has developed a draft concept plan for review and commentary by the public. He noted that meetings have already been held with the various user groups to provide them an opportunity to raise concerns and provide information to their membership.

11-02-127     Regional Fire Committee

Councillor Walsh noted that Eastern Health is in the process of realigning response services, noting that the satellite operation is open on Majors Path (St. John's). He noted that the site on Topsail Road (Mount Pearl) is due to open shortly. The Regional Fire Department will be phasing out of the provision of ambulance transport services. The Department will respond to 911 calls and provide back-up response to Eastern Health.

11-02-128     Special Olympics

Councillor Stoyles extended congratulations to the Special Olympics Hockey Team on their gold medal win at the recent Winter Games held in Corner Brook. She noted that the team would now progress to the Nationals being held in Alberta.

11-02-129     Frosty Festival

Councillor Stoyles noted that MP Siobhan Coady highlighted the Frosty Festival during a statement in the House of Commons.

11-02-130     Industry Engagement Session – College of the North Atlantic

Councillor Stoyles advised that she recently attended an “industry engagement session” hosted by the College of the North Atlantic’s Office of Applied Research. The intent of the session was to share ideas on applied research and innovation as key drivers of economic development and

prosperity. She advised that the information presented had been referred to the City's Economic Development Division.

11-02-131 FCM Sustainability Conference

Deputy Mayor Locke outlined information he'd obtained at the FCM Sustainability Conference, in particular, related to line painting, low impact development and green initiatives.

11-02-132 Snowclearing

Deputy Mayor Locke asked residents to be patient as employees are working as quickly as possible to address the amount of snow that has been received in a short period of time.

11-02-133 Motorists – Reminder

Deputy Mayor Locke reminded motorists to drive with extra caution during these winter months given the amount of snow that has accumulated in residential and school zones.

11-02-134 Snowclearing

Councillor Tessier also extended appreciation to staff for their snowclearing efforts.

11-02-135 Kinette Gail Brittain

Councillor Tessier extended congratulations to Kinette Gail Brittain on receiving the Association's highest honour – Life Membership.

11-02-135 Coalition for Alternatives to Pesticides - Public Forum

Councillor Tessier advised that she recently participated in a Public Forum promoting the banning of the cosmetic use of pesticides. She noted that it was well attended and a very productive meeting. She also noted that an interest in working with the industry (not against them) was expressed at the Forum. It was recognized that support from the Provincial Government is required in order to bring about change.

It was confirmed that the City's guidelines specify the amount of topsoil (6") to be used when landscaping.

11-02-136 Recycling

Residents were advised that the curbside collection of recyclable paper & containers will take place on a weekly basis beginning March 1, 2011. The

new 2011 garbage collection information package is currently being delivered to residents.

ADJOURNMENT

As there was no further business, the meeting adjourned at 5:20 pm on a motion by Councillor Walsh and seconded by Councillor Tessier.

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Chairperson

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Deputy City Clerk