



**PUBLIC COUNCIL MEETING MINUTES**  
**January 24, 2017**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on January 10, 2017 at 4:30 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  
Jason Silver, Director, Corporate Services  
Gerry Antle, Director, Infrastructure & Public Works  
Jason Collins, Director, Community Services  
Mona Lewis, Deputy City Clerk

**Mayor Simms chaired the meeting.**

17-01-023     Adoption of Agenda

Motion – Councillor Tessier/Councillor Aker

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

17-01-024     Adoption of Minutes

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT the minutes of the public meeting held on January 10, 2017 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

## BUSINESS ARISING

### 17-01-025     Residential Fireworks

Members of council reiterated their objective to address, on a timely basis, the use of fireworks in residential neighbourhoods in response to the number of complaints received. Complaints included property damage, safety concerns and impact on pets.

It was noted that the City's Noise Regulations currently restrict the use of fireworks to New Year's Eve and Canada Day. Discussion ensued as to whether fireworks should be banned and the challenge to enforce such a ban was acknowledged. It was agreed that the matter requires consultation with the public along with input from neighbouring municipalities.

The matter was referred to the Corporate & Community Services Committee for follow up and a subsequent report to Council. It was suggested that communication with the Regional Fire Services Committee, Municipalities Newfoundland & Labrador and the Northeast Avalon Joint Council would be beneficial.

## ACTION REPORT

The action report was accepted as presented.

## PROCLAMATIONS/PRESENTATIONS

### 17-01-026     White Cane Week Proclamation

Mayor Simms signed a proclamation declaring February 5 – 11, 2017 as White Cane Week in the City of Mount Pearl. Mr. Art Norris was in attendance and provided information on the significance of White Cane Week as well as the activities planned for the week.

## CORRESPONDENCE

### 17-01-027     Canadian Federation of Independent Business (CFIB) Red Tape Awareness Week

A letter was presented from the CFIB seeking Council's support of small and medium sized enterprises (SMEs) by passing a resolution to commit to reducing the regulatory burden on SMEs operating in Mount Pearl.

Mayor Simms proceeded to sign the resolution committing to make red tape reduction a priority in stimulating growth and development in Mount Pearl.

Vaughn Hammond, Canadian Federation of Independent Business, was in attendance. Mr. Hammond spoke of the significance of Red Tape Awareness

Week and the effort to stimulate economic and business growth by encouraging municipalities to review regulatory burden and consider the impact on small businesses. The importance of a consultation process was acknowledged.

Mayor Simms noted that the City has embarked on Lean management training to find ways to improve efficiencies to the benefit of residents and business owners.

## COMMITTEE REPORTS

### CORPORATE & COMMUNITY SERVICES COMMITTEE

17-01-028 Waterford Valley Rotary Club  
Sponsorship Request

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT a \$5,000 sponsorship supporting the Waterford Valley Rotary Club's mobile educational booth on the Waterford River be approved.

Discussion: It was confirmed that approval would be in compliance with the Donation Policy as the event would benefit the community at large.

Councillor Stoyles was not in favour of the sponsorship. She noted the 2017 budget was a lean budget and, as a result, requests from other community organizations had been denied and therefore this request should also be denied.

Question called. Motion carried with Councillor Stoyles voting against the motion.

17-01-029 Invoices for Approval

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT the following invoices be approved for payment:

1.	Airtron Canada (Heating & Ventilation Upgrade - Glacier)	\$ 21,517.65
2.	Avalon Coal Salt & Oil (Road Salt)	\$ 35,816.64
3.	Avalon Coal Salt & Oil (Road Salt)	\$ 195,539.61
4.	CAN-AM Platforms & Construction Ltd (Admiralty House Annex CP#7)	\$ 37,993.02
5.	City of St. John's (Robin Hood Bay Landfill Nov/16)	\$ 48,496.26
6.	City of St. John's (Robin Hood Bay Landfill Dec/16)	\$ 37,914.04

7.	East Coast Converters (Bags & Sleeves for Clear Bag Program)	\$ 5,783.35
8.	Emberley Electric Limited (Repairs to Farrell Drive Pump Station)	\$ 11,059.18
9.	Grand Concourse Authority (Neighbourhood Signs Claim#1)	\$ 35,947.62
10.	Infinity Construction Ltd. (Street Upgrading PP#4)	\$ 70,396.04
11.	Kelloway Construction Ltd. (Cleaning Summit Dec/16)	\$ 10,087.78
12.	Kelloway Construction Ltd. (Cleaning Dec/16)	\$ 17,058.31
13.	Onx Enterprise Solutions (Equipment Related to Firewall/Antivirus for City's IT Network) (Computer Protection)	\$ 9,216.10
14.	Onx Enterprise Solutions (Equipment Related to Firewall/Antivirus for City's IT Network) (Computer Protection)	\$ 10,823.80
15.	Onx Enterprise Solutions (Equipment Related to Firewall/Antivirus for City's IT Network) (Computer Protection)	\$ 9,216.10
16.	Redwood Construction Ltd (St. David's Park Redevelopment Progress Claim#9)	\$ 150,540.95
17.	RICOH Canada Inc. (Laserfiche)	\$ 30,584.25
18.	St. John's Transportation Commission (Metrobus Cost for Dec/16)	\$ 97,987.03
		\$ 835,977.73

Question called. Motion carried unanimously.

17-01-030 Mount Pearl Citizens Crime Prevention (MPCP) Committee  
Financial Support

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT approval be granted to provide a \$600.00 financial contribution in support of the various initiatives planned by the Mount Pearl Citizens Crime Prevention Committee for 2017.

Question called. Motion carried unanimously.

17-01-031 Neighbourhood Watch

Council was advised that Castors Drive and LeDrew Place now have the Neighbourhood Watch program bringing the total to eight neighbourhoods active in the program. It was requested that the Corporate & Community Services Committee revisit the program to consider ways to increase participation.

17-01-032 Focus on Youth Awards Banquet & Show – May 17, 2017

For the information of the public, the Focus on Youth Awards will be held on May 17. Further information will be provided to the community within the next couple of weeks. The deadline for the submission of nominations is February 27, 2017.

17-01-033 Running Event - Hypothermic ½ Marathon - February 5

For the information of the public, a running event organized by the Running Room, will take place on February 5 in accordance with the route provided. Assistance will be provided by the Municipal Enforcement division as well as the RNC.

17-01-034 Running Event - Frosty Festival 5k – February 12

For the information of the public, a running event organized by the New World Running Club and the Frosty Festival Board of Directors, will take place on February 12 in accordance with the route provided. Further details are available on the Frosty Festival website [www.frostyfestival.ca](http://www.frostyfestival.ca).

17-01-035 Aquatics Cancellations  
January 28, Synchro Winterfest Event

For the information of the public, aquatic sessions will be cancelled for January 28, 2017 due to the Summit Synchro Winterfest Event. Further information is available on the City website [www.mountpearl.ca](http://www.mountpearl.ca).

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

17-01-036 Project Updates

Updates on various projects ongoing throughout the city were presented.

17-01-037 Public Works Maintenance Updates

An update on winter maintenance activities was provided.

PLANNING AND DEVELOPMENT COMMITTEE

17-01-038     Temporary Construction Driveway Access  
ESDNL – St. Peter’s Primary  
108 Ashford Drive

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT a temporary driveway access at 108-110 Ashford Drive to accommodate a separate access from the site during construction for contractors and construction traffic be approved and a development permit be issued subject to the following conditions:

1. NL Power conditions and approval required.
2. Submission of a detailed site plan illustrating:
  - i. existing, proposed and post-construction grades
  - ii. traffic circulation pattern of entire site
  - iii. cross section of driveway illustrating slope and vehicle length at street grade
  - iv. landscaping
  - v. width of driveway
  - vi. traffic signage locations (stop sign, right hand turn only, construction access only, etc.)
3. Submission of plan illustrating how the site will be brought back to its pre-construction condition after the project is completed.
4. Submission of a refundable landscaping deposit in the amount of \$4,500.00.
5. City Inspector’s conditions are to be met.
6. Planning Services conditions are to be met.
7. Engineering Services conditions and approval required.
8. Municipal Enforcement conditions and approval required.
9. St. John’s Regional Fire Department’s conditions to be met.
10. The development is required to meet the City of Mount Pearl Development Regulations 2010.

Discussion: Council raised concerns with the presence of heavy equipment adjacent to a primary school and it was requested that a traffic control plan be provided. It was also requested that St. Peter’s Parish be informed of the planned construction. In addition, it was requested that compliance with the City’s Noise Regulations be clarified.

Question called. Motion carried unanimously.

17-01-039 Fougere Menchenton Architecture Inc. (on behalf of Coastal Marine)  
Demolition and Redevelopment of New Building and Consolidation of Parcels  
(Including Indoor Firearms Shooting Range Use)  
1260 Topsail Road

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT an application by Fougere Menchenton, on behalf of the property owner Coastal Marine, proposing to demolish the existing building and redevelop a new building with a floor area of 5475 m<sup>2</sup> (58,932 ft.<sup>2</sup>) and consolidate the parcels at 1246-1258 & 1260 Topsail Road for the purpose of a combined Light Industry (warehouse), Indoor Firearms Shooting Range, Commercial Garage, and Shop and Office Use with two exterior vehicle display areas be approved and a development permit be issued subject to the following conditions:

1. Royal Canadian Mounted Police conditions
2. Department of Environment and Conservation – Pollution Prevention Division's conditions
3. Newfoundland Power's conditions
4. St. John's Regional Fire Department's conditions
5. Engineering Services Division's conditions
6. Inspection Services Division's conditions
7. Finance Division's conditions
8. Planning and Development Department's conditions
9. The development meeting the Mount Pearl Development Regulations 2010

Question called. Motion carried unanimously.

17-01-040 Conservation Corps NL – Video on EcoVision and  
Application for 2017 Green Team for City of Mount Pearl

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT approval be granted to submit an application for a 2017 Green Team to build upon the success of the Community Gardens Initiative with a budget cost of \$3,500.00 as the City's required contribution.

Question called. Motion carried unanimously.

For the information of the public, the Conservation Corps NL will be airing an environmental program (EcoVision) on Rogers TV St. John's. Further information is available on the Conservation Corps NL Facebook page (<https://www.facebook.com/ccnl.ca>). It was noted that the Mount Pearl Green Team will be featured on one of the programs.

17-01-041 Grundy Telecom Integration Inc.  
(on behalf of Seven Day Adventist Church, Owner of VOAR Radio Station)  
Request to Renew Development Permit for One Year  
Telecommunications Structure (Self-Supporting Tower)  
727 Kenmount Road

Motion – Deputy Mayor Locke/Councillor Walsh

RESOLVED THAT a request by VOAR to renew the existing development permit which was issued on December 18, 2014 to erect an 106.68 metre high telecommunications structure (self-supporting tower), associated transmission shelter and perimeter fencing within the east portion of the property at 727 Kenmount Road for the purpose of converting the current broadcasting system from an AM to FM radio frequency transmission be approved for a period of one year.

Question called. Motion carried unanimously.

17-01-042 Notice of Motion  
Mount Pearl Development Regulations 2010

Deputy Mayor Locke 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 would, at a regular meeting of Council, move an amendment to the Mount Pearl Development Regulations 2010 that, if enacted, will:

1. Amend Map 1, Land Use Zoning Map, as follows:

Rezone 161 Park Avenue from Commercial - Office (CO) to Apartment (APT)

The purpose of this proposed amendment is to give Council the authority to consider proposed redevelopment of the existing building on the subject property to an apartment building.

17-01-043 Development Permits

Motion – Deputy Mayor Locke/Councillor Walsh

RESOLVED THAT development permits issued for the period of January 3 - 20, 2017 be approved as presented.

Question called. Motion carried unanimously.



17-01-044     Building Permits

Motion – Deputy Mayor Locke/Councillor Walsh

RESOLVED THAT building permits issued for the period of January 3 - 20, 2017 showing a total construction value of \$509,000.00, be approved as presented.

Question called. Motion carried unanimously.

17-01-045     Delegation of Authority to Issue Orders

Motion – Deputy Mayor Locke/Councillor Walsh

RESOLVED THAT motion 09-06-463 (Delegation of Authority to Issue Orders) be rescinded and replaced with the following:

“That approval be granted for the Chief Administrative Officer or designate to issue Orders as outlined in Section 102 of the Urban and Rural Planning Act 2000”.

Question called. Motion carried unanimously.

NEW BUSINESS

17-01-046     Retirement – Director of Planning & Development – Stephen Jewczyk

Mayor Simms and other members acknowledged the retirement of Mr. Jewczyk, noting his many accomplishments, and extended appreciation for his years of service to the City of Mount Pearl.

Mr. Jewczyk spoke of his years of service with the City; extending appreciation to everyone he has worked with.

17-01-047     Condolences

Councillor Stoyles acknowledged the passing of Stephen Good, Elizabeth Thistle and Donnie Dunne and extended condolences to their family and friends.

ADJOURNMENT

There being no further business, the meeting adjourned at 6:30 PM on a motion by Councillor Ledwell.

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Chairperson

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Deputy City Clerk