



**PUBLIC COUNCIL MEETING MINUTES**  
**January 27, 2015**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on January 27, 2015 at 4:15 pm.

MEMBERS PRESENT

Mayor Randy Simms  
Deputy Mayor Jim Locke  
Councillor John Walsh  
Councillor Paula Tessier  
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

MEMBERS ABSENT

Councillor Lucy Stoyles  
Councillor Dave Aker

**Mayor Simms chaired the meeting.**

15-01-030     Adoption of Agenda

Motion – Councillor Walsh/Councillor Ledwell

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

15-01-031     Adoption of Minutes

Motion – Deputy Mayor Locke/Councillor Tessier

RESOLVED THAT the minutes of the public meeting held on January 13, 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

### 15-01-032     White Cane Week

Mayor Simms signed a proclamation declaring February 1 – 7, 2015 as White Cane Week in the City of Mount Pearl. Lori Shea, President of the local Canadian Council for the Blind Chapter, the E.A. Baker Club, was in attendance.

## CORRESPONDENCE

None presented.

## COMMITTEE REPORTS

### COMMUNITY SERVICES COMMITTEE

#### 15-01-033     Frosty Festival February 5 – 14

Residents and visitors were encouraged to participate in the Frosty Festival taking place February 5 – 14, 2015. Appreciation was extended to the Committee, volunteers, community groups, sponsors, partners, businesses and staff who make this event possible.

Further information on the schedule of events is available on the Frosty website - [www.frostyfestival.ca](http://www.frostyfestival.ca).

### CORPORATE SERVICES COMMITTEE

#### 15-01-034     Tax Deferrals – Low Income Earner

Motion – Councillor Tessier/Councillor Ledwell

RESOLVED THAT approval be granted to defer taxes in accordance with Council's policy for low income earners as follows:

Account #	Amount Deferred
370	\$ 1,442.26
8643	\$ 2,844.81
6456	\$ 1,096.38
2961	\$ 2114.92

Question called. Motion carried unanimously.

15-01-035 Invoices for Approval

Motion – Councillor Tessier/Councillor Ledwell

RESOLVED THAT the following invoices be approved for payment:

1.	Tucker Electronics Ltd (Conference Phone, Projector, Cables, Labour)	\$ 6,737.08
2.	Universal Corporate Wear Inc. (Summit Promotional Items)	\$ 7,093.58
3.	Transcontinental Print (Winter/Spring Activity Guide)	\$ 10,210.30
4.	Municipal Assessment Agency (First Qtr Assessment Fees)	\$ 70,084.00
5.	Hitech Communications (Lighting on Unit 520 - Emergency Response Vehicle)	\$ 5,225.12
6.	Flynn Canada Ltd. (Snow Guard for Roof at City Hall)	\$ 9,876.20
7.	Bae-Newplan Group (Professional Svcs - Structural Investigation of Pool)	\$ 6,780.00
8.	Bae-Newplan Group (Professional Svcs - New Gymnastics Facility)	\$ 62,849.47
9.	MVT Canadian Bus, Inc. (Para Transit for 4 <sup>th</sup> Qtr 2014)	\$ 115,997.70
10.	City of St. John's (Robin Hood Bay Landfill Dec/14)	\$ 41,459.73
11.	Marco Services Ltd. (Progress Payment No.31, CP3 Summit Centre/Reid Centre Expansion)	\$ 392,201.79
12.	St. John's Transportation Commission (City's Share of Metrobus for Dec/14)	\$ 97,888.74
13.	Newfound Construction (2013 Street Upgrading CP1, Progress Claim No.3)	\$ 273,587.42

14.	Fairview Investments Limited (Asphalt Repair)	\$ 8,669.93
15.	Emberley Electric Limited (Electrical for Reid Centre)	\$ 5,584.12
16.	EC Boone Limited (LED sign for Summit Centre)	\$ 104,725.58
	Total	\$ 1,218,970.76

Question called. Motion carried unanimously.

15-01-036 Summit Centre Borrowing

Motion – Councillor Tessier/Councillor Ledwell

RESOLVED THAT, subject to approval by the Minister of Municipal & Intergovernmental Affairs, approval be granted to borrow \$15,000,000 representing the second phase of the Summit Centre financing.

Discussion: It was noted that the Corporate Services Committee will review submitted proposals for financing and make a further recommendation for award of financing, which will include the detailed repayment terms and amortization period, at a future meeting.

Question called. Motion carried unanimously.

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

15-01-037 Integrated Transportation Study – Phase 1A – Change Order Harbourside Transportation Consultants

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT a change order to the Integrated Transportation Study Phase 1A contract be approved as follows:

Change Order 01

Analysis of the Blackmarsh and Topsail Road intersection, including current traffic demand, 2015 demands as a result of Team Gushue extension, and demands long term \$17,400.00 (+ HST)

Question called. Motion carried unanimously.

15-01-038     Asphalt & Concrete Works Contract – Change Order  
                  Fairview Investments

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT a change order to the Asphalt & Concrete Works project be approved as follows:

<u>Change Order 01</u>	
Sidewalk & Asphalt Repairs	\$186,788.75 (+ HST)
Blade Crescent & Marlin Drive	

Question called. Motion carried unanimously.

15-01-039     2012 Street Upgrading CP2 - Change Order  
                  Fairview Investments

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT a change order to the 2012 Street Upgrading CP2 contract be approved as follows:

<u>Change Order 01</u>	
Replacement of 21 curb stop boxes	\$8,923.80 (+ HST)
on Manley Place	

Question called. Motion carried unanimously.

15-01-040     Notice of Motion - Animal Control Regulations

Councillor Walsh gave notice that in accordance with Section 39 of the City of Mount Pearl Act, 1988 and Council's public notification policy, he would, at a regular meeting of Council, move an amendment to the text of the Animal Control Regulations.

15-01-041     Building Canada Fund – Upgrading Princeton Crescent & Pumphrey Avenue

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT a proposal from SNC-Lavalin, BAE-Newplan Group Limited for the design and construction supervision of street improvements for Princeton Crescent and Pumphrey Avenue, in the amount of \$116,318.00, be approved.

Discussion: It was noted that these street improvements were included in the Building Canada Fund agreement approved by Council in September 2014.

Question called. Motion carried unanimously.

15-01-042 Winter Activity Report

An update on snowclearing and information on salt usage (1749 metric tonnes used to date in 2015 at a cost of \$178,363) was provided. The City's winter maintenance policy (snowclearing process) was also presented. It was clarified that there are many factors and variables involved in snowclearing procedures. It was requested that the Infrastructure & Public Works Committee consider providing the vehicle locator program for public use.

PLANNING AND DEVELOPMENT COMMITTEE

15-01-043 New Row Housing (Condo) Development  
Acreage Investments  
59 Park Avenue (Worrall Crescent)

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT a discretionary use application by Acreage Investments (68380 Newfoundland & Labrador Inc.) to develop a 23-unit row housing development at 59 Park Avenue be approved and a development permit issued subject to the conditions outlined in the Planning & Development Committee reported dated January 7, 2015.

Discussion: It was clarified that the developer is to provide sufficient on-site parking for the units; a phase 1 environmental audit has been undertaken; a 15m wide buffer along the bodies of water is to be maintained; any effluent or runoff will be required to conform to the requirements of the Environmental Control Water and Sewage Regulations, 2003; and a permit under the Water Resources Act for water and sewer installation prior to the start of construction must be obtained. A review of the Worrall Crescent area will be undertaken on the premise of identifying an improved road network. The costs associated with the relocation of the existing trunk sewer will be the developer's.

It was acknowledged that parking concerns associated with the Seniors' Drop In program at Park Place on Wednesdays have been addressed by way of relocating the program to the Reid Centre.

Question called. Motion carried unanimously.

15-01-044     C & W Offshore Ltd.  
Draft City Response to Environmental Assessment Undertaking  
Department of Environment and Conservation  
16 Lintrose Place

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT as a result of a proposed environmental undertaking for 16 Lintrose Place, a letter be forwarded to the Department of Environment and Conservation regarding the concerns outlined in the Planning & Development Committee report dated January 21, 2015.

Question called. Motion carried unanimously.

15-01-045     Proposed Mount Pearl Development Regulations 2010 Amendment No. 42, 2015  
(Animal Grooming Amendment)

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT the Mount Pearl Development Regulations 2010 Amendment No. 42, 2015 be adopted.

Discussion: The purpose of the amendment is to define “Animal Grooming” as a use, list it as a permitted or discretionary use in specific use zones, and establish minimum off-street parking requirements for the use.

Question called. Motion carried unanimously.

15-01-046     Change of Use (Tractor Trailer Storage and Circulation Yard)  
Oceanex - 1 Old Placentia Road

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT an application by Oceanex to continue occupying the parcel at 1 Old Placentia Road as a tractor trailer storage and circulation yard with a temporary security trailer and washroom facilities be approved for a period of six months and that a conditional Development Permit be issued subject to the following conditions:

- i. the permit is for the temporary use of the property for outside tractor trailer storage and any use of the property beyond June 30, 2015 will require a new application and reconsideration by Council;

- ii. the storage yard portion shall be a gravel surface (class A gravel) with ongoing dust control mitigation measures in place for ongoing maintenance to minimize dust;
- iii. some form of visual screening will be required along the rear fence of the property and it is recommended that vinyl green strips interwoven in the chain link fencing will suffice for this visual screening; and
- iv. the development meeting Mount Pearl Development Regulations 2010.

AND FURTHER THAT the applicant be advised that the City does not wish to see repeated requests for renewal of this six-month development permit and expects the applicant to work towards a permanent facility arrangement within the very near future.

Question called. Motion carried unanimously.

15-01-047 Development Permit List

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT development permits issued for the period of January 12 – 23, 2015 be approved as presented.

Question called. Motion carried unanimously.

15-01-048 Building Permits

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT a revised building permit list issued for the period of December 15 -31, 2014, showing a total construction value of \$341,400.00, be approved as presented.

AND FURTHER THAT building permits issued for the period of January 12 – 23, 2015, showing a total construction value of \$1,024,300.00, be approved as presented.

Question called. Motion carried unanimously

REGIONAL SERVICES & ENVIRONMENT COMMITTEE

No report.



TRANSPORTATION & PUBLIC SAFETY

15-01-049 Running Event – February 1, 2015

The public was advised that a running event (organized by the Running Room) will be held on February 1, 2015 in accordance with the route presented. Assistance will be provided by the municipal enforcement division as well as the RNC.

NEW BUSINESS

15-01-050 Condolences – City of St. Albert

Deputy Mayor Locke acknowledged the shooting of Constable David Wynn and extended condolences to the City of St. Albert.

15-01-051 Condolences – Councillor Aker

Deputy Mayor Locke and other members of Council extended condolences to Councillor Aker and his family on the passing of his mother-in-law, Mary Sinnott.

15-01-052 Lost & Found Animals

Councillor Walsh advised that residents can check for lost & found animals on the City's website (animal control section).

15-01-053 Condolences – Deputy Mayor Locke

Councillor Tessier extended condolences to Deputy Mayor Locke and his family on the passing of his father-in-law, Robert Parsons.

15-01-054 Mayor's Outlook – Mount Pearl-Paradise Chamber of Commerce

Councillor Tessier extended congratulations to Mayor Simms on a successful presentation at the Chamber of Commerce Outlook Luncheon. He provided an update on 2014 City activities and plans for 2015.

15-01-055 Neighbourhood Watch Program

Councillor Tessier reminded residents who may be experiencing unwanted behavior in their neighbourhood of the Neighbourhood Watch Program.

15-01-056     Flag Bearer – Samantha Marsh

Councillor Ledwell extended congratulations to target shooter Samantha Marsh, a Mount Pearl resident, on being chosen the flag bearer for Team Newfoundland & Labrador for the opening ceremonies of the Canada Winter Games in Prince George, British Columbia. Ms. Marsh will be competing in her second Games having represented the province at the 2011 Canada Winter Games in Halifax.

15-01-057     “Cities for Life”

Mayor Simms advised of a study entitled “Cities for Life” taking place across Canada this spring – organized by the FCM but also involving MNL – its purpose being on urban planning and how to make communities more liveable. Mount Pearl has been asked to submit five names (three confirmed are Claudette Coombs, Shirley Boone and Gonzo Bennett).

ADJOURNMENT

There being no further business, the meeting adjourned at 5:15 pm on a motion by Councillor Tessier and seconded by Councillor Ledwell.

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Chairperson

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Deputy City Clerk