

PUBLIC COUNCIL MEETING MINUTES
July 12, 2011

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on July 12, 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

STAFF PRESENT

Michele Peach, Chief Administrative Officer
Stephen Jewczyk, Director, Planning & Development
Brian Chmarney, Director, Community Services
Jason Silver, Director, Corporate Services
Gail Sexton, Human Resources Assistant

MEMBERS ABSENT

Councillor Dave Aker

STAFF ABSENT

Scott Lush, Director, Infrastructure & Public Works

Mayor Simms chaired the meeting.

11-07-488 Adoption of Agenda

Motion – Councillor Lane /Councillor Stoyles

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

11-07-489 Adoption of Minutes

Motion – Councillor Stoyles /Councillor Tessier

RESOLVED THAT the minutes of the public meeting held on June 28, 2011 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

BUSINESS ARISING

None noted.

ACTION REPORT

The action report was accepted as presented.

PROCLAMATIONS/PRESENTATIONS

11-07-490 Introduction – Green Team

Mayor Simms acknowledged the presence of the Mount Pearl Green Team, sponsored by Conservation Corps Newfoundland and Labrador (CCNL), in partnership with the City of Mount Pearl. Ms. Monica Storch, GIS Technician with the Planning and Development Department, introduced the members of the Green Team. They are Brittany King, Team Leader; Evan McLeod; Patrick Quigley and Chris Roberts.

Ms. King briefly outlined the Green Team's initiative and the activities planned during the summer to promote protection and stewardship of the Waterford River. A brochure was presented noting that it was prepared in consultation with the Youth Action Team and will be distributed at the City Days booth.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

PUBLIC WORKS COMMITTEE

No report.

COMMUNITY SERVICES COMMITTEE

11-07-491 City Days Celebrations

Mount Pearl City Days celebrations take place from July 15-17. The schedule is as follows:

- Friday, July 15 - Family Pig Roast & Outdoor Movie at St. David's Field.
- Saturday, July 16 - Family Fun Day at Power's Pond, Classic Car & Motorcycle Show and Pearl Stock youth concert at St. David's, and a City Days Dance with Blue Eyed Blonde at the Reid Centre.
- On Sunday, July 17 - Mega Birthday Blitz and concert at St. David's with The Living Daylights, Johnny Trash & The Tennessee Tree, Sticks

& Stones, Fully Completely, Celtic Connection, Siochana, Ennis, Irish Descendants, and The Novaks.

CORPORATE SERVICES COMMITTEE

11-07-492 Access to Information Policy and Protection of Privacy Policy

Council was advised that the Access to Information Policy and Protection of Privacy Policy have been developed to state the City's commitment to comply with the *Access to Information and Protection of Privacy Act* of NL. Policies indicate what the objectives and the expected outcomes of the implementation of the information access and privacy protection program are. A number of citywide and department specific guidelines and tools are being developed to ensure the City compliance with ATIPPA and the policies under consideration. Some of them are:

- Personal Information Banks that inventory and describe personal information holdings with assigned uses and restrictions of use and disclosure;
- Guidelines to proactive disclosure of information (for specific departments);
- Private Impact Assessment Tool, etc.

Motion – Councillor Lane/Councillor Tessier

RESOLVED THAT the Access to Information Policy and the Protection of Privacy Policy be approved.

Question called. Motion carried unanimously.

11-07-493 Invoices for Approval

Motion – Councillor Lane/Councillor Tessier

RESOLVED THAT the following invoices be approved for payment:

1.	Bae-Newplan Group Limited (2010 Street Upgrading - Inv 13918)	\$ 28,426.91
2.	Bae-Newplan Group Limited (Mount Carson Upgrading Phase 2 - Inv 13905)	\$ 29,883.81
3.	Bae-Newplan Group Limited (Commonwealth Avenue North Waterline Replacement)	\$ 13,028.03
4.	Bae-Newplan Group Limited (Donovan's Water Meter - Inv 13901)	\$ 4,337.26

5.	Bae-Newplan Group Limited (Mount Carson Upgrade Phase 1 - Inv 13884)	\$	11,294.04
6.	Bae-Newplan Group Limited (Leak Detection - Inv 13883)	\$	6,745.00
7.	Russell's Land Design (3rd Progress Pymt as per Contract)	\$	30,000.00
8.	Stanley Flowers Limited (June 2011 Supply & Maintenance as per Contract)	\$	10,959.87
9.	New Line Skateparks Inc. (Design/Build Skate Park - Team Gushue Complex)	\$	79,018.40
10.	Western Hydraulics 2000 Limited (New Dump Body for Pickup Truck)	\$	5,085.00
11.	BSB Electrical Services (Squires Field & Team Gushue Softball Field)	\$	388,711.79
12.	LSW Wear Parts Limited (Cutting Edges)	\$	16,395.40
13.	Weir's Construction Limited (Mount Carson Upgrade - CP1 - Progress #3)	\$	175,738.37
	TOTAL	\$	799,623.88

Question called. Motion carried unanimously.

11-07-494 Building Canada Fund – Communities Component
 Financial & Compliance Audit

Motion – Councillor Lane/Councillor Tessier

RESOLVED THAT the Building Canada Fund – Communities Component Financial and Compliance Audit, as at December 31, 2010, for a total approved costs exclusive of the GST rebate, in the amount of \$13,380,531, be approved as presented.

Discussion – It was noted this is the first audited report in the Country.

Question called. Motion carried unanimously.

ECONOMIC DEVELOPMENT, COMMUNICATION & TOURISM COMMITTEE

11-07-495 Economic Development, Tourism & Communications Strategy 2011-2016
Sierra Planning and Management

Motion – Councillor Stoyles/Deputy Mayor Locke

RESOLVED THAT the Economic Development, Tourism and Communications Strategy 2011-2016 report as prepared by Sierra Planning and Management be tabled for Council's information AND FURTHER THAT the report be referred to the Economic Development, Communications and Tourism Committee for detailed review and recommendations to Council.

Question called. Motion carried unanimously.

ENGINEERING SERVICES COMMITTEE

No report.

PLANNING & LAND USE DEVELOPMENT COMMITTEE

11-07-496 Hillside Living Subdivision Development – Phase 1A1
Subdivision Development Agreement

Motion – Deputy Mayor Locke/Councillor Tessier

RESOLVED THAT approval be granted for the Mayor and Chief Administrative Officer to sign the Hillside Living Phase 1A1 Subdivision Development Agreement on behalf of the City Council of Mount Pearl.

Question called. Motion carried unanimously.

11-07-497 Leopard Canada Ltd.
Hillside Living Subdivision – Phase 1A2
39-Lot Residential Subdivision

Motion – Deputy Mayor Locke/Councillor Tessier

RESOLVED THAT an application from Pinnacle Engineering Ltd. on behalf of Leopard Canada Ltd. be approved and a development permit issued for the development of 39 residential lots for the Phase 1A-2 Hillside Living Subdivision Development, subject to the development meeting the conditions listed below.

1. Department of Environment & Conservation – Water Resources Division conditions.
2. Newfoundland Power conditions. A final letter of approval by Newfoundland Power is to be received by the City.
3. Engineering Services Division conditions.
4. Planning & Development Department conditions.
5. Finance Department conditions and payment of applicable service levies prior to building permits being issued.
6. The detention pond to be developed in accordance with the requirements and conditions of the Mount Pearl Engineering Services Division.
7. The upgrading along Blackmarsh Road to accommodate Hillside Living Phase 1A-2 to be in accordance with the conditions and requirements of the City.
8. The appropriate securities and deposits to be provided to the City prior to the development of the infrastructure proceeding.
9. City of Mount Pearl Development Regulations, 1988, Regulation 63 and the conditions of the RLD and OS Land Use Zone Table of the Development Regulations.
10. Subdivision development agreement to be signed prior to any building permits being issued for the development.

Question called. Motion carried unanimously.

11-07-498 Mount Pearl Development Regulations Amendment No. 209, 2011
Crescent-Shaped Driveways Amendment

Motion – Deputy Mayor Locke/Councillor Tessier

RESOLVED THAT the Mount Pearl Development Regulations Amendment No. 209, 2011, be adopted.

Discussion: The purpose of this amendment is to provide Council with the authority to regulate crescent-shaped driveways in residential use zones.

Question called. Motion carried unanimously.

11-07-499 Notice of Motion
Amendment – Mount Pearl Development Regulations 1988

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 will, at a regular meeting of Council move an amendment to the Mount Pearl Development Regulations 1988 that if enacted, will amend Part 1 of the General Regulations by adding specific requirements for indoor parking facilities.

The purpose of the proposed amendment is to provide Council with the authority to regulate indoor parking facilities.

11-07-500 Development Permits

Motion – Deputy Mayor Locke/Councillor Tessier

RESOLVED THAT development permits issued for the period of June 24 – July 8, 2011 be approved as presented.

Question called. Motion carried unanimously.

11-07-501 Building Permits

Motion – Deputy Mayor Locke/Councillor Tessier

RESOLVED THAT building permits issued for the period of June 25 – July 8, 2011, showing a total construction value of \$2,854,400.00, be approved as presented.

Question called. Motion carried unanimously.

NEW BUSINESS

11-07-502 Moose Lobbying Group

Councillor Walsh congratulated Councillor Stoyles and the other members of the group who lobbied the Provincial Government to take action to help reduce/eliminate the number of moose/vehicle accidents in the Province of Newfoundland and Labrador. It was noted that the Government has decided to move on this project and hopefully there will be positive results come from it.

11-07-503 Pet Walking

Councillor Walsh advised of a complaint from a resident that they witnessed a dog owner use a doggie bag for their pet and then dump it in the storm sewer system. Residents are encouraged to use the doggie bags that are provided and dispose of them at home. Deputy Mayor Locke reminded residents that dumping anything in the storm sewer systems eventually ends up in the Waterford River.

11-07-504 Moose Resolution

Councillor Stoyles thanked Council for initiating the Moose Resolution to bring to the government to request that they take action on helping to reduce the moose/vehicle accidents. It was recognized that it was a long and hard battle and that it is quite thrilling to know that Government has

decided to move forward on this issue. It was also noted that over 40 towns passed this resolution.

11-07-505 Wind Storm

Councillor Stoyles advised that she received a number of phone calls from residents regarding trees being knocked down during the wind storm on Sunday and they were inquiring if the City will be picking up the damaged trees. The Chief Administrative Officer will check into this issue.

11-07-506 Gateway Signage

Councillor Tessier commented on the new gateway signage expressing that it looked very impressive and she had received other compliments from residents outside of the City of Mount Pearl.

11-07-507 Royal Canadian Provincial Track Meet

Councillor Tessier advised that the Royal Canadian Provincial Track Meet hosted athletes from all over the province who competed to represent the province at the National Games. There were 17 chosen from the province, including three students from O'Donel High School.

11-07-508 Pet Owners

Councillor Tessier advised that she recently found a kitten in distress and contacted Animal Control to pick it up and they have done an exceptional job in nursing it back to health. Councillor Tessier reminds pet owners to take responsibility for the welfare of their own animals.

ADJOURNMENT

As there was no further business, the meeting adjourned at 5:00 p.m. on a motion by Councillor Lane and seconded by Councillor Stoyles.

Chairperson

Human Resources Assistant