

PUBLIC COUNCIL MEETING MINUTES
July 12, 2016

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on July 12, 2016 at 4:15 pm.

MEMBERS PRESENT

Mayor Randy Simms
Deputy Mayor Jim Locke
Councillor Lucy Stoyles
Councillor John Walsh
Councillor Dave Aker
Councillor Andrew Ledwell

STAFF PRESENT

Stephen Jewczyk, Director, Planning & Development
Jason Silver, Director, Corporate Services
Gerry Antle, Director, Infrastructure & Public Works
Jason Collins, Director, Community Services
Lisa Warren, Administrative Assistant

MEMBERS ABSENT

Councillor Paula Tessier

STAFF ABSENT

Michele Peach, Chief Administrative Officer
Mona Lewis, Deputy City Clerk

Mayor Simms chaired the meeting.

16-07-435 Adoption of Agenda

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

16-07-436 Adoption of Minutes

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT the minutes of the public meeting held on June 28, 2016 be adopted as presented.

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

16-07-437 2016 Green Team

Mayor Simms welcomed the 2016 Green Team to the Council Chambers. The project is funded through the Conservation Corps Newfoundland and Labrador (CCNL) and co-sponsored by the City of Mount Pearl.

The Team's main focus will be working on the community gardens initiative located at three locations: Forest Avenue, Gloria Pearson Community Centre, and Mount Pearl Senior High School.

CORRESPONDENCE

16-07-438 Government Newfoundland and Labrador
Department of Municipal Affairs
Land Use Planning, Lands Branch

A letter was presented from the Department of Municipal Affairs outlining the new appeal fee change under the Urban and Rural Planning Act, 2000 – subsection 44(1).

COMMITTEE REPORTS

CORPORATE & COMMUNITY SERVICES COMMITTEE

16-07-439 Invoices for Approval

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT the following invoices be approved for payment:

1.	Air-Tite Sheet Metal Ltd (Air Quality H Neil Municipal Building PP#4)	\$ 15,243.70
2.	Clearaway Contracting Limited (2016 Line Painting)	\$ 222,748.85
3.	Crown Contracting Inc. (Asphalt Crack Sealing)	\$ 40,498.57
4.	Fairview Investments Limited (Asphalt & Concrete Works PP#1)	\$ 219,965.30

5.	FYB Holdings Ltd (Overhead Sign/Traffic Light Repair)	\$ 8,027.11
6.	Harbourside Transportation Consultants (Transportation Study Public Consultation)	\$ 35,425.50
7.	Harbourside Transportation Consultants (Transportation Study Syncro/Sim Model)	\$ 5,311.00
8.	Harbourside Transportation Consultants (Topsail/Blackmarsh Intersection)	\$ 6,876.62
9.	Harvey & Company Limited (Ride On Lawnmower)	\$ 19,170.45
10.	J&T Construction (Reid Centre Interior Renovations PP#1)	\$ 136,877.88
11.	JMJ Construction (St Peter's Minor Baseball Field PP#4)	\$ 61,063.22
12.	Modern Paving Limited (Tennis Complex Upgrades PP#1)	\$ 159,244.40
13.	Murray's Horticultural Services Landscaping Maintenance June 1-7/16)	\$ 5,557.50
14.	Murray's Horticultural Services Landscaping Maintenance May 18-24/16)	\$ 5,062.15
15.	Redwood Construction Ltd (St David's Park Redevelopment PP#3)	\$ 184,650.06
16.	St. John's Transportation Commission (Metrobus Services May/16)	\$ 91,592.25
17.	Tract Consulting Inc. (St. David's Redevelopment Design & Contract Admin)	\$ 10,946.88
		\$1,228,261.44

Question called. Motion carried unanimously.

16-07-440 Tax Deferral – Low Income Earners

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT the following tax deferrals be approved in accordance with Council's policy for low income earners:

Account #	Amount Deferred
14845	\$2,884.00
6456	\$1,236.48
7229	\$1,351.00

1818	\$5,048.47
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Question called. Motion carried unanimously.

16-07-441 Neighbourhood Watch Program

For the information of the public, Avery Place has joined the Neighbourhood Watch Program bringing the total to four neighbourhoods.

16-07-442 Tely 10 Road Race, July 24, 2016

For the information of the public, the Tely 10 road race takes place on July 24, 2016 and will impact Topsail Road, with traffic also being diverted at the Kenmount Road overpass.

16-07-443 City Days, July 15 – 17, 2016

For the information of the public, City Days' events will be taking place July 15 - 17 at the Ruth Avenue Sportsplex. Further details are available on the City's website.

16-07-444 Holy Sepulchre Cemetery Mass, July 26

For the information of the public, the Holy Sepulchre Cemetery Mass is scheduled for July 26 at 7:00 pm which will impact traffic along Topsail Road and Blackmarsh Road.

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

16-07-445 Prime Consultant – Professional Services of Design & Tender
Glacier Lighting Inverter

Motion – Councillor Aker/Councillor Stoyles

RESOLVED THAT approval be granted, contingent upon successful negotiation of the final terms of the prime consultant agreement, to award the contract for the above noted project to Jewer Bailey Consultants for the proposal amount of \$14,500.00 (HST excluded).

Question called. Motion carried unanimously.

16-07-446 Prime Consultant – Professional Services of Design & Tender
Heat Exchange - Glacier

Motion – Councillor Aker/ Councillor Stoyles

RESOLVED THAT approval be granted, contingent upon successful negotiation of the final terms of the prime consultant agreement, to award the contract for the

above noted project to Jewer Bailey Consultants for the proposal amount of \$11,500.00 (HST excluded).

Question called. Motion carried unanimously.

16-07-447 Prime Consultant – Professional Services of Design and Tender Library Roof Replacement and Repaving of Library Parking Lot

Motion –Councillor Aker/Councillor Stoyles

RESOLVED THAT approval be granted, contingent upon successful negotiation of the final terms of the prime consultant agreement, to award the contract for the above noted project to SNC-Lavalin for the proposal amount of \$33,622.00 (HST excluded).

Question called. Motion carried unanimously.

16-07-448 Request for Change Order Approval – St. David’s Park Redevelopment

Motion – Councillor Aker/ Councillor Stoyles

RESOLVED THAT the following change order for the St David’s Park Redevelopment project be approved:

CO#	Description	Value (HST Included)
	<i>Original Contract Price</i>	<i>\$2,209,065.00</i>
CO#1	Additional reinforcing for flag pole bases. (Authorized by Engineering Services)	\$312.82
CO#2, 3, 4	Not approved	
CO#5	Change to the compass rose to a concrete base slab complete with wire mesh.	\$5,731.18
CO#6	Addition of one riser to Pavilion Stairs to raise elevation of Pavilion slab; (Authorized by Engineering Services)	\$852.75
CO#7	Addition of Class B and geotextile membrane and additional class A to 750mm on each side of walkway.	\$39,078.00
CO#8	Excavate and Remove Unsuitable Materials Under Pavilion Plaza and replace with engineered fill.	\$34,000.00 (*)
CO#9	Removal of bedrock at pole bases	\$6,000.00 (*)
	Total Change orders and Order of Magnitude Max Estimates	\$85, 974.75
	Revised Contract Price	\$2,295,039.75

Question called. Motion carried unanimously.

16-07-449 Project Updates

Updates on various projects ongoing throughout the city were presented.

16-07-450 Public Works Maintenance Updates

Maintenance updates were provided on roads, fleet, parks and UTM.

16-07-451 Municipal Pond Level

Residents and businesses are reminded of the Water Conservation Order as water levels are dropping. A copy of the Water Conservation Order can be found at www.mountpearl.ca.

PLANNING AND DEVELOPMENT COMMITTEE

16-07-452 Parkdale Ridge Subdivision Development

Motion - Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT it be confirmed that the developer is to cease and desist further work at the Parkdale Ridge Subdivision AND FURTHER THAT the City engage a contractor to complete the work utilizing the securities in place.

Question called. Motion carried unanimously.

16-07-453 Development Regulations – Pearlgate Recreation Area Amendments

Motion - Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT the Mount Pearl Municipal Plan 2010 Amendment No. 17, 2016 and Mount Pearl Development Regulations 2010 Amendment No. 52, 2016 be adopted by Council AND FURTHER THAT Ernest Boone be appointed Commissioner for the public hearing regarding these amendments.

Question called. Motion carried unanimously.

16-07-454 Notice of Motion – Quonset Hut Amendment

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. In Section 7, Special Developments; Subsection 7.14, General Industry and Hazardous Industry Uses: remove subsection 7.14.4 which states "the use shall be located centrally within the industrial area." and renumber subsequent subsections from 7.14.5 onward accordingly.

2. In Section 11, Use Zone Schedules; Subsection 11.19, Industrial - Light (IL) Zone; Subsection 11.19.11, Quonset Hut; Subsection (e); change the wording from "... warehouse, storage or workshop use ..." to "... warehouse, storage, workshop, general industry and hazardous industry use ...".

The purpose of this proposed amendment is to allow a Quonset hut to be considered in any area of the Industrial-Light (IL) use zone and to add general industry and hazardous uses to the list of uses that Council may consider for a Quonset hut.

16-07-455 Notice of Motion – Moffatt Road (Kenmount Road Amendment)

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. Under Section 12, amend Map 1 – Land Use Zoning Map, rezoning an area of land 0.885 hectares in size, located south of Kenmount Road, west of a future road connection onto Kenmount Road, from Comprehensive Development Area (CDA) -Kenmount Hill to Residential – Single Unit Detached – 3 (RSU-3).
2. Under Section 12, amend Map 1 – Land Use Zoning Map, rezoning an area of land 1.942 hectares in size, located south of Kenmount Road, east of a future road connection onto Kenmount Road, from Comprehensive Development Area (CDA) -Kenmount Hill to Commercial Highway (CH).

The purpose of this proposed amendment is to accommodate residential and commercial development with a road connection in an area east and west of a future road connection onto Kenmount Road.

16-07-456 Development Permits

Motion – Deputy Mayor Locke/Councillor Walsh

RESOLVED THAT development permits issued for the period of June 27 – July 8, 2016 be approved as presented.

Question called. Motion carried unanimously.

16-07-457 Building Permits

Motion – Deputy Mayor Locke/Councillor Walsh

RESOLVED THAT building permits issued for the period of June 27 – July 8, 2016, showing a total construction value of \$1,692,150.00, be approved as presented.

Question called. Motion carried unanimously.

NEW BUSINESS

16-07-458 City Days – Location

For the information of the public, Deputy Mayor Locke advised that the City Days' festivities will take place at the Ruth Avenue Complex (rear of Mount Pearl Senior High School).

16-07-459 Smallwood Arena

Deputy Mayor Locke noted that the Smallwood Arena demolition project is completed.

16-07-460 Duke of Edinburgh's International Award

Councillor Stoyles advised that she attended the above noted awards ceremony and extended congratulations to all recipients in particular those from Mount Pearl.

16-07-461 Memorial Day and Canada Day Celebrations

Members of council commented on the Memorial and Canada Day celebrations, noting that both were well attended. It was noted that next year's ceremony will take place at the St. David's Park site.

16-07-462 Kraft Heinz Project Play

Councillor Stoyles advised that the Pearlgate Track & Field Club has been selected as one of four finalists in the Kraft Heinz Project Play (grand prize \$250,000 for a recreational facility upgrade). Further details are available on the City's website; residents were encouraged to vote for the Club.

16-07-463 Ruth Avenue Overpass

Councillor Aker advised that the overpass should re-open in 3 – 4 weeks.

16-07-464 Regional Fire Department – Recruitment Ceremony

Councillor Ledwell advised he attended the above noted recruitment ceremony and extended congratulations to the new recruits.

16-07-465 Sport Alliance

Mayor Simms extended congratulations to the Alliance on a successful year which concluded in a year-end barbeque.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:05 pm on a motion by Councillor Ledwell.

Chairperson

Administrative Assistant