

**PUBLIC COUNCIL MEETING MINUTES**  
**June 12, 2012**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on June 12, 2012 at 4:15 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  
Gerry Antle, Director, Infrastructure & Public Works  
Jason Collins, Director, Community Services  
Mona Lewis, Deputy City Clerk

The Director of Corporate Services was absent.

**Mayor Simms chaired the meeting.**

12-06-401     Adoption of Agenda

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

12-06-402     Adoption of Minutes

Motion – Deputy Mayor Locke/Councillor Tessier

RESOLVED THAT the minutes of the public meeting held on May 29, 2012 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

## BUSINESS ARISING

### 12-06-403     Water Conservation Order

Council was advised that the current Water Conservation Order allows for the washing of residential driveways using a hose with a shutoff nozzle. It was requested that the Engineering Services Committee investigate the possibility of requiring landscaping companies to use an alternate water source (i.e. not potable water).

## ACTION REPORT

The action report was accepted as presented.

## PROCLAMATIONS/PRESENTATIONS

None presented.

## CORRESPONDENCE

None presented.

## COMMITTEE REPORTS

### PUBLIC WORKS COMMITTEE

#### 12-06-404     Automated Garbage Collection Project

Council was advised that the automated garbage collection project for Phase 1A has begun with cart-delivery. The first day of collection is scheduled for June 15, 2012 (Friday). The following points were made – carts (to be provided by the City) are convenient, maneuverable, easy to roll, extremely durable and tagged to match a specific address. The information gathered from this phase will be beneficial as the project moves forward to other areas.

#### 12-06-405     Household Hazardous Waste Day – June 9

A Household Hazardous Waste collection took place on June 9 with 129 vehicles visiting the Municipal Depot to avail of this service. Various waste products were dropped to the site which included batteries, household paint, waste oil and pesticides. Reference was also made to the Household Hazardous Waste Facility located at the Robin Hood Bay site. This is free for use by residents of the Eastern Region and open every Saturday from 8 am to 4 pm, June to November.

12-06-406     Ruth Avenue School District Traffic Study

Council was advised that the Traffic Study Public Consultation is scheduled for June 18, 2012 at 7:00 pm at Mount Pearl Intermediate School. The study's goal is to address concerns regarding traffic flows on Ruth Avenue in the area of Mount Pearl Senior High, Mount Pearl Intermediate, O'Donel High, and St. Peter's Elementary. The session will be led by Hatch Mott MacDonald, the City's Traffic Consultant. The session will be comprised of a short presentation on the study's objectives, followed by an opportunity for the public to provide their comments and concerns to the consultant.

12-06-407     Rodent Complaints

Council was advised of recent complaints regarding rodents seen in various areas around the City. It was noted that the responsibility for rodent control lies with the owner and/or the occupant of the land, dwelling or business. However, if a rodent problem is suspected on City-owned land, the Department of Infrastructure & Public Works should be contacted at 748-1016. Property owners are encouraged to keep their property clean of garbage and animal feces, as well as properly maintain bird feeders and composters.

COMMUNITY SERVICES COMMITTEE REPORT

12-06-408     Poles/Netting  
Team Gushue Complex – Softball Field

Motion – Councillor Tessier/Deputy Mayor Locke

RESOLVED THAT approval be granted for BAE Newplan to proceed with the design, purchase and installation of poles, guy wires and netting for the Team Gushue Complex, Softball Field in the amount of \$85,000.

Question called. Motion carried unanimously.

12-06-409     Arena Board of Management  
2<sup>nd</sup> Installment – 2012 Operating Subsidy

Motion – Councillor Tessier/Deputy Mayor Locke

RESOLVED THAT approval be granted to release the second installment of the 2012 operating grant in the amount of \$30,000 to the Arena Board of Management.

Question called. Motion carried unanimously.

12-06-410 Recreation NL - Awards

Congratulations were extended to Mary Spurrell who received a Recreation NL Volunteer Recognition Award. Ms. Spurrell was recognized for her long commitment and dedicated service to the Mount Pearl Tennis Club.

Congratulations were also extended to Mary Holloway of Mount Pearl Special Olympics who received the 2012 Bridging the Gap Award.

12-06-411 Law Enforcement Torch Run  
Special Olympics – June 15, 2012

Council was advised that the Law Enforcement Torch Run for Special Olympics will be stopping by City Hall on Friday, June 15<sup>th</sup> between 12 noon and 12:30 pm.

12-06-412 Canada Day Celebrations  
July 1, 2012

The City's Canada Day Celebrations will take place Sunday, July 1<sup>st</sup>, from 12:00 noon to 3:00 pm at St. David's Field. Further information will be available on the City's website.

12-06-413 City Days Celebrations  
July 20 – 22, 2012

City Days Celebrations take place July 20<sup>th</sup> – 22<sup>nd</sup>. Further information will be available on the City's website.

12-06-414 Mount Pearl Marlins

Congratulations were extended to members of the Marlins who participated in the Provincial Long Course Championships held at the Aquarena, June 1 – 3, 2012.

CORPORATE SERVICES COMMITTEE REPORT

12-06-415 Uncollectible Accounts  
Tax Write

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT approval be granted to write off the balance and remove the following account from the City's records:

Name	Principal	Interest	Other	Total
Kirk Fleck	\$152.00			\$152.00

Discussion: It was noted that the businesses have closed and all collection efforts have been exhausted.

Question called. Motion carried unanimously.

12-06-416 Invoices for Council Approval

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT the following invoices be approved for payment:

1.	Bae-Newplan Group (Professional Services re Flood Proofing Study)	\$ 11,007.53
2.	Bae-Newplan Group (Mount Carson Upgrading Phase 2)	\$ 10,180.33
3.	Bae-Newplan Group (Professional Services 2011 Street Upgrading)	\$ 48,201.28
4.	City of St. John's (Water Consumption April 2012)	\$ 165,745.45
5.	City of St. John's (Water Consumption May 2012)	\$ 179,986.94
6.	City of St. John's (Regional Fire Service June 2012)	\$ 334,312.24
7.	Harris Ryan Chartered Accountants (Progress Billing 2011 Year End Audit )	\$ 7,910.00
8.	Modern Paving (2011 Street Upgrading CP1)	\$ 180,882.12
9.	Newfoundland HVAC Limited (Quarterly Charge for HVAC Contract)	\$ 7,925.01
10.	Transcontinental (2012 Summer Activity Guide)	\$ 10,869.47
11.	Weir's Construction Ltd. (Mount Carson Upgrade CP2)	\$ 237,642.97
12.	Weir's Construction Ltd. (Mount Carson Upgrade CP1)	\$ 105,062.18
	Total	\$ 1,299,725.52

Discussion: Reference was made to the City of St. John's invoices for water consumption and it was requested that information on the water meter pilot project undertaken by other municipalities be obtained.

Council was also advised (referencing Weir's Construction invoices) that Mount Carson Avenue is scheduled to be paved (final course of asphalt) by the end of June.

Question called. Motion carried unanimously.

12-06-417     Municipalities Newfoundland and Labrador (MNL)  
James Hiscock Memorial Scholarship

Information was presented on the eligibility criteria for the James Hiscock Memorial Scholarship.

ENGINEERING SERVICES COMMITTEE

12-06-418     Farrell Drive Pumphouse

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT approval be granted to establish a budget of \$168,000 to complete new mechanical and electrical upgrades to the Farrell Drive Pumphouse.

Question called. Motion carried unanimously.

PLANNING AND LAND USE DEVELOPMENT COMMITTEE

12-06-419     Purchase of Property – 23 Forest Avenue

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT approval be granted to purchase the property at 23 Forest Avenue in the amount of \$258,500.00.

Question called. Motion carried unanimously.

12-06-420     Proposed Building on Existing Foundation and Subdivision of Land  
Earle Consulting Ltd. - 47 Clyde Avenue

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT an application by Earle Consulting Ltd., submitted on behalf of Driscoll Holdings Ltd., to construct a new building on the existing foundation at 47 Clyde Avenue be approved and a Development Permit issued, subject to the following conditions:

1. St. John's Regional Fire Department conditions
2. Newfoundland Power's conditions
3. City Inspector's conditions
4. Planning Services conditions
5. Engineering Services conditions
6. Development meeting Mount Pearl Development Regulations 2010

Question called. Motion carried unanimously.

12-06-421     Waterford River Clean Up Blitz  
                  June 2, 2012

Appreciation was extended to all volunteers who assisted with the Blitz as well as Planning and Development Department staff for planning and executing the 2012 Waterford River Clean Up Blitz.

12-06-422     Development Permit List

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT the Development Permit list for the period of May 28 – June 8, 2012 be accepted as presented.

Question called. Motion carried unanimously.

12-06-423     Building Permits

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT building permits issued for the period of May 28 – June 8, 2012, showing a total construction value of \$2,051,049.08, be approved as presented.

Question called. Motion carried unanimously.

NEW BUSINESS

12-06-424     Water Main Break

Councillor Ledwell advised that the water main break on Keough Crescent was repaired and service resumed. Appreciation extended to staff.

12-06-425     Farrell Drive

Councillor Ledwell advised of storm water repairs ongoing on Farrell Drive and as a result traffic was limited to one way down Farrell Drive from Evans Place to Topsail Road. This will be in place from 7:00 am to 7:00 pm daily until June 22. Traffic will not be able to access Farrell Drive from Topsail Road during this period.

12-06-426     807 Kinsmen Air Cadets

Councillor Ledwell extended congratulations to the Cadets on a successful year as well as appreciation to their sponsor – Kinsmen Association.

12-06-427 1<sup>st</sup> Mount Pearl Scouting Group

Councillor Ledwell extended congratulations to the 1<sup>st</sup> Mount Pearl Scouting Group on the conclusion of a successful year. Appreciation was extended to all involved in creating a renewed interest in the Scouting group and resulting increase in membership.

12-06-428 Northeast Avalon Regional Economic Development Board

Councillor Ledwell reiterated Council's support of MNL efforts with the Federal and Provincial levels of government to address the funding cuts. He noted that the Board's AGM will be held on June 13<sup>th</sup>.

12-06-429 Animal Control Regulations

Councillor Walsh referenced a complaint received from someone walking on the trail who encountered a dog off a leash. He reminded owners that animals are to be on a leash at all times.

12-06-430 Forest Avenue – Sale of Properties

Councillor Walsh referenced the Forest Avenue properties that are being purchased by the City and a resident who expressed concern that they may become a "hang out" if left vacant for any length of time. It was requested that the Planning & Land Use Development Committee consider a reasonable period of time for the owners to vacate the properties.

12-06-431 Cy Hoskins Memorial Award of Merit (Recreation NL)

Councillor Walsh extended congratulations to Tina Auchinleck-Ryan, an employee with the Town of Torbay, who received the above noted award.

12-06-432 Sod Turning Ceremony – Pearlgate Recreation Multiplex (Reid Centre Expansion)

Councillor Stoyles commented on the Sod Turning Ceremony, noting the significance of the event and Council's pleasure to see the project proceeding.

12-06-433 Condolences – Charles Emberley

Councillor Stoyles extended sympathy to the Emberley family on the passing of their father, Charles. (Letter from Mayor's office)

12-06-434 Congratulations - Adam Snow

Councillor Stoyles extended congratulations to Adam Snow, a resident, on his successful running events. (Letter from Mayor's office)



12-06-435 Congratulations – Michelle Young

Councillor Stoyles extended congratulations to Michelle Young on finishing first in her age group at the Ironman 70.3 Florida held on May 20, 2012. (Letter from Mayor's office)

12-06-436 Congratulations – Mary Piccott

Councillor Stoyles extended congratulations to Mary Piccott, Household Movers & Shippers Ltd., on receiving a sales award on behalf of her division in Canada. (Letter from Mayor's office)

12-06-437 Northeast Avalon Joint Council (NEAJC)

Councillor Stoyles advised that the NEAJC will be meeting on June 20 at St. John's City Hall.

12-06-438 End of School Year

Councillor Stoyles reminded drivers to be aware of increased pedestrian activity now that the school year is drawing to a close.

12-06-439 Summer Program

Councillor Stoyles asked about the summer program registration, which has been ongoing, and whether there were any spaces remaining. Director of Community Services to provide this information.

12-06-440 Mount Pearl Minor Hockey Association (MPMHA)

Deputy Mayor Locke extended congratulations to MPMHA on being recognized as the "Club of the Year" as well as to other members of the association who received various awards. Appreciation was extended to all responsible for the success of the Association.

12-06-441 Congratulations – Daniel Kelloway

Deputy Mayor Locke extended congratulations to Daniel Kelloway in recognition of his perfect attendance record from Kindergarten to Level III.

12-06-442 Underwater Robotics Club

Deputy Mayor Locke extended congratulations to O'Donel High and Mount Pearl Senior High on their placement in the MATE ROV Competition sponsored by the Marine Institute. He also presented a letter of appreciation from the (MPSH) Teacher mentor to Judy Guy, Recreation Supervisor, as well as other Pool staff for their assistance in providing practice times for the Club.

12-06-443     Animal Control

Councillor Tessier also extended a reminder to pet owners to keep their animals on a leash when using City trails.

12-06-444     Congratulations - Michelle Young

Councillor Tessier also extended congratulations to Ms. Young on her accomplishment in the Ironman event.

12-06-445     Sod Turning Ceremony – Pearlgate Recreation Multiplex (Reid Centre Expansion)

Councillor Tessier also commented on the ceremony, noting the significance of the event and what it represents for the community.

12-06-446     Fundraising Walks – ALS & Lupus

Councillor Aker extended congratulations to the organizations for successful fundraising events.

12-06-447     Kinsmen Club of Mount Pearl

Councillor Aker extended appreciation to former President Glenn Kane of the Kinsmen Club and congratulations to incoming President, Bernie Brittain.

12-06-448     Sod Turning Ceremony – Pearlgate Recreation Multiplex (Reid Centre Expansion)

Mayor Simms also commented on this project and extended appreciation to all involved. He also referenced the ongoing construction taking place in the City.

12-06-449     Waterford River Clean-Up

Mayor Simms commented on the success of the event and extended appreciation to all involved.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:45 pm on a motion by Councillor Walsh and seconded by Councillor Stoyles.

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Chairperson

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Deputy City Clerk