



**PUBLIC COUNCIL MEETING MINUTES  
June 14, 2016**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on June 14, 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

Michele Peach, Chief Administrative Officer  
Jason Silver, Director, Corporate Services  
Gerry Antle, Director, Infrastructure & Public Works  
Jason Collins, Director, Community Services  
Julia Schwarz, Manager, Planning & Inspection Services  
Mona Lewis, Deputy City Clerk

MEMBERS ABSENT

Councillor Paula Tessier

STAFF ABSENT

Stephen Jewczyk, Director, Planning & Development

**Mayor Simms chaired the meeting.**

16-06-353     Adoption of Agenda

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

16-06-354     Adoption of Minutes

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT the minutes of the public meeting held on May 31, 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

None presented.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

CORPORATE & COMMUNITY SERVICES COMMITTEE

16-06-355 Invoices for Approval

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT the following invoices be approved for payment:

1.	Bae-Newplan Group (Gymnastics Facility)	\$ 31,050.59
2.	Construction Signs (2016 Street Markings)	\$ 8,859.20
3.	DMG Consulting Limited (Street Upgrading)	\$ 22,201.65
4.	DMG Consulting Limited (Street Upgrading)	\$ 41,882.30
5.	Englobe Corp. (St. David's Tennis Court)	\$ 5,367.50
6.	Ennis Paint Canada ULC (Street Markings 2016)	\$ 37,991.71
7.	Ennis Paint Canada ULC (Street Markings 2016)	\$ 38,332.54
8.	Harbourside Transportation Consultants (Transportation Study)	\$ 8,955.25
9.	Harbourside Transportation Consultants (Transportation Study)	\$ 5,830.80
10.	Jewer Bailey Consultants Limited (Air Quality H. Neil Windsor Progress Claim#4)	\$ 15,243.70
11.	JMJ Construction (St. Peter's Minor Baseball Field)	\$ 230,271.21
12.	JW Lindsay Enterprises Limited (Gymnastics Facility Progress Claim #9)	\$ 201,990.04

13.	JW Lindsay Enterprises Limited (Gymnastics Facility Holdback)	\$ 367,225.64
14.	Kelloway Construction Ltd. (Cleaning Summit April)	\$ 10,414.06
15.	Kelloway Construction Ltd. (Cleaning Various Facilities May)	\$ 16,761.63
16.	Morneau Shepell Ltd. (EAP Ending Mar/16)	\$ 19,976.43
17.	Murray's Horticultural Services (Landscaping Maintenance)	\$ 6,758.10
18.	Newfoundland Power Inc. (Relocation of Lines at New Ball Field)	\$ 9,111.74
19.	Tract Consulting Inc. (St. David's Park Redevelopment)	\$ 5,203.65
		\$1,083,427.74

Question called. Motion carried unanimously.

16-06-356 Admiralty House Communications Museum – Second (Final Installment)

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT approval be granted to issue the second installment of the Admiralty House Communications Museum operational grant, in the amount of \$37,500, in accordance with their Memorandum of Understanding.

Question called. Motion carried unanimously.

16-06-357 Request for Tax Consideration

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT approval be granted to provide a 60% discount on property taxes, in accordance with the policy and/or practice established for certain non-profit organizations, for the following:

Name	Address	Type	Annual Amount
Columbus Centre Inc.	25 Moores Drive	Property (60%)	\$2,957.64

Question called. Motion carried unanimously.

16-06-358 Tax Deferrals – 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
6572	\$1,251.60
370	\$1,568.70
327	\$720.79
398	\$392.27
1098	\$1,583.12
13214	\$2,034.20

Discussion: Clarification was requested as to whether the policy applies to water and sewer tax.

Question called. Motion carried unanimously.

16-06-359 Fundraiser Requests for Alberta Fire Victims

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT approval be granted to provide a \$10,000 donation in support of the Alberta Fire Appeals.

Discussion: It was noted that funds will be provided to the most beneficial organization.

Question called. Motion carried unanimously.

16-06-360 Powers Pond Family Activities, Expanded Program

For the information of the public, this year's weekly Powers Pond Family Canoe/Kayak Summer Program will be expanded to Monday, Wednesday and Thursday from 6:00 - 8:00 PM and on Sunday from 1:00 – 8:00 PM, June 27 – August 25.

16-06-361 "Out of the Box" Traffic Box Project Public

For the information of the public, the City and the Association for the Arts in Mount Pearl are currently accepting proposals from artists for the "Out of the Box" traffic box art program. Further details are available on the City's website (i.e. materials provided, honorarium, etc.). An update on discussions with the corporate community with respect to maintenance of their utility boxes was provided.

16-06-362 Summer Swimming Lessons - Registration

For the information of the public, registration for summer swimming lessons will open on Monday, June 20 at 5:00 pm for Mount Pearl residents and Wednesday, June 22 at 5:00 pm for non-residents. All registrations will be on-line.

16-06-363 Memorial Day Parade and  
Beaumont Hamel Wreath Laying Ceremony  
July 1, 2016

Residents were invited to attend the Royal Canadian Legion Memorial Day ceremonies being held on July 1 at the war memorial site, Park Avenue, starting at 11:00 AM.

16-06-364 50+ Summer Bus Tours 2016

For the information of the 50+ residents, tickets are on sale at the Summit Centre for the summer bus tours. Ticket sales for non-residents start on June 16 at 1:00 PM. Further information on the 50+ summer bus tours is available by contacting the Seniors Independence office at 748-6485.

16-06-365 Canada Day Celebrations (July 1)

For the information of the public, the City's annual Canada Day celebrations will take place on the Soccer Field behind the Mount Pearl Senior High School (rainy day site will be the Glacier Arena). Further details are available on the City's website.

16-06-366 Note of Caution to Motorists  
Parks & Facilities

Residents were reminded that children will be out of school soon and using City streets and parks. Drivers were asked to be mindful of the exits surrounding the parks and facilities.

16-06-367 Park Patrol

For the information of the public, the Park Patrol is in place and will continue until September 3, 2016. Residents witnessing any incidents or having any concerns should contact the City at 748-1058.

16-06-368 Old Placentia Road Closures  
Play ON (4 on 4 Hockey) – June 23 - 26

For the information of the public, Hockey Night in Canada's Play ON street hockey will take place again this year along Old Placentia Road. Old Placentia Road will be closed to vehicular traffic from Thursday, June 23 to Sunday, June 26. It was acknowledged that the closure of the Ruth Avenue exit (east) may

cause some additional traffic congestion; however, every effort will be taken to minimize the impact as much as possible. A communication plan is in place to ensure the public is advised.

16-06-369 “Join the Fight against Prostate Cancer”  
Avalon Motorcycle Ride for Dad – Saturday, June 18, 2016

For the information of the public, the Ride for Dad takes place on June 18 starting at 10:00 AM and will proceed through many streets of Mount Pearl, including Topsail Road.

16-06-370 ATV's/Trail Bikes

The public was reminded that ATV's and dirt bikes are not permitted in open space areas and walkways/trail systems. Municipal Enforcement Officers will impound such vehicles and charge offenders under the ATV Provincial Regulations.

16-06-371 Focus on Youth Awards

For the information of the public, the Focus on Youth Awards event will air on Rogers TV at various times June 16 – June 22. The schedule will be posted on the City's website. Appreciation was extended to Rogers for supporting this event.

16-06-372 Skateboard Park at Team Gushue Complex Closed Temporarily

For the information of the public, there will be site work taking place around the Skateboard Park - Team Gushue Complex from Wednesday, June 15 to Friday, June 17 (weather permitting). There will be fencing around the skateboard park; therefore, the area will be closed and not accessible to the public.

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

16-06-373 Contract Recommendation – 2016 Asphalt & Concrete Works TP-16-009

Motion – Councillor Aker/Councillor Stoyles

RESOLVED THAT approval be granted to award the tender for the 2016 Asphalt & Concrete Works project to the lowest qualified bidder, Fairview Investments Ltd., for the bid amount of \$934,685.15 (HST included).

Question called. Motion carried unanimously.

16-06-374 Contract Recommendation – Diesel Powered Ride on Lawn Mower TP-16-019

Motion – Councillor Aker/Councillor Stoyles

RESOLVED THAT approval be granted to award the contract for a diesel powered, ride on lawn mower to the lowest qualified bidder, Newfoundland Kubota, for the bid amount of \$19,170.45 (HST included).

Question called. Motion carried unanimously.

16-06-375 Request for Change Order Approval  
CP2 Construction of New Minor Baseball Field Lighting

Motion – Councillor Aker/Councillor Stoyles

RESOLVED THAT the following change order for the new minor baseball field lighting project be approved AND FURTHER THAT funds be transferred from the former pool building re-use project (17-MYCW-15-00055):

RCO #	Description	Value (HST Included)
	<i>Original Contract Price</i>	\$392,941.00
#02	Removal of concrete buried underground to install electrical to the light poles.	\$1,584.83
	<i>Previous Change Orders (HST included)</i>	\$2,261.16
	<i>Revised Contract Price (HST Included)</i>	\$396,786.99

Question called. Motion carried unanimously.

16-06-376 Project Updates

Updates on various projects ongoing throughout the city were presented.

16-06-377 Public Works Maintenance Updates

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

PLANNING AND DEVELOPMENT COMMITTEE

16-06-378 Request to Reconsider Flanking Street Side Yard Fence  
71 Holden Street

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT the revised fence proposal for 71 Holden Street be approved subject to a waiver being signed by the property owner, the property owner acknowledging the associated liability, and the matter of the rear yard fence

being located on City property be placed on record and addressed by the property owner.

Question called. Motion carried unanimously.

16-06-379     City Report for Crown Land  
License to Occupy – Former Reid Railway Right-of-Way  
Open Space Linear Corridor – Farrell Drive to Municipal Boundary

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT the Crown Land's agreement be approved and the Mayor and Chief Administrative Officer sign the Crown Land License to Occupy Agreement from Reid Railway Right-of-Way.

Discussion: It was clarified that this is related to a linear walkway connection across Kenmount Hill from Stonegate Crescent to Farrell Drive, which was required as part of the Hillside Development Agreement. It was noted that per NF Power, the walkway is required to be a granular trail and a certain set back from the transmission line.

Question called. Motion carried unanimously.

16-06-380     Mount Pearl Development Regulations 2010 Amendment No. 55, 2016  
Roof Over Patios, Decks and Gazebos Amendment

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT the Mount Pearl Development Regulations 2010 Amendment No. 55, 2016 (Roof Over Patios, Decks and Gazebos Amendment) be adopted.

Question called. Motion carried unanimously.

16-06-381     Family Child Care Use  
31 Easton Place

Motion – Deputy Mayor Locke/ Councillor Walsh

RESOLVED THAT an application for a proposed Family Child Care use at 31 Easton Place be approved and a development permit be issued subject to standard requirements for this type of use.

Question called. Motion carried unanimously.



16-06-382 Pearl Awards for Urban Design and Gardens  
Announcement of 2016 Program

Information on the 2016 Pearl Awards Program was presented. It was noted that the nomination deadline is July 15, 2016 and submissions can be made in hard copy and online.

16-06-383 Development Permits

Motion – Deputy Mayor Locke/Councillor Walsh

RESOLVED THAT development permits issued for the period of May 31 – June 10, 2016 be approved as presented.

Question called. Motion carried unanimously.

16-06-384 Building Permits

Motion – Deputy Mayor Locke/Councillor Walsh

RESOLVED THAT building permits issued for the period of May 16 – June 10, 2016, showing a total construction value of \$1,094,360.00, be approved as presented.

Question called. Motion carried unanimously.

NEW BUSINESS

16-06-385 ROV Competition

Deputy Mayor Locke advised that students from Mount Pearl Senior High and O'Donel High Schools are representing the province at the Marine Advanced Technology Education (M.A.T.E.) competition at the NASA Johnson Space Center's Neutral Buoyancy Lab, Houston Texas. The students will compete against teams from all over the world.

16-06-386 International Student – Senior High Schools

Deputy Mayor Locke advised that Mirari Loyarte, a student from the Basque Country in Spain who participated in the international youth exchange program at Mount Pearl Senior High, travelled to Red Bay Labrador. He extended appreciation to all involved in arranging the trip, in particular, Provincial Airlines for providing a complimentary flight.

16-06-387 Smallwood Arena

Deputy Mayor Locke, along with other members of Council, commented on the demolition of Smallwood Arena and the memories associated with the facility.

16-06-388     Pet Owners

Deputy Mayor Locke reminded residents to be responsible owners and clean up after their pets when using the trails, sidewalks and parks. He also reminded owners to keep their pet on a leash when being walked and also to keep control of the animal.

Mayor Simms reminded the public that cats are not allowed to roam freely and also should be tethered when outside.

Councillor Ledwell noted that the dog park allows for dogs to be off leash.

16-06-389     Marlins Swim Club

Councillor Stoyles advised that she attended the year-end banquet for the Mount Pearl Marlins Swim Club. She extended congratulations to all members on a very successful year.

16-06-390     NL Association of Municipal Police and Enforcement Officers Conference

Councillor Stoyles advised that she welcomed delegates attending the NL Association of Municipal Police and Enforcement Officers Conference which was hosted by Mount Pearl and held last week.

16-06-391     2016 Canada's Volunteer Awards – Regional Awards

Councillor Stoyles extended congratulations to Linda Ryan on receiving a 2016 Canada's Volunteer Award. Ms. Ryan was recognized for Pink Days in Bloom along with other fundraising initiatives to the Canadian Breast Cancer Foundation. (A letter of congratulations to be forwarded to Ms. Ryan.)

16-06-392     Condolences – Spurrell

Councillor Stoyles extended condolences to the family and friends of Don Spurrell.

16-06-393     Condolences – Nash

Councillor Stoyles extended condolences to the family and friends of Emily Nash.

16-06-394     Break-Ins

Councillor Stoyles suggested residents be vigilant given the recent number of break-ins.

16-06-395 Campia Gymnastics

Councillor Walsh extended congratulations to the Campia Gymnastics Club on a successful year and also acknowledged their new home on Old Placentia Road. He advised that the Club was looking for volunteers to help relocate their equipment from their former site to the new building. Appreciation was extended to President Melanie Hallett, Head Coach Michelle Soucey, as well as Executive Director Cindy Sooley who is resigning after many years of service to the Club.

16-06-396 Stella's Circle

Councillor Walsh extended congratulations to Stella's Circle on being a recipient of a 2016 Canada Volunteer's Award (Social Innovator). Stella's Circle was recognized nationally for their innovative and responsive approaches in the fields of affordable housing, mental health, and employment. He noted that the City's Director of Planning & Development, Stephen Jewczyk, is Chair of the Board of Directors. (A letter of congratulations to be forwarded to Stella's Circle.)

16-06-397 Eric Arsenault – Retiree

Councillor Aker recognized the retirement of Works Superintendent Eric Arsenault. He noted that Glen Dollimount (Water & Sewer Foreman) is the new Works Superintendent.

16-06-398 Canada Post

Councillor Aker commented on the sand/gravel around the community mailboxes that had been placed for ice control by private contractors. He requested that Canada Post be requested to have this removed from community mailbox sites.

Councillor Stoyles noted that some areas around the mailboxes had sods torn by contractors clearing the sites. She requested that Canada Post also be requested to have this repaired.

16-06-399 Low Income Earners – Tax Consideration – Policy

Councillor Stoyles advised that the policy for tax deferrals for low income earners excludes water and sewer tax (this tax must be paid).

16-06-400 Special Olympics – Law Enforcement Torch Run

Mayor Simms advised that he met participants of the Law Enforcement Torch Run at City Hall on Friday past. He extended appreciation to all involved in the event, in particular City staff who raised funds supporting the event.

16-06-401     Dutch-Canadian Friendship Tulip Garden – Admiralty House

Mayor Simms advised that the tulips that were planted last year by Newtown Elementary School students as part of the Dutch-Canadian Friendship Tulip Garden have bloomed. Students visited Admiralty House today to see the results of their efforts.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:35 pm on a motion by Councillor Walsh.

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Chairperson

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Deputy City Clerk