



**PUBLIC COUNCIL MEETING MINUTES
March 5, 2013**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on March 5, 2013 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 of Community Services
Mona Lewis, Deputy City Clerk

The Director of Corporate Services was absent.

Mayor Simms chaired the meeting.

13-03-135 Adoption of Agenda

Motion – Councillor Stoyles/Councillor Aker

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

13-03-136 Adoption of Minutes

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT the minutes of the public meeting held on February 19, 2013 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

BUSINESS ARISING

13-03-137 NL Housing & Homelessness Network

Council was advised of a note of appreciation from Kimberley Yetman Dawson, NL Housing & Homelessness Network, thanking council and staff for supporting the pancake fundraiser.

ACTION REPORT

The action report was accepted as presented.

PROCLAMATIONS/PRESENTATIONS

13-03-138 Proclamation – “Lymphedema Awareness Day”

Mayor Simms signed a proclamation declaring March 6, 2013 as “Lymphedema Awareness Day” in the City of Mount Pearl. Jean Ann Ryan, the Lymphedema Nurse Coordinator, as well as residents Rose O’Neil and Sonya Leaman, were in attendance. Ms. Ryan provided information on the illness as well as some activities planned to increase awareness.

13-03-139 Presentation – Queen’s Diamond Jubilee Medals

Mayor Simms welcomed Paul Lane, Member for Mount Pearl South, who proceeded to present a resident of his district – Richard Levandier - with a Queen’s Diamond Jubilee Medal. Mr. Levandier was nominated and selected in recognition of his contribution to the community.

MHA Lane advised that Lions Club member Gerald Coombs had also received a Queen’s Diamond Jubilee Medal – presented late 2012.

Congratulations and appreciation was extended to Mr. Levandier.

13-03-140 2013 Waterford River Clean Up Blitz

The public was advised that the 2013 Waterford River Clean Up Blitz will be held on May 25. Information will be available on the City’s website at a later date. Representatives involved in the 2012 clean up were acknowledged with appreciation – some were in attendance at today’s meeting.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

PUBLIC WORKS COMMITTEE REPORT

13-03-141 Winter Maintenance Update

It was noted that efforts are ongoing to maintain City streets, facility parking lots, sidewalks and trails during this winter season. Reference was made to clearing snow from hydrants, noting that efforts are taken following every storm to clear hydrants but with the number of fire hydrants, it can take some time to clear them all. Residents were encouraged to clear the snow from a hydrant in the vicinity of their home. This would provide quick access for firefighters in case of an emergency. Hydrants with no marker should be reported to the Infrastructure & Public Works Department. The public was also advised that firefighting response includes pumper trucks carrying water for the initial attack. Reference was made to a recent fire and it was noted that while there was water on board the pumper truck, the fire was fought with foam and the firefighters accessed the (snow covered) hydrant within minutes.

COMMUNITY SERVICES COMMITTEE REPORT

13-03-142 Frosty Festival 2013 2nd Installment Operating Grant

Motion – Councillor Tessier/Deputy Mayor Locke

RESOLVED THAT approval be granted to release the 2013 Frosty Festival's 2nd installment operation grant, in the amount of \$15,000.

Question called. Motion carried unanimously.

13-03-143 Easter Day Camp

The Easter Day Camp will run from April 1 – 5 for grades K to 6; registration is ongoing at the Reid Community Centre.

13-03-144 Summer Day Camp Positions

The Community Services Department is now accepting applications from students for summer day camp positions. Applications with job requirements are available at City Hall, the Reid Community Centre, Mount Pearl Swimming Pool or by visiting www.mountpearl.ca. Deadline for applications is 3:30 pm on Friday, April 13, 2013.

13-03-145 Nominations for Citizen of the Year
April 21 – 27, 2013 – Volunteer Week

The public was advised that information on the nomination process for the Citizen of the Year is available by contacting the Community Events Coordinator, Krista Tucker, 748-1008. The Citizen of the Year will be chosen during volunteer week which is April 21 – 27.

13-03-146 Canadian Tire Jump Start Funding

The public was advised that funding for a 6 month period in the amount of \$12,270 has been secured from the Canadian Tire Jump Start Program that will place 47 participants in a variety of programs.

13-03-147 Focus on Youth Nominations
Deadline Extended

The deadline to submit nominations for the Focus on Youth Awards has been extended to Friday, March 8. Any inquires or clarification on the award nominations is available by contacting Garry Fraser 748-1010.

CORPORATE SERVICES COMMITTEE

13-03-148 Requests for Tax Consideration

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT approval be granted to exempt 2013 property taxes, in accordance with Council's past practice, and 2013 business taxes in accordance with Council's policy for charitable organizations, for the following:

Name	Address	Type	Annual Amt
Knights of Columbus	7 Greenwood Cres	Property (100%)	\$4,590.00
Knights of Columbus	7 Greenwood Cres	Business (100%)	\$6,406.88
School Milk Foundation	27 Sagona Avenue	Business (100%)	\$2,806.08

Question called. Motion carried unanimously.

13-03-149 Request for Financial Support
 Professional Municipal Administrators (PMA)

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT approval be granted to provide a contribution of \$300 in support of the PMA 41st Annual Convention and Trade Show being held at the Holiday Inn, St. John’s, April 17-19, 2013.

Question called. Motion carried unanimously.

13-03-150 Professional Development/Training – Director of Community Services
 US Indoor’s 2013 Facility Operators Conference & Tradeshow

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for the Director of Community Services to attend the US Indoor’s 2013 Facility Operators Conference & Tradeshow being held in Las Vegas from May 14-16, 2013.

Question called. Motion carried unanimously.

13-03-151 Professional Development/Training – Director of Planning & Development
 Annual Canadian Institute of Planners (CIP) Conference 2013

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for the Director of Planning & Development to attend the Annual CIP Conference being held in Vancouver from July 6-9, 2013.

Question called. Motion carried unanimously.

13-03-152 Invoices for Approval

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT the following invoices be approved for payment:

1.	Afonso Group Limited (Water Sampling - January 2013)	\$ 7,232.00
2.	Avalon Coal, Salt and Oil Ltd. (Road Salt)	\$ 123,245.32
3.	Bae Newplan Group (Professional Services - Street Upgrading 2011)	\$ 48,880.75

4.	Bae Newplan Group (Professional Services - HHERE Former Mount Pearl Landfill)	\$ 9,435.50
5.	Diesel Injection Sales & Services (Snow Storage February 2013)	\$ 5,650.00
6.	Electronic Centre Limited (Camera Installation Admiralty House)	\$ 8,616.25
7.	Electronic Centre Limited (Camera Installation Admiralty House)	\$ 5,327.95
8.	Grand Concourse Authority (Capital Grant Softball Clubhouse)	\$ 146,443.34
9.	Honorable Robert Wells, Q.C. (Professional Services)	\$ 6,780.00
10.	Kelloway Construction Ltd. (Cleaning Services January 2013)	\$ 11,959.16
11.	Marco Services Ltd (Pearlgate Recreation Multiplex CP3 Progress Payment #9)	\$1,299,303.90
12.	Mount Pearl Painting (Painting at Reid Centre)	\$ 21,357.00
13.	OnX Enterprise Solutions (Radio Wireless Access Points & License)	\$ 6,678.98
14.	Sansom Equipment Limited (Repairs to Chlorine Analyzer)	\$ 5,067.37
15.	Stewart McKelvey (Professional Legal Fees)	\$ 9,614.72
16.	Receiver General For Canada (Annual Mobile Radio License Fees)	\$ 6,256.00
17.	RICHO Canada Inc. (Records Management System Support Contract)	\$ 19,684.60
	Total	\$1,741,532.84

Question called. Motion carried unanimously.

ECONOMIC DEVELOPMENT, COMMUNICATION & TOURISM COMMITTEE

13-03-153 Planning and Development Department
Annual Report for 2012

Council was advised that the annual report for the Planning & Development Department is available on the City's website. Highlights of the report were presented and reference was made to the fact that in excess of 15,000 people are employed in the City of Mount Pearl.

ENGINEERING SERVICES COMMITTEE

13-03-154 Multiplex - Update

An update on the Multiplex construction was presented.

Motion – Councillor Aker/Councillor Stoyles

RESOLVED THAT change order # 12, in the amount of \$203,981.79, for garbage removal in Phase I and accessibility parking areas for the Pearlgate Recreation Multiplex – CP3 be approved.

Question called. Motion carried unanimously.

13-03-155 Softball Building Update

An update on the softball building construction was presented. It was noted that it is anticipated that the building will be turned over to the City in the next two – three weeks.

PLANNING AND LAND USE DEVELOPMENT COMMITTEE

13-03-156 Application for New Building (Second Building on Lot)
Redwood Construction Ltd. (on behalf of Crane Holdings Ltd.)
16 Lintrose Place

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT the application by Redwood Construction Ltd. on behalf of the property owner Crane Holdings Ltd., to develop a new building (second building on lot) and complete associated site work at 16 Lintrose Place for a proposed Light Industry (Warehouse) Use be approved and a development permit issued subject to the following conditions:

1. Newfoundland Power's conditions;
2. Bell Aliant's conditions;
3. St. John's Regional Fire Department's conditions;
4. Engineering Services Division's conditions;
5. Inspection Services Division's conditions;
6. Planning and Development Department's conditions;
7. a detailed Landscape Plan, completed Landscape Cost Estimate Form and refundable Landscaping Security fee to be submitted for review and approval by the City prior to any building permits being issued;
8. a revised detailed Site Plan illustrating the following shall be submitted for review:
 - a. locations of existing or proposed fire hydrants;

- b. location and height of any proposed signage;
 - c. location of concrete curbs around all paved areas;
 - d. landscaping;
 - e. dimension from rear of proposed building to rear property boundary (scaled at 10.5 metres)
 - f. additional off-street parking spaces required (6 additional parking space required to meet off-street parking requirements, subject property can accommodate); and
 - g. all items from Engineering Services commentary;
9. a Development Agreement for “Two Buildings on One Lot” is required to be signed;
 10. the exterior facade (siding) of the second building on the lot shall match or be complimentary to the exterior facade (siding) of the existing principal building on the lot; and
 11. the development meeting the Mount Pearl Development Regulations 2010.

Question called. Motion carried unanimously.

13-03-157 Development Permits

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT development permits issued for the period of February 18 – March 1, 2013 be accepted as presented.

Question called. Motion carried unanimously.

13-03-158 Building Permits

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT building permits issued for the period of February 16 – March 1, 2013, showing a total construction value of \$9,300,000.00, be approved as presented.

Question called. Motion carried unanimously.

13-03-159 Notice of Motion
Amendment – Mount Pearl Development Regulations 2010

Councillor Ledwell 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 2010 that, if enacted, will:

Amend Map 1 - Land Use Zoning Map, as follows:

Rezone the properties situated at 33-39 Municipal Avenue, 19 and 21 Delaney Avenue and the rear portion of 14 Orchard Avenue from Residential Medium Density (RMD) to APARTMENT (APT) Use Zone.

The intention of this proposed amendment is to provide Council with the authority to consider a multi-story apartment building at this location.

NEW BUSINESS

13-03-160 Mount Pearl-Paradise Chamber of Commerce

Councillor Stoyles referenced the recently held Mayor's Outlook Lunch as well as the regular meetings with the Chamber of Commerce and the Economic Development, Communication & Tourism Committee. She noted that the Chamber's office has relocated to Admiralty House.

13-03-161 Seniors Independence Group

Councillor Stoyles commented on the activities organized by the Seniors Independence Group noting they will be holding a St. Patrick's Day Dinner at Park Place on March 13th. She encouraged residents 55+ to participate in the many activities offered.

13-03-162 Bantam AAA Provincial Play Down Tournament

Councillor Stoyles advised that she brought greetings at the above noted tournament and extended congratulations to all the players and appreciation to the volunteers.

13-03-163 Citizen of the Year

Councillor Stoyles encouraged residents and groups to submit nominations for the Citizen of the Year award in recognition of their contributions to the community.

13-03-164 Richard Levandier – Queen's Diamond Jubilee Medal

Councillors Stoyles and Aker also extended congratulations to Mr. Levandier in recognition of receiving a Queen's Jubilee Medal.

13-03-165 Donovans Business Park

Councillor Walsh advised that Council is committed to improvements in the Donovans Business Park, including street paving, new signage, beautification of

the park and access to open space areas. The intent is to make it more user friendly for employees and business investors.

13-03-166 Mount Pearl Lions Club

Councillor Ledwell highlighted some fundraising initiatives the Lions Club will be holding – a pancake breakfast on March 9 and a St. Patrick’s Dance on March 16.

13-03-167 Condolences

Councillor Aker extended sympathy to Mary Whittle (a City employee) and her family on the passing of her father, George.

13-03-168 Flooding

Councillor Aker commented on the recent amount of rainfall and the resulting high water levels in the Waterford River. He noted that staff monitored the water levels and the sewer overflows.

13-03-169 Speeding – O’Flaherty Crescent

Councillor Aker advised of a report of speeding vehicles on O’Flaherty Crescent. Referred to Community Services (municipal enforcement).

13-03-170 Marlins Swim Team

Councillor Tessier extended congratulations to members of the Marlins Swim Team in recognition of their success in the recent meet held in Montreal. The public was also advised of the Swim for Hope fundraiser scheduled for March 8.

13-03-171 Campia Gymnastics

Councillor Tessier extended congratulations to members of Campia Gymnastics in recognition of their success at the recent meet held in Gander.

13-03-172 Snow – Sidewalks/Streets

Councillor Tessier noted that the weather was improving and reminded residents that it was against regulations to throw snow onto City streets and sidewalks should they be inclined to clear off their lawns.

13-03-173 Athletic Teams – Mount Pearl Senior High

Deputy Mayor Locke extended congratulations the girls’ athletic teams (soccer and volleyball) on their success at the 4A Provincial Championships.

13-03-174 Presentation – Planning & Development Department

Deputy Mayor Locke extended appreciation to staff of the Planning & Development Department for meeting with some students from Mount Pearl Senior High on the importance of urban planning and the contributions to the quality of life.

13-03-175 Line Markings

Deputy Mayor Locke noted that the line markings have faded significantly throughout the City with the exception of the pilot project markings at the intersection of Smallwood Drive/Old Placentia Road. It was requested that the Engineering Committee give consideration to using this type of marking in other areas of the City.

13-03-176 Occupancy Tax

Mayor Simms advised that in consultation with the Chamber of Commerce, a review is underway on the implications of an occupancy tax versus a business tax. A report is anticipated within the next couple of months.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:30 pm on a motion by Councillor Ledwell and seconded by Councillor Stoyles.

Chairperson

Deputy City Clerk