

**PUBLIC COUNCIL MEETING MINUTES**  
**March 8, 2011**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on March 8, 2011 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

STAFF PRESENT

Gerard Lewis, Chief Administrative Officer  
Michele Peach, Director, Corporate Services  
Stephen Jewczyk, Director, Planning & Development  
Scott Lush, Director, Infrastructure & Public Works  
Brian Chmarney, Director, Community Services  
Mona Lewis, Deputy City Clerk

MEMBERS ABSENT

Councillor Paul Lane

**Mayor Simms chaired the meeting.**

11-03-137     Adoption of Agenda

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

11-03-138     Adoption of Minutes

Motion – Councillor Stoyles /Deputy Mayor Locke

RESOLVED THAT the minutes of the public meeting held on February 22, 2011 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

## BUSINESS ARISING/ACTION REPORT

No business arose from the previous minutes. The action report was accepted as presented.

## PROCLAMATIONS/PRESENTATIONS

### 11-03-139     World Plumbing Day

Mayor Simms signed a proclamation declaring March 11, 2011 as World Plumbing Day in the City of Mount Pearl.

Ron Neary, Canadian Institute of Plumbing & Heating and Jack Bavis, Mechanical Contractors Association, and Sheri Slaney, Canadian Institute of Plumbing & Heating, were in attendance. Mr. Neary highlighted the importance of proper plumbing in relating to protecting the planet and its citizens.

### 11-03-140     Presentation – Max Harvey

Mayor Simms recognized the contribution of Max Harvey during his term as Chair of the Admiralty House Board of Directors.

## CORRESPONDENCE

### 11-03-141     Appointment of an Emergency Management Planning Committee

Motion – Deputy Mayor Locke/Councillor Stoyles

**Whereas**, Section 5, Subsection (1) of the Emergency Services Act (Act) states that the council of every municipality shall, within three (3) years of this Act having come into force, adopt an Emergency Management Plan, and

**Whereas**, Section 5, Subsection (6) of the Act provides for amendments to the Act, and

**Whereas**, the City of Mount Pearl previously adopted the City of Mount Pearl Disaster Plan (Plan), and

**Whereas**, this Plan is in need of a major revision to comply with the current provisions of the Act,

**Therefore be it resolved that** the City of Mount Pearl approve the establishment of an Emergency Management Planning Committee to develop the City of Mount Pearl Emergency Management Plan and that the

Chief Administrative Officer or his designate is appointed as the Emergency Management Coordinator.

Question called. Motion carried unanimously.

11-03-142 Declaration of a State of Emergency

Motion – Deputy Mayor Locke/Councillor Stoyles

**Whereas** the current City of Mount Pearl Act provides the authority to declare a state of emergency to Council or the Mayor, where previously authorized by Council; and

**Whereas** the updated Municipalities Act provides such authority to the Council or the Mayor without requiring previous authorization by Council;

**Therefore be it resolved** that the City Council of the City of Mount Pearl authorize the Mayor the authority to declare

- a state of emergency in the City or part of the City
- the closing of or the hours of operation of businesses and schools or a class of them, in the City;
- the banning or controlling of public gatherings;
- the evacuation of buildings;
- the restriction or prohibition of the use of vehicles or a class of them on the streets of the city;
- the restriction or prohibition of the use of water in the city; and
- other action that the Mayor considers necessary.

**Discussion:** It was acknowledged that the draft emergency management plan is nearing completion after which it will be reviewed by internal and external representatives. Following this review, Council will be provided a detailed briefing and the document will be referred to the Fire & Emergency Services Division of the Department of Municipal Affairs.

Question called. Motion carried unanimously.

COMMITTEE REPORTS

PUBLIC WORKS COMMITTEE

11-03-143 Tender for Plough Blades

Motion – Councillor Tessier/Councillor Walsh

RESOLVED THAT the tender for the supply and delivery of 16 hydraulic reversible ploughs (blades) be awarded to the lowest qualified bidder, Toromont Cat, for the tendered price of \$266,953.01, tax included.

Discussion: It was noted that these blades would allow for more efficiency when clearing cul de sacs and one-way streets.

Question called. Motion carried unanimously.

11-03-144 Tender for Side Loader Comingle Garbage Packer

Motion – Councillor Tessier/Councillor Walsh

RESOLVED THAT the tender for the supply and delivery of one comingle garbage packer be awarded as a six-month lease to the low bidder Saunders Equipment, with the option to purchase at the end of the lease period.

Discussion: It was noted that the City has submitted a request to the Provincial Government for financial support for the purchase of four units.

Question called. Motion carried unanimously.

11-03-145 Trail Groomer

Residents were advised that the City has undertaken the grooming of the NL Trailway, within the boundaries of Mount Pearl, from the Paradise boundary to the City of St. John's boundary, a few hundred feet east of the crossing at Park Avenue.

In addition, trails have been groomed from the Mount Pearl/St. John's intersection to Team Gushue Park, travelling along the north side of the experimental farm as well as the trail from Powers Pond (on the west side) to Wells Crescent and the east side to the NL Trailway.

A map outlining these areas has been posted on the City website should residents wish to review the locations of the groomed trails. This venture will be evaluated at the end of the winter season to ascertain the success of our trail grooming efforts and to determine whether it is a viable venture and if there is a need to expand the areas currently being covered.

COMMUNITY SERVICES COMMITTEE

11-03-146 Frosty Festival – Glacier Rental

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT the rental subsidy of \$10,000 be released, as in past years, for the costs associated with the use of the Glacier for a number of Frosty Festival events.

Question called. Motion carried unanimously.

11-03-147 Frosty Festival – 2<sup>nd</sup> & Final Installment 2011

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT approval be granted for the release of the Frosty Festival operating subsidy, in the amount of \$15,000, which is the second and final installment, as noted in the current MOU.

Question called. Motion carried unanimously.

11-03-148 29<sup>th</sup> Annual Frosty Festival

The 29<sup>th</sup> Annual Frosty Festival was an overwhelming success from the stand point of the Frosty Festival Board of Directors, the 30+ Community Groups involved and the general public!

This year saw record crowds at the popular events including the Opening Ceremonies and Extravaganza where there were 2100 people out to experience the lighting of the Frosty Flame, and the excitement of the Extravaganza, to Frosty's Big Birthday Bash where there were over 1700 people in attendance.

Appreciation was extended to the numerous volunteers who ran events and worked long hours to ensure that the events were successful! Frosty Festival would not be able to run without the volunteers.

The Board of Directors is starting to plan for the 30<sup>th</sup> Anniversary of Frosty, and looks forward to seeing everyone out for the continued success of Frosty!

11-03-149 MS - WALKers from across Atlantic Canada  
May 29, 2011

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT approval be granted for the annual MS WALK through Mount Pearl streets with three (3) rest stops set up surrounding the WALK site located at the Reid Centre on May 29, 2011, subject to meeting all requirements and regulations.

Question called. Motion carried unanimously.

11-03-150 Summer Student Jobs

The Summer Student Job applications are available at City Hall, the Reid Community Centre and Mount Pearl Swimming Pool, as well as, on the City website [www.mountpearl.ca](http://www.mountpearl.ca) . Applications will be accepted until 3:30pm April 1, 2011.

11-03-151 Easter Day Camp

The Easter Day Camp will run from April 25 - 29 for grades K to 6; registration is ongoing at the Reid Community Centre.

11-03-152 Mount Pearl 20 Minute Makeover

For the information of the public, the Mount Pearl 20 Minute Makeover is scheduled from May 7 to June 25. There will be free kick-off refreshments at the Reid Community Centre Saturday on May 7<sup>th</sup> from 9:00 – 10:00 a.m.

CORPORATE SERVICES COMMITTEE

11-03-153 Invoices for Council Approval

Motion – Councillor Tessier/Councillor Stoyles

RESOLVED THAT the following invoices be approved for payment:

1.	Receiver General (New mobile stations and licenses)	\$ 7,584.00
2.	Bell Aliant (Cable to new Glacier)	\$ 5,506.49
3.	Avalon Coal Salt and Oil Limited (Road salt & trucking)	\$ 120,984.36
4.	Avalon Coal Salt and Oil Limited (Road salt & trucking)	\$ 38,341.63

5.	Avalon Coal Salt and Oil Limited (Road salt & trucking)	\$ 102,519.56
6.	Avalon Coal Salt and Oil Limited (Road salt & trucking)	\$ 9,039.59
7.	Parrott Signs Limited (Signage for Glacier)	\$ 10,599.40
8.	Xwave (Server & drive configuration)	\$ 5,827.10
9.	Clarke Electronics Ltd. (Glacier scoreboards)	\$ 23,224.89
10.	Sani Pro Inc. (Glacier cafeteria seating)	\$ 12,192.70
11.	Mount Pearl Chamber of Commerce (Annual grant)	\$ 5,000.00
12.	Audio Systems Limited (Progress payment-supply & installation of sound system)	\$ 12,712.50
13.	Imprint Specialty Promotions Ltd. (City polo shirts)	\$ 5,452.48
	TOTAL	\$ 358,984.70

Question called. Motion carried unanimously.

11-03-154 Cellular Phone Contract  
BELL Mobility

Motion – Councillor Tessier/Councillor Stoyles

RESOLVED THAT approval be granted to enter into an agreement with BELL Mobility for all cell phones and blackberries for an 18 month term.

Question called. Motion carried unanimously.

ENGINEERING SERVICES COMMITTEE

11-03-155 Proposal from ITT Water and Wastewater  
Renewal of Maintenance Agreement for Lift Stations

Motion – Councillor Aker/Councillor Stoyles

RESOLVED THAT approval be granted of the preventative maintenance agreement with ITT Water and Wastewater for the seven (7) lift station locations at a cost of \$1,609.65 (plus HST) per inspection/per station.

Question called. Motion carried unanimously.

11-03-156 Admiralty Wood Lift Station – Upgrade  
Tender Award

Motion – Councillor Aker/Councillor Stoyles

RESOLVED THAT the Admiralty Wood lift station upgrade project be awarded to the lowest, qualified bidder, Pennecon Energy Technical Services, for the amount of \$34,532.00.

Question called. Motion carried unanimously.

11-03-157 Testing of Geo-Thermal Wells (Reid Centre Site)  
Tender Award

Motion – Councillor Aker/Councillor Stoyles

RESOLVED THAT the tender for testing of geo-thermal wells at the Reid Centre site be awarded to the lowest, qualified bidder, Pius Sullivan & Sons Limited, for the bid amount of \$33,123.69.

Question called. Motion carried unanimously.

11-03-158 Hurricane Igor storm event – update on status of repairs to infrastructure

Council was advised that the latest estimates are consistent with the original forecast of \$2 million in damages sustained by the City from Hurricane Igor. To date, substantive portions of the cleanup, assessment and stabilization phases are complete. With respect to replacement and reconstruction, the larger portion of work completed has involved the replacement of numerous traffic structures and lighting systems.

Three projects remain the focus of the City's ongoing remedial plan:

- The replacement of the Greenwood Crescent Bridge
- The replacement of lights at Squires Field
- Phase I of the reconstruction of the Twin Falls trail system

PLANNING AND LAND USE DEVELOPMENT COMMITTEE

11-03-159 Chrome-It Accessories  
Spray Paint Booth – Discretionary Use  
1277 Topsail Road

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT approval be granted and a development permit be issued to Chrome-It Accessories to occupy approximately 93.6m<sup>2</sup> (1008 sq



ft) within the building at 1277 Topsail Road for the uses associated with mirror finishing of small parts and accessories using a water base spray system, subject to meeting the City's regulations and requirements as well as requirements of any relevant external agency or department.

Question called. Motion carried unanimously.

11-03-160 Application – Taxicab Business

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT an application for a taxi-cab business for the operation of a dispatch office at 185 Commonwealth Avenue, a four cab stand at 185 Commonwealth Avenue and a two cab stand at 7 Riverview Avenue be approved subject to their compliance with the Mount Pearl Taxi Regulations.

Discussion: It was noted that the main dispatch will be at the Commonwealth Avenue site. The business, Trick-o-matic, has granted permission to the applicant to operate the two cab stand at 7 Riverview Avenue.

It was confirmed that should the applicant pursue another site (in Mount Pearl), it would be referred to Council for consideration.

Question called. Motion carried unanimously.

11-03-161 Development Permits

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT development permits issued for the period of February 19 – March 4, 2011 be approved as presented.

Question called. Motion carried unanimously.

11-03-162 Building Permits

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT building permits issued for the period of February 19 - March 4, 2011, showing a total construction value of \$22,500.00, be approved as presented.

Question called. Motion carried unanimously.

11-03-163     Mount Carson Terrace Phase 5  
Revised Subdivision Agreement

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT the request for a reduction in the number of lots for Mount Carson Terrace Phase 5 subdivision development be approved and a new development permit issued as well as a new subdivision development agreement prepared to reflect the revised:

- Reduced number of lots
- Boundaries of the development
- Reduced development area and resulting reduced service levies & assessments, levies per lot, as well as a potential reduction in required securities
- Schedule A – services of plans and drawings

Question called. Motion carried unanimously.

NEW BUSINESS

11-03-164     Pancake Trivia Contest

Councillor Tessier commented on the CBC Pancake Breakfast as well as Council's win of the trivia contest.

11-03-165     Senior & Junior Blades Hockey

Members of Council extended congratulations to the Senior and Junior Blades hockey teams and wished them the best of luck in their upcoming games. Residents were encouraged to support both teams by attending their games.

11-03-166     Clean Up – Pets

Deputy Mayor Locke reminded residents to clean up after their pets along the trails and sidewalks.

11-03-167     Atom A Hockey Tournament

Councillor Stoyles extended congratulations to the Mount Pearl Atom A Hockey Team on their bronze medal win at a recent tournament in Corner Brook.

11-03-168     Sympathy

Councillor Stoyles extended sympathy to the family of the late Madge Dunn.

11-03-169     Pee Wee “D” Texas Hold’em Fundraiser

Councillor Stoyles advised that the above fundraiser will be held on March 10 at the Glacier, hosted by the MPMHA Hockey Dads.

11-03-170     Frosty Festival – Irish Pub Night (Knights of Columbus)

Councillor Stoyles advised that the Irish Pub Night, postponed during the Frosty Festival, has tentatively been rescheduled to March 20.

11-03-171     NL Housing & Homelessness Network – CBC Pancake Breakfast

Councillor Walsh commented on the success of the Pancake Breakfast for the NL Housing & Homelessness Network and congratulated the CBC on their efforts for such a worthwhile cause.

11-03-172     Snow Removal

Councillor Walsh advised that some residents are removing snow from their lawns and throwing it onto the street. He noted that in addition to being a ticketable offence, it hinders motorists and pedestrians.

11-03-173     Janice Sacrey, Human Resources Officer

Councillor Walsh acknowledged the efforts of the City’s Human Resources Officer, Janice Sacrey, who (along with her friend) made 120 dresses and 64 pairs of pants for the children of Haiti.

11-03-174     CFL Fluorescent Light Bulbs

Councillor Walsh commented on the correct use and disposal of CFL fluorescent light bulbs. He noted that the Regional Fire Department is reviewing the matter and suggested that the Public Works Committee also look into it.

11-03-175     Traffic Lights – Glencoe Avenue & Bruce Street

Councillor Aker advised that it is anticipated these traffic lights will be activated by the end of April.

11-03-176     Hillside Subdivision Development (Cynergy)

In response to Councillor Aker, Council was advised that no new applications have been received for this property.

ADJOURNMENT

As there was no further business, the meeting adjourned at 5:20 pm on a motion by Councillor Tessier and seconded by Councillor Stoyles.

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Chairperson

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Deputy City Clerk