

**PUBLIC COUNCIL MEETING MINUTES  
May 1, 2012**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on May 1, 2012 at 4:15 pm.

MEMBERS PRESENT

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  
Jason Silver, Director, Corporate Services  
Gerry Antle, Director, Infrastructure & Public Works  
Jason Collins, Director, Community Services  
Mona Lewis, Deputy City Clerk

Mayor Randy Simms was absent.

**Deputy Mayor Locke chaired the meeting.**

12-05-290     Adoption of Agenda

Motion – Councillor Walsh/Councillor Ledwell

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

12-05-291     Adoption of Minutes

Motion – Councillor Stoyles /Councillor Aker

RESOLVED THAT the minutes of the public meeting held on April 17, 2012 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

## BUSINESS ARISING

### 12-05-292     Hedge – 20 Bannister Street

It was confirmed that the portion of the hedge located at 20 Bannister Street, deemed a safety hazard, had been removed. It was also noted that feedback received from area residents was positive.

## ACTION REPORT

The action report was accepted as presented.

## PROCLAMATIONS/PRESENTATIONS

### 12-05-293     Youth Week Proclamation

Deputy Mayor Locke signed a proclamation declaring May 13 – 19, 2012 as Youth Week in the City of Mount Pearl.

Lori Wareham, Chair of the Youth Action Team, outlined activities planned for the week. Further information is available on the City's website. Other members of the Youth Action Team were in attendance for the proclamation signing.

### 12-05-294     Municipal Awareness Day

Deputy Mayor Locke signed a proclamation declaring May 9 as Municipal Awareness Day in the City of Mount Pearl. Events will be planned to highlight the role of municipal government as well as acknowledge the staff that are essential in providing services for residents.

### 12-05-295     NAOSH Week

Deputy Mayor Locke signed a proclamation declaring May 6 – 12, 2012 as NAOSH Week in the City of Mount Pearl.

The City will be holding activities designed to increase employees' understanding of the importance of occupational safety and health and to reduce workplace injuries and illness.

## CORRESPONDENCE

None presented.

COMMITTEE REPORTS

COMMUNITY SERVICES COMMITTEE REPORT

12-05-296     2011 Focus on Youth Awards Dinner  
Catering Quotations

Motion – Councillor Tessier/Councillor Stoyles

RESOLVED THAT approval be granted to award the quotation for catering services for the Focus on Youth Awards Dinner to Brian’s Catering at a cost of \$14.68/person (HST included).

Question called. Motion carried unanimously.

CORPORATE SERVICES COMMITTEE REPORT

12-05-297     Request for Tax Consideration

Motion – Councillor Aker/Councillor Walsh

RESOLVED THAT approval be granted to exempt 2012 business taxes in accordance with Council’s policy for charitable organizations, for the following:

Name	Address	Type	Annual Amt
Skills Canada NL	75 Barbour Drive	Business (100%)	\$684.42

Question called. Motion carried unanimously.

12-05-298     Uncollectible Accounts  
Tax Write

Motion – Councillor Aker/Councillor Walsh

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
Two Guys Shingling Ltd.	\$341.78	\$49.55	\$ 97.00	\$ 488.33

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

Question called. Motion carried unanimously.

12-05-299 Invoices for Council Approval

Motion – Councillor Aker/Councillor Walsh

RESOLVED THAT the following invoices be approved for payment:

1.	Avalon Coal Salt & Oil Limited (Road Salt March 2012)	\$ 66,335.77
2.	City of St. John's (Water Consumption March 2012)	\$ 171,031.44
3.	City of St. John's (Landfill Usage March 2012)	\$ 59,523.99
4.	Kelloway Construction Ltd. (Cleaning Services March 2012)	\$ 11,959.16
5.	Lighting & Traffic Systems Ltd. (traffic Signal Maintenance March 2012)	\$ 9,021.72
6.	Spartan Fitness (Treadmill for Reid Centre)	\$ 5,083.87
7.	The Telegram (Ads for Jobs, Tenders, Economic Development)	\$ 5,281.81
8.	The Telegram (Ads for Jobs, Public Transit Study & Frosty Festival)	\$ 12,591.69
9.	Wheelway Transportation (Para Transit for year ending Dec 31/2011)	\$ 32,191.78
	Total	\$ 373,021.23

Question called. Motion carried unanimously.

PLANNING AND LAND USE DEVELOPMENT COMMITTEE

12-05-300 Proposed Consolidation of Property, Building Extension & Site Improvements  
 Gun Range and Automotive Sales Use – Coastal Marine  
 1246 -1258 Topsail Road, 1260 Topsail Road, and 5 Cory King Drive

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT an application to consolidate 5 Corey King Drive, 1246-1258 Topsail Road and 1260 Topsail Road to accommodate an expansion to the existing building at 1246-1258 Topsail Road, site work, and a Change of Use (Addition of General Assembly Use - Indoor Shooting Range) be approved and a development permit issued subject to the following conditions (details provided in Committee report dated April 26, 2012):

1. RCMP conditions;
2. Department of Environment and Conservation – Pollution Prevention Division's conditions;
3. Newfoundland Power's conditions;

4. St. John's Regional Fire Department's conditions;
5. Engineering Services Division's conditions;
6. Inspection Services Division's conditions;
7. Finance Division's conditions;
8. Planning and Development Department's conditions; and,
9. The Mount Pearl Development Regulations 2010

Discussion: It was clarified that there are regulations in place to prevent an untrained person from using the facility – which is an independent business (Coastal Marine) from the Rod & Gun Club.

Discussion ensued on the type of zoning (mixed commercial – general assembly) for the operation, noting that it fit well from a land use perspective in this location. In the event there are future applications for a similar use, the intent now is to prepare an amendment that will put in place regulations, conditions and requirements as to where this type of operation would be permitted. It was suggested that this may require consideration as a separate zone use so that the implication can't be that the use can be located in just any mixed development area.

Question called. Motion carried unanimously.

12-05-301

Proposed Mount Pearl Municipal Plan Amendment  
Section 7.6.1 Road Hierarchy – Mount Carson Avenue

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT the Mount Pearl Municipal Plan 2010 be amended by denoting the reference to “Grangel Road / Wyatt Boulevard” to section 7.6.1, Arterial Roads.

Discussion: Council was advised that the Regional Fire Services will be notified that the City would like to retain Grangel Road as a name for a Mount Pearl street. The process for notifying the local authorities when mapping changes are made, i.e. street names, civic numbering, etc., was outlined. It was requested that staff investigate how maps for GPS and Google systems are updated.

Question called. Motion carried unanimously.

12-05-302     Development Permit List

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT the Development Permit list for the period of April 16 - 27, 2012 be accepted as presented.

Question called. Motion carried unanimously.

12-05-303     Building Permits

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT building permits issued for the period of April 16 - 27, 2012, showing a total construction value of \$2,665,303.50, be approved as presented.

Question called. Motion carried unanimously.

12-05-304     Notice of Motion  
Amendment – Mount Pearl Development Regulations 2010

Councillor Aker 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 text of the Mount Pearl Development Regulations 2010 that, if enacted, will:

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

1.     Rezone the property at 166 Park Avenue from *Community and Public Services* (PB) to *Apartment* (APT).

The intention of this proposed amendment is to provide Council with the authority to consider apartment building proposals at this property.

12-05-305     Team Gushue Complex  
Property Acquisition

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT direction be given to the City's solicitor to proceed with the expropriation process on the basis of the appraised value of the property at the rear of the Smallwood Arena required for the Team Gushue Complex site improvements.

Question called. Motion carried unanimously.

## PUBLIC WORKS COMMITTEE

### 12-05-306     Update

The public was provided an update on ongoing activities by the Public Works Department, i.e. pothole, curb and lawn damage repairs, street and sidewalk cleaning, as well as clean up of playgrounds and parks. It was noted that the obligation is on the homeowner to report damaged property.

Residents were encouraged to be mindful of waste and not contribute to the accumulation of litter, especially noticeable along the main streets near businesses. Business owners were encouraged to be diligent in their efforts to clean up around their properties.

The bulk garbage collection started this week in accordance with the schedule previously provided to all households. Further information is available on the City's website ([www.mountpearl.ca](http://www.mountpearl.ca)).

## NEW BUSINESS

### 12-05-307     National Day of Mourning

Councillor Aker advised that he participated in the National Day of Mourning wreath laying ceremony held on April 28 at Confederation Building. The event is held in honour of workers killed or injured on the job, or suffering from industrial illness. He commended the St. John's and District Labour Council and Federation of Labour on a well organized event.

### 12-05-308     Construction

Councillor Tessier commented on the ongoing and planned construction zones and encouraged drivers to be patient and/or find alternate routes. She also noted that contractors have a responsibility to ensure their employees comply with safety rules.

### 12-05-309     Increased Pedestrian Traffic

Councillor Tessier also encouraged drivers to be cognizant of an increased number of children/pedestrians now that the weather has improved.

### 12-05-310     Condolences – Emberley Family

Councillor Stoyles extended condolences to the Emberley family on the passing of their loved one, Mae, who was a long-time resident. It was requested that a letter of sympathy be forwarded by the Mayor's office to the family.

12-05-311 Mount Pearl Intermediate (MPI) – Volley Ball Team

Councillor Stoyles extended congratulations to the MPI Grade 9 Girls Volley Ball Teams on their excellent performance in a recently held tournament.

12-05-312 Professional Municipal Administrators (PMA)

Councillor Stoyles extended congratulations to the CAO, Michele Peach, who was awarded a 15 year service award during the PMA annual convention.

12-05-313 Enterprise Showcase – Mount Pearl Senior High (MPSH)

Councillor Stoyles extended congratulations to the MPSH students who participated in the Enterprise Showcase.

12-05-314 Community Services Staff – Reid Community Centre

Councillor Stoyles extended appreciation to the Reid Community Centre staff for their assistance and encouragement during Council's healthy lifestyle challenge. She noted that she will be donating her winnings to four local charities.

Various members of council extended congratulations to those who participated in the challenge, and encouraged everyone to continue their healthy lifestyle.

12-05-315 Experimental Farm

Councillor Stoyles advised of complaints she's received from some residents of Avery Place regarding the odour emanating from the Experimental Farm. Staff was requested to check into the matter.

12-05-316 Construction

Councillor Walsh also commented on the ongoing street upgrading – Commonwealth Avenue, Mount Carson Avenue – noting there was still a significant amount of work to be done. He also referenced the entrance to Masonic Park, encouraging drivers to exercise caution in this area of Mount Carson Avenue.

12-05-317 2012 Atlantic Canadian Gymnastics Championships

Councillor Ledwell extended congratulations to Campia Gymnastics for hosting the 2012 Atlantic Canadian Gymnastics Championships and putting off a well run event.



12-05-318     Salvation Army in Mount Pearl – 58<sup>th</sup> Anniversary

Councillor Ledwell extended congratulations to the Salvation Army in Mount Pearl in recognition of their 58<sup>th</sup> Anniversary and also acknowledged, with appreciation, the work they do in the community.

12-05-319     Mount Pearl Minor Hockey Association (MPMHA)

Deputy Mayor Locke extended appreciation to all involved with MPMHA, in particular, noting the recently held closing banquet.

ADJOURNMENT

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

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Chairperson

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Deputy City Clerk