

PUBLIC COUNCIL MEETING MINUTES
May 20, 2014

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on May 20, 2014 at 4:15 pm.

MEMBERS PRESENT

Mayor Randy Simms
Deputy Mayor Jim Locke
Councillor Lucy Stoyles
Councillor Paula Tessier
Councillor Dave Aker
Councillor Andrew Ledwell

STAFF PRESENT

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

MEMBER ABSENT

Councillor John Walsh

STAFF ABSENT

Michele Peach, Chief Administrative Officer

Mayor Simms chaired the meeting.

14-05-328 Adoption of Agenda

Motion – Councillor Ledwell /Councillor Tessier

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

14-05-329 Adoption of Minutes

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT the minutes of the public meeting held on May 6, 2014 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

BUSINESS ARISING

14-05-330 Municipal Council Handbook

Copies of the handbook (a publication of the Department of Municipal & Provincial Affairs in partnership with MNL and PMA) were provided for each member of council. It contains information on areas such as council budgeting and financial administration, council communications and civic engagement, and council's role as a policy maker, regulator and planner. The handbook can also be downloaded from the Department's website as well as MNL and PMA sites.

ACTION REPORT

The action report was accepted as presented.

PROCLAMATIONS/PRESENTATIONS

None presented.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

COMMUNITY SERVICES COMMITTEE REPORT

14-05-331 2013 Focus on Youth Awards

Congratulations were extended to all nominees of the 2013 Focus on Youth Awards. Appreciation was extended to the nominators and Community Services Department staff, in particular Garry Fraser, for their efforts in coordinating the event. It was requested that the Male & Female Youth of the Year be engaged in as many City activities as possible throughout the year.

Mayor Simms advised that the Youth Action Team has been asked to provide a report on their engagement with council in conjunction with Bill 6 which proposes the appointment of a youth representative to council.

14-05-332 Summer Activity Guide 2014

The summer 2014 Activity Guide was distributed to residents last week and is available at all City facilities. Further information is available on the City's website. It was noted that there will be a transition period for swimming programs (from the existing pool) following the opening of the new facility.

CORPORATE SERVICES COMMITTEE

14-05-333 Invoices for Approval

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT the following invoices be approved for payment:

1.	City of St. John's (Water Consumption - April)	\$ 398,849.25
2.	GTC Safety Training & Consulting (Traffic Control Training)	\$ 5,650.00
3.	Kelloway Construction Ltd (Cleaning Services)	\$ 16,432.05
4.	Lighting & Traffic Systems Ltd (Traffic Signal Maintenance)	\$ 24,811.77
5.	Uline Canada Corporation (Barrier Sign)	\$ 8,504.26
6.	Weir's Construction Ltd (2011 Street Upgrading)	\$ 112,820.43
	Total	\$ 567,067.76

Discussion ensued regarding the use of water meters on residential and commercial properties. Reference was made to the pilot project (previously approved by Council) to implement electronic water meters and systems in 10 – 12 businesses with varying water consumption levels.

Question called. Motion carried unanimously.

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

14-05-334 Tender – Plumbing Maintenance

Motion – Deputy Mayor Locke/Councillor Ledwell

RESOLVED THAT the tender for plumbing maintenance at City facilities be awarded to the lowest, qualified bidder, King's Plumbing and Heating Ltd., in the amount of \$55,966.08 (HST included).

Question called. Motion carried unanimously.

14-05-335 Multiplex Status

Council was advised that the Multiplex is approximately 96% financially complete.

14-05-336 Spring Activity Report

An update on work being undertaken by the Infrastructure & Public Works Department was presented. Activities include – bulk garbage collection, road repairs, street sign replacement/repairs, clean-up of trails/green spaces, and repairs of hydrants and sewer lines.

Discussion ensued regarding dogs being off-leash on the playfields and whether this was a permitted use. It was acknowledged that the animal control regulations stipulate that dogs are to be tethered at all times. It was noted the dog park was an off-leash site. It was requested that additional signage be erected along the trails advising that dogs are to be kept on a leash. It was further requested that the regulations be enforced.

In response to Councillor Stoyles, Council was advised that the flow meter on Bradley Place has not been re-installed yet.

It was noted that during June, July and August residents can request a maximum of two bulk collections free of charge. Residents are required to schedule a collection by calling 748-1016 or completing the on-line form (www.mountpearl.ca).

PLANNING AND DEVELOPMENT COMMITTEE

14-05-337 Proposed Mount Pearl Municipal Plan 2010 Amendment No. 11, 2014 and Mount Pearl Development Regulations 2010 Amendment No. 35, 2014 (Lounge Use Amendment)

Motion – Councillor Ledwell/Councillor Tessier

RESOLVED THAT the Mount Pearl Municipal Plan 2010 Amendment No. 11, 2014 and Development Regulation 2010 Amendment No. 35, 2014 (Lounge Use Amendment) be adopted AND FURTHER THAT Jody Saunders be appointed as the Commissioner for the Public Hearing scheduled for June 17, 2014, City Hall.

Question called. Motion carried unanimously.

14-05-338 Proposed Mount Pearl Municipal Plan 2010 Amendment No. 9, 2014 and Mount Pearl Development Regulations 2010 Amendment No. 33, 2014 (Family Child Care Use Amendment)

Motion – Councillor Ledwell/Councillor Tessier

RESOLVED THAT the Mount Pearl Municipal Plan 2010 Amendment No. 9, 2014 and Development Regulation 2010 Amendment No. 33, 2014 (Family Child

Care Amendment) be adopted AND FURTHER THAT Stan Clinton be appointed as the Commissioner for the Public Hearing scheduled for June 10, 2014, City Hall.

Discussion: The Director of Planning & Development was asked to provide the number of home daycares.

Question called. Motion carried unanimously.

14-05-339 Proposed Mount Pearl Municipal Plan 2010 Amendment No. 10, 2014 and Mount Pearl Development Regulations 2010 Amendment No. 34, 2014 (Forsey Place Amendment)

Motion – Councillor Ledwell/Councillor Tessier

RESOLVED THAT the Mount Pearl Municipal Plan 2010 Amendment No. 10, 2014 and Development Regulation 2010 Amendment No. 34, 2014 (Forsey Place Amendment) be adopted AND FURTHER THAT George Trainor be appointed as the Commissioner for the Public Hearing scheduled for June 12, 2014, City Hall.

Discussion: The City received an application for the redevelopment of a property involving demolition and construction of a new commercial building located at 913-915 Topsail Road. The building would be occupied by Tucker Acura, an automotive dealership with service bays. In order to accommodate the proposed redevelopment of the property, the property owner has requested an amendment to the Mount Pearl Municipal Plan and Development Regulations.

It was clarified that, at this time, Council is being asked to consider the amendment. Should the amendments be approved, the applicant is required to submit a development plan that will include area to be landscaped and screened and type of landscaping to be used. As per Section 7.4.3, an automotive sales lot shall be paved and shall provide drainage, lighting, curbs, and landscaping in accordance with the requirements of Council. The development standards regarding landscaping for the Commercial Mixed (CM) use zone, as per Section 11.10.3 (k), requires the following: all land within three (3) metres of a fronting and flanking street line shall be landscaped with plant materials and maintained thereafter.

Question called. Motion carried unanimously.

14-05-340 Proposed Mount Pearl Development Regulations 2010 Amendment No. 36, 2014 Wheelchair Ramp Amendment

Motion – Councillor Ledwell/Councillor Tessier

RESOLVED THAT the Mount Pearl Development Regulation 2010 Amendment No. 36, 2014 (Wheelchair Ramp Amendment) be adopted.

Discussion: As stated in the presented report, it is common practice in most municipalities across Canada to allow wheelchair ramps to project into any yard, provided the wheelchair ramp does not extend more than 0.6 m above the ground. The structural nature of the ramp is governed by various building codes. The structure of the ramp is covered by building and safety codes and regulated by the federal government, and does not need to be addressed in municipal planning regulations. It was suggested that following the adoption of the amendment, an information package be assembled that would explain the regulations and building code (related to wheelchair ramps).

Question called. Motion carried unanimously.

14-05-341 CMT Inc. (East Coast Hydraulics)
Purchase of City Property
9 Sagona Avenue

Motion – Councillor Ledwell/Councillor Tessier

RESOLVED THAT the request for the acquisition of City-owned land adjacent to 9 Sagona Avenue be approved for the amount of \$16, 632.50 (inclusive of survey and appraisal costs) plus legal fees.

Discussion: It was clarified that the area being sold will not impact the proposed trailway system for the Donovans Business Park.

Question called. Motion carried unanimously.

14-05-342 Referral Regarding Proposed Amendments
St. John's Urban Region Regional Plan Amendment and
Town of Paradise Development Regulations Amendment No. 75, 2013

Motion – Councillor Ledwell/Councillor Tessier

RESOLVED THAT a response be forwarded to the Town of Paradise advising that the City has no commentary regarding the proposed amendments outlined in the their letter of May 1, 2014.

Question called. Motion carried unanimously.

14-05-343 Discretionary Use-Home Based Business (Home Occupation)
Manufacture and Store Educational Books and Soft-Bodied Children's Toys
9 Emberley Place

Motion – Councillor Ledwell/Councillor Tessier

RESOLVED THAT an application for a home based business to manufacture soft-bodied toys and storage of the toys and educational books at 9 Emberley Place be approved and a development permit issued subject to the requirements of the City Inspector, Finance Division, and the regulations related to a home occupation.

Question called. Motion carried unanimously.

14-05-344 Professional Development – Director
Annual Canadian Institute of Planners (CIP) Conference

Motion – Councillor Ledwell/Councillor Tessier

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 July 9 – 12, 2014 in Fredericton, New Brunswick.

Question called. Motion carried unanimously.

14-05-345 Development Permits

Motion – Councillor Ledwell/Councillor Tessier

RESOLVED THAT development permits issued for the period of May 5 – 16, 2014 be accepted as presented.

Question called. Motion carried unanimously.

14-05-346 Building Permits

Motion – Councillor Ledwell/Councillor Tessier

RESOLVED THAT building permits issued for the period of May 5 - 16, 2014, showing a total construction value of \$1,255,650.00, be approved as presented.

Question called. Motion carried unanimously.

14-05-347 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 Land use Zoning Map of the Mount Pearl Development Regulations 2010 that, if enacted, will:

1. Amend Map 1 – Land Use Zoning Map, as follows:

Rezone a 1073.6m² portion of land along the north and northeast sides of the parcel at 9 Sagona Avenue from Open Space (OS) to Industrial-Light (IL).

The purpose of this amendment is to provide Council with the authority to consider an application for future expansion plans of East Coast Hydraulics Limited at 9 Sagona Avenue.

REGIONAL SERVICES & ENVIRONMENT COMMITTEE

No report presented.

TRANSPORTATION & PUBLIC SAFETY COMMITTEE

- 14-05-348 Traffic Calmers / Flashing Speed Signs
Tender Award

Motion – Councillor Tessier/Councillor Ledwell

RESOLVED THAT the tender for the supply of six (6) traffic calmers/flashing speed signs be awarded to the lowest qualified bidder, Traffic Logix, in the amount of \$17,599.75 (taxes included).

Discussion: Councillor Tessier advised of complaints of speeding vehicles in the Baffin Drive area and reminded drivers to drive the speed limit.

Question called. Motion carried unanimously.

- 14-05-349 Law Enforcement Torch Run
Special Olympics – June 6, 2014

The Law Enforcement Torch Run for Special Olympics will be taking place Friday, June 6. The runners and Special Olympians will be arriving at Mount Pearl City Hall at approximately 12:30/12:45 pm.

NEW BUSINESS

- 14-05-350 Waterford River Cleanup Blitz

Councillor Stoyles advised that the annual Waterford River Cleanup Blitz will be held on May 24, 2014. Businesses, residents and community groups were invited to participate and meet at City Hall at 10:00 am. A barbeque will follow for all volunteers at 12:00 noon. Further details are available on the City's website.

14-05-351 International Police & Peace Officer Memorial Service

Councillor Stoyles advised that she recently attended a memorial service held during National Police week.

14-05-352 Condolences - Walters

Councillor Stoyles extended condolences to the family and friends of Agnes Walters on her passing

14-05-353 Condolences - Parsley

Councillor Stoyles extended condolences to the family and friends of Ray Parsley, Mayor of the Town of Harbour Main, on his passing.

14-05-354 International Airport Authority – Annual Report

Councillor Stoyles advised that she recently attended the Airport Authority's AGM. She provided a copy of their annual report for Council's information.

14-05-355 Honour 100 Website and Grant Program Launched

Councillor Stoyles commented on the launch of the website and grants program for *Honour 100* (commemorating the First World War) which recently took place at Admiralty House.

14-05-356 911 Service – Province-Wide

Councillor Stoyles commented on the introduction of legislation to provide improved access to emergency services by expanding 911 telephone service province-wide.

14-05-357 Northeast Avalon Joint Council (NEAJC)

Councillor Stoyles advised that the NEAJC will be meeting on May 21 in the Town of Bay Bulls.

14-05-358 Focus on Youth Awards

Councillor Tessier extended congratulations to the nominees and recipients of the Youth Awards, in particular, to Colin Hunt (Male Youth of the Year) and Lauren Winsor (Female Youth of the Year).

14-05-359 uRock Awards

Councillor Tessier extended congratulations to the uRock award recipients, in particular, Mount Pearl resident, Melissa Thomas, who has been actively involved in student government at the secondary and post-secondary level as well as a dedicated fundraiser.

14-05-360 Youth Action Team

Councillor Aker also extended congratulations to the Youth Action Team for their efforts during Youth Week and as well being nominated for a uRock Award.

14-05-361 Condolences - Gillard

Councillor Ledwell extended condolences to the family and friends of Bill Gillard on his passing. He noted that Mr. Gillard's wife, Yvonne, is a librarian at the Ross King Memorial Library.

14-05-362 Mount Pearl Seniors Independence Group

Councillor Ledwell extended congratulations to the Seniors Independence Group on their recent successful Seniors Awareness Day.

14-05-363 Youth Action Team, Focus on Youth Awards & uRock Awards

Councillor Ledwell also recognized the recently held award shows and extended congratulations to all involved.

14-05-364 Mount Pearl Men's Slo-Pitch Softball League

Mayor Simms advised of the official opening of the Men's Slo-Pitch Softball League for the season.

14-05-365 Canada Post

Mayor Simms advised of a recent meeting with Canada Post officials regarding upcoming changes to mail delivery services (current house delivery converting to community mailbox delivery over the next five years). He noted that Mount Pearl is not slated for changes until possibly 2016. He further advised that Canada Post was supportive of anti-litter and anti-graffiti initiatives and interested in working with the City.

ADJOURNMENT

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

Chairperson

Deputy City Clerk