



PUBLIC COUNCIL MEETING MINUTES
May 5, 2015

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on May 5, 2015 at 4:15 pm.

MEMBERS PRESENT

Deputy Mayor Jim Locke
Councillor Lucy Stoyles
Councillor John Walsh
Councillor Dave Aker
Councillor Paula Tessier
Councillor Andrew Ledwell

STAFF PRESENT

Michele Peach, Chief Administrative Officer
Jason Silver, Director, Corporate Services
Julia Schwarz, Manager, Planning & Inspections
Darryl Drover, Asset Manager
Mona Lewis, Deputy City Clerk

MEMBERS ABSENT

Mayor Randy Simms

STAFF ABSENT

Stephen Jewczyk, Director, Planning & Development
Gerry Antle, Director, Infrastructure & Public Works
Jason Collins, Director, Community Services

Deputy Mayor Locke chaired the meeting.

15-05-278 Adoption of Agenda

Motion – Councillor Walsh/Councillor Ledwell

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

15-05-279 Adoption of Minutes

Motion – Councillor Stoyles/Councillor Walsh

RESOLVED THAT the minutes of the public meeting held on April 21, 2015 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

15-05-280 Multiple Sclerosis Awareness Month

Deputy Mayor Locke signed a proclamation declaring May as Multiple Sclerosis Awareness Month in the City of Mount Pearl. Ms. Zita Kavanagh, Chairperson of the MS Avalon Chapter, was in attendance and provided information on the disease as well as activities planned for the month.

15-05-281 Cystic Fibrosis Awareness Month

Deputy Mayor Locke signed a proclamation declaring May as Cystic Fibrosis Awareness Month in the City of Mount Pearl. Ms. Joan Monk, a volunteer with the CF Association, was in attendance and provided information on the disease as well as activities planned for the month.

15-05-282 Mount Pearl Youth Week

Deputy Mayor Locke signed a proclamation declaring May 10 – 16 as Mount Pearl Youth Week. Members of the Youth Action Team were in attendance. Chairperson Noubahar Hasnain spoke on behalf of the group and provided information on the activities planned for the week.

15-05-283 Municipal Awareness Day

Deputy Mayor Locke signed a proclamation declaring May 6 as Municipal Awareness Day in the City of Mount Pearl. Councillor Tessier provided information on planned activities and on behalf of Council, extended appreciation to all employees.

15-05-284 North American Occupational Safety & Health (NAOSH) Week

Deputy Mayor Locke signed a proclamation declaring May 3 – 9, 2015 as NAOSH Week in the City of Mount Pearl. Councillor Aker provided information on the activities as well as the focus of NAOSH week.

CORRESPONDENCE

None presented.

Councillor Tessier left the meeting at 5:00 pm, returned when noted.

COMMITTEE REPORTS

COMMUNITY SERVICES COMMITTEE

15-05-285 Admiralty House Communications Museum
2nd (Final) Installment Operating Grant 2015

Motion – Councillor Stoyles/Councillor Aker

RESOLVED THAT approval be granted to release the Admiralty House Communication Museum's 2nd and final installment of the 2015 operating grant, in the amount of \$41,334; this amount also includes the grounds keeper maintenance in the amount of \$10,000.

Question called. Motion carried unanimously.

15-05-286 2015 Summer Activity Guide
Delivery to Households Being Discontinued

In keeping with the City's strategic plan and the objective "*To filter all initiatives through a "green lens" and implement green initiatives where possible*", residents are advised that the City will be discontinuing the delivery of the activity guides to households. Summer program information will be posted to the City's website and available at the Summit Centre mid-May.

It was questioned if guides would be provided to members of the senior residents.

15-05-287 Mount Pearl Youth Week, May 10-16

The activities for Youth Week were outlined during the signing of the Youth Week proclamation.

15-05-288 Summer Day Camp
Program 2015 Registration

Information on summer day camp registration was presented. Further details are available on the City's website.

15-05-289 Seniors Awareness, Health and Information Day

The public was advised that a Seniors Awareness, Health and Information Day will be held on May 6 at the Reid Community Centre from 2:00 – 4:00 PM. For further information call 748-6485 or email mtpearlseniors@hotmail.com.

15-05-290 Mount Pearl Focus On Youth Awards & Show

The City's 26th Annual 'Focus on Youth' Awards & Show takes place on Wednesday, May 13, 2015 beginning 7:00 pm at the Glacier. Further details are available on the City's website. Appreciation was extended to all City volunteers.

CORPORATE SERVICES COMMITTEE

15-05-291 Professional Development and Training - Deputy Mayor Locke
Federation of Canadian Municipalities (FCM) Annual Conference

Motion – Councillor Aker/Councillor Stoyles

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for Deputy Mayor Locke to attend the Annual FCM Conference being held in Edmonton, AB from June 4-8, 2015.

Question called. Motion carried unanimously.

Councillor Tessier returned to the meeting at 5:10 pm.

15-05-292 Professional Development & Training – Director of Corporate Services
RIMS Canada Conference

Motion – Councillor Aker/Councillor Stoyles

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for the Director of Corporate Services to attend the RIMS (risk management) Canada Conference being held in Quebec City from September 27 – 30, 2015.

Question called. Motion carried unanimously.

15-05-293 Invoices for Approval

Motion – Councillor Aker/Councillor Stoyles

RESOLVED THAT the following invoices be approved for payment:

1.	AON Reed Stenhouse Inc (Auto Insurance)	\$ 10,593.00
2.	City of St. John's (Riverhead Treatment Facility Flow Adjustment)	\$ 647,697.05

3.	Kelloway Construction Ltd (Cleaning Summit Mar/15)	\$ 10,414.06
4.	Kelloway Construction Ltd (Cleaning Various Mar/15)	\$ 16,761.63
5.	MVT Canadian Bus, Inc (Paratransit 1st Quarter)	\$ 104,889.68
6.	Saunders Equipment Ltd (Trackless Snowblower)	\$ 143,142.75
7.	Saunders Equipment Ltd (Trackless Snowblower)	\$ 143,142.75
8.	Signature Kitchen and Bath (Cabinetry Foremen's Office)	\$ 5,914.42
	Total	\$1,082,555.34

Question called. Motion carried unanimously.

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

15-05-294 Revised Scope of Work and Fee for Sanitary Sewer Study – Mount Carson Area (Original Approved Proposal \$18,973)

Motion – Councillor Walsh/Councillor Ledwell

RESOLVED THAT a revised scope of work and fee in the amount of \$3,167.00, for a new total fee of \$22,140.00, for the above noted study by SNC-Lavalin, BAE-Newplan Group Limited be approved.

Question called. Motion carried unanimously.

15-05-295 Contract Award – Supply and Delivery of Playground Equipment TP-15-009

Motion – Councillor Walsh/Councillor Ledwell

RESOLVED THAT approval be granted to award the contract for the supply and delivery of playground equipment to the lowest qualified bidder, Ocean Playground (Timbertec), in the amount of \$44,488.10 (HST included).

Question called. Motion carried unanimously.

15-05-296 Change Orders - 2013 Street Upgrading CP1 (Neal Place, Oxford Crescent).

Motion – Councillor Walsh/Councillor Ledwell

RESOLVED THAT the following change orders for the 2013 Street Upgrading CP1 project (Neal Place, Oxford Crescent) be approved:

Title	Details	Amount (HST Included)
RCO # 03 (Oct 9-2014)	Rock backfill to replace unsuitable materials, connections to existing manholes (reduced quantity of new), re-bedding around buried power lines, catch basin leads PVC rather than HDPE, replacement of damaged copper service lines.	\$86,427.49
RCO # 04 (Oct 13-2014)	In order to maintain access for residents and emergency services during construction on Neal Place, a temporary road was constructed in the field between Neal Place and Ash Place. This change order covers the cost to construct, maintain and remove the road as well as to reinstate the area after the road is removed.	\$9,727.25
RCO # 05 (Nov 15-2014)	Additional quantities required to work on Ash Place (from line coming from Neal Place). Removal and reinstatement of curb and gutter, removal of storm sewer, trench excavation, pipe bedding, asphalt replacement.	\$19,176.10
RCO # 06 R1 (Dec 23-2014) (R1 Mar 26-2015)	Final contractual quantities adjustment at completion of work (i.e. quantities not fully required in all items)	(\$178,491.98)
	Total (HST Included)	-(\$63,161.14)

Question called. Motion carried unanimously.

15-05-297 Contract Award – Multi-Year Capital Works 2014-2017, CP1 Street Upgrading, Asphalt Resurfacing, Curb/Gutter Replacement and Associated Works (Hann Place, Hounsell Avenue, O’Keefe Avenue, Jeffers Place)

Motion – Councillor Walsh/Councillor Ledwell

RESOLVED THAT approval be granted to award the contract for the above noted project to the lowest qualified bidder, Modern Paving, in the amount of \$408,778.63 (HST included).

Question called. Motion carried unanimously.

15-05-298 Change Orders – 2012 Street Upgrading CP1 (Sagona Avenue)

Motion – Councillor Walsh/Councillor Ledwell

RESOLVED THAT the following change orders for the 2012 Street Upgrading CP1 project (Sagona Avenue) be approved:

Title	Details	Amount (HST Included)
RCO # 2 (Rev.2)	Additional quantities for flagperson hours, leveling course asphalt, valve box extensions, cold planning, and manhole catchbasin tops adjustment. <i>Note: Original Change Order #2 (CO#2) was authorized August 7, 2014; revised due to quantity correction.</i>	\$35,549.80
RCO # 3	Final contractual quantities adjustment at completion of work (i.e. quantities not fully required in all items)	(\$50,371.90)
	Total (HST Included)	-\$14,822.10

Question called. Motion carried unanimously.

15-05-299 Spring Maintenance Operations

For the information of the public, bulk garbage collection started April 27 in accordance with the schedule; action is underway for the activation of the lower Power’s Pond fountain; the street sweeper is operating; winter property damage is being evaluated; asphalt crews have been assigned; and crews are continuing to pick up litter. It was noted that during the months of June, July and August residents can request a maximum of two bulk collections free of charge. Residents

should call 748-1016 to schedule a pickup and provide a list of items to be collected.

15-05-300 Water and Sewer

For the information of the public, leak detection equipment training commences on May 13 and the vacuum truck is currently in operation.

PLANNING AND DEVELOPMENT COMMITTEE

15-05-301 Proposed Building Extension, Additional New Access, and Site Improvements
St. Peter's Junior High School - 100 Munden Drive

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT the application by the English School District of Newfoundland and Labrador (ESDNL) for a school building extension and additional access to the site at St. Peter's Junior High School be approved and a development permit issued subject to the following conditions AND FURTHER THAT the City have a survey prepared and arrange for lease of the City-owned land required for the additional access to ESDNL:

1. the development is approved as outlined in the site plan prepared by Architecture 49 dated October 9, 2014;
2. a bus stop currently exists at the foot of the existing walkway at Munden Drive. As this walkway is to be redeveloped as an exit from the school site, the bus stop will need to be relocated; discussion between the School District, Metrobus and the City will be required regarding the relocation of the bus stop.;
3. the City currently has landscaping existing in the walkway; this will need to be recovered by the City prior to work occurring in this area.
4. the applicant shall install privacy fencing, guardrails, and landscaping for the two residential property owners on either side of the proposed additional access;
5. site services shall be in accordance with the requirements and conditions of the City's Engineering Services Division;
6. snow clearing on the site will be in such a manner that there is no snow storage to block line of sight for drivers entering and exiting the property or on or near the residential properties on either side of the accesses;
7. the City-owned land that is required as part of the site improvement be leased to the ESDNL for a \$1.00; the property that is to form the access road and buffering area into the property shall be surveyed and transferred to the School District, which shall be responsible for the ongoing maintenance, repair and snow clearing of this parcel of property; survey and legal costs shall be the responsibility of the School District; and,

8. the design and construction of the building extension and renovations shall be in accordance with the Mount Pearl Building Regulations, the National Building Code and ancillary codes and the requirements of the building inspector.

Discussion: Councillor Stoyles expressed concern with the impact of the new driveway exit proposed to be developed between the two existing dwellings on Munden Drive (currently an open space walkway area). She noted that the residents would have purchased property knowing the walkway was there but would not have known that the walkway would be widened to accommodate a new access to the School.

Council noted that the proposed parking and traffic circulation improvements at the school site should reduce the current congestion on Munden Drive. This can be monitored by the City after the extension and site improvements are completed to determine if any further action is required to improve traffic circulation on Munden Drive. Council confirmed that every effort will be taken to ensure the applicant follows through with the conditions of the permit and ensure the adjacent properties are protected from future damage.

Question called. Motion carried with Councillor Stoyles voting against the motion.

15-05-302 Discretionary Use – Family Child Care – DA15-0141
12 Amber Place

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT an application to occupy a portion of the existing dwelling at 12 Amber Place with a Family Child Care use be approved and a development permit issued subject to the development meeting the requirements of the City of Mount Pearl Development Regulations 2010.

Question called. Motion carried unanimously.

15-05-303 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 text of the Mount Pearl Development Regulations 2010 that, if enacted, will:

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

- rezone a 4154 square metre portion of property directly north-west of 34 Glencoe Drive and south-east of the intersection of Kenmount Road and Bruce Street 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 a proposed expansion of an existing development at 34 Glencoe Drive.

15-05-304 Development Permit List

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT development permits issued for the period of April 6 - 17, 2015 be approved as presented.

Question called. Motion carried unanimously.

15-05-305 Building Permits

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT building permits issued for the period of April 6 - 17, 2015, showing a total construction value of \$1,395,000.00, be approved as presented.

Question called. Motion carried unanimously.

REGIONAL SERVICES & ENVIRONMENT COMMITTEE

15-05-306 20 Minute Makeover – May - June

For the information of the public, one of the City's anti-litter initiatives, the 20-Minute Makeover, started May 1, 2015. Individuals, groups, schools and businesses were encouraged to get outside for just 20 minutes and lend a hand to help keep Mount Pearl beautiful. A family fun day "thank-you" will take place on June 6 from 1 - 4 pm at the Kenmount Park Community Centre. Further details are available on the City's website.

Deputy Mayor Locke questioned why the official launch is no longer held. It was indicated that the launch was not always well attended and that the event is promoted in other ways.

15-05-307 Waterford River Clean Up Blitz

The Waterford River Clean Up Blitz is planned for May 30, 2015 from 10:00 AM – 12:00 PM. The public was encouraged to volunteer and help pick up litter and

small debris along the banks of the Waterford River. To pre-register or for more information, contact Sean McKenna at 748-1046 or smckenna@mountpearl.ca.

15-05-308 Multi-Materials Stewardship Board (MMSB) & Crime Stoppers
Illegal Dumping

For the information of the public, the MMSB and Crime Stoppers have partnered and launched a public awareness campaign to deter potential offenders from dumping garbage at unauthorized sites throughout the province. Anyone can anonymously report suspicious activity by calling 1-800-222-TIPS (8477) or emailing or texting Crime Stoppers.

15-05-309 2014 Summer Drinking Water Quality Report

For the information of the public, the 2014 Summer Drinking Water Quality Report (prepared by the Department of Environment & Conservation, Water Resources Management Division) for the City's public drinking water supply is available on the City's website. There are a number of factors that are measured which the public can read in the report. Overall, the drinking water quality index records the quality of water as "excellent".

15-05-310 Regional Fire Services Committee

For the information of the public, at the April 17 meeting of the Regional Fire Services Committee the 2014 Statistical Report was tabled. A copy of this report is available at the CAO's office for anyone wishing to view it.

NEW BUSINESS

15-05-311 Mount Pearl Minor Hockey Association (MPMHA) – Year-End Awards Banquet

Councillor Stoyles advised that she attended the MPMHA year-end awards banquet and extended congratulations to the players for a great year.

15-05-312 Family Fun Day – Mount Pearl Crime Prevention Committee – April 26

Councillor Stoyles advised that the Family Fun Day was a wonderful success and extended appreciation to all involved. She noted that proceeds raised will be used to support the D.A.R.E. Program and Mount Pearl Crime Prevention events.

15-05-313 Kinette Club of Mount Pearl

Councillor Stoyles advised that the Kinette Club is hosting a fundraiser (Ladies Night) on May 20. It was noted that the Club's new President is Sherry Snow and Councillor Stoyles is the Vice-President.

15-05-314 CIBC – Anniversary Celebrations

Councillor Stoyles advised that CIBC is celebrating their 50th anniversary of being in Mount Pearl on May 12 from 10:00 AM – 12:00 Noon.

15-05-315 Northeast Avalon Joint Council (NEAJC)

Councillor Stoyles advised that the NEAJC will be meeting in Mount Pearl on May 19. She noted that the June meeting (barbeque) will be held in St. John's.

15-05-316 Line Painting

Councillor Walsh advised that the line painting has started and drivers should soon see markings on the streets.

15-05-317 Animal Control – Cats

Councillor Tessier reminded residents that cats are not allowed to roam and must be restricted to the owner's property. This bylaw protects the animal as well as prevents a nuisance problem for property owners.

15-05-318 Impact – Provincial Budget

Councillor Aker advised that the fiscal impact of the provincial budget on the City of Mount Pearl is estimated as follows:

Extra HST to be paid annually	\$250,000
Rebate expected (HST)	\$717,000
Share of gas tax annual basis	\$200,000

The bottom line direct impact on the City's annual budget at the end of a 3 year phase-in period is \$667,000 extra revenue which will offset the loss of the municipal operating grants.

15-05-319 Mount Pearl Lions Club

Councillor Ledwell extended congratulations to the Lions Club on their 59th anniversary charter night. He noted that the Mayor presented the Club with the City's 60th anniversary plaque.

15-05-320 Pearlview West (Moffatt Road) – Phase 4

Council expressed concern that other permits would be issued for the Pearlview West (Moffatt Road) Phase 4 development while there were outstanding deficiencies with previous phases. Council previously granted approval for a clearing and grubbing permit only and directed that building permits not be issued until deficiencies with previous phases were addressed. It was noted that the two deficiencies are the slope in rear of the two properties fronting onto Pollux Drive and the quality of the tree plantings. The developer is currently taking action on the slope and will check the quality of the tree when weather conditions permit.

It was agreed that no further permits would be issued until all deficiencies were addressed. (to be communicated to the residents)

15-05-321 Dumpster – Glenhill Plaza

Deputy Mayor Locke advised that action to enclose the above noted dumpster is currently underway.

15-05-322 ROV Competition

Deputy Mayor Locke extended congratulations to members of the Mount Pearl Senior High and O'Donel High Schools ROV teams on placing 2nd and 3rd respectively at a recent competition. The teams will now compete in the International ROV Competition, being hosted in St. John's June 25-27, at the Marine Institute. It was requested that a letter of congratulations be forwarded to the teams from the Mayor's office.

ADJOURNMENT

There being no further business, the meeting adjourned at 6:25 pm on a motion by Councillor Aker and seconded by Councillor Stoyles.

Chairperson

Deputy City Clerk