

PUBLIC COUNCIL MEETING MINUTES
November 18, 2014

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on November 18, 2014 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

MEMBER ABSENT

Mayor Randy Simms

Deputy Mayor Locke chaired the meeting.

14-11-707 Adoption of Agenda

Motion – Councillor Aker/Councillor Walsh

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

14-11-708 Adoption of Minutes

Motion – Councillor Stoyles/Councillor Tessier

RESOLVED THAT the minutes of the public meeting held on November 4, 2014 be adopted as presented.

Errors & Omissions: It was requested that minute number 14-11-667 be corrected to read Councillor Stoyles voting against the motion. Councillor Stoyles noted that traces of oil continued to be observed on the detention pond and staff was notified.

Deputy Mayor Locke commented on a device used to remove solids from storm water as well as chemical waste and this information was also forwarded to staff.

Question called. Motion carried unanimously.

BUSINESS ARISING

- 14-11-709 Pearlview West (Moffatt Road) – Phase 4
MAE Design Ltd. (on behalf of Prospect Development Limited)
Residential Subdivision (50 Lots)

In response to ongoing concerns raised by some residents, it was reiterated that the developer is required to comply with the landscaping requirements for Phase 3 prior to building permits being issued for Phase 4 (conditions included in the development permit). The recent noise complaint was addressed by the municipal enforcement division.

- 14-11-710 Order - Pumping of Storm Sewer Water onto City and Neighbouring Properties
16 Riverview Avenue

Council was informed that the above noted Order was not issued as the property owner has advised of corrective action. A site inspection will be undertaken to confirm action.

ACTION REPORT

The action report was accepted as presented.

PROCLAMATIONS/PRESENTATIONS

None presented.

CORRESPONDENCE

- 14-11-711 Federation of Canadian Municipalities
Dedicated Fund for Wastewater Treatment Upgrades Needed

A letter was presented from Brock Carlton, CEO, asking Council to write the federal government seeking funding assistance with wastewater treatment upgrades.

Motion – Councillor Stoyles/Councillor Aker

RESOLVED THAT approval be granted to write the Minister of Infrastructure, Communities and Intergovernmental Affairs requesting the federal government to consider long-term dedicated funding for wastewater treatment upgrades.

Discussion: It was suggested that the federal government should assist with funding as the upgrades are required by the federal government.

Question called. Motion carried unanimously.

COMMITTEE REPORTS

COMMUNITY SERVICES COMMITTEE

14-11-712 Request for Proposals (RFP)
Vending Services - Award
Recreational Facilities

Motion – Councillor Stoyles/Councillor Aker

RESOLVED THAT approval be granted to award the recreational facilities vending services RFP to Browning Harvey Limited for a seven (7) year period ending November 6, 2020, with commission rates for snacks and beverages as outlined in the RFP.

Question called. Motion carried unanimously.

CORPORATE SERVICES COMMITTEE

14-11-713 Professional Development & Training
Director, Infrastructure & Public Works

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for the Director of Infrastructure & Public Works to attend the 2014 National Accelerated Bridge Construction Conference taking place in Miami, FL from December 3-5, 2014.

Question called. Motion carried unanimously.

14-11-714 Invoices for Approval

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT the following invoices be approved for payment:

1.	Bae Newplan Group (Professional Services)	\$ 18,645.00
2.	City of St. John's (Fire Services November 2014)	\$ 358,925.08
3.	Hitech Communications (Monthly AVL Charges)	\$ 6,282.52
4.	Island Office Furniture (Finance Front Counter Desks)	\$ 8,412.57
5.	Lighting & Traffic Systems Ltd. (Traffic Signal Maintenance)	\$ 7,326.57
6.	Maritime Tennis (Outdoor Court Improvements Admiralty Wood Tender-TP-14-017)	\$ 28,735.90
7.	Maritime Tennis (Outdoor Court Improvements Park Avenue Basketball Court Tender-TP-14-017)	\$ 20,905.00
8.	Maritime Tennis (Outdoor Court Improvements Track & Field Tender-TP-14-017)	\$ 37,660.64
9.	Richo Canada Inc. (Digitizing Civic Files)	\$ 5,655.24
10.	St. John's Transportation Commission (Metrobus Service September 2014)	\$ 97,896.71
11.	Stewart McKelvey (Professional Services)	\$ 48,658.03
12.	Transcontinental Print (Fall Activity Guide 2014)	\$ 7,836.78
13.	Triware Technology (Computers)	\$ 7,056.29
14.	Maritime Tennis (Outdoor Court Improvements Admiralty Court)	\$ 10,023.10
15.	Newfound Construction (2013 Street Upgrading Progress Claim No.2)	\$ 453,168.13
16.	City of St. John's (Share of Operations of Regional Water/Wastewater to Dec 31)	\$ 649,844.97
17.	Marco Services Ltd (Progress Pmt No.29 Summit Centre)	\$ 262,246.31
18.	Maritime Tennis Court Builders (Improvements to Track & Field Long Jump)	\$ 125,384.80
19.	Armour Lock & Safe (Cylinders rekeyed to system)	\$ 5,735.88

20.	Hitech Communications (Radios/Transmitters for Summit Centre)	\$ 8,030.68
21.	Stanley Flowers Limited (Planting & Maintenance Tender)	\$ 9,310.15
	Total	\$ 2,177,740.35

Question called. Motion carried unanimously.

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

14-11-715 Water Main Break – Sunrise Avenue

The public was advised of a water main break on Sunrise Avenue impacting a small number of properties. The significance of regular maintenance was noted.

14-11-716 Summit Centre

The following update on the Summit Centre was provided:

- 99% complete
- Minor deficiency and warranty work in Summit Centre and Reid Centre will continue during operations
- Occupancy permits have been issued for both the pool and dry land section.
- Residents were encouraged to avail of the complimentary fitness classes being offered November 17 – 22, 2014. Further details are available on the City’s website.

14-11-717 Fall Activity Report

An update on work undertaken by the Infrastructure & Public Works Department was presented. Activities include – bulk garbage collection, road and UTM repairs, street sign replacement/repairs, facility repairs and playground improvements.

PLANNING AND DEVELOPMENT COMMITTEE

14-11-718 Request for Variance on Accessory Building Height Standard
52 O’Flaherty Crescent

Item deferred.

14-11-719 Proposed Mount Pearl Development Regulations 2010 Amendment No. 39, 2014
Omnibus Amendment

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT the proposed Mount Pearl Development Regulations 2010 Amendment No. 39, 2014 be adopted as presented and submitted to the Department of Municipal and Intergovernmental Affairs for registration.

Discussion: With respect to comments raised during the briefing session regarding the updating of flood zone information, the Department of Environment & Conservation (DEC) has advised that there is no change to the current flood zones in the Waterford River valley. When DEC undertakes a review the Waterford River flood zones, this review includes the climate change model as part of delineating the flood zone boundaries. DEC has acknowledged that the City has formally requested a review of the flood zones along the Waterford River and this request is included in a list of similar requests from municipalities across the province. DEC has advised that because of the number of requests to undertake flood zone reviews, the requests are prioritized and subject to available funding.

Question called. Motion carried unanimously.

14-11-720

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:

1) Amend the text of the Development Regulations as follows:

a) In Section 2, DEFINITIONS, add the following:

“ANIMAL GROOMING” means a building or part of a building primarily engaged in providing services involving the non-medical aesthetic care of animals including, but not limited to, grooming, washing, styling and trimming their coats.

b) In Section 9, OFF-STREET PARKING AND LOADING REGULATIONS, under Subsection 9.2, General Parking Requirements, in the listing of “Developments or Uses” and “Minimum Off-street Parking Requirements”, add: “Animal Grooming Use” and “One parking space for every 20 square metres of gross floor area” respectively.

c) In Section 11, USE ZONE SCHEDULES, add “Animal Grooming” use to the list of permitted uses in the following use zones:

- Commercial – Mixed (CM)
- City Centre (CC)
- Commercial – General (CG)
- Commercial – General [Special] (CG-S)
- Commercial – Local (CL)
- Commercial – Neighbourhood (CN)
- Commercial – Highway (CH)
- Commercial – Regional (CR)

d) In Section 11, USE ZONE SCHEDULES, add “Animal Grooming” use to the list of discretionary uses in the Industrial – Light (IL) use zone.

The purpose of this proposed amendment is to define “Animal Grooming” as a use, list it as a permitted or discretionary use in specific use zones, and establish minimum off-street parking requirements for the use.

14-11-721 Development Permits

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT development permits issued for the period of November 3 - 14, 2014 be approved subject to the permit issued for the accessory building at 52 O’Flaherty Crescent being removed.

Question called. Motion carried unanimously.

14-11-722 Building Permits

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT building permits issued for the period of November 3 - 14, 2014, showing a total construction value of \$ 1,904,600.00, be approved as presented.

Question called. Motion carried unanimously.

TRANSPORTATION & PUBLIC SAFETY COMMITTEE

14-11-723 Mount Pearl Lions Club Santa Claus Parade

The public was advised that the Lions Club Santa Claus Parade takes place on December 6, 2014 starting at 10:00 AM from Mount Pearl Intermediate School finishing at Mount Pearl Square. It was noted that the number of entries is down a little from previous years but the Club continues to work hard to make the parade

its usual success. For further information contact Gerald Coombs, Mount Pearl Lions Club, at 368-6186.

14-11-724 City of Mount Pearl Christmas Tree Lighting Ceremony

The public was advised that the Annual Tree Lighting Ceremony takes place on December 6, 2014 at 6:30 pm, Centennial Park. For further information contact the Community Services Department at 748-1008.

NEW BUSINESS

14-11-725 AbbyShot Clothiers

Councillor Stoyles recognized the funding (\$300,000) recently received by AbbyShot Clothiers from the Federal and Provincial Governments. Congratulations were extended to the successful local business.

14-11-726 Northeast Avalon Joint Council (NEAJC)

Councillor Stoyles advised that the NEAJC will be meeting on November 20 in Flatrock. The guest speaker is with eSolutions Group and will be providing information on citizen engagement tools. It was noted that the December meeting will be held in Mount Pearl.

14-11-727 Fall Clean-Up

Councillor Walsh encouraged residential and commercial property owners to clean up around their properties prior to the snowfall as this would help reduce the amount of garbage in the spring. It was suggested that consideration be given to organizing a “fall clean-up” event.

14-11-728 Remembrance Day Ceremonies

Members of Council commented on the well-attended Remembrance Day ceremonies and commended the organizers on a successful event.

14-11-729 Snow Clearing Regulations – On Street Parking

Councillor Tessier advised that the “on street” parking ban comes into effect on December 1.

14-11-730 Kudos

Councillor Tessier advised of a note of thanks recently received from a resident regarding the caution displayed by a collector operator while operating a garbage truck in a school zone.

14-11-731 Anniversary Greetings

Councillor Aker extended congratulations to Jim & Judy Greenland who recently celebrated their 50th anniversary.

14-11-732 Mount Pearl Soccer Hall of Fame

Councillor Ledwell extended congratulations to Brian O’Keefe and John Nolan who were recently inducted into the Mount Pearl Soccer Hall of Fame.

14-11-733 Car Accident

Deputy Mayor Locke commented on a recent car accident that occurred on Topsail Road/Humber Drive and extended thoughts and prayers to those involved.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:10 pm on a motion by Councillor Tessier and seconded by Councillor Stoyles.

Chairperson

Deputy City Clerk