



**PUBLIC COUNCIL MEETING MINUTES
November 3, 2015**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on November 3, 2015 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
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 Simms chaired the meeting.

15-11-711 Adoption of Agenda

Motion – Councillor Stoyles/Councillor Walsh

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

15-11-712 Adoption of Minutes

Motion – Deputy Mayor Locke /Councillor Ledwell

RESOLVED THAT the minutes of the public meeting held on October 20, 2015 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

BUSINESS ARISING

15-11-713 Street Upgrading – Smallwood Drive - Sidewalks

Deputy Mayor Locke commented on the new design measures done for the sidewalk being replaced on Smallwood Drive to provide improved accessibility measures for residents.

ACTION REPORT

The action report was accepted as presented.

PROCLAMATIONS/PRESENTATIONS

15-11-714 World Town Planning Day

Mayor Simms signed a proclamation declaring November 8, 2015 as World Town Planning Day in the City of Mount Pearl.

Information was presented on planning related activities being held in recognition of World Town Planning Day such as the Pearl Awards and the Atlantic Planners Institute presentation on housing regeneration.

It was noted that the City of Mount Pearl is highlighted as a well-planned urban centre in the Canadian Geography school curriculum. Appreciation was extended to Planning & Development staff for the job they do for our city.

SAFETY MESSAGE

15-11-715 Safety Message - Halloween

Councillor Tessier presented a safety message advising of the importance of having a strategy to leave a building quickly in the event of a fire or other emergency. When going to public buildings, be aware of posted evacuation routes, exits, stairs and muster stations.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

CORPORATE & COMMUNITY SERVICES COMMITTEE

15-11-716 Invoices for Approval

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT the following invoices be approved for payment:

1.	Acapulco Pools (Parts for Aquatics)	\$ 5,154.40
2.	Bae-Newplan Group (Infiltration Study of Municipal Sewer Basin)	\$ 15,271.10
3.	Bae-Newplan Group (Infiltration Study of Municipal Sewer Basin)	\$ 64,624.04
4.	Bae-Newplan Group (Prof Fees Infiltration Study of Municipal Sewer Basin)	\$ 15,032.28
5.	City of St. John's (City's Share Regional Water/Wastewater to Sept 30)	\$ 53,753.96
6.	City of St. John's (Water Consumption for Sept)	\$ 294,177.18
7.	City of St. John's (Robin Hood Bay Landfill for Sept)	\$ 50,711.64
8.	FYB Holdings (Traffic & Streetlight Maintenance - July)	\$ 13,485.26
9.	JW Lindsay Enterprises Ltd. (Progress Payment 1 Campia Gymnastics Facility)	\$ 258,918.03
10.	MVT Canadian Bus, Inc. (Paratransit Quarter 3)	\$ 118,524.34
11.	Newfoundland Design Associates Limited (Professional Services July-Sept Team Gushue Park)	\$ 16,557.47
12.	Open Communications (2nd Installment of 2 Wide Screen Videos)	\$ 7,277.20
13.	Platinum Construction Co. Ltd. (Stormwater Management Progress Claim # 3)	\$ 115,924.06
14.	Saunders Equipment Ltd. (Boom Hose With Fittings)	\$ 6,413.81
15.	Sound Engineering Inc (Demolition of Smallwood Arena Consulting)	\$ 6,723.50
16.	Grand Concourse Authority (St. Peter's Ball Field Development Claim#1)	\$ 155,313.61
17.	Kelloway Construction Ltd (Cleaning of Summit - Sept)	\$ 10,414.06
18.	JW Lindsay Enterprises Ltd. (Progress Payment 2 Campia Gymnastics Facility)	\$ 217,394.03
		\$1,425,669.97

Question called. Motion carried unanimously.

15-11-717 Tax Deferral – Low Income Earners

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT the following tax deferral, in accordance with Council's policy for low income earners, be approved:

Account #	Amount Deferred
4003	\$1,383.50

Question called. Motion carried unanimously.

15-11-718 Professional Development and Training - Deputy Mayor Locke
Athletics Business Conference
New Orleans, LA

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT approval be granted, in accordance with the Professional Development and Training Policy, for Deputy Mayor Locke to attend the Atlantic Business Conference being held in New Orleans from November 18 - 21, 2015.

Question called. Motion carried unanimously.

15-11-719 Remembrance Day Wreath Laying Ceremony – November 11, 2015

For the information of the public, on Wednesday, November 11, The Royal Canadian Legion, Branch 36 will pay tribute to all those who fought to preserve the values that we hold so dear with a parade and wreath laying ceremony. The parade will travel from the Church of the Ascension, Smallwood Drive parking lot at 10:00 AM. Under the direction of the municipal enforcement, the parade will advance east on Park Avenue to Worrall Crescent to Park Avenue. The ceremony will commence at 10:55 AM in front of the cenotaph at Park Place Community Centre.

15-11-720 Remembrance 11K Run – November 11, 2015

For the information of the public, a running event will be held on November 11 commencing at 8:00 AM on the T'Railway section of Mount Pearl starting and ending at the trail intersection on Commonwealth Avenue across from Pipers. Organizers have support assistance from our Municipal Enforcement Officers, RNC, St. John Ambulance and Rovers SAR. (It will not impact the wreath laying ceremony.)

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

15-11-721 2012-2014 Multi-Year Top-Up Program
Request for Extension for Project Completion (Amendment #1)

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT approval be granted for the Mayor and CAO to execute the agreement with the Department of Municipal & Intergovernmental Affairs for an extension for completion of the above funding program.

Discussion: Two of the projects included are:

	Project	Project #
1.	St. David's Park Redevelopment/Legion Relocation Project completion August 2016	12272
2.	Construction of New Gymnastics Facility – Old Placentia Rd Project completion August 2016	12273

Question called. Motion carried unanimously.

15-11-722 Request for Change Order Approval
New Gymnastics Facility

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT the following change order for the new gymnastics facility project be approved:

Title	Details	Amount (HST Included)
RCO#02	Remove and dispose of existing 'Donovans Business Park' sign near site entrance.	\$621.50
RCO#03	3500 square feet of carpet in gymnasium (in lieu of originally proposed rubber flooring, which was deleted for a credit in the original proposal).	\$13,175.80
RCO#04	Provision of architectural rendering.	\$2244.00
	Total (HST Included)	\$16,041.30

Discussion: With reference to the removal of the Donovans Business Park sign, it was noted that it is anticipated that signage will be improved as part of the Donovans Business Park Revitalization Project. Staff was asked to follow up on the Provincial Government sign at the entrance to the Park that says Donovans Industrial Park rather than Donovans Business Park.

Question called. Motion carried unanimously.

15-11-723 Request for Change Order Approval – Municipal Avenue Upgrading Project

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT the following change order for the Municipal Avenue upgrading project be approved:

Title	Details	Amount (HST Included)
RCO#01	Since work began on this project an issue with the existing water main infrastructure on Maple Street & Billard Avenue has been identified in that the water mains on these streets dead end at Municipal Avenue which results in water quality issues and requires regular hydrant flushing. The work presently being completed on Municipal Avenue provides an opportunity to loop these mains via connection to existing systems. Cost shared funding is available for this work within the approved project budget under Multi-Year Capital Works.	\$86,399.80
Total (HST Included)		\$86,399.80

Question called. Motion carried unanimously.

15-11-724 Request for Change Order Approval – Integrated Transportation Study

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT the following change order for the integrated transportation study project be approved:

Title	Details	Amount (HST Included)
RCO#03	Perform field visits, collect and compile data required for the continuation of the City's ongoing traffic assessment. This will include traffic counts, detailed traffic controller/intersection assessments and preparation/submission of all associated reports. Cost shared funding is currently available for this work within the approved project budget under Multi-Year Capital Works.	\$56,104.50
Total (HST Included)		\$56,104.50

Question called. Motion carried unanimously.

15-11-725 Project Updates

Information was provided on various ongoing projects such as street upgrading and maintenance, pavement marking, the asphalt and concrete repair program, water and sewer, parks and field maintenance and fleet services for the winter season. Council was advised that work on private property (associated with street upgrading) is completed and any deficiencies will be worked on this fall. It is hoped to have the Team Gushue paving (base coat) completed prior to the asphalt plant closing as well as Municipal Avenue. With respect to line painting, it was noted that having it done in-house is continuing to be considered. It was further noted that thermoplastic paint has been used in some areas, in particular, on Sagona Avenue leading into Donovans Business Park. This product will be monitored to determine its endurance.

PLANNING AND DEVELOPMENT COMMITTEE

15-11-726 Notice of Motion
Amendment – Mount Pearl Development Regulations 2010

Councillor Walsh 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:

In Section 6 – General Development Standards, Section 6.16 titled "Heat Pump, Air Conditioner and External Fan":

1. Revise the section to address conditions relating to mini- splits.

The purpose of this amendment is to differentiate between the conditions for heat pumps and mini splits.

15-11-727 Notice of Motion
Amendment – Mount Pearl Development Regulations 2010

Councillor Walsh 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:

In Section 6 – General Development Standards, Section 6.19 titled "Landscaping";

1. Revise the section to include a condition that relates to the open space calculation to take into account the an open space snow storage buffer immediately adjacent to a public road intersection as part of the 50% landscaping calculation subject to there being no concern from an operational perspective and subject to Council approval.

The purpose of this amendment is to include the corner lot snow storage buffers in the calculation of the 50 % landscaping for the abutting interior lot.

15-11-728 Development Permits

Motion – Deputy Mayor Locke/Councillor Walsh

RESOLVED THAT development permits issued for the period October 19 - 30, 2015 be approved as presented.

Question called. Motion carried unanimously.

15-11-729 Building Permits

Motion – Deputy Mayor Locke/Councillor Walsh

RESOLVED THAT building permits issued for the period of October 19 - 30, 2015, showing a total construction value of \$4,997,880.00, be approved as presented.

Question called. Motion carried unanimously.

NEW BUSINESS

15-11-730 Summit Centre – Sign

In response to Deputy Mayor Locke, the Director of Community Services advised that the Summit Centre sign will be illuminated.

15-11-731 Naming of Sport Alliance – “Robert (Bob) Hillier Volunteer Centre”

Councillor Stoyles spoke of the naming of the Sport Alliance office, the Robert (Bob) Hillier Volunteer Centre, in honour of Mr. Hillier’s contribution to the City of Mount Pearl.

15-11-732 First United Church

Councillor Stoyles congratulated the First United Church on their new extension and re-opening of Trinity Hall.

15-11-733 Chamber of Commerce

Councillor Stoyles spoke of the Chamber of Commerce, in particular, the recent business mixer held and the “Best in Business” Awards ceremony scheduled for November 20.

15-11-734 AED Training

Councillor Stoyles extended appreciation to Dan Maher, a trainer with St. John Ambulance, for providing AED training for members of council.

15-11-735 70th Anniversary Dutch-Canadian Friendship Tulip Garden

Councillor Stoyles advised that a tulip planting ceremony was held today on the grounds of the Admiralty House Communications Museum by members of City Council, Veterans, and Newtown Elementary students along with other members of the public. The City is a recipient of a 70th Anniversary Tulip Garden being distributed across Canada in celebration of the first gift of 100,000 Dutch tulip bulbs sent to Canadians in 1945 as a symbol of appreciation for the role Canadian soldiers played in the liberation of the Netherlands and the hospitality Canada provided to the Dutch Royal Family in Ottawa during WWII.

15-11-736 Shoppers Drug Mart

Councillor Stoyles advised that a contractor picking up garbage at the Shoppers Drug Mart, Commonwealth Avenue, continues to be a disturbance to neighbouring residents. She requested that consideration be given to issuing violation notices (tickets) to the contractor.

15-11-737 Canada Post

Councillor Stoyles advised that in light of the Corporation suspending the installation of community mailboxes she was disappointed that the City hadn't taken a stronger position against their installation.

15-11-738 Condolences

Councillor Walsh extended condolences to the family of Betty Collins, a resident of Mount Pearl.

15-11-739 Appreciation – Planning & Development Department

In recognition of World Town Planning Day, Councillor Walsh also extended appreciation to Director Jewczyk and his staff for the work they do.

15-11-740 Motorized Vehicles – Trails

Councillor Tessier advised of continued complaints of motorized vehicles being used on the trails, particularly in the Westminster area, and queried the legal implications should someone be injured. She suggested that the public should be made aware of any implications/liability.

15-11-741 Community Mailbox – Park Avenue

Councillor Aker advised of a complaint from a resident regarding a community mailbox on Park Avenue (vicinity of new townhouses under construction) that is blocked by crushed stone left by a building contractor. Staff was asked to follow up and arrange for its removal.

15-11-742 Construction Trailer – Mount Carson Avenue

Councillor Aker asked staff to follow up on a construction trailer that is covered in graffiti and located on Mount Carson Avenue (opposite entrance to Masonic Park).

15-11-743 Safety Skeleton Patrol – Halloween 2015

Councillor Ledwell advised that the “Safety Skeleton Patrol” organized by the Municipal Enforcement Division in partnership with the Crime Prevention Committee was a great success.

Mayor Simms spoke to items raised previously (Robert “Bob” Hillier Centre, Tulip Planting, First United Church).

15-11-744 Leave of Absence

Mayor Simms advised that he will be on a leave of absence from November 4 – November 30, 2015 (inclusive) as he is seeking office at the provincial level. Deputy Mayor Locke will assume the duties and responsibilities of the Office of Mayor during that time.

15-11-745 2016 Budget Discussions

Mayor Simms noted that 2016 budget discussions would be commencing over the next couple of weeks. The increase in assessed values was acknowledged and would be taken into consideration during the budget discussions.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:15 pm on a motion by Councillor Aker.

Chairperson

Deputy City Clerk