



**PUBLIC COUNCIL MEETING MINUTES
September 20, 2016**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on September 20, 2016 at 4:15 pm.

MEMBERS PRESENT

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

STAFF PRESENT

Michele Peach, Chief Administrative Officer
Jason Silver, Director, Corporate Services
Gerry Antle, Director, Infrastructure & Public Works
Jason Collins, Director, Community Services
Mona Lewis, Deputy City Clerk

MEMBERS PRESENT

Mayor Randy Simms
Councillor Paula Tessier

STAFF PRESENT

Stephen Jewczyk, Director, Planning & Development

Deputy Mayor Locke chaired the meeting.

16-09-584 Adoption of Agenda

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

16-09-585 Adoption of Minutes

Motion – Councillor Walsh/Councillor Aker

RESOLVED THAT the minutes of the public meeting held on September 6, 2016 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

BUSINESS ARISING

16-09-586 Dogs Off Leashes

Residents were reminded to keep their dogs on leashes when using the trails so that you are in control of your dog and respect those who wish to keep their distance from your dog. Pets should be leashed for their own safety as well as that of others. A suggestion to muzzle dogs was referred to the Corporate & Community Services Committee for further consideration. It was indicated that five citations for dogs off leashes have been issued since the last council meeting.

16-09-587 Light – Sunrise Trail

Council was advised that NF Power had been contacted today's date with respect to repairing the overhead light in the area of the Sunrise trail. It was acknowledged that the light has not worked for some time and it was suggested that lights should be regularly monitored to ensure they're working.

ACTION REPORT

The action report was accepted as presented.

PROCLAMATIONS/PRESENTATIONS

16-09-588 Childhood Cancer Awareness Month

Deputy Mayor Locke signed a proclamation declaring September 2016 as Childhood Cancer Awareness Month in the City of Mount Pearl. Lori Pike, Treasurer of the Candlelighters Association, provided information on the disease and the Association as well as activities undertaken by the group.

16-09-589 Arts Week

Deputy Mayor Locke signed a proclamation declaring the week of September 25 – October 1, 2016 as Arts Week in the City of Mount Pearl. Christine Hennebury, Association for the Arts in Mount Pearl (AAMP) outlined the activities planned for the week and expressed appreciation to Council for their support. Further information is available on their website – www.aamp.ca.

16-09-590 City's Website – Redesign

Councillor Ledwell announced that the City's website has been redesigned to give residents, businesses and visitors a better online experience. It provides an engaging view of news and events and offers users a streamlined experience to find information. Residents were encouraged to register their e-mails to receive timely news as it relates to facility closures, public notices, garbage schedule changes and more.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

CORPORATE & COMMUNITY SERVICES COMMITTEE

16-09-591 Invoices for Approval

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT the following invoices be approved for payment:

1.	Afonso Group Limited (Prep & install sewer liner 19 Blossom)	\$ 5,060.00
2.	Bae-Newplan Group (2016 Bridge Inspection Program)	\$ 9,006.23
3.	Campbell's Ship Supplies (Clothing issue)	\$ 5,629.50
4.	CAN-AM Platforms & Construction Ltd (Admiralty House Annex Upgrades CP#4)	\$ 110,072.25
5.	City of St. John's (Water Consumption August 2016)	\$ 316,368.98
6.	City of St. John's (Robin Hood Bay Landfill August 2016)	\$ 42,750.01
7.	City of St. John's (City's Share of St. John's Regional Fire Dept July)	\$ 414,296.05
8.	City of St. John's (City's Share of St. John's Regional Fire Dept August)	\$ 414,296.05
9.	DMG Consulting Limited (Street Upgrading Commonwealth/Sunrise)	\$ 25,129.51
10.	Electronic Centre (Surveillance Camera Replacement)	\$ 5,893.75
11.	Harbourside Transportation Consultants (Traffic light controller and detection assessment)	\$ 23,235.75
12.	Harvey & Company Limited (Parts for equipment - unit 728)	\$ 6,825.42
13.	Infinity Construction Ltd. (Smallwood Drive Sidewalks PP#4)	\$ 34,513.18
14.	Infinity Construction Ltd. (Street Upgrading CP2 Municipal Ave PP#3)	\$ 207,806.20
15.	Kirkland, Balsom & Associates (Appraisals for 7 properties Topsail Road)	\$ 9,200.00
16.	Lateral Innovations (RFID Software Updates & Extended Warranties)	\$ 24,860.00
17.	Opus International Consultants (Canada) Ltd. (Asset Management Ph2)	\$ 33,877.57

18.	Public Sector Digest Inc. (CityWide Software Support & License Renewal - Asset management software)	\$ 5,044.68
19.	Redwood Construction Ltd. (St. David's Park Redevelopment PP#5)	\$ 590,317.49
20.	St. John's Transportation Commission (Metrobus Services August 2016)	\$ 100,169.53
21.	Stafford's Welding Ltd. (Labour & supplies for pedestrian bridges Park Ave)	\$ 40,940.00
22.	Stantec Consulting Ltd. (2012 Street Upgrading CP#3)	\$ 6,987.77
23.	Steward McKelvey (Legal Services)	\$ 5,744.11
24.	The Telegram (Preparing and Postage Tax Bills)	\$ 9,728.94
25.	Toromont CAT (Component for equipment part rebuild Unit 631)	\$ 6,147.54
26.	Toromont CAT (Parts for equipment rebuilt Unit 634)	\$ 7,782.94
27.	Tract Consulting Inc. (St. David's Park Redevelopment)	\$ 8,324.56
28.	Municipalities Newfoundland & Labrador (Support for Eastern Night 2016 Conference)	\$ 5,000.00
		\$2,475,008.01

Question called. Motion carried unanimously.

16-09-592 Professional Development and Training - Councillor Tessier
 Canadian Waste to Resource Conference 2016

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for Councillor Tessier to attend the Canadian Waste to Resource Conference 2016 in Toronto from November 8-10, 2016.

Question called. Motion carried unanimously.

16-09-593 Powers Pond Summer 2016 – Program Stats

Council was advised that the Powers Pond program was overall very successful as a result of extended hours and increased promotion.

16-09-594 Community Services Event Update

An update on the events (Canada Day, City Days, Movie in the Park and Day Camp) held throughout the summer was provided.

16-09-595 Baseball Canada 13U National Atlantic Championship

Councillor Ledwell provided some highlights of the Baseball Canada 13U National Atlantic Championships hosted by Mount Pearl Minor Baseball. Congratulations were extended to all the players and appreciation to all involved in organizing the event.

16-09-596 Campia Gymnastics

Councillor Ledwell advised of the ribbon cutting ceremony for the new gymnastics facility – home to Campia. Appreciation was extended to staff as well as the MHA's for their support.

16-09-597 School Zone Traffic

For the information of the public, the Municipal Enforcement Officers and RNC continue to patrol the school zones. Drivers were reminded to be mindful of the speed zones.

16-09-598 Operating Dirt Bikes – City Trails

For the information of the public, the Municipal Enforcement Officers are monitoring the trails to address the operation of dirt bikes. It was noted that a \$500 fine has been issued to date.

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

16-09-599 Clean Water and Wastewater Fund
Project#17-CWWF-1700118, Sewer Separation

Motion – Councillor Aker/Councillor Stoyles

RESOLVED THAT approval be granted for the Mayor and CAO to execute an agreement for the Government of Canada's 'Clean Water and Wastewater Fund'.

Question called. Motion carried unanimously.

16-09-600 Request for Change Order Approvals - Reid Centre Interior Renovations

Motion – Councillor Aker/Councillor Stoyles

RESOLVED THAT the following change order for the Reid Centre Interior Renovations contract be approved:

RCO #	Description	Value (HST Excluded)
	<i>Original Contract Base Price</i>	\$1,069,313.27
	Contract Cash Allowances	
	<i>To Cover Costs for unforeseen site Conditions</i>	\$10,000.00
	<i>For Mechanical and Electrical Work in kitchen 119 renovations</i>	\$10,000.00
	<i>For Sanitary Drain repairs</i>	\$50,000.00
	<i>Original Contract Price Subtotal + Cash Allowances</i>	\$1,139,313.28
	Cash Allowance	
	(Same as previous COTW update)	
	Subtotal	\$55,987.26
	<i>Estimates for Upcoming Changes Covered by Cash Allowance</i>	
	(Same As Previous COTW update)	
	<i>Estimates for Upcoming Changes Subtotal</i>	\$11,990.00
	<i>Subtotal of Change Orders (HST Excluded)</i>	\$67,977.26
	<i>Subtotal of Contract Cash Allowance(HST Excluded)</i>	\$70,000.00
	<i>Contract Cash Allowance Remaining (HST Excluded)</i>	\$2,022.74
	Revised Contract Subtotal Price Due to Cash Allowance items (HST Excluded)	\$0.00
RCO #	Description	Value (HST Excluded)
RCO#8R1	To supply and install a new hand wash sink and soap dispenser to be placed in the Reid Centre kitchen. Requirement from Environmental Health Officer review Service NL.	\$3,912.34
RCO # 7 (NEW)	To supply and install 8 new grilles for HVAC ductwork in the gym and main lobby areas. Ductwork diameter was reduced from design to accommodate air flow.	\$1,382.30
RCO11R1 (NEW)	To supply and install materials and labour to complete replacement of the existing Reid Centre Energy Management and Control System (EMCS) system with a new EMCS system and to update the Summit Centre Alerton Control system to control new controls installed in the existing Reid Centre.	21,151.77
	Revised Contract Subtotal Price + Cash Allowances (HST Excluded)	\$1,165,759.69

Question called. Motion carried unanimously.

16-09-601 Request for Change Order Approval – St. David's Park Redevelopment (Change Order Update)

Motion – Councillor Aker/Councillor Stoyles

RESOLVED THAT the following change order for the St. David's Park Redevelopment contract be approved:

RCO #	Description	Value (HST Included)
	<i>Original Contract Price</i>	<i>\$2,209,065.00</i>
CO1	Additional Reinforcing for Flag Pole Bases (Previously Authorized)	\$312.82
CO2	Not approved by Engineering Services	\$0
CO3	Not Approved by Engineering Services	\$0
CO4	Not Approved by Engineering Services	\$0
CO5	Compass Rose Concrete Base – change required to mitigate settlement due to unsuitable material in subgrade (Previously Authorized \$5,731.18 – <u>actual work same</u>).	\$5,731.18
CO6	Addition of one riser to Pavilion Stairs (NEW) – Authorized by Engineering Services.	\$867.85
CO7	Addition of Class B, geotextile membrane, and class A to 750mm on either side of concrete walkway subgrade areas throughout park to mitigate settlement (Previously Authorized \$39,078.00 – <u>actual work \$39,769.65</u>).	<i>Difference</i> \$691.65
CO8	Rock excavation at pole base locations 6, 7, 9 and 15 (Previously Authorized \$6,000.00 – <u>actual work \$3,475.19</u>).	<i>Difference</i> ((\$2,524.81))
CO9	Changes to Memorial Plaza per discussions with Legion (New propeller and pole to mount propeller) (NEW) – Authorized by Engineering Services.	\$6,595.16
CO10	Changes to circular entrance plaza to accommodate NLP/Bell Aliant pole conflict (NEW) – Authorized by Engineering Services.	\$3,308.30
CO11	Credit Associated with removal of the street excavation on Ruth Avenue and manhole installation that was removed from scope. (Due to storm drainage being rerouted under the new tennis courts) (NEW) – Authorized by Engineering Services.	(\$6,017.37)
CO12	The Pavilion area and Chess Board area - excavate and remove all unsuitable material (i.e. organics, debris, etc.) and replaced with rock fill and other suitable material to ensure a satisfactory foundation. (Previously Authorized \$34,000.00 – <u>actual work \$52,784.41</u>).	<i>Difference</i> \$18,784.41
CO13	Time and Material Charge for Car Wreck removal that was located within the St. David's Park Drainage swale location. (NEW) – Authorized by Engineering Services.	\$3,071.39

	<i>Total Change Orders</i>	\$109,898.58
	Revised Contract Price	\$2,318,963.58

Question called. Motion carried unanimously.

16-09-602 Contract Recommendation – Equipment Float TP-16-029

Motion – Councillor Aker/Councillor Stoyles

RESOLVED THAT approval be granted to award the contract for an Equipment Float (Trailer) to the lowest qualified bidder, Atlantic Powertrain, for the bid amount of \$39,295.50 (HST included).

Question called. Motion carried unanimously.

16-09-603 Clarification for Change Order #4 – Reid Centre Interior Renovations

Following a question raised at the last public council meeting, the following update was provided:

RCO #	Description	Value (HST Excluded)
CO4 (NEW)	<p>Original Tender outlined vertical paint lines in the gym that followed the columns. Community Services Requested that the paint lines be changed to be horizontal paint lines. (Client Requested Change)</p> <p>The tender did not outline a new rubber base for the gym area. Since the walls are being repainted a new base would be required. (design omission)</p> <p>Additionally, in the youth centre the floor that was called for in the tender was not the floor material that Community Services preferred. Community Services requested that the floor type be changed to an Armstrong type flooring. (Client Requested Change)</p>	\$9,152.73

16-09-604 Project Updates

Updates on various projects ongoing throughout the city were presented. It was confirmed that communication with the user groups is ongoing with respect to the re-opening of the Reid Centre.

16-09-605 Public Works Maintenance Updates

Maintenance updates were provided on roads, fleet, parks and UTM.

PLANNING AND DEVELOPMENT COMMITTEE

16-09-606 Front Yard Landscaping
 22 Senate Crescent

Motion – Councillor Walsh/Councillor Ledwell

RESOLVED THAT the option as presented by the property owners of 22 Senate Crescent, to achieve an overall increase in the front yard landscaping to 48.2% of the front yard area, be approved pursuant to Section 6.19.3 (b) of the Mount Pearl Development Regulations.

The option requested by the property owner involves increasing the sodded area around the planter box area by 11.5 m², which would increase the landscaped area from the current 44.2% to 48.2% of the front yard area.

Question called. Motion carried unanimously.

16-09-607 Commissioner's Report
 Mount Pearl Municipal Plan 2010 Amendment No. 17, 2016 and
 Development Regulations 2010 Amendment No. 52, 2016
 (Pearlgate Recreation Area Amendments)

Motion – Councillor Walsh/Councillor Ledwell

RESOLVED THAT the Municipal Plan 2010 Amendment No. 17, 2016 and Development Regulations 2010 Amendment No. 52, 2016, (Pearlgate Recreation Area Amendment), be approved as recommended by the Commissioner.

Question called. Motion carried unanimously.

16-09-608 Dan Penney Holdings Inc. – New Automotive Sales Building
 25 Corey King Drive

Motion – Councillor Walsh/Councillor Ledwell

RESOLVED THAT an application for the construction of an automotive sales building at 25 Corey King Drive be approved and a development permit issued subject to the following conditions:

1. a joint access agreement being signed by the owner of 25 Corey King Drive and 27 Corey King Drive acknowledging access to 25 Corey King Drive via 27;
2. St. John's Regional Fire Department conditions;
3. Fire Commissioner's Office approval and/or conditions;
4. City Inspection Service's conditions;
5. City Engineering Services conditions and the applicant servicing the proposed building in the manner that's required; and

6. the development meeting Mount Pearl Development Regulations 2010.

Question called. Motion carried unanimously.

16-09-609 Relocation of Residential Dwelling
1 ½ Wyatt Boulevard

Motion – Councillor Walsh/Councillor Ledwell

RESOLVED THAT a new Development Permit be issued to the property owner to relocate an existing dwelling to 1 ½ Wyatt Boulevard, and that all the conditions of the previous Development Permit apply to the new Development Permit.

Discussion: Concern was expressed with the delay in moving forward with this development, noting that this is the second extension to the original permit issued in August 2013. It was noted that there were always options if there is ultimately a lack of development. It was also indicated that the proponent had initiated a move very recently but logistically it was not possible to meet all the conditions in that time frame and staff was not inclined to rush the process at that time. The proponent is aware that Council would like this development finished.

Question called. Motion carried unanimously.

16-09-610 Commercial Space Inventory
Draft Report for 2016

The Commercial Space Inventory Report for 2016 was presented for the information of Council and the public.

16-09-611 Electric Charging Stations
Status Report

As of the end of May 2016, all four electric charging stations were in place and ready to be powered on. Only the dual unit attached to the Reid Centre was unavailable due to the construction taking place in the immediate area of the unit. Signage has been installed and will remain covered until the spaces are available to electric vehicles only. Green painting of the associated parking stalls has been completed for the units at City Hall and the Glacier; however, the unit space at the Reid Centre will not be painted until the renovations in that area have been completed. Further information and details will be available when all charging units are ready for public use.

16-09-612 TD Tree Planting Day - Saturday, September 10, 2016
Hosted by Partnership of TD Friends of the Environment Foundation,
Conservation Corps NL, and the City of Mount Pearl

An update on the TD Tree Planting Day, held on September 10, was provided. Appreciation was extended to all involved. The success of the community

gardens project was also referenced. It was noted that the event is held at this time of year in recognition of National Tree Day (September 21).

16-09-613 Development Permits

Motion – Councillor Walsh/Councillor Ledwell

RESOLVED THAT development permits issued for the period of September 6 - 16, 2016 be approved as presented.

Question called. Motion carried unanimously.

16-09-614 Building Permits

Motion – Councillor Walsh/Councillor Ledwell

RESOLVED THAT building permits issued for the period of September 6 - 16, 2016, showing a total construction value of \$968,700.00, be approved as presented.

Question called. Motion carried unanimously.

NEW BUSINESS

16-09-615 Campia – Open House

Councillor Stoyles advised that Campia will be holding an Open House on September 24 showcasing the new facility. Special guests include gymnast Ellie Black. Appreciation was extended to the many volunteers involved and she referenced their “Fill the Pit” fundraiser.

16-09-616 Reid Music

Councillor Stoyles advised in addition to celebrating their 25th anniversary in business, Reid Music has expanded and opened a piano and keyboard showroom. The contribution by Reid Music to the community was acknowledged with appreciation.

16-09-617 Beekeeping Forum

Councillor Walsh advised of a beekeeping forum being held on September 21 at 7:00 pm, Park Place, to explore the viability of beekeeping in an urban context. Specialists in the field will be in attendance to provide information and answer questions.

16-09-618 Water River Cleanup

Councillor Aker provided information on efforts led by the Waterford Valley Rotary Club along with participation by City staff, community organizations, Conservation Corps (Green Team Program) to clean up and improve the health of the Waterford River. The involvement by the Town of Paradise and City of St. John's was also referenced. Appreciation was extended to all involved.

16-09-619 Richard Levandier Softball Field (Team Gushue)

Councillor Aker advised of problems with the turf on the Richard Levandier Softball Field and requested staff to investigate the matter in consultation with the league executive.

16-09-620 Mount Pearl Soccer Association

Councillor Aker extended congratulations to the Soccer Association on a successful season which concluded on Super Soccer Saturday.

16-09-621 Congratulations – Chef Roary MacPherson

Councillor Ledwell extended congratulations to Chef Roary MacPherson who recently won top prize (\$10,000) on the Chopped Canada television show.

16-09-622 Association for the Arts in Mount Pearl (AAMP)

Councillor Ledwell encouraged all residents to support the Arts Week activities. Further details are available on their website at www.aamp.ca.

16-09-623 ROV Competition

Deputy Mayor Locke extended congratulations to students from Mount Pearl Senior High and O'Donel High Schools who participated in the Marine Advanced Technology Education (M.A.T.E.) competition and highlighted their amazing results.

16-09-624 Banning Plastic Bags

Deputy Mayor Locke discussed the issue of banning plastic bags and requested the matter be referred to the applicable council committee for further consideration and subsequent report.

ADJOURNMENT

There being no further business, the meeting adjourned at 6:00 pm on a motion by Councillor Aker.

Chairperson

Deputy City Clerk