



**PUBLIC COUNCIL MEETING MINUTES
September 23, 2014**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on September 23, 2014 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.

14-09-625 Adoption of Agenda

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

14-09-626 Adoption of Minutes

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT the minutes of the public meeting held on September 9, 2014 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

BUSINESS ARISING

14-09-627 Water Consumption Data

Council was provided information on the percentage (ranging from 24% in 2011 to 29% in 2014 to date) that Mount Pearl is drawing down from Bay Bulls (St. John's not taking from Petty Harbour yet – will be in spring 2015). When St. John's starts using Petty Harbour that percentage is expected to increase to 35%. Clarification on water consumption was requested to determine if residents are using more water since being asked to conserve over the past 4 – 5 years.

14-09-628 Dog Park

Council was advised that crushed stone has been placed under the gate to the small dog section of the park to prevent dogs from getting out. It was noted that asphalt wasn't a suitable solution as it could cause problems during the winter months.

14-09-629 Speed Monitoring Signs

Council was advised that municipal enforcement officers have collected some data from the speed radar signs. This past week officers have been in unmarked vehicles in several locations along Michener Avenue with the speed radar gun to collect further baseline data. It appears 85% of the population is abiding by the posted speed limits. Staff will continue to monitor and ticket speeding vehicles. A more comprehensive report will be provided to council at a later date.

ACTION REPORT

The action report was accepted as presented.

PROCLAMATIONS/PRESENTATIONS

14-09-630 National Family Week

Mayor Simms signed a proclamation declaring October 6 – 12, 2014 as National Family Week in the City of Mount Pearl.

Catherine Fagan, Catholic Women's League, Mary Queen of the World Parish, was in attendance and spoke on the purpose of National Family Week as well as the planned activities.

14-09-631 Fire Prevention Week

Mayor Simms signed a proclamation declaring October 5 – 11, 2014 as Fire Prevention Week in the City of Mount Pearl.

In attendance for the signing were Captain Mike Maher and Superintendent Robert Fowler.

Captain Maher advised of the various activities planned for the week and encouraged residents to participate.

14-09-632 Metrobus/VOCM Cares Thanksgiving Food Drive Week

Mayor Simms signed a proclamation declaring October 5 – 11, 2014 as the Metrobus/VOCM Cares Thanksgiving Food Drive Week in the City of Mount Pearl.

Mr. Eg Walters of the Community Food Sharing Association, as well as Sherry Evans from Metrobus and Kelly Reid, VOCM Cares Foundation, were in attendance. Appreciation was expressed to staff and residents for supporting this project.

CORRESPONDENCE

14-09-633 Department of Municipal & Intergovernmental Affairs

A letter was presented from Minister Dan Crummell acknowledging the City's request for an amendment to the St. John's Urban Region Regional Plan to accommodate development above the 190m contour in the vicinity of Kenmount Hill. Approval was granted for the City to proceed with the process to amend the Municipal Plan & Development Regulations as requested.

14-09-634 Department of Municipal & Intergovernmental Affairs

A letter was presented from Minister Dan Crummell regarding the Department's plans for an Amendment to the St. John's Urban Regional Plan, 1976. The proposed amendment would bring municipal plans and the regional plan into alignment and reflect the current municipal planning status of the Northeast Avalon Region communities. The steps to amend the Plan were outlined. Referred to staff for follow up and action.

COMMITTEE REPORTS

COMMUNITY SERVICES COMMITTEE REPORT

14-09-635 Oktoberfest Craft Fair
Reid Community Centre, October 13, 2014

The public was advised that the annual Oktoberfest Craft Fair will be held on Thanksgiving Day, Monday, October 13, from 10:00am to 4:00pm at the Reid Community Centre. Further details are available on the City's website.

14-09-636 Electronic Sign Tender Award
Summit Centre

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT approval be granted to award the tender for the supply of an electronic sign for the Summit Centre to the lowest qualified bidder, E.C. Boone Limited, in the amount of \$104,725.57 (HST included).

Question called. Motion carried with Councillor Stoyles abstaining from voting due to a conflict of interest.

CORPORATE SERVICES COMMITTEE

14-09-637 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 for August)	\$ 391,971.61
2.	City of St. John's (Water Consumption for July 4)	\$ 419,811.22
3.	Metrobus Transit (August)	\$ 105,933.45
4.	Clean River Recycling Solutions (Recycling Station)	\$ 15,612.08
5.	Clearaway Contracting Limited (Street Line Painting)	\$ 285,347.60
6.	Electronic Centre (Video Surveillance – Summit Centre - Exterior)	\$ 16,075.38

7.	Electronic Centre (Video Surveillance – Summit Centre - Interior)	\$ 14,975.89
8.	Kelloway Construction Ltd. (Repairs to Baseball Hut)	\$ 18,362.50
9.	Kelloway Construction Ltd. (Cleaning)	\$ 18,456.63
10.	Lighting & Traffic Systems Ltd. (Traffic Signal Maintenance/Labor/Materials)	\$ 15,080.62
11.	Marco Services Ltd. (Progress Payment No.27 (Holdback Release))	\$ 3,309,803.78
12.	Mitchell Farms Inc. (Mulch for Landscaping)	\$ 8,588.00
13.	Modern Paving Limited (2013 Street Upgrading CP2 Progress Claim No.3)	\$ 275,642.24
14.	Newfoundland HVAC (Maintenance & Service Contract)	\$ 7,925.01
15.	Russell's Land Design (Landscaping – Summit Centre)	\$ 9,209.50
16.	Transcontinental Print (Fall Activity Guide)	\$ 8,387.92
17.	Xylem Canada Company (Supply/Install SCADA Ready OMRON PLC Controller)	\$ 10,177.06
18.	Xylem Canada Company (Service Repairs to Flygt 3127 Pump & Materials)	\$ 5,618.90
	Total	\$ 4,936,979.39

Question called. Motion carried unanimously.

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

14-09-638 Tender – 2012 Street Upgrading CP3 (Second Street & Winsor Place)

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT approval be granted to award the tender for the 2012 Street Upgrading Project (CP3) to the lowest qualified bidder, Weir's Construction Limited, in the amount of \$1,692,898.20 (HST included).

Question called. Motion carried unanimously.

14-09-639 Tender – 2011 Street Upgrading CP4 (Third Street & Wilcox Place)

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT approval be granted to award the tender for the 2011 Street Upgrading Project (CP4) to the lowest qualified bidder, Modern Paving Ltd., in the amount of \$2,344,289.53 (HST included).

Question called. Motion carried unanimously.

14-09-640 Building Canada Fund Agreement

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT approval be granted for the Mayor and Chief Administrative Officer to execute the Building Canada Fund Agreement representing the City's application for street improvements (Princeton Crescent and Pumphrey Avenue).

Cost Sharing & Proposed Cash Flows identified as follows:

Total Project Cost	Cost Less GST Rebate	Maximum Federal Contribution	Maximum Provincial Contribution	Municipal Contribution
\$1,400,000	\$1,338,053	\$446,018	\$490,619	\$401,416

Question called. Motion carried unanimously.

14-09-641 Tender – Traffic Control Services

Motion – Councillor Walsh/Deputy Mayor Locke

RESOLVED THAT approval be granted to award the tender for traffic control services to the lowest qualified bidder, FYB Holdings Limited, in the amount of \$100,315.75 (HST included).

Question called. Motion carried unanimously.

14-09-642 Summit Centre

An update on the Summit Centre was provided.

14-09-643 Summer Activity Report

An update on work being 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. It was asked that the number of playgrounds left to be completed be provided to Council.

PLANNING AND DEVELOPMENT COMMITTEE

14-09-644 Moffatt Road Subdivision Development – Phase 3
Subdivision Development Agreement for Signature and Execution

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT approval be granted for the Mayor and Chief Administrative Officer to sign the Moffatt Road Subdivision Development Agreement for Phase 3 on behalf of the City Council of Mount Pearl.

Discussion: It was reiterated that Phases 1, 2 and 3 are to be completed prior to Council considering moving forward with Phase 4 of the development.

Question called. Motion carried unanimously.

14-09-645 Advertisements - Citizen Alert Program

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT approval be granted to promote the citizen alert program through radio advertisements at a cost of \$3,556.00 (plus HST).

Question called. Motion carried unanimously.

14-09-646 Development Permits

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT development permits issued for the period of August 25 – September 5, 2014 be accepted as presented.

Question called. Motion carried unanimously.

14-09-647 Building Permits

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT building permits issued for the period of August 24 – September 5, 2014, showing a total construction value of \$2,270,590.00, be approved as presented.

Question called. Motion carried unanimously.

14-09-648 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 Mount Pearl Development Regulations as follows:

a) In section 3, under Subsection 3.3 Use Zones, Special Zones,

Add the following to the list of zones and abbreviations immediately after the Conservation Use Zone:

<u>Use Zone</u>	<u>Abbreviations</u>
Comprehensive Development Area (Kenmount Hill)	CDA (Kenmount Hill)

b) In Section 11, under Special Zones add immediately after the Conservation Use Zone, the following new use zone with permitted uses and conditions:

11.28 Comprehensive Development Area (Kenmount Hill)	CDA (Kenmount Hill)
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2. Amend the land use zoning map as follows:

Rezone land on Kenmount Hill from “Rural (Rural)” to “Comprehensive Development Area – Kenmount Hill CDA (Kenmount Road)”.

The purpose of this amendment is to rezone those lands in the Kenmount Hill area of Mount Pearl currently zoned as Rural and located above the 190 m contour to “Comprehensive Development Area – Kenmount Hill” to signal Council’s

intention to encourage the development of these lands for a range of urban purposes subject to the approval of further detailed rezoning of the lands, with such rezoning to be subject to ensuring that adequate municipal services are in place to accommodate any proposed urbanization of these lands.

REGIONAL SERVICES & ENVIRONMENT COMMITTEE

14-09-649 World Rivers Day

World Rivers Day is a global event celebrating rivers in Canada and around the world. It highlights the many values of our rivers, strives to increase public awareness and encourages the improved stewardship of all rivers.

On September 28th the Rotary Club of Waterford Valley will be sponsoring its second World Rivers Day event focusing on the Waterford River. By raising the profile of the Waterford River and its environmental, recreational and aesthetic importance, the Rotary Club hopes to motivate all stakeholders to take an active role in the restoration, preservation and enhancement of this valuable natural public asset. The public is invited to visit the Bowring Park Lodge (11:00 am to 4:00 pm) to view displays and informational material related to the Waterford River system. People were reminded not to put anything in catch basins as they're connected directly to our rivers.

TRANSPORTATION & PUBLIC SAFETY COMMITTEE

14-09-650 Running Event - Turkey Tea Timex 10k Sunday, October 12, 2014

The public was advised of a running event to be held on October 12, 2014 (start time 8:00 AM) in accordance with the route presented. Representatives with St. John Ambulance, Rovers Search & Rescue and the City's Municipal Enforcement Division will provide assistance.

NEW BUSINESS

14-09-651 Traffic Lights – Sequence

Deputy Mayor Locke asked that the traffic light sequence at Topsail Road/Commonwealth Avenue as well as Topsail Road/Thomas Byrne Drive be checked as it's been reported that the turning signal is activated regardless of traffic in that lane. He also suggested consideration be given to having lights in flash mode overnight when traffic was very low.

14-09-652 Landscaping – Trees

Deputy Mayor Locke requested clarification on the type of tree that is needed to meet the landscaping requirements (for new homes). He suggested that the Planning & Development Committee consider guidelines that would restrict trees that grow very tall in locations that would damage infrastructure.

14-09-653 Northeast Avalon Joint Council (NEAJC)

Councillor Stoyles advised that the NEAJC will be meeting on October 15, 2014 in Bay Bulls.

14-09-654 Speed Monitors

Councillor Tessier reiterated that speeding vehicles would be ticketed.

14-09-655 TD Tree Days

Councillor Aker commented on the success of the TD Tree Days initiative held on September 21. Appreciation was extended to all involved.

14-09-656 Mount Pearl-Paradise Chamber of Commerce – Business Trade Show

Councillor Aker advised of the Trade Show scheduled for tomorrow, September 24, at the Reid Community Centre and encouraged the business community to attend.

14-09-657 Arts Week – Association for the Arts in Mount Pearl

Councillor Ledwell extended congratulations to AAMP on a very successful Arts Week.

14-09-658 Municipalities Newfoundland & Labrador (MNL) – Board Meeting

Mayor Simms noted that he and Councillor Stoyles attended an MNL Board meeting this past weekend. Discussions included preparation for the upcoming convention as well as the final fiscal framework proposal for the Provincial Government.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:30 pm on a motion by Councillor Tessier and seconded by Councillor Aker.

Chairperson

Deputy City Clerk