

**PUBLIC COUNCIL MEETING MINUTES**  
**September 9, 2014**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on September 9, 2014 at 4:15 pm.

MEMBERS PRESENT

Mayor Randy Simms  
Deputy Mayor Jim Locke <sup>(1)</sup>  
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

<sup>(1)</sup> Deputy Mayor Locke arrived when noted.

**Mayor Simms chaired the meeting.**

14-09-589     Adoption of Agenda

Motion – Councillor Ledwell/Councillor Tessier

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

14-09-590     Adoption of Minutes

Motion – Councillor Stoyles/Councillor Walsh

RESOLVED THAT the minutes of the public meeting held on August 26, 2014 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.

**Deputy Mayor Locke arrived at 4:25 pm.**

## PROCLAMATIONS/PRESENTATIONS

### 14-09-591 Sexual Violence Awareness Week Proclamation

Mayor Simms signed a proclamation declaring September 15 – 19, 2014 as Sexual Violence Awareness Week in the City of Mount Pearl.

Janet Lee, Crisis Support Coordinator, NL Sexual Assault Crisis & Prevention Centre, was in attendance and expanded upon the focus of Sexual Violence Awareness Week as well as the planned activities.

### 14-09-592 Arthritis Awareness Month

Mayor Simms signed a proclamation declaring September as Arthritis Awareness Month in the City of Mount Pearl.

Steve Keats, Executive Director, Arthritis Society, was in attendance and provided information on the disease as well as activities planned during the month.

### 14-09-593 Mount Pearl Arts Week Proclamation

Mayor Simms signed a proclamation declaring the week of September 13 – 20, 2014 as Arts Week in the City of Mount Pearl.

Christine Hennebury, Chairperson, Association for the Arts in Mount Pearl, as well as Co-Chair, Cindy Hall, were in attendance and 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](http://www.aamp.ca).

## CORRESPONDENCE

None was presented.

COMMITTEE REPORTS

COMMUNITY SERVICES COMMITTEE REPORT

14-09-594     Arts Week  
Association for the Arts in Mount Pearl  
Kenmount Park Centre, September 13, 2014

It was noted that information on Arts Week activities had been presented during the proclamation signing. Further details are available on their website [www.aamp.ca](http://www.aamp.ca).

CORPORATE SERVICES COMMITTEE

14-09-595     Request for Proposals (RFP) - Award  
Multi-Function Printer/ Copier/ Scanners (MFP)

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT the RFP for the replacement of the multi-function printer/copier/scanner at the Glacier, Sport Alliance and Infrastructure & Public Works Department be awarded to Pinnacle Office Solutions as follows:

Glacier	monthly lease \$125.00
Sport Alliance	monthly lease \$125.00
Infrastructure & Public Works	monthly lease \$403.82

Discussion: It was noted that only one proposal was received and it met all minimum specifications. The new lease results in a reduction of approximately \$165/month.

Question called. Motion carried unanimously.

14-09-596     Professional Development & Training  
Councillor Stoyles

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for Councillor Stoyles to attend the Athletic Business Conference & Expo 2014 taking place in Orlando, FL from November 12-15, 2014.

Question called. Motion carried unanimously.

14-09-597 Invoices for Approval

Motion – Councillor Aker/Councillor Tessier

RESOLVED THAT the following invoices be approved for payment:

1.	City of St. John's (Regional Fire - September)	\$ 358,925.08
2.	Metrobus Transit (Bus Service - July)	\$ 102,621.10
3.	Public Sector Digest Inc. (Citywide Capital Planning Analysis License Renewal)	\$ 5,068.05
	Total	\$ 466,614.23

Question called. Motion carried unanimously.

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

14-09-598 Summit Centre

An update on the Summit Centre was provided.

14-09-599 Summer Activity Report

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

PLANNING AND DEVELOPMENT COMMITTEE

14-09-600 Karwood Contracting  
Proposed Condominium Apartment Building  
166 Park Avenue

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT an application for the three-storey, 48-unit condominium apartment building at 166 Park Avenue be approved and a development permit be issued subject to the requirements of all external authorities and the City.

Discussion: It was acknowledged that there is a storm and sewer surcharge issue in the immediate area which the City is in the process of addressing. As an interim

measure, the development may require some form of on-site treatment until the sanitary sewer capacity issues are addressed. The proponent has indicated that should municipal services not be available, temporary on site treatment can be provided until such time as services are upgraded.

Question called. Motion carried unanimously.

14-09-601 Hennebury Engineering (NF Marine Safety Systems)  
Building Extension – Update of Existing Joint Access Agreement  
8 Kyle Avenue

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT a development permit be issued to Hennebury Engineering (on behalf of NF Marine Safety Systems) to construct a building extension with a floor area of 335 m<sup>2</sup> (3606 sq. ft.) to the west (rear) elevation of the existing building at 8 Kyle Avenue to accommodate a Light Industry (workshop) Use subject to the following conditions:

1. submission of a revised site plan illustrating landscaping, paving and curbing to the rear wall of the proposed building extension, and all other items previously requested as per the Site and Services Bulletin;
2. in the revised plans, the applicant to provide information as required by the Engineering Services Division for their review and approval prior to the issuance of a building permit;
3. the joint access agreement to be revised to reflect the tractor trailer turnaround movement on the abutting property;
4. submission of a completed Landscaping Cost Estimate form for approval; the refundable landscaping deposit is required to be submitted based on the approved estimated cost of landscaping;
5. the proposal is required to meet all Regional Fire Department requirements; this commentary to be received by the City and copied to applicant prior to the issuance of any Building Permits;
6. City Inspector's conditions; and
7. the development meeting Mount Pearl Development Regulations 2010.

Question called. Motion carried unanimously.

14-09-602 Proposed Mount Pearl Development Regulations 2010 Amendment No. 40, 2014  
Changeable Message Sign Amendment

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT the Mount Pearl Development Regulations 2010 Amendment No. 40, 2014 be adopted and submitted to the Department of Municipal and Intergovernmental Affairs for registration.

Discussion: The purpose of the amendment is to regulate the brightness of changeable message signs in order to minimize, especially at night: distractions to drivers, safety hazards, nuisance to residents, and negative effects on the look, character, and quality of areas visible to the public. Property owners for existing signs would be advised of the new requirements, and some of these signs already have the technology to make minor adjustments to comply with the proposed new requirements. Signs not easily adjusted to comply with the new requirements but were installed with a permit and met the regulations at that time would be permitted to remain in place unless there was a complaint or a safety concern.

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

14-09-603     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.

14-09-604     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.

14-09-605     Rescinding of Order  
Country Ribbon Inc., 1273 Topsail Road

Motion – Councillor Ledwell/Councillor Walsh

RESOLVED THAT approval be granted to rescind the above noted order as the outstanding matters have been completed or resolved to the satisfaction of the City.

Question called. Motion carried unanimously.

## REGIONAL SERVICES & ENVIRONMENT COMMITTEE

14-09-606 TD Canada Bank – Hosted by Conservation Corps NL (CCNL)  
Tree Planting Initiative – Sunday, September 21, 2014

The public was advised of a tree planting initiative - TD Tree Days that provides TD employees, their families and friends, and members of the community the opportunity to volunteer in the communities where they live and work, and to demonstrate their commitment to forest stewardship. The event will be coordinated by the Conservation Corps and with the City's assistance, held on Sunday, September 21, 2014 starting at 9:00 AM – rain or shine! The site selected is the Mount Carson Terrace Phase 4 detention pond area and Donovan Homes will provide \$6,000 towards the event representing their commitment to the development.

14-09-607 Water Levels – Bay Bulls Big Pond

The most recent report shows that the water level at Bay Bulls Big Pond is increasing, however, even with all the rain, water levels are not rebounding quickly. Discussion ensued regarding the level of demand on Bay Bulls Big Pond and it was requested that data in terms of consumption be obtained.

## TRANSPORTATION & PUBLIC SAFETY COMMITTEE

14-09-608 Running Event (Huffin Puffin Road Race) – September 21, 2014

The public was advised of a running event to be held on September 21, 2014 (start time 7:30 AM) in accordance with the route presented. Representatives with St. John Ambulance, the Royal Newfoundland Constabulary and the City's Municipal Enforcement Division will provide assistance.

14-09-609 School Zone  
Safety Checks

The public was advised that the City's Municipal Enforcement Division and the Royal Newfoundland Constabulary will be conducting school zone safety checks (commenced September 8) targeting speeders in and around the school zones.

## NEW BUSINESS

14-09-610 Speeding Vehicles

Deputy Mayor Locke commented on the perception that a significant number of drivers travel faster than the posted speed limit. He requested that data on speeds be compiled and provided to Council.

14-09-611 Sidewalks – Smallwood Drive

Deputy Mayor Locke noted that the sidewalk along sections of Smallwood Drive is considerably cracked and questioned the life cycle and whether the use of the large snowblowers caused some of the damage. It was indicated that sidewalks should last 20 – 30 years if a proper inspection and a good design were undertaken at the time of installation. In the meantime, this sidewalk has been identified for repairs and will be included in the 2015 budget submission for consideration by Council.

14-09-612 Dog Park

Deputy Mayor Locke advised of a request for a modification under the gate to the small dog section of the park to prevent small dogs from digging under the gate and getting out. Referred to staff for review.

Mayor Simms further requested consideration be given to maintaining the dog park during the winter months.

14-09-613 Renaming – Upper Smallwood Soccer Field

Members of council spoke of the renaming of the Upper Smallwood Soccer Field to the Ed Moyst Soccer Field in recognition of Mr. Moyst's contribution to the introduction and continuation of soccer, as well as other sports, in Mount Pearl.

14-09-614 Northeast Avalon Joint Council (NEAJC)

Councillor Stoyles advised that the meetings of the NEAJC would be resuming starting September 17 in the Town of Torbay.

14-09-615 Out of the Box Art Program

Councillor Stoyles noted that the painting of the traffic boxes has commenced and are very well done. Anyone interested in painting a box is asked to contact the Community Services Department (Garry Fraser) for further information.

14-09-616 Condolences – Bridie Lawlor

Councillor Stoyles extended condolences to the family of Bridie Lawlor who was a long time resident of Mount Pearl.

14-09-617 Dodge City – Fence

Councillor Walsh advised of a complaint regarding the condition of the fence on the Dodge City property. Issue referred to staff for follow up.



14-09-618     Stopping for Emergency Vehicles

Councillor Tessier reminded residents that it is the law to yield to emergency vehicles.

14-09-619     Traffic Lights

Councillor Aker requested that the traffic lights at Richard Nolan Drive/Old Placentia Road as well as Richard Nolan Drive/Commonwealth Avenue be checked with respect to their sequence. Referred to staff for follow up.

14-09-620     Mount Pearl-Paradise Chamber of Commerce

Councillor Ledwell advised that the Chamber will be holding a Business Expo on September 24 at the Reid Community Centre. Approximately 36 businesses have registered and he encouraged others to register as well.

14-09-621     Federation of Canadian Municipalities (FCM) – Board Meeting

Mayor Simms provided an update of the FCM Board meeting noting that agenda items included discussions on investing in Canada's home towns, affordable housing and funding for research and implementation of new wastewater technologies. Further information will be tabled as it becomes available.

14-09-622     Racing with the Reverend – Announcement & Celebration

Mayor Simms advised that Reverend David Burrows and his team will be holding an event on Wednesday, September 10, 2014, (starting at 3:00 pm) at St. David's field. He noted that representatives from the Icecaps/Williams Family Foundation will be making a donation. The overall event is to raise awareness and funding for the Autism Society NL.

14-09-623     Urban Municipalities Committee (UMC)

Mayor Simms advised that the UMC will be meeting September 12 – 13 in St. John's and discussions will include the continuation of their collaborative approach to local economic development.

14-09-624     Citizen ALERT Program

Mayor Simms commented on the Citizen ALERT program launched today's date and encouraged everyone to sign up. This system will give immediate and advanced warning of emergency situations and service interruptions affecting the City of Mount Pearl.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:45 pm on a motion by Deputy Mayor Locke and seconded by Councillor Aker.

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Chairperson

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Deputy City Clerk