



**PUBLIC COUNCIL MEETING MINUTES
December 19, 2017**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on December 19, 2017 at 4:30 pm.

MEMBERS PRESENT

Mayor Dave Aker
Deputy Mayor Jim Locke
Councillor Lucy Stoyles
Councillor Andrew Ledwell
Councillor Isabelle Fry
Councillor Andrea Power
Councillor Bill Antle

STAFF PRESENT

Steve Kent, CAO
Jason Silver, Director, Corporate Services
Jason Collins, Director, Community Services
Gerry Antle, Director, Infrastructure & Public Works
Peter Howe, Director, Planning & Development
Mona Lewis, City Clerk

Mayor Aker chaired the meeting.

17-12-648 Adoption of Agenda

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

17-12-649 Adoption of Minutes

Motion – Deputy Mayor Locke/Councillor Antle

RESOLVED THAT the minutes of the public meeting held on December 5, 2017 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

BUSINESS ARISING

17-12-650 Lights – Trailway

An update on repairs to the lights located on trails was provided, noting that of the 50 lights that had not been working, 42 have been repaired. There is a wiring issue with respect to a light on the Sunrise Avenue trail, however, NF Power is working on it. It was noted that the City's relationship with NF Power is positive and they've done great work to ensure the matter was addressed.

ACTION REPORT

The action report was accepted as presented.

PROCLAMATIONS/PRESENTATIONS

None presented.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

17-12-651 Change Order - Ross King Library Parking Lot – Extra Material Testing

Motion – Deputy Mayor Locke/Councillor Fry

RESOLVED THAT the following change order for the Ross King Library Parking Lot contract be approved:

RCO #	Description	Value (HST Included)
	Original Contract Price + Contract Allowances	\$278,897.63
CO 6	Extra Materials Testing (concrete, asphalt, granular)	\$12,487.86
	Total Change Orders	\$12,487.86
CO's 1 - 5	Previously Approved Change Orders	\$9,379.06
	Revised Contract Price (HST Excluded)	\$300,764.55

Question called. Motion carried unanimously.

17-12-652 Contract Award – Supply and Delivery of Snowplow Parts TP-17-029

Motion – Deputy Mayor Locke/Councillor Fry

RESOLVED THAT the contract for the supply and delivery of snowplow parts be awarded to the lowest, qualified bidder, Nortrax Canada Inc., in the bid amount of \$35,848.37 (HST included).

Question called. Motion carried unanimously.

17-12-653 Public Works Maintenance Updates

An update on public works maintenance activities was provided. Council discussed snow clearing operations that occurred during and following the recent storm. It was noted that all available equipment was in operation during the storm but some did break down which wasn't unusual during the first storm of the season. It was also noted that there new operators (9); the City has responded to inquiries received and every effort is being undertaken to ensure snow clearing operations meet residents' expectations.

17-12-654 Project Updates

An update on various ongoing projects was presented.

PLANNING AND DEVELOPMENT COMMITTEE

17-12-655 Proposed Subdivision of Land (2 Parcels)
Cos Ltd. - 900 Topsail Road

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT an application by Cos Ltd. to subdivide a 2.535 hectare parcel of land from the 31.002 hectare remainder of the subject property at 900 Topsail Road be approved and a Subdivision Development Permit be issued subject to the conditions outlined in the Committee report dated December 13, 2017.

Question called. Motion carried unanimously.

17-12-656 Notice of Motion
Mount Pearl Development Regulations 2010

Councillor Stoyles 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, she would, at a regular meeting of Council, move an amendment to the Mount Pearl Development Regulations 2010 that, if enacted, will:

1. Under Section 12, amend Map 1 – Land Use Zoning Map, rezoning an area of land 3,364 square metres in size, located on the corner east of Mount

Carson Avenue and north of Dunrobin Street, from Residential – Medium Density (RMD) to Apartment (APT).

2. Under Section 12, amend Map 1 – Land Use Zoning Map, rezoning an area of land 116.5 square metres in size, located north of an existing open space area, east of the existing Finlaystone Drive / Dunrobin Street intersection, from Open Space (OS) to Residential – Medium Density (RMD).
3. Under Section 12, amend Map 1 – Land Use Zoning Map, rezoning an area of land 116.4 square metres in size, located south of an existing open space area, east of the existing Finlaystone Drive / Dunrobin Street intersection, from Residential – Medium Density (RMD) to Open Space (OS).

The purpose of this amendment is to provide Council with the authority to consider an application for a proposed apartment building for a property located east of Mount Carson Avenue and north of Dunrobin Street, and to also undertake a mapping correction to modify the Open Space (OS) boundary for the existing open space located east of the Finlaystone Drive / Dunrobin Street intersection to coincide with existing property boundaries in the area.

17-12-657 Notice of Motion
Mount Pearl Development Regulations 2010

Councillor Stoyles 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, she would, at a regular meeting of Council, move an amendment to Schedule A of the Mount Pearl Traffic Regulations, 2014 that, if enacted, will:

In Schedule A, Items 22 (a) and (b), amend the fine amount from "\$400" to "\$700" for the following offences:

- (a) Parked within a designated mobility impaired parking space with no permit; and
- (b) Parking within a designated mobility impaired parking space and failing to display permit.

The purpose of this proposed amendment is to increase the City's fines for these offences to the maximum amount to be in line with the increased Provincial fines "of not less than \$400 and not more than \$700" as per the Designated Mobility Impaired Parking Regulations (Amendment) under the *Highway Traffic Act, RSNL 1990*, Chapter H-3, (O.C. 2017-325) as published in the Newfoundland and Labrador Gazette on November 3, 2017, that "come into force 2 months after their publication in the *Gazette*.", which will be January 3, 2018.

17-12-658 Development Permits

Motion – Councillor Stoyles/Councillor Antle

RESOLVED THAT development permits issued for the period of December 4 - 15, 2017 be approved.

Question called. Motion carried unanimously.

17-12-659 Building Permits

Motion – Councillor Stoyles/Councillor Antle

RESOLVED THAT building permits issued for the period of December 4 - 15, 2017, showing a total construction value of \$931,400.00, be approved.

Question called. Motion carried unanimously.

CORPORATE & COMMUNITY SERVICES COMMITTEE

17-12-660 Invoices for Approval

Motion – Councillor Power/Councillor Ledwell

RESOLVED THAT the following invoices be approved for payment:

1.	Avalon Coal Salt & Oil (Road Salt)	\$ 43,110.20
2.	Avalon Coal Salt & Oil (Road Salt)	\$ 140,798.65
3.	Bae-Newplan Group (Prof Svcs Period Ended Sept 27/17 Bleachers)	\$ 5,714.93
4.	Bae-Newplan Group (Prof Svcs Reid Centre Reno Period Ended Oct/16)	\$ 20,074.52
5.	Bae-Newplan Group Prof Svcs Reid Centre Reno Period Ended May 25/16)	\$ 19,722.46
6.	Bae-Newplan Group (Prof Svcs Reid Centre Reno Period Ended July 27/16)	\$ 11,304.85

7.	Bae-Newplan Group (Prof Svcs Reid Centre Reno Period Ended Sept 21/16)	\$ 18,893.93
8.	Bae-Newplan Group (Prof Svcs Reid Centre Reno Period ended June 22/16)	\$ 11,169.95
9.	Bae-Newplan Group (Prof Svcs Street Upgrading Period Ended Oct 25/17)	\$ 18,141.32
10.	Benson Buffett In Trust (Moffatt Road/Kenmount Road Intersection)	\$ 305,000.00
11.	CIMCO Refrigeration (Glacier Arena Upgrades to Refrigeration)	\$ 88,396.20
12.	City of St. John 's (City's Share of SJFD Dec/17)	\$ 410,340.00
13.	City of St. John's (Robin Hood Bay Landfill Nov/17)	\$ 42,918.60
14.	Clearaway Contracting Limited (2017 Street Markings)	\$ 102,371.83
15.	Clearaway Contracting Limited (2017 Traffic Lines to Parking Lot Area)	\$ 22,991.96
16.	Crane Supply (Manhole Frames & Covers)	\$ 8,687.10
17.	Eastern Contracting Limited (Summit Balcony Rail Enhancement)	\$ 14,097.67
18.	Fairview Investments Limited (Commonwealth Ave Upgrades Claim#2)	\$ 640,875.46
19.	FYB Holdings Ltd (Repairs to Light Fixtures at Library/Summit)	\$ 5,381.78
21.	Jewer Bailey Consultants Limited (Depot Ventilation Intake Snow Screens-Eng. Fees)	\$ 7,866.00
22.	Jewer Bailey Consultants Limited (Eng Fees - Glacier Elevator Upgrade)	\$ 6,210.00
23.	JMJ Construction (Library Roofing & Parking Lot Paving PP#4)	\$ 42,040.47
24.	Keep Cool Refrigeration & A/C Ltd. (HVAC Service Contract Payment)	\$ 7,942.66

25.	Kelloway Construction Ltd (Cleaning Svcs - Various Locations Nov/17)	\$ 31,013.55
26.	Kelloway Construction Ltd (Cleaning Svcs - Various Locations Oct/17)	\$ 31,013.55
27.	Madsen Diesel & Turbine Inc (Unit 599 Turbo & Actuator)	\$ 6,417.00
28.	Madsen Diesel & Turbine Inc (Annual Preventative Maint CAT Generator - Depot)	\$ 5,060.00
29.	Mount Pearl Seniors Independence Group (2017 Fall 60+ Fitness Revenue)	\$ 8,837.00
30.	MVT Canadian Bus Inc (Para Transit/Go Bus Oct/17)	\$ 58,018.37
31.	Newfoundland Design Associates Limited (Team Gushue Park Facility Improvements)	\$ 33,114.83
32.	Over Cs Machining & Manufacturing (Unit 626 Major Cab/Body/Frame Repairs)	\$ 18,239.00
33.	Royal Freightliner Limited (Unit 506 Repairs & Upgrades)	\$ 8,439.99
34.	St. John's Transportation Commission (Metrobus Services for Nov/17)	\$ 95,500.50
35.	Trenchless Solutions Inc. (Watermain Spray Lining Harnum Cres)	\$ 89,041.96
36.	Valero Energy Inc (Diesel Fuel - Depot)	\$ 9,886.33
37.	Valero Energy Inc (Diesel Fuel - Depot)	\$ 9,086.06
38.	Valero Energy Inc (Gasoline - Depot)	\$ 14,132.99
		\$ 2,411,851.67

Question called. Motion carried unanimously.

17-12-661 Payment Register

The payment register from November 30 – December 14, 2017, totalling \$5,290,694.60, was presented.

17-12-662 Family First Night Celebrations, December 31, 2017
Summit Centre & Glacier Arena

For the information of the public, on December 31 from 10:30 am to 12:45 pm, there will be a free public swim.

The annual First Night skate celebrations will take place at the Glacier Arena from 4:00 to 6:00 pm.

17-12-663 Christmas Hours
Mount Pearl Summit Centre, Gloria Pearson Centre and Glacier Arena

The hours for the Christmas season for the recreational facilities were presented and are also available on the City website.

2018 Budget Presentation

Councillor Ledwell provided an overview of the budget process and plans for 2018.

17-12-664 2018 Tax Rates

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT the City of Mount Pearl, in accordance with *The City of Mount Pearl Act*, establish the following tax rates for the 2018 taxation year:

Property Tax – Residential (Minimum \$200/yr)	7.0 mils
Property Tax – Commercial (Minimum \$250/yr)	12.0 mils
Automated Waste Collection Fee	\$20 per annum per bin (maximum 2 bins per house)
Water/Wastewater Fee - Residential	\$600 per unit
Water/Wastewater Fee - Commercial (Minimum \$600)	2.3 mils
Commercial Water Rate	
0 - 100,000 gallons	No additional charge
100,000 - 20 million gallons	\$6.00 per thousand
Over 20 million gallons	\$5.50 per thousand
School Boards – Water/Wastewater Fee	\$11.00 per student
Provincial Government Buildings – Water/Wastewater Fee	6.00 mils
General Commercial	17.5 mils

Banks & Financial Institutions	77.5 mils
Bulk Storage – Oil Companies	39.4 mils
Large Department Stores	20.9 mils
Oil and Gas Service Industry	20.9 mils
Professional Operations	24 mils
All businesses subject to taxation under the Taxation of Utilities & Cable Television Companies Act and Commercial establishments without a fixed place of business within the City.	2.5% of annual gross revenue

Question called. Motion carried unanimously.

17-12-665 2017 Rates & Fees

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT the City of Mount Pearl, in accordance with *The City of Mount Pearl Act*, approve the presented Schedule of Rates & Fees, to take effect January 1, 2018.

Question called. Motion carried unanimously.

17-12-666 Interest Rate

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT the City of Mount Pearl, in accordance with *The City of Mount Pearl Act*, approve an annual rate of interest of 10% to be levied on all past due taxes and accounts receivable.

Question called. Motion carried unanimously.

17-12-667 Revenues and Expenditures

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT the City of Mount Pearl, in accordance with *The City of Mount Pearl Act*, approve the 2018 Budget with operating Revenues and Expenditures totalling \$58,200,000.00.

Question called. Motion carried unanimously.

NEW BUSINESS

17-12-668 2018 Budget

The efforts of members of Council and senior staff in preparing this year's budget were acknowledged with appreciation. Council noted that a priority of this budget was to get back to basics, focusing on the most important municipal programs and services. Council will remain committed to ensuring a healthy, safe and sustainable community. This is a status quo budget, one that is prudent, focused and fiscally responsible.

17-12-669 Snow Clearing Regulations

Deputy Mayor Locke reminded residents that it was against regulations to shovel, plow, or blow any snow from a driveway or parking lot onto streets, carriage ways or sidewalks.

17-12-670 Graduation Ceremony – Mount Pearl Senior High & O'Donel High Schools

Deputy Mayor Locke extended congratulations to the students of Mount Pearl Senior High who will be receiving their high school diploma at a ceremony scheduled for this evening. Congratulations were also extended to O'Donel High students whose ceremony was held in November.

17-12-671 Reminder to Drivers

Deputy Mayor Locke reminded drivers to be aware of increased pedestrian traffic during the Christmas school break.

17-12-672 Season's Greetings

Members of Council extended season's greetings to residents as well as staff and acknowledged their efforts with much appreciation.

17-12-673 Northeast Avalon Joint Council (NEAJC)

Councillor Stoyles congratulated Councillor Antle on his election as Vice President of the NEAJC.

17-12-674 Canada Post

Councillor Stoyles advised that she continues to receive complaints from residents regarding the community mailboxes. She requested that a meeting be arranged with Canada Post officials in January to discuss such issues as frozen locks, snow removal, and damage to property because of snow removal.

17-12-675 Kinette Club – Turkey Drive

Councillor Stoyles advised that the Kinette Club held a successful “turkey drive” whereby 150 turkeys were collected for the St. Vincent de Paul food banks.

17-12-676 St. Vincent de Paul

Councillor Ledwell advised that the St. Vincent de Paul organization delivered over 260 food hampers to families in need.

17-12-677 Youth Action Team

Councillor Fry extended congratulations to members of the Youth Action Team who held an “open mic night” recently.

17-12-678 Community Events

Members of Council commented on the many Christmas events organized by community groups and extended appreciation to all involved.

17-12-679 Blue Zone Parking

Councillor Fry reminded drivers to be mindful and respectful of accessible parking spaces.

17-12-680 Budget, Snow Clearing, and Merry Christmas

Councillor Power commented on the budget process, the many community events she attended, snow clearing operations and extended Merry Christmas to residents and staff.

17-12-681 Condolences – Dyer Family

Councillor Antle extended condolences to the family and friends of Shirley Dyer-Green.

17-12-682 Condolences – Delaney Family

Councillor Antle extended condolences to Blair Delaney (Facilities Manager) and his family on the passing of his mother, Minnie.

17-12-683 Northeast Avalon Joint Council (NEAJC)

Councillor Antle highlighted issues the NEAJC will be addressing, noting that their next meeting is on January 10 in Mount Pearl.

Mayor Aker extended a Merry Christmas to residents as well as appreciation to members of council and senior staff.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:35 PM on a motion by Councillor Power and seconded by Councillor Fry.

Chairperson

City Clerk