

PUBLIC COUNCIL MEETING MINUTES
July 9, 2019

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on July 9, 2019 at 4:30 pm.

MEMBERS PRESENT

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

STAFF PRESENT

Steve Kent, CAO
Jason Silver, Director of Corporate Services
Gerry Antle, Director of Infrastructure and Public Works
Jason Collins, Director of Community Development
Mona Lewis, City Clerk

MEMBERS ABSENT

Deputy Mayor Jim Locke

Mayor Aker chaired the meeting.

19-07-474 Adoption of Agenda

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

19-07-475 Adoption of Minutes

Motion – Councillor Power/Councillor Fry

RESOLVED THAT the minutes of the public meeting held on June 25, 2019 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

BUSINESS ARISING

19-07-476 Canada Post

Councillor Stoyles provided an update on her communication with a Canada Post official regarding specific community mailbox sites. She noted that contrary to her previous statement that she'd had no response, the official had responded but she had not received his email.

ACTION REPORT

The action report was accepted as presented.

PROCLAMATIONS/PRESENTATIONS

19-07-477 O'Donel High School – Robotics Team

Council welcomed Russell Corbett, Nick Philpott and Isaac O'Rielly, members of the O'Donel High Robotics Team, who participated in the international competition in Tennessee. Congratulations were extended to the team on their success. Congratulations were also extended to team member, Michael Chislett, who received the MVP Award.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

PLANNING AND DEVELOPMENT COMMITTEE

19-07-478 Proposed Amendments to the Mount Pearl Animal Control Regulations Regulating Keeping of Cats and Dogs, Other Domestic Pets, and Livestock

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT the following amendments to the Animal Control Regulations be approved:

1. under Section 2 – Definitions – add definitions for “domestic pet”, “livestock”, “nuisance animal or domestic pet”; amend definitions for “nuisance”;
2. throughout the Regulations, make necessary edits to change any current references to “animal” to “cat” or “dog” for those selected references that specifically apply only to cats or dogs;
3. insert a new title – “Livestock and Domestic Pets”, add a new Section 3 clause regarding livestock, and add a new Section 4 regarding domestic pets;

4. delete previously numbered Section 15 regarding that animals found damaging or destroying private property may be seized by the injuriously affected person or persons and held for collection by the animal control officer;
5. add a new Section 17 regarding that the City may refuse to permit the keeping of any animal or domestic pet that it considers offensive or likely to create a public nuisance or health hazard or is perceived as causing a threat to public safety;
6. amend re-numbered Section 23, previously Section 21 regarding steps to take when an animal is seriously injured or diseased;
7. throughout the Regulations, make any secondary/grammatical edits required to effectively incorporate the changes described under 1, 2, and 3 above; and
8. throughout the Regulations, make any other correction/formatting required edits that may be identified, i.e. typos, and which do not alter any intent of the current Regulations.

Discussion: The purpose of the proposed City of Mount Pearl Animal Control Regulations Amendment is to provide Council with the authority to regulate the keeping of cats and dogs, domestic pets (other than cats and dogs), and livestock within the City, in a manner to:

- include domestic pets (other than cats and dogs) and livestock in the regulations;
- bring the regulations up to date with current information, terminology, and accepted practices,
- be reflective of the City's current organizational structure without altering intent of the current regulations, and
- correct minor errors, clarify phrasing, and improve formatting without altering intent of the current regulations.

Question called. Motion carried unanimously.

19-07-479 Order Issued – 20 Bannister Street (Ratification)

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT the order issued to the property owner of 20 Bannister Street for several deficiencies be ratified.

Question called. Motion carried unanimously.

19-07-480 Development Permit List

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT the development permits issued for the period of June 24 – July 5, 2019 be approved as presented.

Question called. Motion carried unanimously.

19-07-481 Building Permit and Occupancy Permit Lists

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT building permits issued for the period of June 25 – July 5, 2019, showing a total construction value of \$741,000.00, be approved AND FURTHER THAT the occupancy permit list be accepted as presented.

Question called. Motion carried unanimously.

INFRASTRUCTURE AND PUBLIC WORKS

19-07-482 Tender - Seven (7) Three Quarter Ton Crew Cab 4x4 Pickup Trucks (TP-19-022)

Motion – Councillor Fry/Councillor Stoyles

RESOLVED THAT approval be granted to award the contract for seven (7) three quarter ton crew cab 4x4 pickup trucks (TP-19-022) to the lowest qualified bidder, Royal Garage, for the bid amount of \$365,635.14 (HST included).

Question called. Motion carried unanimously.

19-07-483 Tender - One (1) New or Used Four Wheel Drive Diesel Utility Vehicle (TP-19019)

Motion – Councillor Fry/Councillor Stoyles

RESOLVED THAT approval be granted to award the contract for one (1) new or used four-wheel drive diesel utility vehicle (TP-19-019) to the sole bidder, NL Kubota, for a bid amount of \$33,454.65 (HST included).

Question called. Motion carried unanimously.

19-07-484 Request for Approval of Change Orders 1, 2 and 3
 Fourth Street Construction CPR18002

Motion – Councillor Fry/Councillor Stoyles

RESOLVED THAT the following change orders for the Fourth Street construction project be approved:

CO#1	Increase sidewalk thickness from 100 mm to 125 mm	\$32,320.75
CO#2	Change all manhole frames and covers to Mueller adjustable manhole frames and covers	\$13,901.09
CO#3	Installation of (6) tactile plates to all Fourth Street/Ruth Avenue controlled intersection accessible ramps.	\$ 1,185.00
Total NEW Change Orders		\$47,406.84

Discussion: It was noted that these items are now considered standard and will be included in future contracts.

Question called. Motion carried unanimously.

19-07-485 Tender – Street Upgrading Project – Glendale Avenue, Bradley Place
 Phase 1(CPR18005)

Motion – Councillor Fry/Councillor Stoyles

RESOLVED THAT approval be granted to award the contract for CPR18005 Street Upgrading Glendale Avenue, Bradley Place Phase 1, to Dexter Construction Company Limited for the bid amount of \$3,583,615.91 (HST included).

Question called. Motion carried unanimously.

19-07-486 Request for Construction Change Order Approval (RCO) #'s 1, 2, 3
 CPR18029 Dog Park Parking Lot Paving

Motion – Councillor Fry/Councillor Stoyles

RESOLVED THAT the following change orders for the Dog Park parking lot paving contract be approved:

Request for Change Order # (RCO#)	Description	Value (HST Included)
	Original Construction Contract Price	\$48,662.94
01	Adjustment of quantities to increase parking lot area.	\$3,372.03
02	Increase of 'Class A' quantities to include a temporary parking area for vehicles.	\$4,496.50

03	Addition of a manhole frame and cover to existing sanitary manhole.	\$1,725.00
	Current Contract Value	\$58,256.47

Question called. Motion carried unanimously.

19-07-487 Public Works Update

An update on public works operations was presented.

- Tweedsmuir Place – tender to line water main to be called shortly. Flushing will continue in the interim to maintain clear water.
- Mount Carson Avenue – pedestrian activated crosswalk lights are activated.
- Moffatt Road/Topsail Road Traffic Signal – when design/shop drawings are finalized, poles will be ordered. Not anticipating a delay in delivery; monitoring closely.

19-07-488 Capital Works Update

An update on upcoming capital works projects was presented.

CORPORATE AND COMMUNITY SERVICES

19-07-489 Invoices for Approval

Motion – Councillor Power/Councillor Ledwell

RESOLVED THAT the following invoices be approved for payment:

1.	Coastline Specialties Limited (2019 Playground Replacement TP-19-011)	\$ 45,747.00
2.	Black & McDonald (CPR18016 Progress Application #1)	\$ 40,458.56
3.	Public Sector Partners for Progress (Non-Profit) (Invoice #1 CPR19009 Asset Management Project)	\$ 24,307.55
4.	CIMCO Refrigeration (Heat Pump Maintenance)	\$ 65,871.18
5.	Grand Concourse Authority (T'Rail Resurfacing Claim #1)	\$ 78,972.48
6.	Provincial Woodproducts Limited (Sauna Repairs)	\$ 5,207.34
7.	CIMCO Refrigeration (Manufacturer Training Program)	\$ 7,265.70
8.	BioMaxx WasteWater Solutions (NL) Inc (Sanitary Sewer Smoke Testing 2019)	\$ 8,625.00
9.	Vigilant Management Inc (Street Upgrading - Fourth Street)	\$ 14,603.97
10.	Bill Spurrell (New Netting for Softball Field)	\$ 15,456.00

11.	United Rentals Canada Inc (Genie & Scissor Lift Training)	\$ 9,660.00
12.	Grand Concourse Authority (Centennial Street Upgrades – resurfacing benches, receptacles, work expanded to cover more of square, Claim #1)	\$ 21,493.32
13.	Kelloway Construction Ltd (Facility Cleaning June 2019)	\$ 31,013.55
14.	Halifax Seed Company (Maintenance/Repairs for Baseball Field)	\$ 7,052.95
	TOTAL	\$ 375,734.60

Question called. Motion carried unanimously.

19-07-490 Payment Register

The payment register for the period of June 24 – July 9, 2019, totalling \$4,388,319.66, was accepted.

19-07-491 Professional Development and Training – Mayor Aker
International Economic Development Council (IEDC)

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT approval be granted, in accordance with the Professional Development and Training Policy, for Mayor Aker to participate in the following IEDC education courses:

Course	Date	Location
Neighborhood Development Strategies	September 19 – 20, 2019	Baltimore, MD
Economic Development Marketing and Attraction	November 7 – 8, 2019	Toronto, ON

Question called. Motion carried unanimously.

19-07-492 Urban Municipalities Committee (UMC) – Mayor and CAO
Meetings – Labrador City

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT approval be granted, in accordance with the Professional Development and Training Policy, for Mayor Aker and CAO Kent to attend the UMC meetings being held in Labrador City, August 16 – 17, 2019.

Question called. Motion carried unanimously.

19-07-493 Professional Development and Training – Director of Community Development Canadian Parks and Task Group Conference – Quebec City

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT approval be granted, in accordance with the Professional Development and Training Policy, for the Director of Community Development to attend the Canadian Parks/Task Force Conference in Quebec City from October 5 - 11, 2019.

Question called. Motion carried unanimously.

19-07-494 Professional Development and Training – CAO Annual Conference of the Economic Developers Association

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT approval be granted, in accordance with the Professional Development and Training Policy, for the CAO to attend the 51st Annual Conference of the Economic Developers Association of Canada from September 20 - 25, 2019, in Edmonton.

Question called. Motion carried unanimously.

19-07-495 Business Tax Exemption – Parkdale Manor

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT approval be granted to exempt 2019 business taxes, in the amount of \$4,998.00, for Parkdale Manor in accordance with the policy for charitable and non-profit organizations.

Question called. Motion carried unanimously.

NEW BUSINESS

19-07-496 City Days

Councillor Fry, along with other members of Council, encouraged residents to attend the upcoming City Days' activities taking place July 18 – 21. Further details are available on the City website.

19-07-497 Pride Parade

Councillor Fry spoke of the Pride Parade scheduled for Sunday, July 14, in St. John's.

19-07-498 The Great Canadian Dollar Store

Councillor Fry welcomed The Great Canadian Dollar Store, 7 Commonwealth Avenue, to the City.

19-07-499 Mount Pearl Marlins

Councillor Power extended congratulations to the Marlins who participated in the 2019 Ken Dunn Nova Scotia Provincial Swimming Championships and on the conclusion of a very successful season.

19-07-500 Memorial Day and Canada Day Activities

Councillor Power and other members of Council commented on the Memorial Day and Canada Day activities. Appreciation was extended to the Royal Canadian Legion members and staff for organizing the well-attended events.

19-07-501 Mount Pearl-Paradise Chamber of Commerce

Councillor Antle referenced the Chamber's recent luncheon at which the guest speaker was John Norman, the Chief Operating Officer of Bonavista Living and Bonavista Creative.

19-07-502 Reminder – Pet Owners

Councillor Antle reminded users of the trail system to clean up after their pets.

19-07-503 Waterford River Valley Campground

Councillor Antle spoke on the Waterford River Valley Campground located off Topsail Road currently under construction in an area that was already zoned as Commercial Mixed. He noted that no amendments were required to accommodate the campground. Permits have been issued for the current level of construction and staff are working closely with the developer to monitor the development.

Councillor Stoyles suggested that residents near the campground could have been informed even though it was not required.

19-07-504 Sport Alliance – Chase the Ace Fundraiser

Councillors Ledwell and Stoyles encouraged the public to support the fundraiser that started on July 8 at the Soccer Hut.

19-07-505 Conway and Friends Concert

Councillor Stoyles advised of a fundraiser being held on July 27, St. Peter's Parish Hall, in support of the Conway Family musical group's participation in an event in Sweden.

19-07-506 Citizen of the Year

Councillor Stoyles advised that the Citizen of the Year will be named during the *Best in Mount Pearl* awards ceremony on July 18. The award continues to be sponsored by the Kinsmen Club of Mount Pearl in partnership with the City.

19-07-507 Condolences – Johnston Family

Councillor Stoyles extended condolences to the family and friends of the former Chief of Police, Robert Johnston (a former resident).

19-07-508 Condolences – Gordon Family

Mayor Aker extended condolences to the family and friends of Roger Gordon.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:40 pm on a motion by Councillor Power and seconded by Councillor Antle.

Chairperson

City Clerk