

PUBLIC COUNCIL MEETING MINUTES

October 1, 2019

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on October 1, 2019 at 4:30 pm.

MEMBERS PRESENT

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

Councillor Isabelle Fry

Mayor Aker chaired the meeting.

19-10-667 Adoption of Agenda

Motion – Deputy Mayor Locke/Councillor Power

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

19-10-668 Adoption of Minutes

Motion – Councillor Antle/Councillor Ledwell

RESOLVED THAT the minutes of the public meeting held on September 17, 2019 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.

PROCLAMATIONS/PRESENTATIONS

19-10-669 International Day of Older Persons

Mayor Aker signed a proclamation declaring October 1 as the International Day of Older Persons in the City of Mount Pearl. Theresa Cook, a member of the Congress of Union Retirees, was in attendance and spoke on the significance of the proclamation.

19-10-670 Fire Prevention Week

Mayor Aker signed a proclamation declaring October 6 - 12 as Fire Prevention Week in the City of Mount Pearl. Inspector Cara Parady and Platoon Chief Dean Foley were in attendance. They spoke on the significance of the proclamation and planned events.

19-10-671 Metrobus/VOCM Cares Thanksgiving Food Drive Week

Mayor Aker signed a proclamation declaring October 4 - 14, 2019 as Metrobus/VOCM Cares Thanksgiving Food Drive Week in the City of Mount Pearl. Ed Grouchy and Georgina Short, VOCM Cares Foundation were in attendance. They spoke on the significance of the proclamation.

19-10-672 Economic Development

Councillor Stoyles commented on CAO Kent's continuing education efforts advising that he recently completed the Certificate in Economic Development Program through the University of Waterloo as well as the Economic Developers Association of Canada (EDAC) Professional Certificate Program. On behalf of Council, she presented him with these certificates.

Councillor Stoyles also acknowledged the City's Economic Development team who were in attendance and advised that the City was recently recognized by EDAC with the receipt of three national marketing awards and the EDAC Cup. Congratulations and appreciation were extended to all.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

INFRASTRUCTURE AND PUBLIC WORKS

PLANNING AND DEVELOPMENT COMMITTEE

- 19-10-673 Proposed Mount Pearl Municipal Plan 2010 Amendment No. 23, 2019, and Mount Pearl Development Regulations 2010 Amendment No. 69, 2019 7 Greenwood Crescent Rezoning Amendment

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT the Public Commissioner's report as submitted to Council be approved, and Municipal Plan 2010 Amendment No. 23, 2019 and Mount Pearl Development Regulations 2010 Amendment No. 69, 2019, 7 Greenwood Crescent Rezoning Amendment, be approved and submitted to the Department of Municipal Affairs and Environment for registration.

Discussion: Councillor Stoyles advised that traffic concerns expressed by area residents were related to the Team Gushue Highway more so than this development.

Question called. Motion carried unanimously.

- 19-10-674 Proposed Mount Pearl Municipal Plan 2010 Amendment No. 22, 2019, and Mount Pearl Development Regulations 2010 Amendment No. 68, 2019 165-179 Commonwealth Avenue Rezoning Amendment

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT the Public Commissioner's report as submitted to Council be approved, and Municipal Plan 2010 Amendment No. 22, 2019 and Mount Pearl Development Regulations 2010 Amendment No. 68, 2019, 165-179 Commonwealth Avenue Rezoning Amendment, be approved and submitted to the Department of Municipal Affairs and Environment for registration.

Question called. Motion carried unanimously.

- 19-10-675 20 Champlain Crescent – Discretionary Use Proposed Family Child Care Use

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT an application from the property owner of 20 Champlain Crescent to operate a family child care use within the existing single detached dwelling at 20 Champlain Crescent be approved and a Development Permit be issued subject to the applicable conditions outlined in the Planning and Development Committee report dated September 17, 2019.

Question called. Motion carried unanimously.

19-10-676 Development Permit List

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT development permits issued for the period of September 16 - 27, 2019 be approved as presented.

Question called. Motion carried unanimously.

19-10-677 Building Permit and Occupancy Permit Lists

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT building permits issued for the period of September 16 - 27, 2019, showing a total construction value of \$858,000.00, be approved AND FURTHER THAT the occupancy permit list be accepted as presented.

Question called. Motion carried unanimously.

19-10-678 Order for Ratification – 84 Glencoe Drive

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT approval be granted to ratify the Cease and Desist Order issued to the property owner and business operator of RMS Pope, located at 84 Glencoe Drive, pursuant to Section 109 of the Urban and Rural Planning Act, 2000.

Question called. Motion carried unanimously.

19-10-679 Order for Ratification – 1222 Topsail Road

Motion – Councillor Antle/Councillor Stoyles

RESOLVED THAT approval be granted to ratify the Cease and Desist Order issued to the property owner and business operator of Transbec Auto Parts, located at 1222 Topsail Road, pursuant to Section 109 of the Urban and Rural Planning Act, 2000.

Question called. Motion carried unanimously.

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

19-10-680 Proposed 2019 Investing in Canada Infrastructure Program (ICIP) Application

Motion – Deputy Mayor Locke/Councillor Stoyles

RESOLVED THAT approval be granted to submit the following projects under the 2019 ICIP application:

Category: Green Infrastructure

1. Water, Sanitary/Storm Sewer, Asphalt, Curb, and Sidewalk Replacement – Spruce, Birch, Roosevelt Avenues; and Carroll Drive; and Watermain Lining Billard Avenue.
\$5.05M (high priority aged infrastructure, outside service life)
2. Water, Sanitary/Storm Sewer, Asphalt, Curb, and Sidewalk Replacement – Farrell Drive (from Holden Street to Evans Place)
\$5.1M (increased due to inflation and scope)
3. Storm Sewer, Asphalt, Curb, and Sidewalk Replacement – Olympic Drive area
\$5.1M

Category: Community, Culture and Recreation

4. New Community Centre at Team Gushue Recreation Complex
\$5M

Question called Motion carried unanimously.

19-10-681 Funding Transfers among Multi-Year Capital Works Projects
2017 – 2020 Multi-Year Capital Works

Motion – Deputy Mayor Locke/Councillor Stoyles

RESOLVED THAT the following project funding transfers within the 2017 – 2020 Multi-Year Capital Works projects be approved:

	Total Funding
Fourth Street Upgrading (top up to cover deficit)	\$585,626
Upgrade of Storm Sewer Outfall Topsail Road	\$783,000
Badcock Place Infrastructure Upgrading	\$472,000

Question called. Motion carried unanimously.

19-10-682 Storm Sewer Repair
Topsail Road Area near Mount Pearl Square

Motion – Deputy Mayor Locke/Councillor Stoyles

RESOLVED THAT approval be sought to amend the Gas Tax Funding Agreement to include storm sewer repairs on Topsail Road, near Mount Pearl Square, AND FURTHER THAT a change order, for approximately \$120,000.00, to the existing 2019 Asphalt and Concrete Services contract with Modern Paving Ltd. be approved.

Question called. Motion carried unanimously.

19-10-683 Contract Recommendation
Rear Loader Garbage Truck – TP19-036

Motion – Deputy Mayor Locke/Councillor Stoyles

RESOLVED THAT approval be granted to award the contract for a Rear Loader Garbage Truck – TP19-036, to the sole qualified bidder, Saunders Equipment Ltd., for the bid amount of \$288,132.50 (HST included).

Question called. Motion carried unanimously.

19-10-684 Contract Recommendation
4x4 Rubber Tire Backhoe – TP19-020

Motion – Deputy Mayor Locke/Councillor Stoyles

RESOLVED THAT the contract for a 4x4 Rubber Tire Backhoe – TP19-020, be awarded to the lowest qualified bidder, Madsen Construction Equipment, for the bid amount of \$181,527.50 (HST included).

Question called. Motion carried unanimously.

19-10-685 Public Works Maintenance Update

Deputy Mayor Locke provided an update on public works operations.

19-10-686 Capital Works Update

Deputy Mayor Locke provided an update on upcoming capital works projects.

CORPORATE AND COMMUNITY SERVICES

19-10-687 Invoices for Approval

Motion – Councillor Power/Councillor Ledwell

RESOLVED THAT the following invoices be approved for payment:

1.	SNL Lavalin Inc (Mechanical Room-Water Issue-Glacier)	\$ 7,049.50
2.	SNL Lavalin Inc (Mechanical Room-Water Issue-Glacier)	\$ 20,125.00
3.	Black & McDonald (Pedestrian Lights Humber/Moffatt -Progress # 3)	\$ 6,856.25
4.	BDO Canada LLP (2018 Finance Audit/Deferred Capital - Interim Bill)	\$ 21,424.50

5.	BDO Canada LLP (2018 Financial Audit - Final Bill)	\$ 7,762.50
6.	City of St. John's (Robin Hood Bay Tipping Fees - Aug)	\$ 39,572.75
7.	City of St. John's (Water Consumption August 2019)	\$ 247,436.65
8.	Clarke Dispute Resolution Inc. (Arbitration Fees)	\$ 48,544.37
9.	DMG Consulting Limited (H/R Basic Testing 13 people)	\$ 5,905.25
10.	Dulux Paints (Line Paint Supplies)	\$ 17,848.00
11.	Dexter Construction Company (Bradley/Glendale/St. David's Claim # 1)	\$ 684,068.76
12.	Dexter Construction Company (Tweedsmuir Lining Project-Trench Boxes)	\$ 6,900.00
13.	Fairview Investments Limited (Commonwealth Ave Claim #12 Holdback Release)	\$ 941,977.80
14.	Grand Concourse Authority (Forest Ave Bridge Repairs)	\$ 45,232.39
15.	Grand Concourse Authority (Centennial Square Improvements)	\$ 28,506.68
16.	Grand Concourse Authority (Design & Installation of Neighbourhood Signs)	\$ 40,000.00
17.	H.J Bartlett Electric Inc. (Glacier Elevator PP #2)	\$ 53,220.62
18.	Kelloway Construction Ltd. (September Cleaning Services)	\$ 31,013.55
19.	Keep Cool Refrigeration & AC (Replace Boiler & Fuel Tanks Park Place)	\$ 28,403.37
20.	Murray's Landscaping Services (St. David's Beautification)	\$ 9,947.50
21.	Mount Pearl Seniors Independence Group (Bus Rental - Summer Outings)	\$ 5,750.00
22.	MVT Canadian Bus Inc. (Go Bus Transit Aug 2019)	\$ 56,142.08
23.	Bell Aliant (Telephone August 2019)	\$ 5,436.42
24.	Newfoundland Design Civil Ltd (Detail Design & Tender Doc Phases 1 & 2 Bradley/Glendale/St. David's)	\$ 7,971.34

25.	Pro Circuit Electrical Inc. (Installation New Lights at Summit)	\$ 6,117.39
26.	Public Sector Partners for Progress (non-profit) (Holistic Asset Mgmt Invoice #2)	\$ 22,728.37
27.	Saunders Equipment Limited (Repairs to Unit 725)	\$ 5,032.69
28.	St. John's Transportation Commission (Metrobus Services August 2019)	\$ 105,233.04
29.	Swagger (Oktoberfest Promo Items)	\$ 7,659.00
	TOTAL	\$2,513,865.77

Question called. Motion carried unanimously.

19-10-688 Payment Register

The payment register for the period of September 19 - 27, 2019, totalling \$2,073,408.11, was accepted.

19-10-689 Professional Development and Training – Ireland Mission
 Councillor Stoyles, Councillor Antle, Councillor Fry and CAO Kent

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT approval be granted, in accordance with the Professional Development and Training Policy, for Councillors Stoyles, Antle, and Fry and the CAO Kent to attend the Ireland Mission, being held in Derry and Donegal from October 21 – 25, 2019.

Question called. Motion carried unanimously.

19-10-690 Tax Deferral – Low Income Earners

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT the following tax deferrals be approved in accordance with Council's policy for low income earners:

Account #	Amount Deferred
5946	\$5,265.37
6130	\$161.14
8939	\$4,270.56
6394	\$2,470.86

Question called. Motion carried unanimously.

19-10-691 Request for Proposals (RFP) - Donovan's Reimagination Development Plan

Motion – Councillor Ledwell/Councillor Power

RESOLVED THAT approval be granted to award the RFP for the Donovan's Reimagination Development Plan to MDB Insight at a project estimate of \$47,355 (net of HST).

Question called. Motion carried unanimously.

NEW BUSINESS

19-10-692 Memorandum of Understanding (MOU)
Royal Newfoundland Constabulary (RNC) and City of Mount Pearl

Motion – Councillor Antle/Deputy Mayor Locke

RESOLVED THAT approval be granted for the Mayor and CAO to execute a Memorandum of Understanding with the Royal Newfoundland Constabulary whereby the City will contribute \$30,000 towards the purchase and donation of four (4) fully equipped RNC police vehicles for the enhanced traffic unit.

Discussion: With the exception of Councillor Ledwell, members of Council expressed their support of the motion however the following points were presented:

- Councillor Stoyles suggested that as the RNC was under the jurisdiction of the Provincial Government, funding should be their responsibility. However, she would support the motion based on what was good for the region and to ensure the project would proceed.
- Councillor Ledwell advised he would be voting against the motion as he did not believe the expenditure to an appropriate use of City's funds and proposed the funds could be used to develop an innovative way to curb speeding.
- Councillor Power advised that the biggest complaint from residents was regarding speeding on residential streets and noted that this was an innovative approach and new idea to address the issue.
- Deputy Mayor Locke reiterated that speeding was the number one priority to address and believes residents would support the expenditure. He noted that it was a pilot project and referenced traffic calming solutions that could be implemented to address speeding.
- Councillor Antle advised that the municipal enforcement officers aren't equipped to give out speeding tickets. He advised that Chief Boland felt this was augmenting their current traffic unit rather than downloading. He noted that this was another example of regional governance.

Question called. Motion carried with Councillor Ledwell voting against the motion.

19-10-693 Association for the Arts in Mount Pearl (AAMP)

Councillor Power commented on the Arts Week events organized by AAMP. She extended congratulations to Chair Christine Hennebury and her team on a successful week.

19-10-694 Walk & Run for Stuttering Awareness and Fundraiser

Councillor Power advised she attended the above event and of the group's upcoming conference being held on November 2 at Park Place. She noted that she is now a Board Member for the Newfoundland and Labrador Stuttering Association.

19-10-695 CIBC Run for the Cure

Councillor Power advised that she would be participating in the above event taking place on October 6.

19-10-696 Chamber of Commerce – Canopy Growth Breakfast Session

Councillor Antle commented on the information presented at the above event.

19-10-697 Official Opening – Torbay Common

Councillor Antle extended congratulations to the Town of Torbay on the opening of their new community centre.

19-10-698 Community Gardens

Councillor Antle advised that staff will be contacting the current users of the community gardens to ascertain whether they plan to use the garden again in the spring.

19-10-699 St. Vincent de Paul Regional Meeting

Councillor Ledwell advised that he had the pleasure of addressing the St. Vincent de Paul volunteers at their regional meeting. He spoke on volunteerism, noting the great work the group carries out.

19-10-700 Oktoberfest Festivities

Councillor Ledwell extended congratulations and appreciation to the staff on organizing a very successful event. Councillor Stoyles noted that there were many young people in attendance.

19-10-701 Condolences

Councillor Stoyles extended condolences to the family and friends of the late Stanley Mercer.

19-10-702 Best Wishes – Jason Silver

Councillor Stoyles as well as Mayor Aker expressed appreciation to Director Silver for his service to the City and wished him well in his future endeavours.

19-10-703 Climate Strike

Deputy Mayor Locke spoke on the Climate Strike, advising that he participated in the event and how empowering it was. He acknowledged the City's green initiatives but felt there was more to be done. He noted that in addition to a green lens, the City's decisions need to consider the climate lens as well.

19-10-704 Council Standing Committees – Changes

Mayor Aker advised of the new Committee structure effective immediately as follows:

Corporate Services and Economic Development	Councillors Power and Antle
Infrastructure and Public Works	Councillors Stoyles and Ledwell
Community Development	Deputy Mayor Locke and Councillor Fry

ADJOURNMENT

There being no further business, the meeting adjourned at 6:10 pm on a motion by Councillor Stoyles and seconded by Councillor Ledwell.

Chairperson

City Clerk