

**PUBLIC COUNCIL MEETING MINUTES**  
**October 29, 2019**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on October 29, 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

MEMBERS ABSENT

Deputy Mayor Jim Locke

STAFF PRESENT

Jason Collins, Director of Community Services  
Cassie Pittman, Acting Director of Corporate Services  
Mona Lewis, City Clerk  
Glen Dollimount, Works Superintendent

STAFF ABSENT

Steve Kent, CAO  
Gerry Antle, Director of Infrastructure and Public Works

**Mayor Aker chaired the meeting.**

19-10-742     Adoption of Agenda

Motion – Councillor Ledwell/Councillor Antle

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

19-10-743     Adoption of Minutes

Motion – Councillor Stoyles/Councillor Fry

RESOLVED THAT the minutes of the public meeting held October 15, 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

19-10-744     World Town Planning Day

Mayor Aker signed a proclamation declaring November 8, 2019 as World Town Planning Day in the City of Mount Pearl. Councillor Antle spoke on the importance of planning in a municipality.

19-10-745     Presentation – Frosty Festival

Deferred.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

19-10-746     Contract Recommendation  
Roof and HVAC Unit Replacement, City Hall RFP-19-018

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT RFP-19-018 for professional consultant services for the City Hall - Roof and Heating, Ventilation, Air Conditioning (HVAC) Unit Replacement contract be awarded to Fougere Menchenton Architecture Inc. in the amount of \$25,875.00 (HST included).

It was noted that the RFP is for professional services only and does not include construction supply and installation services for this project. Construction services will be covered in a future tender.

Question called. Motion carried unanimously.

19-10-747     Contract Recommendation  
Supply and Delivery of Dual Stream Recycling Truck TP-19-035A

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT approval be granted to award TP-19-035A for the supply and delivery of a dual stream recycling truck to Saunders Equipment, for the bid amount of \$388,700.00 (HST included), which is within the available 'vehicle fleet' budget.

Question called. Motion carried unanimously.

19-10-748 Request for Construction Change Orders Approval (RCO)  
#1,2,3,4 – Street Upgrading: CP1 – Glendale Avenue, Bradley Place CPR18005

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT the following change orders for the Street Upgrading: CP1- Glendale Avenue, Bradley Place project be approved:

Request for Change Order # (RCO#)	Description	Value (HST Included)
	<i>Original Construction Contract Price</i>	\$3,465,834.00
01	Remove and replace four (4) man hole covers to meet City standard	\$10,000.00
02	Install 4 m of 250 mm diameter PVC pipe instead of 200 mm pipe. Existing pipe size was 250mm, and expected to be 200mm.	\$140.00
03	Costs for delay and maintenance that was required for the excavation and backfilling of the watermain connection at Ruth Avenue and Glendale Avenue. It was planned on September 12, 2019 but the proposed connection was not able to be completed due to existing valves unable to make the required water shutoff. The road cut was replaced with asphalt milling to provide a more suitable travel surface until the connection could be completed, and the valves corrected.	\$6,898.94
04	Costs to have leak test completed on Ruth Avenue.	\$379.50
	<i>Total New Change Orders</i>	<i>\$17,418.44</i>
	<i>Current Contract Value</i>	<i>\$3,483,252.44</i>

Question called. Motion carried unanimously.

19-10-749 Request for Contract Extension  
(One Year) – Sewer Lift Station Service TP18-037

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT approval be granted to extend the contract with Rodco Mechanical (2014) Ltd. for TP18-037 sewer lift station services contract for an additional year (November 1, 2019 – October 31, 2020) at the same rates.

Question called. Motion carried unanimously.

19-10-750 2019 Asphalt and Concrete Project  
Request to Continue Beyond October 31, 2019

Motion – Councillor Stoyles/Councillor Ledwell

RESOLVED THAT approval be granted to continue the 2019 asphalt and concrete project beyond October 31, 2019 to allow for the following work:

1. Traffic Islands – concrete reinstatement to follow the installation of new traffic poles: Ruth Avenue/Old Placentia Road, Ruth Avenue/Smallwood Drive and Merchant Drive/Richard Nolan – mid-November
2. City Hall Curbs and Brick Pavers – mid-November
3. Topsail Road Storm Sewer Replacement – late-November
4. Park Avenue Manhole Repairs – mid-November

Discussion: Council referenced last year's problems with finishing paving prior to the winter season and their resulting decision to finish paving by October 31. It was indicated that staff have assured that the above projects would be completed during the time allocated and that the long-range forecast was favourable. However, it was noted that the proposed work can be stopped if weather conditions make it necessary to do so.

Question called. Motion carried unanimously.

19-10-751 Public Works Maintenance Update

Councillor Stoyles provided an update on public works operations.

19-10-752 Capital Works Update

Councillor Stoyles provided an update on upcoming capital works projects.

CORPORATE SERVICES AND ECONOMIC DEVELOPMENT COMMITTEE

19-10-753 Invoices for Approval

Motion – Councillor Antle/Councillor Power

RESOLVED THAT the following invoices be approved for payment:

1.	Avalon Coal Salt & Oil (Road Salt - September)	\$ 118,951.86
2.	SNL Lavalin Inc (Fluid Cooler Restoration - Glacier)	\$ 54,779.91
3.	BDO Canada LLP (Financial Statements Audit Interim Billing)	\$ 15,327.20

4.	City of St. John's (Water Consumption September 2019)	\$ 223,986.47
5.	City of St. John's (Waste Water Flow - July, Aug & Sept)	\$ 121,857.28
6.	CIMCO Refrigeration (Delta System Controller - Glacier)	\$ 8,655.40
7.	CIMCO Refrigeration (CAG Site Visit - July 2019)	\$ 9,822.15
8.	CDW Canada (Software Licensing - Server)	\$ 14,708.18
9.	Dexter Construction Company Limited (Glendale Ave & Bradley Place - Claim # 2)	\$ 605,660.56
10.	Eastern Contracting Limited (Rink Board Replacement - Glacier - Claim # 1)	\$ 158,909.40
11.	Fairview Investments Limited (Commonwealth - Claim # 13 Deficiency Holdback)	\$ 18,400.00
12.	FYB Holdings Ltd. (Traffic & Street Light Maintenance - August)	\$ 6,326.25
13.	Gordon Bannerman Limited (Repairs to Groomer Unit # 616)	\$ 8,398.43
14.	Jewer Bailey Consultants Limited (Arc Flashing Studies City Buildings)	\$ 8,912.50
15.	Jewer Bailey Consultants Limited (Development of Maintenance & Service Contracts - Interim Payment)	\$ 9,605.38
16.	Kelloway Construction Ltd. (October Cleaning Services)	\$ 31,013.54
17.	Le Groupe Master Inc. (Compressor - Glacier)	\$ 29,319.25
18.	MVT Canadian Bus Inc. (Go Bus Transit September 2019)	\$ 58,494.29
19.	North Atlantic Petroleum (Dyed Diesel September 2019)	\$ 9,067.16
20.	North Atlantic Petroleum (Propane - Depot September 2019)	\$ 5,796.18
21.	North Atlantic Petroleum (Installation of Vaporizer at Depot in 2018)	\$ 24,338.60
22.	Pyramid Construction (Blackmarsh Road Claim # 4)	\$ 252,902.47

23.	Perfect Day (Event Logo Designs - Final Bill)	\$ 6,210.00
24.	RICOH Canada Inc. (Remote Laserfiche Services)	\$ 7,647.50
25.	Saunders Equipment Limited (Mounted Cart Tipper per tender)	\$ 27,168.75
26.	St. John's Transportation Commission (Metrobus Services September 2019)	\$ 96,415.62
27.	St. John's Transportation Commission (Admin Fee Accessible Service May - Aug 2019)	\$ 24,334.00
28.	Trenchless Solutions Inc (Tweedsmuir - Watermain Cleaning & Lining)	\$ 145,187.50
29.	Vigilant Management Inc (Glendale Ave & Bradley Pl - Sept Progress Billing)	\$ 27,178.51
30.	Vigilant Management Inc (Blackmarsh Rd - September Progress Billing)	\$ 14,065.08
31.	Weir's Construction Ltd. (Sunrise Avenue Claim # 6)	\$ 101,323.97
32.	Yellowbelly Brewery and Public House (Oktoberfest Partnership)	\$ 9,661.80
	TOTAL	\$ 2,254,425.19

Question called. Motion carried unanimously.

19-10-754 Payment Register

The payment register for the period of October 12 - 25, 2019, totalling \$1,454,643.88, was accepted.

19-10-755 Tax Deferral – Low Income Earners

Motion – Councillor Antle/Councillor Power

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

Account #	Amount Deferred
14845	\$2,968.88
795	\$2,012.80
398	\$1,293.52

6199	\$2,332.48
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Question called. Motion carried unanimously.

19-10-756 Uncollectible Account

Motion – Councillor Antle/Councillor Power

RESOLVED THAT approval be granted to write off the balance and remove the following account from the City’s records. It was noted that the business has closed, and all collection efforts have been exhausted.

Account No.	Principal	Interest	Other	Total
10284	\$187.97	\$3.15		\$191.12

Question called. Motion carried unanimously.

19-10-757 2020 Public Council Meeting Schedule

Motion – Councillor Power/Councillor Antle

RESOLVED THAT the 2020 public council meeting schedule be adopted as presented.

Question called. Motion carried unanimously.

19-10-758 Façade Improvement Program

Motion - Councillor Power/Councillor Antle

RESOLVED THAT the following applications for the Façade Improvement Grant Program be approved as specified:

Applicant	Project Criteria Score (out of 100)	Project Cost	Amount Requested	Recommended Grant Amount
15 Clyde Avenue / Tulk Tire Services	95	\$40,000.00	\$10,000.00	\$9,500.00
19 Clyde Avenue / Atlantic Property Management	95	\$6,419.00	\$ 3,209.50	\$3,050.00
874 Topsail Road / Homelife Realty	95	\$23,000.00	\$10,000.00	\$5,000.00
2 Panther Place / Schlumberger	85	\$1,700,000.00	\$10,000.00	\$5,000.00
Totals		\$1,769,419.00	\$33,209.50	\$22,550.00

Question called. Motion carried unanimously.

19-10-759 Scaled Taxation Program

Motion - Councillor Power/Councillor Antle

RESOLVED THAT approval be granted, based on the scoring criteria and opportunity cost, to award NL Gold Factory with the 4-year scaled tax incentive as follows:

Applicant	Project Criteria Score (out of 100)	Current Commercial Tax (2019)
NL Gold Factory	100	\$1,686.60

Year	Tax Incentive (%)	Business Pays	City Tax Break
2020	80	\$337.32	\$1349.28
2021	60	\$674.64	\$1011.96
2022	40	\$1011.96	\$674.64
2023	20	\$1349.28	\$337.32

Discussion: It was indicated that this program was one of the City's new initiatives designed to support and grow the local business community. The program offers financial support to successful new businesses in the craft, technology and retail sectors. Councillors Stoyles and Fry acknowledged that new businesses were needed but also suggested that Council need to be cognizant of existing businesses.

Question called. Motion carried unanimously.

COMMUNITY DEVELOPMENT COMMITTEE

19-10-760 Pumpkin Parade  
St. David's Park – November 1

Details on the Pumpkin Parade scheduled for November 1 were presented.

19-10-761 Remembrance Day Parade / Wreath Laying Ceremony  
Ruth Avenue & St. David's Park - November 11

Details on the Remembrance Day Ceremony were presented.

19-10-762 Purchase of Land - Ambassador Place

Motion – Councillor Fry/Councillor Antle

RESOLVED THAT approval be granted to purchase land from the First Baptist Church on Ambassador Place, in the amount of \$231,614.98, AND FURTHER THAT staff proceed to have the deed of conveyance and other legalities addressed to complete the transaction.



This land is required to accommodate a road associated with the future development of Kenmount Hill.

Question called. Motion carried unanimously.

19-10-763 Royal Wood Design – 956-958 Topsail Road | Discretionary Use  
Combined Light Industry (Workshop) and Shop Use (with ancillary spray painting)

Motion – Councillor Fry/Councillor Antle

RESOLVED THAT an application by Royal Wood Design to operate a combined Shop and Light Industry Use in the existing front building at 956-958 Topsail Road to assemble and sell kitchen cabinetry be approved and a Development Permit be issued subject to applicable conditions.

Question called. Motion carried unanimously.

19-10-764 Development Permit List

Motion – Councillor Fry/Councillor Antle

RESOLVED THAT development permits issued for the period of October 14 - 25, 2019 be approved as presented.

Question called. Motion carried unanimously.

19-10-765 Building Permit and Occupancy Permit Lists

Motion – Councillor Fry/Councillor Antle

RESOLVED THAT building permits issued for the period of October 14 - 25, 2019, showing a total construction value of \$437,400.00, be approved AND FURTHER THAT the occupancy permit list be accepted as presented.

Question called. Motion carried unanimously.

NEW BUSINESS

19-10-766 Sport Alliance

Councillor Ledwell extended congratulations and best wishes to the Sport Alliance on their (ongoing) chase the ace and bingo fundraisers – both were good initiatives for the community to take part in. Councillors Power and Antle also spoke about the success of the bingo.

19-10-767 Condolences – Tucker

Councillor Stoyles extended condolences to the friends and family of the late Oliver Tucker.

19-10-768 Condolences – Lane

Councillor Stoyles extended condolences to the friends and family of the late Edward Lane.

19-10-769 Food Drive – Mount Pearl Minor Hockey Association (MPMHA)

Councillor Stoyles advised that the MPMHA and various community groups will be holding their annual food drive on November 23.

19-10-770 Heat Pump Rebate Program

Councillor Stoyles provided information on the Heat Pump Rebate Program, noting that further information is available on the Province's website or by contacting their MHA.

19-10-771 Newfoundland and Labrador Housing Programs

Councillor Stoyles provided information on programs available through Newfoundland and Labrador Housing.

19-10-772 Atlantic Mayors' Congress

Councillor Stoyles commented on items discussed at the recent meetings of the Atlantic Mayors' Congress.

19-10-773 Safety Concerns – Blade Crescent Playground

Councillor Stoyles advised of the safety concerns that were brought to her attention by area residents regarding the new playground being constructed on Blade Crescent. She referenced comments by a member of Council that she was speaking on behalf of a relative was untrue as she speaks on behalf of all residents regardless of who they are. She proceeded to play a recording of the telephone messages she received. She advised that she would continue to advocate on behalf of residents and will speak publicly rather than at private meetings. She noted that she too shared these concerns which she brought to the attention of staff and work was ultimately paused on the site.

Council was advised that the CSA Standards for Children's Play Spaces and equipment were reviewed and there was no reference to limiting distances from adjacent roadways. Fencing has been used as a measure to address safety concerns related to access and egress. Appropriate signage will also be installed (regarding supervision and safety notices). It was noted that an effort will be made to provide terraced sloping and some boulders will be added to define the perimeter of the level area before the slope begins.

Councillors Ledwell and Power spoke to Councillor Stoyles' character and the need to support one another as members of Council and in the best interest of all residents.

19-10-774 Kiwanis Club of St. John's - 4th Annual High School Short Story Competition

Councillor Fry extended congratulations to Rebecca Dillon, the only finalist from Mount Pearl, who participated in the above competition.

19-10-775 Dedication – Warrant Officer Kevin O'Keefe

Councillor Fry advised of the dedication in memory of Warrant Officer Kevin O'Keefe of a unit in the Patton Building in St. John's.

19-10-776 Light the Night Walk

Councillor Fry commented on the success of the Light the Night Walk.

19-10-777 NL Down Syndrome Society - Dance

Councillor Fry spoke on the success of the dance recently held by the NL Down Syndrome Society.

19-10-778 Ghost Hunt

Councillor Fry noted the success of the Ghost Hunt hosted by Admiralty House and the Arts Association. She also extended congratulations to staff member Nora Allen who was the recipient of the 2019 IPAC Academic Award of Excellence.

19-10-779 Lodge St. Andrew Craft Fair

Councillor Fry advised of a Christmas craft fair being held on November 2 at the Free Masons Hall.

19-10-780 Drive Thru Girl Guide Cookie Sale

Councillor Fry advised that the Marconi Girl Guides will be holding a "drive thru" cookie sale on November 3 on the Sobeys parking lot.

19-10-781 Hackathon

Councillor Power provided information on the City's Hackathon event taking place November 1 – 3, 2019.

19-10-782 NL Stuttering Association Conference

Councillor Power provided information on the above conference taking place on November 1 – 2 at the Park Place Community Centre. Further information is available on their website and Facebook page.

19-10-783     Dedication – Warrant Office Kevin O’Keefe

Councillor Antle also attended the dedication ceremony and spoke of the contributions of Butch Parsons.

19-10-784     Atlantic Idea Camp

Councillor Antle provided information on the recently held Atlantic Idea Camp (co-organized by Evergreen, the City of Mount Pearl, Canadian Urban Institute and ICF Canada).

19-10-785     Regional Fire Committee

Councillor Antle provided an update on issues discussed at the Regional Fire Committee meeting.

Mayor Aker also extended condolences to the Lane and Tucker families.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:45 pm on a motion by Councillor Power and seconded by Councillor Antle.

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Chairperson

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City Clerk