



PUBLIC COUNCIL MEETING MINUTES
September 8, 2020

Minutes of the Regular Meeting of Council held via video conference on September 8, 2020 at 4:30 pm.

MEMBERS PRESENT

Deputy Mayor Jim Locke
Councillor Lucy Stoyles
Councillor Isabelle Fry
Councillor Bill Antle

STAFF PRESENT

Gerry Antle, Director of Infrastructure and Public Works
Jason Collins, Director of Community Development
Cassie Pittman, Director of Corporate Services
Mona Lewis, City Clerk

MEMBERS ABSENT

Mayor Dave Aker

Deputy Mayor Locke chaired the meeting.

20-09-279 Adoption of Agenda

Motion – Councillor Stoyles/Councillor Fry

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

20-09-280 Adoption of Minutes

Motion – Councillor Antle/Councillor Fry

RESOLVED THAT the minutes of the public meeting held August 18, 2020 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

20-09-281 Pulmonary Fibrosis Month

Deputy Mayor Locke signed a proclamation declaring September as Pulmonary Fibrosis Month in the City of Mount Pearl.

20-09-282 Ovarian Cancer Awareness Month

Deputy Mayor Locke signed a proclamation declaring September as Ovarian Cancer Awareness Month in the City of Mount Pearl. Special recognition was given to Susan Glynn, founder of Women of Hope Ovarian Cancer NL, a support group for women and children. The fundraising efforts by Belles with Balls for ovarian cancer research and education were also acknowledged. It was noted that City Hall will be glowing teal in their honour on September 16.

CORRESPONDENCE None presented.

COMMITTEE REPORTS

COMMUNITY DEVELOPMENT COMMITTEE

20-09-283 Development Permit DP17-0570 | Request to Renew - 166 Park Avenue

Motion – Councillor Fry/Councillor Antle

RESOLVED THAT approval be granted to renew Development Permit (DP17-0570) for a period of one year (new expiry date of September 14, 2021) with the standard condition that if a building permit has not been obtained and construction commenced by September 14, 2021 a new development application is required to be submitted for review and approval. The Development Permit was issued to develop land and construct a new 48-unit apartment building at 166 Park Avenue.

Question called. Motion carried unanimously.

20-09-284 79-115 Mount Carson Avenue – Potential Development Regulation Amendment to Accommodate a Personal Care Use – Kingsway Living Inc.

Motion – Councillor Fry/Councillor Antle

RESOLVED THAT the Mount Pearl Development Regulations 2010 Amendment No. 72, 2020, 79-115 Mount Carson Avenue Amendment be adopted, and that the amendment be submitted to the Department of Environment, Climate Change and Municipalities for registration.

This amendment is related to a proposal by Kingsway Living Inc. for a 3 storey Personal Care use at 79-115 Mount Carson Avenue. The subject property is subject to the *Kenmount Hill Infill Comprehensive Development Scheme, 2007*, as adopted by Council, which outlines the proposed goal, objectives and land use policies for this area and located within the Commercial – General (CG) Use Zone.

Question called. Motion carried unanimously.

20-09-285 Glacier Rental | CGI Entertainment - Annual Christmas at the Glacier October 2020 – Postponed

For the information of the public, due to COVID-19, the organizers of Christmas at the Glacier have cancelled this year's event. The 28th annual show will now take place from October 20 – 24, 2021.

20-09-286 Fall Ice Bookings | Glacier Arena

For the information of the public, staff are working with both the Mount Pearl Minor Hockey Association and the Mount Pearl/Paradise Figure Skating Club on their fall schedules. Guidelines will be in place for the safety of all participants and staff.

20-09-287 Upcoming Registration
Swim Lessons | September 2020

For the information of the public, the registration dates for the fall swim lessons are September 8 commencing at 5 pm for residents with open registration on September 10 commencing at 5 pm.

20-09-288 Development Permit Listing | August 17 – September 4, 2020

Motion – Councillor Fry/Councillor Antle

RESOLVED THAT the development permits be approved as presented for the period of August 17 – September 4, 2020.

Question called. Motion carried unanimously.

20-09-289 Building Permit and Occupancy Permit Listing | August 17 – September 4, 2020

Motion – Councillor Fry/Councillor Antle

RESOLVED THAT building permits issued for the period of August 17 – September 4, 2020 showing a total construction value of \$1,974,950.00 be approved, and further that the occupancy permit list be accepted as presented.

Question called. Motion carried unanimously.

20-09-290 35 Beclin Road – RelyOn Nutec Canada (NL)
DA20-0524 - Discretionary Use - Industrial – Light (IL) Use Zone

Motion – Councillor Fry/Councillor Antle

RESOLVED THAT an application submitted by RelyOn Nutec Canada (NL) to expand the existing fire-fighting training facility by installing additional sea-containers for fire-fighting training purposes at the rear of the existing building and relocating a portion of the existing fence on the parcel located at 35 Beclin Road be approved as a discretionary use application and that a development permit be issued subject to Section 7.15 of the Mount Pearl Development Regulations 2010, and subject to the following conditions:

1. Department of Service NL
2. Department of Environment, Climate Change, and Municipalities
3. St. John's Regional Fire Department
4. Inspection Services, Municipal Enforcement Division
5. Finance Division
6. Planning Division
7. City of Mount Pearl Development Regulations 2010 and related requirements

Question called. Motion carried unanimously.

INFRASTRUCTURE AND PUBLIC WORKS COMMITTEE

- 20-09-291 Multi-Year Capital Works (MYCW) Funding Programs
Potential Project for Remaining Funds – Trails Wayfinding Implementation

Motion – Councillor Stoyles/Councillor Fry

RESOLVED THAT pending approval by the MYCW Funding Program, approval be granted for the City's contribution of 30% to a Trails Wayfinding Implementation Project which would supplement the existing trails wayfinding production and complete the trails signage upgrade, with the estimated total project cost of \$100,000 (plus HST), under a cost-sharing of 70% contribution under the MYCW funding program, and a 30% contribution by the City, in the amount of \$34,500 (including HST).

Question called. Motion carried unanimously.

- 20-09-292 Contract Recommendation – TP-20-033
2020 Asphalt Renewal – Old Placentia Road

Motion – Councillor Stoyles/Councillor Fry

RESOLVED THAT approval be granted to award the 2020 Asphalt Renewal of Old Placentia Road contract to Weir's Construction Ltd., the proponent with the lowest qualified bid of \$1,644,562.10 (HST included).

Question called. Motion carried unanimously.

- 20-09-293 Contract Recommendation – Request for Proposals (RFP20-002)
Badcock Place - Design Build Reconstruction

Motion – Councillor Stoyles/Councillor Fry

RESOLVED THAT approval be granted to award the Request for Proposals (RFP20-002) for Design-Build Services for Badcock Place contract to Pyramid Construction Ltd., the proponent with an overall score of 89.5 out of 100. The proposal submission price was \$764,290.00 (HST included).

Question called. Motion carried unanimously.

20-09-294 Change Order #2 – Topsail Road Asphalt Renewal 2020 (CPR20007) – RFP20-020 Line Marking Reflectors (3M Dots)

Motion – Councillor Stoyles/Councillor Fry

RESOLVED THAT Change Order (RCO #2) to the contract awarded to Modern Paving for Topsail Road Asphalt Renewal 2020 (CPR20007) – RFP20-020 be approved for the installation of Line Marking Reflectors (3M Dots), in the amount of \$38,277.75, the cost of which would be incorporated into the project costs by adjusting unit quantities, resulting in no additional funding being required.

Question called. Motion carried unanimously.

20-09-295 Change Order #001 to Contract Awarded to Dillon Consulting Ltd. – RFP20-011 Pedestrian Underpass Remediations – Old Placentia Road Underpass

Motion – Councillor Stoyles/Councillor Fry

RESOLVED THAT Change Order #001 to the contract awarded to Dillon Consulting Ltd. – RFP20-011 Pedestrian Underpass Remediations be approved for the completion of a structural load rating study to determine whether traffic restrictions should be implemented on Old Placentia Road, and completion of the detailed design (sealed, tender ready drawing) and development of a cost estimate for emergency shoring works that the consultant recommended to be installed as soon as practically possible, in the amount of \$11,525.30 (including HST).

Question called. Motion carried unanimously.

20-09-296 Change Order re Street Markings on Topsail Road Contracts for City Street Markings (TP-20-012 – CPR20005) and Topsail Road Asphalt Renewal Project (TP-20-020 – CPR20007)

Motion – Councillor Stoyles/Councillor Fry

RESOLVED THAT Change Order to the contract awarded to Modern Paving, TP20-020 – CPR20007 be approved to include the first coat of line painting on Topsail Road to be completed on sections as paving is completed at a cost of \$14,662.50 (HST included), with no additional funding required, as the funding will be available in the initial contract or within the existing budget for street markings.

Question called. Motion carried unanimously.

20-09-297 Request for Qualifications (RFQ's) 20-018
CPR20009 - Owner's Project Management Services – Evaluation Results

Motion – Councillor Stoyles/Councillor Fry

RESOLVED THAT as a result of the evaluation of submissions received in response to the Request for Qualifications (RFQ's) 20-018 for CPR20009 - Owner's Project Management Services, that the following companies be approved as Project Management Consultants for the construction seasons for 2020 and 2021, with qualifications to be valid until December 2021, with quotes to be requested from some or all of the qualified consultants as project management needs arise: Allnorth Consultants Limited, Colliers Project Leaders Inc., Progressive Engineering & Consulting Inc., R.V. Anderson Associates Limited, and Vigilant Management Inc.

Question called. Motion carried unanimously.

20-09-298 Notice of Motion
Amendment – Snow Clearing Regulations

Councillor Stoyles gave notice that she would, at a regular meeting of Council, move to amend the text of the City of Mount Pearl Snow Clearing Regulations 2018 that, if enacted, will:

1. Under Section 8,
 - after "person", add ", or individual or company retained for snow clearing,";
 - delete "carriage way or sidewalk" and replace with "street, sidewalk, or City-owned land, including City Open Space"; and
 - at the end of sentence, delete "." and replace with: "; further, although it is acknowledged that winter conditions may result in reduction of sight lines, snow shall not be stored in a way that unreasonably blocks sight-lines or otherwise creates a hazard."

The section would then read: "No person shall shovel, plow, or blow any snow from a driveway or parking lot onto a highway, street, sidewalk, or City-owned land, including Open Space, within the municipal boundaries of the City; further, although it is acknowledged that winter conditions may result in reduction of sight lines, snow shall not be stored in a way that unreasonably blocks sight-lines or otherwise creates a hazard."

2. Throughout the Regulations, make any secondary/grammatical edits required to effectively incorporate the changes described under 1 above.

3. 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.

The purpose of this amendment is to provide Council with the authority to regulate the clearing of snow from private property in order to increase safety on City streets during winter conditions, and to prevent damage to properties from inappropriate snow storage.

20-09-299 Public Works Update

Councillor Stoyles provided an update on public works services.

20-09-300 Capital Works Projects Update

Councillor Stoyles provided an update on various projects.

CORPORATE SERVICES AND ECONOMIC DEVELOPMENT COMMITTEE

20-09-301 Invoices for Approval

Motion – Councillor Antle/Councillor Fry

RESOLVED THAT the following invoices be approved for payment:

1.	Afonso Group Limited (Contracted Services- Sewer Lining Repair)	\$ 6,238.75
2.	Baker Flooring Contracts Limited (Park Place Flooring Replacement)	\$ 18,814.07
3.	Black & McDonald (Blackmarsh- Topsail Road Pole Replacement)	\$ 15,129.32
4.	CBCL Limited (Professional Services- Topsail Road Storm Sewer- July Billing)	\$ 8,581.88
5.	CBCL Limited (Professional Services- Topsail Road Storm Sewer- June Billing)	\$ 5,149.13

6.	eSolutions Group Limited (Bid & Tenders Annual License for Procurement Software)	\$ 3,162.50
7.	ESRI Canada Ltd. (Local Government Enterprises Licensing Fee Annual)	\$ 36,926.50
8.	Mills & Wright Landscape Architecture (City Centre Project - Progress Billing Phase 3)	\$ 45,872.64
9.	Mills & Wright Landscape Architecture (Trails Wayfinding - Progress Billing Phase 1 & 2)	\$ 20,664.06
10.	Modern Paving Limited (Claim #1- Asphalt & Concrete Services)	\$ 150,672.20
11.	Modern Paving Limited (Claim #2- Asphalt & Concrete Services)	\$ 139,336.74
12.	Modern Paving Limited (St. David's Avenue Reconstruction - Progress Payment #1)	\$ 390,756.95
13.	Modern Paving Limited (Topsail Road Asphalt Renewal - Progress Payment #1)	\$ 261,233.61
14.	Mount Pearl Sports Alliance (2020 Operating Grant - 2nd Installment)	\$ 35,292.00
15.	MVT Canadian Bus, Inc. (Para Transit Trips- July 2020)	\$ 25,035.96
16.	North Atlantic Petroleum (Regular Unleaded Gasoline - Depot)	\$ 5,634.54
17.	Provincial Fence Products Ltd. (Fence Repairs- Various Locations)	\$ 29,598.70
18.	Pyramid Construction Limited (Blackmarsh Road Upgrades- Progress Payment #7)	\$ 86,250.00
19.	Pyramid Construction Limited (Fourth Street Upgrades- Progress Payment #7)	\$ 115,000.00
20.	St. John's Transportation Commission (Admin Fee- Accessible Services April to June 2020)	\$ 20,849.50

21.	St. John's Transportation Commission (Metrobus Services- July 2020)	\$ 110,478.19
22.	Modern Paving Limited (Asphalt & Concrete Services- Claim#5)	\$ 220,636.96
23.	Pro Circuit Electrical Inc (GFCI Installation- Summit Center)	\$ 43,684.93
24.	Modern Paving Limited (Asphalt & Concrete Services Claim #6)	\$ 8,352.20
25.	City of St. John's (Water Consumption- July 2020)	\$ 231,302.07
26.	Afonso Group Limited (TP-18-020-Service to Clear, Inspect & Install Liner)	\$ 7,234.94
27.	Afonso Group Limited (TP-18-020-Service to Ream Prep & Install Liner)	\$ 5,462.50
28.	Afonso Group Limited (TP-18-020-Service to Ream Prep & Install Liner)	\$ 7,532.50
29.	North Atlantic Petroleum (Regular Unleaded- Depot)	\$ 6,106.77
30.	Crown Contracting Inc. (TP-20-010- Asphalt Crack Sealing)	\$ 82,892.00
31.	Black & McDonald (Traffic Control Services Maintenance)	\$ 6,997.77
32.	Provincial Fence Products Limited (Multiple- Fence Repairs)	\$ 25,252.85
33.	Target Marketing & Communication (Creative Design & Digital Services)	\$ 11,500.00
34.	Kelloway Construction Ltd. (Monthly Cleaning Multiple Facilities- July 2020)	\$ 31,013.55

Question called. Motion carried unanimously.

20-09-302 Payment Register

The payment register for the period of August 14 – September 3, 2020, totalling \$2,658,880.39, was accepted.

20-09-303 December 31, 2019 Financial Statements
PSAB Compliant Financial Statements and Management's Statement of Compliance

Motion – Councillor Antle/Councillor Fry

RESOLVED THAT the PSAB Compliant Financial Statements and Management's Statement of Compliance report by BDO Canada LLP for the year ended December 31, 2019 be approved.

The public was advised that the City is in a strong financial position and Council will continue to make prudent decisions to ensure quality services to residents and businesses are offered.

Question called. Motion carried unanimously.

NEW BUSINESS

20-09-304 Back to School

Councillor Stoyles extended best wishes to students as they start a new school year.

20-09-305 Atlantic Mayors Congress

Councillor Stoyles provided an update on items discussed at the Atlantic Mayors Congress meetings.

20-09-306 Acknowledge – Dr. Stephen Walsh

Councillor Fry recognized Dr. Stephen Walsh, a former resident, who is an infectious disease expert and on a team in Boston that is researching a COVID-19 vaccine. She very proudly acknowledged him and his accomplishments. Dr. Walsh is the son of Patrick and Doreen Walsh who recently celebrated their 50th wedding anniversary. Mr. Walsh is the chairperson of the Library Board.

20-09-307 Sport Alliance – Drive-In Bingo

Councillor Fry advised that the drive-in bingo postponed from August 30 due to inclement weather will now be held on September 13 at the Team Gushue Complex.

20-09-308 Bulk Garbage

Councillor Fry advised that bulk garbage collection will be resuming by zone starting September 18; further details are available on the City website. Councillor Antle commented on a recent report of bulk garbage being dumped in open space in a City neighbourhood. He noted that this was a ticketable offence and encouraged residents to avail of the service offered by the City.

20-09-309 Labour Day

Councillor Fry acknowledged the Labour Day holiday and thanked the frontline, essential, and in particular City employees, who continued working during very trying times.

20-09-310 Ross King Memorial Public Library

Councillor Antle advised that the Library has reopened in accordance with the public health guidelines. Further information is available on their website or by calling the library.

20-09-311 Community Gardens

Councillor Antle commented on the success of the community gardens.

20-09-312 CUPE Local 2099

Councillor Antle extended appreciation to CUPE Local 2099 for organizing the recently held barbeque and acknowledged the efforts of the members.

20-09-313 Mount Pearl Soccer Association

Councillor Antle extended appreciation to the Association for their efforts in proceeding with the games this summer and organizing a closing event.

20-09-314 Mount Pearl Minor Baseball

Deputy Mayor Locke similarly extended appreciation to Minor Baseball for their efforts in proceeding with the games this summer.

20-09-315 Back to School

Deputy Mayor Locke reminded motorists to be extra diligent in school zones. He also commented on returning to school during this time of COVID-19 and the importance of following the public health guidelines.

20-09-316 50th Anniversary – Jenkins

Councillor Fry extended congratulations to Herb and Loretta Jenkins on their 50th wedding anniversary.

ADJOURNMENT

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

Chairperson

City Clerk