

PUBLIC COUNCIL MEETING MINUTES
January 10, 2012

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on January 10, 2012 at 4:15 pm.

MEMBERS PRESENT

Deputy Mayor Jim Locke
Councillor Lucy Stoyles
Councillor John Walsh
Councillor Paula Tessier
Councillor Dave Aker
Councillor Andrew Ledwell

STAFF PRESENT

Michele Peach, Chief Administrative Officer
Stephen Jewczyk, Director, Planning & Development ⁽¹⁾
Jason Silver, Director, Corporate Services
Mona Lewis, Deputy City Clerk

Mayor Simms was absent.

⁽¹⁾ The Director of Planning & Development arrived when noted.

Deputy Mayor Locke chaired the meeting.

12-01-001 Adoption of Agenda

Motion – Councillor Tessier/Councillor Ledwell

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

12-01-002 Adoption of Minutes

Motion – Councillor Aker/Councillor Stoyles

RESOLVED THAT the minutes of the public meeting held on December 20, 2011 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

BUSINESS ARISING

12-01-003 Hedge – 20 Bannister Street

The Committee was advised that the property owner's legal counsel has requested a meeting with City officials. It was agreed that he would be afforded the opportunity to meet and discuss the matter after which an update will be provided to Council.

ACTION REPORT

The action report was accepted as presented.

PROCLAMATIONS/PRESENTATIONS

There were no proclamations or presentations.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

COMMUNITY SERVICES COMMITTEE REPORT

12-01-004 Winter/Spring Activity Guide Community Events Calendar - Quotations

Motion – Councillor Tessier/Councillor Stoyles

RESOLVED THAT the quotation for the typesetting, art work, design, printing and folding of the 2012 Winter/Spring Activity Guide and Community Events Calendar be awarded to Transcontinental respectively in the amounts of \$7,967.00 and \$5,296.00.

Question called. Motion carried unanimously.

12-01-005 Running Event - January 22, 2012

Motion – Councillor Tessier/Councillor Stoyles

RESOLVED THAT a request from the Running Room to hold a running event on January 22, 2012, be approved in accordance with the specified routes.

Discussion: It was questioned whether the assistance of City staff is required for the event. (to be clarified and Council advised) Council was advised that participants favour Mount Pearl for such events because of how well the routes

are cleared. It was also noted that a running event is planned during the Frosty Festival.

Question called. Motion carried unanimously.

12-01-006 Mount Pearl Sport Alliance
1st Installment – Operating Grant 2012

Motion – Councillor Tessier/Councillor Stoyles

RESOLVED THAT approval be granted to provide the Sport Alliance with the first installment of the operating grant for 2012 in the amount of \$52,000.

Question called. Motion carried unanimously.

12-01-007 Mount Pearl Marlins
Swim Meet - Congratulations

Congratulations were extended to the Marlins for successful swim meets held on December 2 in Carbonear and during the week of December 19 in Pointe Claire, Quebec. It was noted that the Marlins are also hosting a provincial invitational meet during the latter part of January.

ENGINEERING SERVICES COMMITTEE

12-01-008 Award of Quotation - Demolition of Dwelling – 107 Smallwood Drive

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT the quotation for the demolition of the dwelling located at 107 Smallwood Drive be awarded to Tony Farrell's Excavating based in the amount of \$10,000 plus HST.

Discussion: Council questioned if consideration had been given to relocating the house (rather than demolishing). It was noted that there would be an additional cost if the house were to be moved (i.e. removal of foundation, disconnecting utilities, site cleanup).

Question called. Motion carried unanimously.

PLANNING AND LAND USE DEVELOPMENT COMMITTEE

12-01-009 J & T Construction – Variance Request
Proposed Reduction to the Minimum Building Line Setback
58 Glencoe Drive Extension to the Main Building on the Property

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT a variance request to accommodate a building extension on the east side of the existing structure for 58 Glencoe Drive, that will reduce the minimum building line setback to 13.85 metres, be approved and a development permit issued subject to the following conditions:

1. Recommendations of the City Inspector
2. Recommendations of the Finance Division
3. Recommendations of the Engineering Services Division
4. Recommendations of Newfoundland Power
5. Recommendations of the St. John's Regional Fire Department
6. Landscaping plan & securities required in association with this development permit

Question called. Motion carried unanimously.

12-01-010 Conveyance – Property to the Rear of 84 Smallwood Drive

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT approval be granted for the Mayor and CAO to sign a conveyance agreement representing the sale of a narrow strip of property at the rear of 82-92 Smallwood Drive.

Discussion: The City has agreed to sell the property to the owner of 84 Smallwood Drive for the cost of the land survey and associated legal and registration fees. The costs of the land survey are \$1,073.50 and legal fees \$463.87 for a total of \$1,537.37. The registration, which is to be paid separately, is \$105.66.

Question called. Motion carried unanimously.

12-01-011 Fire Hydrant Easement – 23 Winsor Place

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT approval be granted for the Mayor and CAO to sign an easement agreement as a result of relocating a fire hydrant at 23 Winsor Place to allow better access to the property.

Question called. Motion carried unanimously.

12-01-012 Rescinding of Orders

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT approval be granted to rescind the following Orders as all outstanding matters have now been completed or resolved to the City's satisfaction:

Date of Issue	Civic Address	In Relation to:
Dec 13, 2011	55 Sapphire Crescent	Mount Pearl Development Regulations
Dec 13, 2011	16A Princeton Crescent	Mount Pearl Development Regulations

Question called. Motion carried unanimously.

12-01-013 Professional Development & Training
2012 FCM Sustainable Communities Conference
Ottawa, Ontario February 8-10, 2012

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT approval be granted, in accordance with the Professional Development & Training Policy, for the Director of Planning & Development to attend the 2012 Federation of Canadian Municipalities Sustainable Communities Conference, being held in Ottawa, February 8 – 11, 2012

Question called. Motion carried unanimously.

12-01-014 Development Permit List

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT the Development Permit list for the period of January 3 - 6, 2012 be accepted as presented.

Question called. Motion carried unanimously.

12-01-015 Building Permits

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT building permits issued for the period of December 17 – 31, 2011 and January 1 – 7, 2012, respectively showing a total construction value of \$1,326,000 and \$0 value, be approved as presented.

Question called. Motion carried unanimously.

The Director of Planning & Development arrived.

CORPORATE SERVICES COMMITTEE REPORT

12-01-016 Advertising Request - O'Donel High School
Legally Blonde Musical – Program

Motion – Councillor Aker/Councillor Walsh

RESOLVED THAT approval be granted to place a full page advertisement, at a cost \$300.00, in the program booklet being prepared for the O'Donel High School musical production of “Legally Blonde” being held March 8-10, 2012.

Question called. Motion carried unanimously.

12-01-017 Uncollectible Accounts
Tax Write

Motion – Councillor Aker/Councillor Walsh

RESOLVED THAT approval be granted to write off the balance and remove the following account from the City's records:

Name	Principal	Interest	Other	Total
Buck or Two 404 (GEM Dollar Store Inc.)	\$8,874.92	\$125.30	\$ 147.00	\$ 9,147.22

Discussion: It was noted that the business has closed and all collection efforts have been exhausted.

Question called. Motion carried unanimously.

12-01-018 Invoices for Council Approval

Motion – Councillor Aker/Councillor Walsh

RESOLVED THAT the following invoices be approved for payment:

1.	Triware Technologies Inc. (maintenance contract charges)	\$	5,650.00
2.	Transcontinental (community events calendar)	\$	6,118.95
3.	Transcontinental (winter/spring activity guide)	\$	9,149.61
4.	Eastern Audio Limited (equipment rental; Glacier grand opening)	\$	6,164.15

5.	City Tire & Auto (vehicle fleet tire maintenance)	\$	6,325.74
6.	Gaze Seed Company (lime for playfields)	\$	8,580.77
7.	Weir's Construction (Mount Carson Upgrade CP2)	\$	268,507.88
8.	Modern Paving Ltd. (2010 Street Upgrading CP4)	\$	514,155.41
9.	Bae New Plan (Mount Carson Upgrade - Phase II)	\$	22,748.20
10.	Bae New Plan (2010 Street Upgrading)	\$	20,133.03
11.	Platinum Construction Ltd. (Greenwood Crescent Bridge Upgrade)	\$	21,273.95
12.	Country Trailer Sales (1999) Ltd. (tender for (3) truck bodies)	\$	42,680.10
13.	Toromont (Smallwood Arena decommission)	\$	15,863.99
14.	Avalon Coal Salt and Oil Limited (road salt)	\$	50,015.05
15.	Avalon Coal Salt and Oil Limited (road salt)	\$	43,499.72
16.	Municipalities Newfoundland & Labrador (2012 membership fee)	\$	11,617.88
	TOTAL	\$	1,052,484.43

Discussion: It was clarified that the invoice for Eastern Audio covered video and audio. It was noted that the sound quality was reduced due to the design of the building (sound bouncing off the walls).

Question called. Motion carried unanimously.

12-01-019 Municipal Assessment Agency (MAA) – Annual Report

Council was advised that the MAA annual report for 2010-2011 is available for review at the office of the Director of Corporate Services.

NEW BUSINESS

12-01-020 Snowclearing Regulations

Councillor Tessier reminded residents that in accordance with the Snowclearing Regulations, snow cannot be shovelled, plowed or blown from a driveway or parking lot onto City streets and sidewalks.

12-01-021 Condolences

Councillor Stoyles extended sympathy to the family and friends of the late Brendan Kelly, a long-time resident. It was requested that a message of condolence be forwarded to Mr. Kelly's family.

12-01-022 St. John's Amalgamation Report

Councillor Walsh commented on the amalgamation report released by the City of St. John's. He stated that the report showed only marginal support for amalgamation and highlighted the need for regional cooperation. He noted that he is a member of various regional services committees and the St. John's officials are fair and cooperative. Councillor Walsh reiterated the importance of meaningful regional cooperation rather than amalgamation and hopes that Mayor O'Keefe (St. John's) is sincere about working with other municipalities.

12-01-023 Snowclearing Regulations

Councillor Ledwell reminded residents that in accordance with the Snowclearing Regulations, vehicles are not permitted to be parked on City streets between the hours of 1:00 AM and 8:00 AM. It was also noted that vehicles are not permitted to be parked on any street during a storm and for 12 hours thereafter.

12-01-024 Frosty Festival

Councillor Ledwell encouraged residents to participate in the upcoming Frosty Festival. He noted that it's the 30th anniversary and many activities are planned.

12-01-025 Condolences

Deputy Mayor Locke extended sympathy to the family and friends of the late Keith Clancey. It was requested that a message of condolence be forwarded to Mr. Clancey's family.

12-01-026 Mount Pearl Minor Hockey Association – Novice Hockey Player

Deputy Mayor Locke extended congratulations to Zachary Dean, a novice hockey player, who placed third (in the country) in the Canadian Tire NHL Skills Junior Competition.

ADJOURNMENT

There being no further business, the meeting adjourned at 4:50 pm on a motion by Councillor Aker and seconded by Councillor Stoyles.

Chairperson

Deputy City Clerk