

**PUBLIC COUNCIL MEETING MINUTES
July 9, 2013**

Minutes of the Regular Meeting of Council held in the Council Chambers, City Hall, on July 9, 2013 at 4:15 pm.

MEMBERS PRESENT

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

STAFF PRESENT

Jason Silver, Director, Corporate Services
Gerry Antle, Director, Infrastructure & Public Works
Jason Collins, Director, Community Services
Julia Schwarz, Manager, Planning & Development
Mona Lewis, Deputy City Clerk

STAFF ABSENT

Michele Peach, Chief Administrative Officer
Stephen Jewczyk, Director, Planning & Development

Mayor Simms chaired the meeting.

13-07-493 Adoption of Agenda

Motion – Councillor Aker/Councillor Walsh

RESOLVED THAT the agenda be adopted as presented.

Question called. Motion carried unanimously.

13-07-494 Adoption of Minutes

Motion – Deputy Mayor Locke/Councillor Ledwell

RESOLVED THAT the minutes of the public meeting held on June 25, 2013 be adopted as presented.

Errors & Omissions: None noted.

Question called. Motion carried unanimously.

BUSINESS ARISING/ACTION REPORT

No business arose from the previous meeting. The action report was accepted as presented.

PROCLAMATIONS/PRESENTATIONS

13-07-495 2013 Green Teams
 (City Team and Mount Pearl-Paradise Chamber of Commerce)

Mayor Simms welcomed the 2013 Green Teams to the Council Chambers. Councillor Aker outlined the initiatives being undertaken to raise awareness and increase environmental stewardship. The project is funded through the Conservation Corps Newfoundland and Labrador (CCNL) and co-sponsored by the City of Mount Pearl.

City Team – Waterford River Clean-Up and Environmental Awareness Program

This year's project will continue the physical clean-up of the river, including the known 'hot spots' for littering along the main stem of the Waterford River, as well as the tributaries of the river and the wetlands and open spaces associated with these areas. In addition, the team will be expanding to the Mount Pearl business community that is situated along and adjacent to the river's corridors to encourage stewardship for the river.

Mount Pearl-Paradise Chamber Team

The team will engage the corporate community in the development of a City-wide waste management and reduction plan. The purpose of the project will be to speak with business owners and operators to determine their needs and expectations before developing a plan to address clean up of waste and establish new recycling efforts including: paper, cardboard, fiber, plastics, organics etc.

Team Leaders, Iain Macentyre and Julie Dwyer, provided information on what is planned for the summer.

Corrinna Crocker, Chair of the Conservation Corps of NL, expressed appreciation to Council as well as the Provincial Government for supporting the initiative.

Mayor Simms advised that members of the Urban Municipalities Committee were interested in the program and its outcome.

CORRESPONDENCE

None presented.

COMMITTEE REPORTS

PLANNING AND LAND USE DEVELOPMENT COMMITTEE

13-07-496 Proposed Amendment to the Mount Pearl Development Regulations
Cardinal Properties Ltd. - Pearlview Subdivision Development Phase 6
Rezoning from RSU-3 to RMD

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT that the application to rezone Pearlview Phase 6 from RSU-3 to RMD be refused as Council supports the views of the respondents that it would be unfair to the abutting lot owners who purchased the lots based on RSU-3 zoning to rezone this portion of the subdivision, at this point in the development process, from RSU-3 to RMD to permit single dwellings with subsidiary apartments.

Discussion: Council acknowledged the rationale for the developer's request for the zoning change, however, it was noted that Council is guided by the will of the citizens, and those most affected by the change spoke against it.

Question called. Motion carried unanimously.

13-07-497 Dunne Property
City Acquisition of Property
Team Gushue Recplex Area

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT approval be granted to purchase, in the amount of \$15,000.00, the subject property (area to the rear of the Smallwood Arena) that is required by the City prior to work commencing in the Team Gushue Recreational Complex area for site improvements.

Question called. Motion carried unanimously.

13-07-498 Energy Code – National Building Code (NBC)
Related Guide as Prepared by the Government of Newfoundland and Labrador

Council was advised that the Minister of the Department of Municipal Affairs wrote a letter to municipalities regarding the inclusion of energy efficiency requirements to the National Building Code. The Minister also referenced an energy guide, including its relevance to the province's Municipalities Act, 1999, as well as providing information regarding the Municipal Government Carbon Calculator initiative that was launched at the Municipal Symposium on May 10, 2013. The calculator is a tool for municipalities to quantify greenhouse gas emissions, learning how to reduce their carbon footprint and reduce operating costs

through further reducing their footprint. A copy of the guide is available for viewing and downloading via the website www.turnbackthetide.ca/whatsnew.

13-07-499 Development Permits

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT development permits issued for the period of June 25 – July 5, 2013 be accepted as presented.

Question called. Motion carried unanimously.

13-07-500 Building Permits

Motion – Councillor Aker/Councillor Ledwell

RESOLVED THAT building permits issued for the period of June 22 – July 5, 2013, showing a total construction value of \$2,680,150.00, be approved as presented.

Question called. Motion carried unanimously.

PUBLIC WORKS COMMITTEE

13-07-501 Summer Maintenance (update)

Council was advised that lawn repairs (due to snowclearing damages) as well as asphalt and curb repairs are ongoing.

It was also noted that the second bulk garbage collection for the year commenced on July 2.

13-07-502 Bay Bulls Big Pond – Water Levels

Council was advised that the current water level at Bay Bulls Big Pond is 32 ft which is approximately 2 ft lower than the same time in 2012 but 10 ft higher than when the ban was required (2009). Residents were asked to continue to support the water conservation order that is in effect year round.

COMMUNITY SERVICES COMMITTEE REPORT

13-07-503 Canada Day Celebrations

It was noted that the Canada Day celebrations were successful with over 3,000 people in attendance throughout the duration of the event.

13-07-504 Mount Pearl City Days

The public was advised that the 25th Annual City Days celebrations will take place July 19 – 21 with various activities planned. Information has been forwarded to each household and details are available on the City’s website.

13-07-505 Summer Day Camps

Scamper Camp (Kenmount Park Community Centre), Rambler Camp (Newtown Elementary) and Discovery Camp (Reid Community Centre) are in place with over 230 participants on a weekly basis.

Parents/caregivers who are accessing the Reid Centre camp were reminded to be extra cautious due to the ongoing construction of the Pearlgate Recreation Multiplex Project.

CORPORATE SERVICES COMMITTEE

13-07-506 Tax Deferrals – Low Income Earner

Motion – Deputy Mayor Locke/Councillor Aker

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

Account No.	Amount Deferred
4112	\$ 4,802.86
7770	\$1,160.44

Question called. Motion carried unanimously.

13-07-507 Invoices for Approval

Motion – Deputy Mayor Locke/Councillor Aker

RESOLVED THAT the following invoices be approved for payment:

1.	Afonso Group Limited (Water Sampling - May 2013)	\$ 7,175.50
2.	Big Belly Solar (Solar Waste Container)	\$ 6,490.00
3.	Hitech Communications (AVL Rentals - June 2013)	\$ 5,444.85
4.	Hitech Communications (AVL Rentals - May 2013)	\$ 5,265.35

5.	Kelloway Construction Ltd. (Cleaning Services - May 2013)	\$ 11,959.16
6.	Lighting & Traffic Systems Ltd. (Traffic Signal Service Calls - May 2013)	\$ 11,331.53
7.	Marco Services Ltd. (Pearlgate Recreation Multiplex CP3 Progress Payment # 13)	\$ 1,562,597.99
8.	Newfound Roofing Ltd. (Repairs to Track & Field Ramp and Deck)	\$ 9,040.00
9.	Newfoundland HVAC (HVAC Maintenance May - August 2013)	\$ 7,925.01
	Total	\$ 1,627,229.39

Question called. Motion carried unanimously.

ECONOMIC DEVELOPMENT, COMMUNICATION & TOURISM COMMITTEE

No report.

ENGINEERING SERVICES COMMITTEE

13-07-508 Multiplex - Update

An update on the Multiplex construction was presented.

13-07-509 Street Markings (Line Painting)

Motion – Councillor Ledwell/Councillor Stoyles

RESOLVED THAT change order # 2 for the 2011 street marking contract with Clearaway Contracting Limited, in the amount of \$45,190.96 (including HST) be approved.

Discussion: The change order represents the following:

Parking Lot Work - Kenmount Community Centre, City Hall, Municipal Depot, Admiralty House, Park Avenue, St. David's, Swimming Pool

Question called. Motion carried unanimously.

13-07-510 Thermoplastic Line Painting

Council was advised that crosswalks at the following (additional) intersections will be used as test sites for the thermoplastic line painting product:

Old Placentia Road/Ruth Avenue and Old Placentia Road/Richard Nolan Drive

13-07-511 Request for Proposal – Donovans Business Park

Council was advised that the RFP for Donovans Business Park is released with a closing date of July 16, 2013 (2:00 pm). A copy of the RFP is available on the City's website as well as the IPW Department (Municipal Depot).

13-07-512 Tender for Cleaning of City-Owned Buildings

Motion – Councillor Ledwell/Councillor Aker

RESOLVED THAT the tender for the cleaning of City-owned buildings be awarded to the lowest qualified bidder, Kelloway Construction Ltd., in the amount of \$197,351.50 (HST included) per year for the duration of the three-year contract.

Discussion: It was noted that the low bid was disqualified because of the City's COR requirement as part of the bidding process – the company did not have that certification. It was not a reflection on the company's quality of work. It was questioned whether unqualified bids/company name were required to be reported when awarding the tender. (To be clarified)

Question called. Motion carried unanimously.

NEW BUSINESS

13-07-513 St. Peter's Elementary – Overcrowding

Councillor Walsh advised that because of the concerns regarding overcrowding at St. Peter's Elementary, the matter was referred to the Regional Fire Department. The Department will be meeting with Eastern School District staff and will be undertaking an inspection of the building. Applicable information obtained will be referred to the City's building inspection division for action. He clarified that the population of St. John's students attending St. Peter's is 48% - information provided by the Eastern School District. It was also noted that the City is aware of its role and would enforce regulations as required.

13-07-514 2013 Provincial Legion Track and Field Championships

Councillor Ledwell extended congratulations to the athletes who recently participated in the above noted Track & Field Championships.

Deputy Mayor Locke noted that seven Mount Pearl athletes were successful in making the team travelling to Burnaby, British Columbia.

13-07-515 Caféfest

Councillor Ledwell extended congratulations and appreciation to the Youth Action Team for hosting the above noted musical event on July 6 featuring many of the City's youth musicians.

13-07-516 2013 Special Olympics Provincial Summer Games

Councillor Ledwell extended best wishes to the athletes and the organizers of the Special Olympic Provincial Summer Games scheduled for July 18 – 21 in St. John's.

13-07-517 Condolences

Councillor Stoyles extended condolences to the family and friends of the following individuals:

- Henry Bishop
- Mary Kelly
- Judy Cochrane
- Neil Gillespie

13-07-518 Thank You – Staff – Mount Carson Avenue Area

Councillor Stoyles extended appreciation to staff for removing the construction debris in the Mount Carson Avenue area (issue raised at June 25 public meeting).

13-07-519 Roaming Cats

Councillor Stoyles questioned the City's current policy whereby cat cages are provided to residents during working hours only. She suggested that consideration be given to allowing residents to hold the cages overnight as cats (most often) are roaming after hours. (Issue to be referred to Public Works Committee) Residents were reminded that the Animal Control Regulations stipulate that animals (including cats) are to be tethered when outside.

13-07-520 Senior High School – Prom Ceremonies

Deputy Mayor Locke commented on the success of the Mount Pearl Senior High Prom and extended appreciation to the Glacier staff for their assistance. As in other years, he put forth the suggestion that both senior high schools hold their prom on the same weekend thereby splitting the cost/time involved. He noted that this may be an option when the Multiplex is finished.

13-07-521 Bulk Garbage

Councillor Tessier reminded residents that if bulk garbage is placed to the curb after the collection has been done, it must be removed or arrangements made for it to be collected at their expense.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:30 pm on a motion by Councillor Ledwell and seconded by Councillor Stoyles.

Chairperson

Deputy City Clerk