

April 11th, 2011

The Regular Meeting of the St. John's Municipal Council was held in the Council Chamber, City Hall, at 4:30 p.m. today.

Acting Mayor Duff presided.

There were present also: Councillors O'Leary; Hickman, Hann; Colbert; Breen, Galgay and Hanlon.

Regrets: His Worship the Mayor and Councillors Tilley and Collins.

Acting City Manager/Director of Corporate Services and City Clerk; Acting Director of Public Works and Parks; Acting Director of Planning; Director of Engineering; City Solicitor and Manager, Corporate Secretariat were also in attendance.

Adoption of the Agenda

SJMC2011-04-11/174R

It was decided on motion of Councillor Galgay; seconded by Councillor O'Leary: That the Agenda be adopted as presented with the following additional items:

- a. Mayor's Advisory Committee on Affordable Housing Report dated April 6th, 2011
- b. Letter dated April 2, 2011 from Liz Solo (Pickard) expressing concerns about the City's policies regarding the arts and arts grants

Adoption of Minutes

SJMC2011-04-04/175R

It was decided on motion of Councillor Hickman; seconded by Councillor Hanlon: That the minutes of the April 4th, 2011 meeting be adopted as presented.

Business Arising

Proposed Rezoning of Property, Civic Number 69 King’s Bridge Road

Applicant: Gerry Young, King’s Bridge Service Station

Under business arising, Council considered a memorandum dated April 5, 2011 from the Director of Planning regarding the above noted.

SJMC2011-04-11/176R

It was moved by Councillor Breen; seconded by Councillor Hann: That the following Resolutions for St. John’s Municipal Plan Amendment Number 92, 2011 and St. John’s Development Regulations Amendment Number 509, 2011, pertaining to the property at Civic Number 69 King’s Bridge Road, be adopted; and further that Mr. Glenn Barnes, a member of the City’s commissioner list, be appointed to conduct the public hearing, the proposed date for the hearing being May 10, 2011:

**RESOLUTION
ST. JOHN’S MUNICIPAL PLAN
AMENDMENT NUMBER 92, 2011**

WHEREAS the City of St. John’s wishes to allow the rezoning of the King’s Bridge Service Station site located at 69 King’s Bridge Road.

BE IT THEREFORE RESOLVED that the City of St. John’s hereby adopts the following map amendment to the St. John’s Municipal Plan in accordance with the provisions of the Urban and Rural Planning Act:

“Redesignate property located at 69 King’s Bridge Road from the Residential Low Density Land Use District to the Commercial General Land Use District as shown on Map III-1A attached.”

BE IT FURTHER RESOLVED that the City of St. John’s requests the Minister of Municipal Affairs to register the proposed amendment in accordance with the requirements of the Urban and Rural Planning Act, 2000.

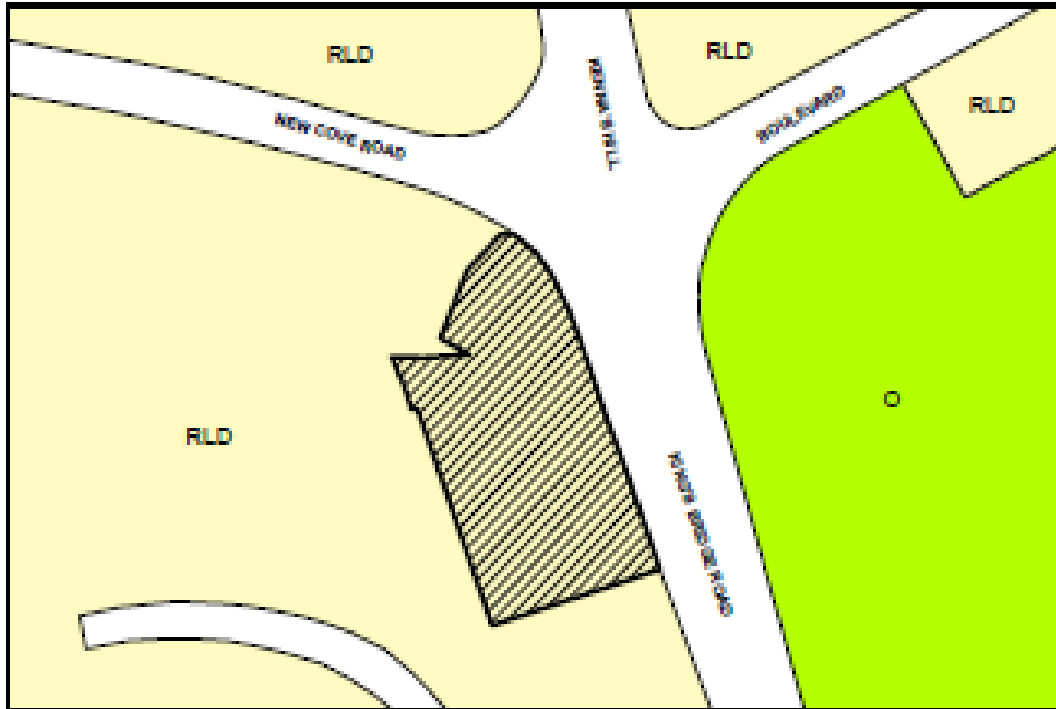
IN WITNESS THEREOF the Seal of the City of St. John’s has been hereunto affixed and this Resolution has been signed by the Mayor and the City Clerk on behalf of Council this 11th day of **April, 2011.**

Mayor

City Clerk

I hereby certify that this Amendment has been prepared in accordance with the Urban and Rural Planning Act, 2000.

MCIP



**CITY OF ST. JOHN'S
MUNICIPAL PLAN
Amendment No. 92, 2011
[Map III-1A]**

2011 03 15 SCALE: 1:1000
CITY OF ST. JOHN'S
DEPARTMENT OF PLANNING

I hereby certify that this amendment
has been prepared in accordance with the
Urban and Rural Planning Act.

 AREA PROPOSED TO BE REDESIGNATED FROM
RESIDENTIAL LOW DENSITY (RLD) LAND USE DISTRICT
TO COMMERCIAL GENERAL (CG) LAND USE DISTRICT

89 KING'S BRIDGE ROAD (King's Bridge Service Station)

M.O.P. signature and seal

Mayor

City Clerk

Council Adoption

Provincial Registration

**RESOLUTION
ST. JOHN'S DEVELOPMENT REGULATIONS
AMENDMENT NUMBER 509, 2011**

WHEREAS the City of St. John's wishes to allow the rezoning of the King's Bridge Service Station site located at 69 King's Bridge Road.

BE IT THEREFORE RESOLVED that the City of St. John's hereby adopts the following map amendment to the St. John's Development Regulations in accordance with the provisions of the Urban and Rural Planning Act:

“Rezone property located at 69 King's Bridge Road from the Residential Low Density (R1) Zone to the Commercial Neighbourhood (CN) Zone as shown on Map Z-1A attached.”

BE IT FURTHER RESOLVED that the City of St. John's requests the Minister of Municipal Affairs to register the proposed amendment in accordance with the requirements of the Urban and Rural Planning Act, 2000.

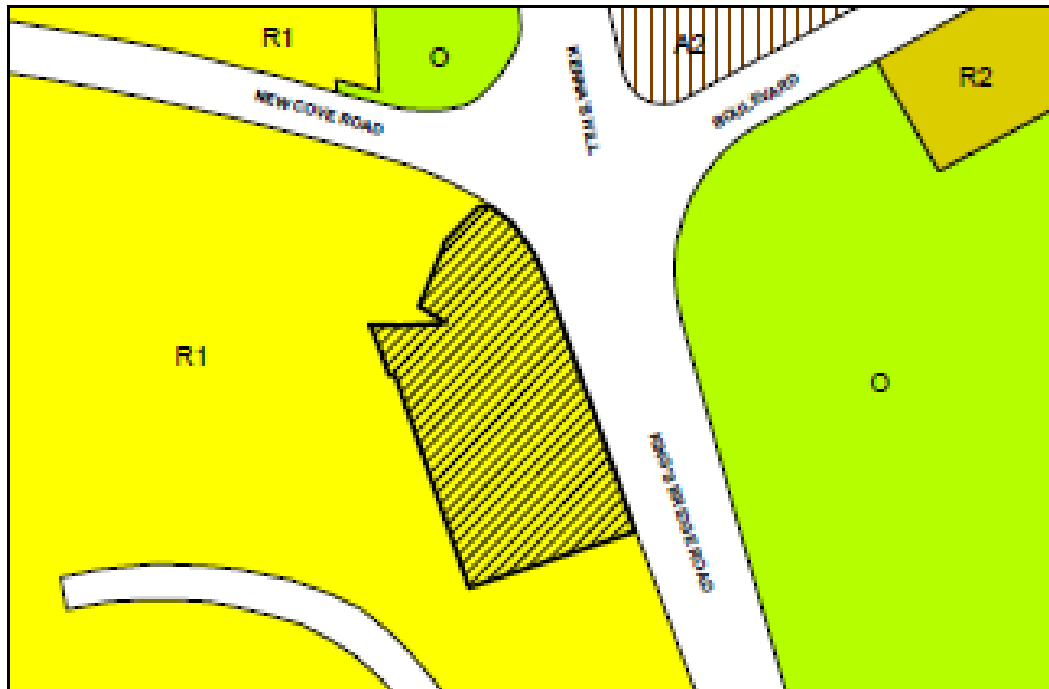
IN WITNESS THEREOF the Seal of the City of St. John's has been hereunto affixed and this Resolution has been signed by the Mayor and the City Clerk on Behalf of Council this 11th day of **April, 2011.**

Mayor

**Director of Corporate Services/
City Clerk**

I hereby certify that this Amendment has been prepared in accordance with the Urban and Rural Planning Act, 2000.

MCIP



**CITY OF ST. JOHN'S
DEVELOPMENT REGULATIONS
Amendment No. 509, 2011
[Map Z-1A]**

2011 03 15 SCALE: 1:1000
CITY OF ST. JOHN'S
DEPARTMENT OF PLANNING

I hereby certify that this amendment
has been prepared in accordance with the
Urban and Rural Planning Act.



AREA PROPOSED TO BE REZONED FROM
RESIDENTIAL LOW DENSITY (R1) LAND USE ZONE TO
COMMERCIAL NEIGHBOURHOOD (CK) LAND USE ZONE

89 KING'S BRIDGE ROAD (King's Bridge Service Station)

M.C.L.P. signature and seal

Mayor

City Clerk

Council Adoption

Provincial Registration

The motion being put was unanimously carried.

Application for Rezoning to Allow a Sand and Gravel Quarry, Incinerator Road
Applicant: Cabot Ready Mix Ltd.

Council considered a memorandum dated April 5, 2011 from the Director of Planning regarding the above noted.

SJMC2011-04-11/177R

It was moved by Councillor Colbert; seconded by Councillor Hann: That the public meeting on the Cabot Ready Mix Ltd. rezoning application to allow a sand and gravel quarry at property off Incinerator Road be deferred until such time as the Minister of Environment and Conservation makes his decision respecting the proposed quarry.

The motion being put was unanimously carried.

Proposed Burger King Restaurant and Drive-Thru Operation
Civic Number 192-194 Torbay Road
Applicant – Hatch Mott McDonald on Behalf of Burger King Restaurants

Acting Mayor Duff acknowledged receipt of a letter dated April 11, 2011 from Mr. Shaun White, regarding the Burger King proposal.

Council considered a memorandum dated April 7, 2011 from the Director of Planning, the Council Directive dated February 21, 2011 approving the discretionary use application subject to a series of conditions assigned to the approval and a copy of the Appeal Board's written decision in response to the appeal by residents of the Pearson Street Condominium Corporation against Council's approval of the application.

Council was requested to review the Appeal Board decision and the Board's suggestion that Council may wish to review the additional information that was presented at the appeal hearing held on March 30, 2011. Upon reviewing the decision and the additional information submitted to the Appeal Board, Council would then determine if its decision of February 21, 2011 to approve the Burger King application would stand.

Councillor Breen questioned the process in that the appeal took place despite the fact that Section 4.3.2 of the St. John's Development Regulations states that "Where Council may in its discretion make a decision, the Appeal Board shall not make a decision that

overrules that decision.” The City Clerk advised that the Pearson Street Condominium Corporation were advised to that effect and decided to proceed anyway.

SJMC2011-04-11/178R

It was moved by Councillor Breen; seconded by Councillor Hann: That the matter be deferred pending review by staff and subsequent report to Council of any additional information pertaining to the Burger King proposal, which would include the letter from Mr. Shaun White.

The motion being put was carried with Councillor Hanlon dissenting.

Standards governing restaurants, take-outs and drive thrus abutting residential areas

Councillor Hann suggested that the City undertake a review of its standards governing restaurants, take-outs and drive thrus, abutting residential areas. The matter was referred to the Planning and Housing Standing Committee for consideration.

Proposed Rezoning of Properties on Maddox Cove Road (Ward 5)
Applicants: Stan Murphy, Bernard Chafe, Colleen Stack and Samuel Stack

Council considered a memorandum dated April 7, 2011 from the Director of Planning regarding the above noted.

SJMC2011-04-11/179R

It was moved by Councillor Hann; seconded by Councillor O’Leary: That the Department of Planning be directed to advertise the proposed rezoning of the properties on the north side of Maddox Cove Road from the Open Space Reserve (OR) to the Rural Residential Infill (RRI) Zone to allow the proposed future development of residential building lots with private on-site wells and septic systems, by means of a newspaper notice, posting the proposed rezoning on the City’s website and through mailing notices to property owners along Maddox Cove Road in the vicinity of the application properties.

The motion being put was carried with Acting Mayor Duff and Councillor Galgay dissenting.

Development Committee Report

Council considered the following Development Committee Report dated April 5, 2011:

RECOMMENDATION OF APPROVAL:

- 1. Proposed Sand Quarry Operation
Foxtrap Access Road Area (Ward 5)
Applicant: City Sand & Gravel Ltd.**

The Development Committee has now reviewed the application in light of the Minister of Environment and Conservation's recent decision to release the proposed sand quarry from further environmental assessment subject to conditions as set out by the Minister.

The Development Committee recommends that Council grant Approval-in-Principle to City Sand & Gravel Ltd. for its proposed sand quarry operation subject to the following conditions:

1. The sand quarry operation must be operated as per the conditions as established by the Minister of Environment and Conservation;
2. The size of the new sand quarry shall be limited to 1.8 hectares;
3. Before any work commences on the site, the applicant must submit a detailed site plan to the City for review and approval by City staff; and
4. The sand quarry must be operated in accordance with any applicable requirements as established by the Department of Natural Resources and the Crown Lands Office.

Neil A. Martin
Acting City Manager
Chair – Development Committee

SJMC2011-04-11/180R

It was moved by Councillor Hann; seconded by Councillor Hickman: That the Committee's recommendation be approved.

The motion being put was unanimously carried.

Heritage Advisory Committee Report dated April 6th, 2011

Council considered the following Heritage Advisory Committee Report dated April 6th, 2011:

Members: Acting Mayor Shannie Duff, Chairperson
David Kelland, NL Association of Architects
Wayne Purchase, Downtown St. John's
Debbie O'Rielly, NL Historic Trust
George Chalker, Heritage Foundation of Newfoundland & Labrador
Gerard Hayes, General Representative
Ken O'Brien, Manager of Planning & Information
Sylvester Crocker, Manager, Technical Services
Peter Mercer, Heritage Officer
Helen Miller, Archivist
Margaret Donovan, Tourism Industry Coordinator
Karen Chafe, Recording Secretary

Report:

1. **166 Duckworth St. – Newfoundland Chocolate Company Proposed Mural**

The Committee met with Mr. Brent Smith, owner of the Newfoundland Chocolate Company to discuss his proposal for a mural on the west-facing side of his building situated at 166 Duckworth St. Background information is attached.

The Committee recommends approval of the proposed mural which will depict notable events and people throughout Newfoundland history in a collage-like fashion. The work will be painted by Cara Kansala and Pam Dorey.

**Acting Mayor Shannie Duff
Chairperson**

SJMC2011-04-11/181R

It was moved by Councillor Colbert; seconded by Councillor O'Leary: That the Committee's recommendation be approved.

The motion being put was unanimously carried.

Development Permits List

Council considered as information the following Development Permits List for the period April 1 to 7, 2011:

**DEVELOPMENT PERMITS LIST
DEPARTMENT OF PLANNING
FOR THE PERIOD OF April 1, 2011 TO April 7, 2011**

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
RES	Elaine Martin	Proposed Building Lot	267 Brookfield Road	5	Approved	11-04-01
RES	Kimberly Finn	Proposed Building Lot	230 Main Road	5	Approved	11-04-01
RES	Leonard Ryan	Proposed Building Lot	74 Old Bay Bulls Road	5	Approved	11-04-05
COM	Jennifer Piercey	Family Home Child Care Service	180 Airport Heights Drive	4	Approved	11-04-05

* Code Classification:
 RES - Residential
 COM - Commercial
 AG - Agriculture

INST - Institutional
 IND - Industrial

** This list is issued for information purposes only. Applicants have been advised in writing of the Development Officer's decision and of their right to appeal any decision to the St. John's Local Board of Appeal.

Gerard Doran
 Development Officer
 Department of Planning

Building Permits List

SJMC2011-04-11/182R

**It was decided on motion of Councillor Hann; seconded by Councillor Galgay:
 That the recommendation of the Director of Building and Property
 Management with respect to the following Building Permits List be approved:**

2011/04/06

Permits List

CLASS: COMMERCIAL

53653 NEWFOUNDLAND AND RANDY DAWE PHOTOGRAPHY	40 ABERDEEN AVE	MS OFFICE
U-WEIGHT LOSS	40 ABERDEEN AVE	MS RETAIL STORE
SMART SET	46A ABERDEEN AVE	MS CLINIC
PETS UNLIMITED	79B ABERDEEN AVE	MS RETAIL STORE
BURSEY LAWN CARE LTD.	89 ABERDEEN AVE	MS RETAIL STORE
PHB GROUP	71 AIRPORT RD	MS OFFICE
ROYAL CANADIAN LEGION	99 AIRPORT RD	SN OFFICE
MARIE'S MINI MART	57 BLACKMARSH RD	MS PLACE OF ASSEMBLY
SMART KIDZ	44 CROSBIE RD	MS CONVENIENCE STORE
LADY TAILOR	10 ELIZABETH AVE	MS RETAIL STORE
CIRCLE K - IRVING	391-395 EMPIRE AVE	MS COMMUNICATIONS USE
DOMINO'S PIZZA	32 FRECKER DR	MS SERVICE STATION
KELSEY DRIVE PIZZA COMPANY	274 FRESHWATER RD	SN TAKE-OUT FOOD SERVICE
	35 KELSEY DR	MS RESTAURANT

PETS UNLIMITED	39 KELSEY DR	MS RETAIL STORE
THE WOK BOX	55 KELSEY DR	MS RESTAURANT
KIDDIE KOBBLER	58 KENMOUNT RD	MS RETAIL STORE
KENMOUNT BILLIARDS INC.	58 KENMOUNT RD	MS TAVERN
OXFORD MORTGAGE CONSULTING	58 KENMOUNT RD	MS OFFICE
COHEN'S HOME FURNISHINGS	81 KENMOUNT RD	MS RETAIL STORE
FURNITURE AND MATTRESS	323 KENMOUNT RD	MS RETAIL STORE
BALLY HALY GOLF & COUNTRY	90 LOGY BAY RD	MS CLUB
ALEX FOLEY ACADEMY	484 MAIN RD	MS CLUB
BIG R	484-490 MAIN RD	MS RESTAURANT
UNIVERSAL CORPORATE WEAR INC.	355B MAIN RD	MS RETAIL STORE
TRIM SHOP	219 MAJOR'S PATH	MS RETAIL STORE
PIZZA EXPERTS	446 NEWFOUNDLAND DR	MS RESTAURANT
RONA	60 O'LEARY AVE	MS RETAIL STORE
SCI-FI ON THE ROCK	180 PORTUGAL COVE RD	MS RETAIL STORE
ACTION PHYSIOTHERAPY	279 PORTUGAL COVE RD	MS CLINIC
MARIE'S MINI MART	27 AIRPORT HEIGHTS DR	MS CONVENIENCE STORE
HABITAT FOR HUMANITY	6 ROBIN HOOD BAY RD	MS OFFICE
CAREGIVERS	38-42 ROPEWALK LANE	SN OFFICE
RENT CASH INC.	38-40 ROPEWALK LANE	MS BANK
EARLY ACHIEVERS INC.	397 STAVANGER DR	MS RETAIL STORE
STAVANGER DRIVE PIZZA COMPANY	415 STAVANGER DR	MS RESTAURANT
NORTH ATLANTIC REFINING	86 THORBURN RD	MS SERVICE STATION
KENNY ENTERPRISES LIMITED	THORBURN RD	MS RETAIL STORE
NORTH ATLANTIC REFINING	446 TOPSAIL RD	MS SERVICE STATION
COBALT PROPERTIES LIMITED	632 TOPSAIL RD IRVING OIL	MS SERVICE STATION
BELLA VISTA LIMITED	26-34 TORBAY RD	MS TAVERN
TOTALLY TANNED LTD.	120 TORBAY RD	MS SERVICE SHOP
CURVES FOR WOMEN	272-276 TORBAY RD	MS CLUB
TORBAY ROAD BILLARDS LIMITED	430 TORBAY RD	MS TAVERN
TIRE CRAFT	452 TORBAY RD	MS RETAIL STORE
RONA	710 TORBAY RD	MS RETAIL STORE
WEIGHT WATCHERS	105 TORBAY RD	MS CLUB
CROWN WOODWORKING LTD.	349 KENMOUNT RD	RN CUSTOM WORKSHOP
CROWN CABINETS/WINDOWS	349 KENMOUNT RD	CR RETAIL STORE
HOLIDAY INN	180 PORTUGAL COVE RD	RN HOTEL
BAE NEWPLAN GROUP	TORBAY RD-CHURCHILL CONSULT.	CR OFFICE
BELL MOBILITY	34 PIPPY PL, BELL MOBILITY	RN RETAIL STORE
THE TOWER CORPORATE CAMPUS	276 WATERFORD BRIDGE RD	EX OFFICE
THE BENNETT GROUP OF COMPANIES	510 TOPSAIL RD	RN OFFICE
BELL MOBILITY	AVALON MALL, BELL MOBILITY	RN RETAIL STORE
		THIS WEEK \$ 825,360.00

CLASS: INDUSTRIAL

THIS WEEK \$.00

CLASS: GOVERNMENT/INSTITUTIONAL

JEHOVAH WITNESS CHURCH	168 MACDONALD DR	RN CHURCH
		THIS WEEK \$ 150,000.00

CLASS: RESIDENTIAL

BARBARA WICKS	12 ALDERGROVE PL - LOT 249	NC SINGLE DETACHED & SUB.APT
PRO-TECH CONSTRUCTION	160 CASTLE BRIDGE DR, LOT 206	NC SINGLE DETACHED DWELLING
NEW VICTORIAN HOMES	18 COUNTRY GROVE PL - LOT 54	NC SINGLE DETACHED & SUB.APT
NEW VICTORIAN HOMES	23 COUNTRY GROVE PL - LOT 88	NC SINGLE DETACHED & SUB.APT
NEW VICTORIAN HOMES	31 COUNTRY GROVE PL - LOT 84	NC SINGLE DETACHED & SUB.APT

NEW VICTORIAN HOMES	33 COUNTRY GROVE PL - LOT 83	NC SINGLE DETACHED & SUB.APT
SKYMARK CONTRACTING	100 GREAT EASTERN AVE, LOT 91	NC SINGLE DETACHED & SUB.APT
SKYMARK CONTRACTING	111 GREAT EASTERN AVE, LOT 65	NC SINGLE DETACHED & SUB.APT
SKYMARK CONTRACTING	119 GREAT EASTERN AVE, LOT 61	NC SINGLE DETACHED & SUB.APT
SKYMARK CONTRACTING	121 GREAT EASTERN AVE, LOT 60	NC SINGLE DETACHED & SUB.APT
SKYMARK CONTRACTING	125 GREAT EASTERN AVE, LOT 58	NC SINGLE DETACHED & SUB.APT
TERRY WALSH CONTRACTING	10 HAMLET ST, LOT 64	NC SINGLE DETACHED DWELLING
NEWBRIDGE DEVELOPMENT LIMITED	139 LADYSMITH DRIVE, LOT 421	NC SINGLE DETACHED & SUB.APT
NEWBRIDGE DEVELOPMENT LIMITED	141 LADYSMITH DRIVE, LOT 420	NC SINGLE DETACHED & SUB.APT
KARWOOD CONTRACTING	6 LOTUS STREET - LOT #100	NC SINGLE DETACHED DWELLING
DONOVAN HOMES LTD	7 NAUTILUS STREET - LOT 90	NC SINGLE DETACHED DWELLING
DONOVAN HOMES LTD.	9 NAUTILUS STREET , LOT 89	NC SINGLE DETACHED DWELLING
AUSTIN'S CONTRACTING	8 NERISSA PL - LOT 449	NC SINGLE DETACHED DWELLING
SKYMARK CONTRACTING	10 OBERON ST, LOT 151	NC SINGLE DETACHED DWELLING
SKYMARK CONTRACTING	11 OBERON ST, LOT 144	NC SINGLE DETACHED DWELLING
SKYMARK CONTRACTING	15 OBERON ST, LOT 146	NC SINGLE DETACHED DWELLING
SKYMARK CONTRACTING	2 PLUTO ST, LOT 73	NC SINGLE DETACHED DWELLING
SKYMARK CONTRACTING	10 PLUTO ST, LOT 77	NC SINGLE DETACHED DWELLING
SKYMARK CONTRACTING	7 PLUTO ST, LOT 69	NC SINGLE DETACHED DWELLING
SKYMARK CONTRACTING	9 PLUTO ST, LOT 68	NC SINGLE DETACHED DWELLING
STEPHEN SPARKES	38 ROSALIND ST , LOT 401	NC SINGLE DETACHED & SUB.APT
AUSTIN'S CONTRACTING	40 ROSALIND ST, LOT 402	NC SINGLE DETACHED DWELLING
CHRIS MARNELL	9 ROSALIND ST, LOT 460	NC SINGLE DETACHED & SUB.APT
AUSTIN'S CONTRACTING	29 ROSALIND ST, LOT 444	NC SINGLE DETACHED & SUB.APT
AUSTIN'S CONTRACTING	39 ROSALIND ST, LOT 439	NC SINGLE DETACHED & SUB.APT
PRO-TECH CONSTRUCTION LTD	33 ROSE ABBEY ST, LOT 135	NC SINGLE DETACHED DWELLING
KEN HAYWARD	20 GEORGINA ST	CR SUBSIDIARY APARTMENT
MATTHEW LAKE	73 PETITE FORTE DR	CR SINGLE DETACHED & SUB.APT
LEN & GERALDINE WHITE	40 SMITH AVE	CR SINGLE DETACHED DWELLING
STUDIO C. HOLDINGS LTD.	79 RENNIE'S MILL RD	EX LODGING HOUSE
MICHAEL O'DEA	36 CIRCULAR RD	RN SEMI-DETACHED DWELLING
SHARON BALA	102 CIRCULAR RD	RN TOWNHOUSING
BRUCE ALCOCK	128 GOWER ST	RN SEMI-DETACHED DWELLING
REARDON CONSTRUCTION & DEVELOP	34 JENNMAR CRES	RN SINGLE DETACHED DWELLING
DARCY WARD	76 LIME ST	RN TOWNHOUSING
KENNETH HARDING	50 LIVINGSTONE ST	RN SEMI-DETACHED DWELLING
SCOTT FRANCIS KELLY AND	9 MARK NICHOLS PL	RN SINGLE DETACHED DWELLING
DR. A. HANNA	57 O'REGAN RD	RN SINGLE DETACHED DWELLING
JEREMY RICE / D.ST-HILAIRE	42 PENNYWELL RD	RN SEMI-DETACHED DWELLING
TREVOR BELL & GILLIAN DAVIDGE	25 WALWYN ST	RN SINGLE DETACHED DWELLING
HANLEY CONSTRUCTION	48 CAPE PINE ST	SW SINGLE DETACHED & SUB.APT
CITY OF ST. JOHN'S	40 MUNDY POND RD	MS ADMIN BLDG/GOV/NON-PROFIT

THIS WEEK \$ 7,298,900.00

CLASS: DEMOLITION

THIS WEEK \$.00

THIS WEEK'S TOTAL: \$ 8,274,260.00

REPAIR PERMITS ISSUED: 2011/03/31 TO 2011/04/06 \$ 122,050.00

LEGEND

CO	CHANGE OF OCCUPANCY	SN	SIGN
CR	CHNG OF OCC/RENOVTNS	MS	MOBILE SIGN
EX	EXTENSION	CC	CHIMNEY CONSTRUCTION
NC	NEW CONSTRUCTION	CD	CHIMNEY DEMOLITION
OC	OCCUPANT CHANGE	DV	DEVELOPMENT FILE
RN	RENOVATIONS	WS	WOODSTOVE
SW	SITE WORK	DM	DEMOLITION
TI	TENANT IMPROVEMENTS		

Payrolls and Accounts

SJMC2011-04-11/183R

It was decided on motion of Councillor Hann; seconded by Councillor Galgay: That the following Payrolls and Accounts for the week ending March 31, 2011, be approved:

**Weekly Payment Vouchers
For The
Week Ending March 31, 2011**

PAYROLL

Public Works	\$	421,605.38
Bi-Weekly Administration	\$	703,707.09
Bi-Weekly Management	\$	563,309.38
Regional Fire Department	\$	607,675.87

ACCOUNTS PAYABLE \$ 1,846,274.82

Total: \$ 4,142,572.54

Tenders

- a. Tender - 2011 Infrastructure Maintenance Program – Contract #1: Manholes and Catch Basins
- b. Tender – Maintenance & Service Overhead Doors, Various Locations

SJMC2011-04-11/184R

It was moved by Councillor Hann; seconded by Councillor Galgay: That the recommendations of the Deputy City Manager/Director of Public Works and Parks and the Director of Building and Property Management be approved and the tenders awarded as follows:

- a. **Infinity Construction Ltd. in the amount of \$1,081,901.55**
- b. **Overhead Door NL Ltd. in the amount of \$122,779.02 which includes HST and is for a three (3) year period**

Notice of Motion – By-Laws – 2010 National Building Code

Councillor Colbert gave the following Notice of Motion

TAKE NOTICE that I will at the next regular meeting of the St. John's Municipal Council move to enact an amendment to the following by-laws so as to adopt the 2010 National Building Code:

- The Commercial Maintenance By-Law of the City of St. John's
- The St. John's Residential Property Standards By-Law
- St. John's Building By-Law
- The St. John's Plumbing By-Law

DATED at St. John's, NL this 11th day of April, 2011.

(The Acting Mayor asked for a summary of the changes the amendment will encompass)

Demolition – 59 Merrymeeting Road

Council considered a memorandum dated April 7, 2011 from the Director of Building & Property Management regarding the above noted.

SJMC2011-04-11/185R

It was moved by Councillor Galgay; seconded by Councillor Breen: That Council order the demolition and removal of the structure at 59 Merrymeeting Road as per Section 375 of the City of St. John's Act, failing which, the City will undertake to have the work carried out and charged to the property.

The motion being put was unanimously carried.

Snow Clearing Report for the period January 1st to April 8th, 2011

Council considered as information the snow clearing report for the period January 1 to April 8, 2011 showing a negative variance of \$588,693.00.

Letter dated March 30, 2011 to His Worship the Mayor from Leslie O'Reilly, Executive Director, Oceans Advance Inc. expressing gratitude to the Mayor, Council and City staff for their support during the International Science Technology Partnership Canada and OceansAdvance event held in March, 2011

Council acknowledged the above noted letter.

Letter dated March 21, 2011 from President Hans Cunningham, FCM thanking staff member, Lynnann Winsor, for her involvement in the Canadian Water and Wastewater Association's and FCM's Advisory Committee for the Wastewater Systems Effluent Regulation

Council acknowledged the above noted letter.

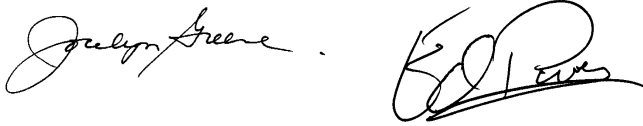
Mayor's Advisory Committee on Affordable Housing Report dated April 6th, 2011

Council considered the following Mayor's Advisory Committee on Affordable Housing Report dated April 6th, 2011:

1. Letter from Council to Federal Government Candidates

The Committee referenced concerns stemming from the Canadian Housing & Renewal Association (CHRA) about the threat to the renewal of funding for CMHC's Affordable Housing Initiative and renovation programs (RRAP). The federal government currently invests \$253 million annually in these programs which produce new housing and maintains existing affordable housing. These programs have yet to be renewed for 2011-14 as had been expected. Canada's housing crisis will deepen if these initiatives are not renewed with increased funding.

The Committee on motion of Ed Power; seconded by Kimberly Yetman-Dawson recommends that Council write a letter to all federal party candidates asking them to renew and increase funding for CMHC's Affordable Housing Initiative and renovation programs (RRAP).



Jocelyn Greene and Ed Power
Co-Chairs,
St. John's Mayor's Advisory Committee on Affordable Housing

SJMC2011-04-186R

It was moved by Councillor Hann; seconded by Councillor O'Leary: That the Committee's recommendation be approved.

The motion being put was unanimously carried.

Councillor Hann

Councillor Hann tabled letters written by him on behalf of the St. John's Transportation Commission, to the Federal candidates, to ascertain their position, as well as their party's, on federal assistance for public transit.

Councillor O'Leary

Councillor O'Leary noted that the problem experienced on the weekend with respect to the phone line registration for the City's spring swimming program was due to a glitch with the phone message manager system.

Councillor O'Leary advised she received a call from Ross Reid commending the efficient manner in which the Department of Public Works staff dealt with a sewer backup situation on his property.

Councillor O'Leary encouraged property and business owners to make every effort to clean up their property. The Acting Director of Public Works and Parks then provided an update on the City's Cleanup plan.

Councillor Colbert

Councillor Colbert noted that new City Manager, Mr. Robert Smart, will officially step into the role on April 18, and on behalf of Council, thanked Acting City Manager, Mr. Neil Martin, for his outstanding service and leadership during his tenure as Acting City Manager.

Councillor Galgay

Councillor Galgay advised that the Public Meeting on the proposed rezoning of the former CEI Club at #181 Hamilton Avenue (WARD 2) will now be held on Wednesday, April 20th, at 7:00 pm at Lakecrest School located on Patrick Street.

Acting Mayor Duff

Acting Mayor Duff tabled a copy of a letter dated March 23, 2011 to the Honourable Chuck Strahl, Minister of Transport, Infrastructure and Communities from the Minister of Municipal Affairs, Kevin O'Brien regarding Infrastructure Stimulus Fund, City of St. John's: Bay Bulls Big Pond Water Treatment Plant and Petty Harbour – Long Pond Water Treatment Plant, indicating his support of the municipalities in their request for an extension beyond October 31, 2011 completion deadline and to confirm that the province of Newfoundland and Labrador is supportive and prepared to grant an extension to see these two very worthwhile projects completed.

Acting Mayor Duff tabled a letter dated April 2, 2011 from Liz Solo (Pickard) expressing concerns about the City's policies regarding the arts and arts grants and asked that it be referred to the Director of Economic Development, Tourism and Culture for response.

Councillor Breen noted he had previously asked for a review of the terms of reference and guidelines for the Arts Jury program. Acting Mayor Duff indicated that this has already been done and agreed that the information be brought forward to Council at its next regular meeting to be held on April 18, 2011.

Adjournment

There being no further business, the meeting adjourned at 5:15 pm.

MAYOR

CITY CLERK