

April 14, 2008

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 O'Keefe presided.

There were present also Councillors Duff, Colbert, Hickman, Hann, Puddister, Galgay, Ellsworth and Collins

Regrets: Councillor Coombs

The Chief Commissioner and City Solicitor, Associate Commissioner/Director of Corporate Services and City Clerk, Associate Commissioner/Director of Engineering, Director of Finance and City Treasurer, Director of Planning, and Manager, Corporate Secretariat were also in attendance.

Call to Order and Adoption of the Agenda

SJMC2008-04-14/213R

It was decided on motion of Councillor Galgay; seconded by Councillor Hickman: That the agenda be adopted as presented with the following additional items:

- a. Tender – Municipal Depot – Multi-Blade Replacement**
- b. Request from Choices for Youth that the City purchase a table of 15 in support of the fundraising event for the youth at risk and people experiencing poverty in our community**
- c. Letter dated April 4, 2008 from the Honourable Lawrence Cannon Minister of Transport, Infrastructure and Communities**
- d. Memorandum dated April 11, 2008 from the Chief Commissioner and City Solicitor re Board Appointments, SJSE**
- e. Memorandum dated April 8, 2008 from the Associate Commissioner/Director of Engineering re Proposed Cost-Sharing Arrangement, City of St. John's and Triple "D" Development Ltd., Wild Rose Subdivision, Bay Bulls Road**

Adoption of Minutes

SJMC2008-04-14/214R

It was decided on motion of Councillor Duff; seconded by Councillor Hann: That the Minutes of the April 7th, 2008 meeting be adopted as presented.

Water Tax

Under business arising, Council considered as information a memorandum dated April 10, 2008 from the Director of Finance and City Treasurer regarding the above with attached documents setting out the costs supporting the current residential water tax rate, as well as the projected increases in water tax arising from capital projects for water and sewer services.

Council asked that the information be posted on the City's website.

During discussion, Councillor Hickman indicated he would like a comparison of the impact of a slight increase in the mil rate (.1, .2 and .3 mils) blended with some increase of the water tax to a full increase of the water tax.

Proposed Rezoning of Land, North Side of Stavanger Drive, West of Coultas Street Cabot Development Corporation Ltd. and Shannex Development

Under business arising, Council considered a memorandum dated April 10, 2008 from the Director of Planning regarding the above noted.

SJMC2008-04-14/215R

It was moved by Councillor Duff; seconded by Councillor Ellsworth: That the following Resolution for St. John's Municipal Plan Amendment Number 59, 2008 and St. John's Development Regulations Amendment Number 430, 2008 be adopted; which will then be referred to the Department of Municipal Affairs with a request for Provincial registration as per the requirements of the Urban and Rural Planning Act.

**URBAN AND RURAL PLANNING ACT, 2000
RESOLUTION TO APPROVE
ST. JOHN'S MUNICIPAL PLAN AMENDMENT NUMBER 59, 2008
AND
ST. JOHN'S DEVELOPMENT REGULATIONS AMENDMENT NUMBER 430,
2008**

Under the authority of the Urban and Rural Planning Act, 2000, the St. John's Municipal Council:

- a) adopted St. John's Municipal Plan Amendment Number 59, 2008, and St. John's Development Regulations Amendment Number 430, 2008, on the 10th day of March, 2008;
- b) gave notice of the adoption of St. John's Municipal Plan Amendment Number 59, 2008, and St. John's Development Regulations Amendment Number 430, 2008, by advertisements inserted in *The Telegram* newspaper on the 15th day and the 19th day of March, 2008;
- c) set the 31st day of March, 2008, at 7:00 p.m. at St. John's City Hall for the holding of a public hearing to consider objections and representations.

Now under the authority of the Urban and Rural Planning Act, 2000, the St. John's Municipal Council approves St. John's Municipal Plan Amendment Number 59, 2008 and St. John's Development Regulations Amendment Number 430, 2008, as adopted.

SIGNED and SEALED this 14th day of April, 2008.

Acting Mayor

**Director of Corporate Services
and City Clerk**

And further, that Commissioner Clinton's recommendations respecting notification to prospective owners or tenants in possibly high noise areas and the proposed requirement for developers to incorporate acoustic design features in residential buildings proposed for high noise areas, be referred to the Planning and Housing Standing Committee for review and consideration, be accepted.

The motion being put was unanimously carried.

Development Committee Report dated April 8, 2008

Council considered the following Development Committee Report dated April 8, 2008:

RECOMMENDATION OF APPROVAL

1. **Proposed Demolition and Reconstruction of Single Detached Dwelling
Civic No. 38 Shoal Bay Road – Ward 5
Applicant: Mr. Wayne Haynes (Rural Residential Infill (RRI) Zone)**

It is the recommendation that this application be approved as a non-conforming lot in accordance with Section 7.12.1(c) of the Development Regulations subject to the following conditions:

- a. Payment of the required \$50.00 non-refundable application processing fee.
- b. The proposed new dwelling unit must be connected to municipal water and sanitary sewer services.
- c. The required demolition/building permits must be obtained from Access St. John's prior to the commencement of any development on the site.
- d. The older dwelling must be removed from the site prior to commencement of construction of the new dwelling, or adequate security must be deposited with the City to ensure that the older dwelling is removed from the site upon occupancy of the new structure.

RECOMMENDATION OF REJECTION:

2. **22 St. Joseph's Lane (Sign Application from Nolan & Hall)**

The Development Committee recommends rejection of the sign application which is proposed to be 8' x 12' in dimension and situated at the side of the building as opposed to the front entrance. The sign is also proposed to advertise a hotel and spa which has not been approved for this location which is in the R3 Zone and is approved as a Condominium. Staff will suggest to the applicant that he resubmit the application based on a smaller dimension and size and that the sign should be attached to the wall of the building.

**Art Cheeseman, Chairperson
Associate Commissioner/Director of Engineering**

SJMC2008-04-14/216R

**Regarding Item #1, it was decided on motion of Councillor Ellsworth ;
seconded by Councillor Duff: That the Committee's recommendation of
approval be accepted.**

SJMC2008-04-14/217R

Regarding Item #2: It was decided on motion of Councillor Ellsworth; seconded by Councillor Duff: That the Committee's recommendation of rejection be accepted.

Heritage Advisory Committee Report dated April 9th, 2008

Council considered the following Heritage Advisory Committee Report dated April 9th, 2008:

Attendees: Councillor Shannie Duff, Chairperson
Debbie O'Rielly, Heritage Foundation of NL
Craig Williams, NL Homebuilders Association
Bernadine Simmonds
David Kelland
Gerard Hayes
Cliff Johnston, Director of Planning
Linda Bishop, Senior Legal Counsel
Jim Ford, Manager of Regulatory Services
Ken O'Brien, Manager of Planning & Information
Peter Mercer, Heritage Officer
Margaret Donovan, Tourism Industry Coordinator
Karen Chafe, Recording Secretary

Report:

Report: Criteria for Development in the City's Heritage Areas

The Committee reviewed the attached table prepared by City staff which sets out proposed criteria for development of properties located in each of the City's three existing Heritage Areas. The criteria are based on recommendations set out in the study prepared by the PHB Group Inc. on behalf of the City several years ago on Heritage Areas, Heritage Buildings and Public Views. Council previously adopted this report. The boundaries of the Heritage Areas were expanded by Council several years ago as one of the recommendations of the PHB Group report. The preparation of the table regarding specific criteria for development in the three Heritage Areas is the next part of the process of implementing the recommendations of the PHB Group's report. It is proposed that the table will be incorporated as part of the St. John's Development Regulations.

As the Urban and Rural Planning Act requires that a public consultation process be undertaken for any proposed amendments/additions to the Development Regulations, the Committee recommends that the

Department of Planning in conjunction with the Department of Building and Property Management, undertake a public advertisement process of the proposed heritage criteria table. This advertisement process would involve newspaper notices and the posting of the

table on the City's website. In addition, notices about the table would be mailed to all property owners identified on the City's assessment role as owning property within each of the City's Heritage Areas. The notice would include contact information for applicable City staff to whom public enquiries could be made. There are a total of approximately 6000 properties included amongst the three Heritage Areas. Upon completion of the advertising process, the proposed text amendments to incorporate the heritage criteria table into the Development Regulations would be referred to a future Regular Meeting of Council for consideration of adoption. Pending the extent of public feedback received as a result of the advertisement process, consideration could be given to scheduling a public information session.

As information, if the text amendments to the Development Regulations are ultimately approved by Council, decisions on development applications made under the Regulations with respect to the heritage areas criteria would be appealable to the St. John's Local Board of Appeal. City staff are also recommending that the City's Heritage By-Law be repealed at the applicable point in time as this by-law is obsolete and will be replaced by the proposed text amendments to the Development Regulations.

Also, as information, parts of the Battery area are proposed to be included in Heritage Area 3 as part of the report prepared by the PHB Group Inc. on behalf of the City regarding the Battery area. (Part of the Battery area is already included within Heritage Area 3.) This report has been accepted by Council. City staff are recommending that upon decision by Council on the proposed amendments to the Development Regulations respecting the heritage areas criteria, that a public meeting be held for property owners/residents of the Battery area respecting the inclusion of properties into Heritage Area 3 as well as proposed amendments to the Development Regulations to implement the recommendations of the PHB Group report respecting the protection of private views in the Battery area.

Councillor Shannie Duff
Chairperson

SJMC2008-04-14/218R

It was moved by Councillor Duff; seconded by Councillor Galgay: That the Committee's recommendations be approved.

The motion being put was unanimously carried.

Parks and Recreation Standing Committee Report dated April 8th, 2008

Council considered the following Parks and Recreation Standing Committee Report dated April 8th, 2008:

Attendees: Councillor Shannie Duff, Chairperson
Councillor Frank Galgay
Councillor Tom Hann

Councillor Ron Ellsworth
Councillor Sandy Hickman
Ron Penney, Chief Commissioner/City Solicitor
Jill Brewer, Director of Recreation
Paul Mackey, Director of Public Works & Parks
Bob Bishop, Director of Finance & City Treasurer
Debbie Reid, Internal Auditor
Carla Lawrence, Manager of Youth Soccer Division
Natalie Godden, Manager of Family & Leisure Services
Jim Clarke, Manager of Streets & Parks
Heather Hickman, Manager of Community Development
Brian Head, Operations Assistant – Parks
Melanie McLeod, Foreperson, Public Works & Parks
Karen Chafe, Recording Secretary

1. **Accessible Playground – Bowring Park**

Mr. Addison Bown and Mr. Chris Lemessieur of the Grand Concourse Authority were in attendance to discuss their concept plan for the accessible playground proposed to be situated at Bowring Park. An artist's rendering will be displayed at the Council Meeting. Information is also attached regarding accessible playground equipment models. Council had committed \$100,000 toward the cost of playground equipment and had also approached the Bowring Park Foundation to cost-share that amount. Subsequent to that proposal, it has now been determined that there is an additional cost of \$455,000, some of which is attributed to the requirement of rubber surfacing for wheelchair accessibility at a cost of \$150,000.

The idea of an accessible playground was also expanded upon in that a playground should not only be accessible but inclusive to ensure children are not segregated from each other based on the extent of their physical abilities. It is worthy to note that the City has no accessible playgrounds at any of its facilities, and it was agreed that this needs to change.

The Committee on motion of Councillor Ellsworth; seconded by Councillor Hickman recommends that the City allocate the additional funding required for the Bowring Park Accessible/Inclusive playground as proposed by the Grand Concourse Authority, subject to equal cost-shared funding with the Bowring Park Foundation and/or in addition to any other sources of sponsorship that become available. The estimated cost for the entire project is \$555,000 (of which Council has already committed \$100,000).

2. **City of St. John's/DDC Open Space Revitalization Project (RNC Memorial)**

The Committee considered background information on the Royal Newfoundland Constabulary Memorial proposed to be situated at the intersection of Gower Street, Long's Hill and Queen's Road (just west of Gower Street United Church).

As per the attached application for ACOA funding, the site will include a sculpture by Luben Boykov as a centerpiece for the proposed enhancement. The sculpture will depict an RNC officer in traditional uniform, assisting a young girl. The supporting site design is developed as a traditional open space with local stone work, lighting and aluminum railing. Planters will provide colour and enhance the visual appeal of the site. The estimated cost of this project, excluding the sculpture (sponsored by the RNC and the DDC) is \$275,941. The City of St. John's and the Downtown Development Commission have proposed a cost-shared funding arrangement with ACOA to be broken down as follows:

DDC:	\$ 68,986
City of St. John's	\$ 68,986
ACOA	<u>\$137,969</u>
TOTAL	\$275,941

The Committee on motion of Councillor Sandy Hickman; seconded by Councillor Ron Ellsworth: recommends that Council allocate the City's share of the cost for the RNC Memorial at \$68,986, subject to approved cost-shared funding from the DDC and ACOA.

3. Council Representation on the Grand Concourse Benefits Study Committee

Staff from the Dept. of Recreation (in consultation with the Dept. of Economic Development, Tourism & Culture), provided an update of their review recommendations of the Grand Concourse Benefits Study and how the City can become involved in the implementation of the recommendations within the Study. It was recommended that all relevant departments review the Benefits Study with a goal to provide more detailed recommendations. Discussion on this topic will take place with representatives from the relevant departments at a future Parks & Recreation Standing Committee meeting. The Grand Concourse Authority has requested the City's representation on its Grand Concourse Benefits Study Committee.

The Committee on motion of Councillor Ellsworth; seconded by Councillor Hickman: recommends that Councillor Shannie Duff be appointed to the Grand Concourse Benefits Study Committee as Council's representative.

4. St. John's Youth Soccer Summer Program – Hickman Motors Sponsorship Initiative

The Committee acknowledged the generous sponsorship of Hickman Motors for the 2008 Summer soccer season. Their sponsorship includes the provision of two, 2008 mini vans for the Summer soccer season to transport staff and equipment between the many soccer venues throughout the City and to be utilized for other programs and events offered by the Department of Recreation. The vans will be decal'd with the Hickman Motors logo and Aliant St. John's Youth Soccer logo, profiling the companies as valued community partners.

The Committee recommends that a letter of appreciation on behalf of Council be sent to Hickman Motors and Aliant for their generosity, and that these letters be signed by Councillor Shannie Duff, Committee Chairperson.

5. Petition re: Discontinuation of “Splash and Dash” Promotion

The Committee reviewed background information in response to the petition tabled during the regular council meeting of March 3rd, 2008 requesting reconsideration of the issuance of special passes on the “Splash and Dash” promotion. The purpose of this marketing strategy which has been offered during the past six years was to increase participation rates in the programs. Currently, the Shallow Water Fitness Program is filled to capacity, therefore there is no need to continue this promotion. It should also be noted that the City’s current rates are well below the norm as other recreational facilities in the City of St. John’s region are charging from \$4.00 to \$10.00 for drop-in fees.

The Committee recommends endorsement of staff’s recommendation to discontinue the Splash and Dash promotion and that no further action is required in this regard.

**Councillor Shannie Duff
Chairperson**

SJMC2008-04-14/219R

It was moved by Councillor Duff; seconded by Councillor Ellsworth: That the Committee’s recommendations be approved.

The motion being put was unanimously carried.

Development Permit List

Council considered as information the following Development Permits List for the period April 3rd to April 10th, 2008.

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
Ind.	Kirkland Balsom Associates Limited	Bell Aliant OPI Site	Gloucester Street (Between Civic Nos. 49 & 63)	Ward 4	Application Approved	2008 04 03
Com.	Mr. Xiao Liang Qi	Home Office	Civic 249A Portugal Cove Road	Ward 4	Application Approved	2008 04 07
Com.	Mr. Michael	Home Office	Civic No. 12 Lawton	Ward	Application	2008 04 08

	Antle	(On-Line Sales)	Crescent	1	Approved	
Res.	Mr. Jerome McGrath	Residential Building Lot	Lot No. 3 Valleyview Road, Kilbride	Ward 5	Application Approved	2008 04 09
Com.	Green Sleeves Pub	Proposed Second Storey Patio Deck	Civic No. 14 George Street	Ward 2	Application Rejected	2008 04 09
Res.	Mr. Barry Pittman	Proposed Accessory Building	Civic No. 17 Cochrane Pond Road	Ward 5	Application Approved as per LDAA	2008 04 10

* 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.

Ed Murray
 Development Officer
 Department of Planning

Building Permits List

SJMC2008-04-14/220R

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

2008/04/09

Permits List

CLASS: COMMERCIAL

NEWFOUND ICELANDIC DESIGNS	191 WATER ST, NEWFOUND ICELAND	CO	RETAIL STORE
LA-Z-BOY	50 ABERDEEN AVE, LA-Z-BOY	MS	RETAIL STORE
LA SENZA CORPORATION	79A ABERDEEN AVE, LA SENZA	MS	RETAIL STORE
G. HANCOCK FRAMING	AVALON MALL, G. HANCOCK FRAMIN	SN	RETAIL STORE
GOULDS CHILDREN'S CENTRE INC.	31 DOYLE'S RD, CHILDRENS	MS	DAY CARE CENTRE
MARY BROWN'S	140 FRESHWATER RD, MARY BROWNS	MS	RESTAURANT
TOYS "R" US (CANADA) LTD.	58 KENMOUNT RD, TOYS R US	MS	RETAIL STORE
CHRISTINE'S PLACE	210 LEMARCHANT RD, CHRISTINES	MS	TAVERN
A.I.M.E. PHYSIOTHERAPY INC.	204-206 MAIN RD	MS	CLINIC
CANADA BREAD	57 OLD PENNYWELL RD, BAKERY	MS	RETAIL STORE
CASH STORE	30 ROPEWALK LANE, CASH STORE	MS	RETAIL STORE
SHOPPERS REALTY INC.	390 TOPSAIL RD, SHOPPERS	MS	RETAIL STORE
COUNTRY KEEPSAKES	286 TORBAY RD, COUNTRY KEEPSAK	MS	RETAIL STORE
SHOPPERS DRUG MART	TORBAY ROAD, SHOPPERS DRUG MAR	MS	RETAIL STORE
ROMAR NOVELTIES LIMITED	284 WATER ST	SN	RETAIL STORE
KERR CONTROLS	683 WATER ST - KERR CONTROLS	SN	WAREHOUSE

GREENSLEEVES LTD.	14 GEORGE ST	RN RESTAURANT
EAST RIDER INC.	203-205 NEW GOWER ST EAST RIDE	CR SERVICE SHOP
CITY HONDA	547 KENMOUNT RD	RN CAR SALES LOT
BELL ALIANT	88 THORBURN ROAD (ALIANT)	NC ACCESSORY BUILDING
LABELS - THE INTERNATIONAL	430 TOPSAIL RD, LABELS	TI RETAIL STORE
EVENING TELEGRAM	400 TOPSAIL RD	EX COMMUNICATIONS USE
SUN LIFE ASSURANCE	FACTORY LANE	RN OFFICE
SUN LIFE ASSURANCE	FACTORY LANE	RN OFFICE
HICKMAN SATURN SAAB	20 PEET ST	EX COMMERCIAL GARAGE

THIS WEEK \$ 1,199,166.00
TO DATE \$ 8,715,580.00

CLASS: INDUSTRIAL

THIS WEEK \$.00
TO DATE \$ 1,755,000.00

CLASS: GOVERNMENT/INSTITUTIONAL

NEWFOUNDLAND LIQUOR CORP.	45 ROPEWALK LANE, LIQUOR STORE	EX ADMIN BLDG/GOV/NON-PROFIT
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THIS WEEK \$ 750,000.00
TO DATE \$ 3,922,571.00

CLASS: RESIDENTIAL

DAWN SULLIVAN	67 BATTERY RD	NC FENCE
TERRY WALSH CONSTRUCTION	BAY BULLS RD, LOT 3	NC SINGLE DETACHED DWELLING
TERRY WALSH CONSTRUCTION	BAY BULLS RD, LOT 2	NC SINGLE DETACHED DWELLING
DENIS GALWAY	BEAVER BROOK DR, LOT 2	NC SINGLE DETACHED & SUB.APT
TERRA NOVA TRUSSES(1994)LTD.	BEAVER BROOK DR, LOT 1	NC SINGLE DETACHED & SUB.APT
CORY & PAMELA MOSS	26 FIRDALE DR	NC ACCESSORY BUILDING
CLIFFORD HANLON	16 GORMAN AVE	NC ACCESSORY BUILDING
REARDON CONSTRUCTION & DEV	GREEN ACRE DR, LOT 49	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION & DEV LTD	57 GREEN ACRE DR, LOT 50	NC SINGLE DETACHED DWELLING
HANLEY CONSTRUCTION & RENO	19 HERCULES PL, LOR 78	NC SINGLE DETACHED & SUB.APT
PRO TECH CONSTRUCTION	45 MACBETH DR, LOT 6-13	NC SINGLE DETACHED DWELLING
GUARDIAN HOMES INC.	55 NAVAJO PL, LOT 202	NC SINGLE DETACHED DWELLING
GARY HAGERTY	71 OLD PETTY HARBOUR RD	NC ACCESSORY BUILDING
MICHAEL O'DEA	147 QUEEN'S RD	NC PATIO DECK
REARDON CONSTRUCTION & DEV LTD	26 SERPENTINE ST, LOT 13	NC SINGLE DETACHED DWELLING
LINDA & MARGARET CHAFE	42 SUVLA ST	NC ACCESSORY BUILDING
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 201	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT-UNIT 202	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT-UNIT 203	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT-UNIT 204	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 205	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 206	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 207	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT- UNIT 208	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 209	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 210	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 211	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 212	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 213	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 214	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 215	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 216	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 401	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 402	NC CONDOMINIUM

TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 911	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 912	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 913	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 914	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 915	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 916	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 917	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 918	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 919	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 920	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 921	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT-UNIT 922	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 923	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 924	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 1001	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 1002	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 1003	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 1004	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 1005	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 1006	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 1007	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 1008	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 1009	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 1010	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 1011	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 1012	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 1013	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 1014	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 1015	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 1016	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 1017	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 1018	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 1019	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT - UNIT 1020	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 1021	NC CONDOMINIUM
TIFFANY VILLAGE INC.	50 TIFFANY CRT -UNIT 1022	NC CONDOMINIUM
DONALD TUCKER	235 TOPSAIL RD	NC ACCESSORY BUILDING
LISA SMITH	10 MOUNTAINVIEW DR	CO DAY CARE CENTRE
LEO EDWARDS	5 GEOFFREY PL	CR SUBSIDIARY APARTMENT
M & S HOLDINGS LTD.	27 COWAN AVE	EX SINGLE DETACHED DWELLING
ANDREW MCDONALD	130 PORTUGAL COVE RD	EX SINGLE DETACHED DWELLING
LINDA & MARGARET CHAFE	42 SUVLA ST	EX SINGLE DETACHED DWELLING
JOHN WAKEHAM	54 BANNERMAN ST	RN TOWNHOUSING
WILLIAM LUSH	108 BARNES RD	RN TOWNHOUSING
DAWN SULLIVAN	67 BATTERY RD	RN SEMI-DETACHED DWELLING
DANIEL BOURGAULT AND HART CONSTRUCTION	8 CATHERINE ST 27 COCHRANE ST	RN SINGLE DETACHED DWELLING RN TOWNHOUSING
NORTHERN PROPERTY RENT	137 ENNIS AVE	RN APARTMENT BUILDING
FABIAN O'DEA	34 FEILD ST	RN SEMI-DETACHED DWELLING
MICHAEL O'DEA	38 FEILD ST	RN SEMI-DETACHED DWELLING
M & S HOLDINGS	20 GIBBS PL	RN SINGLE DETACHED DWELLING
NORTHERN PROPERTY REIT	85 MACDONALD DR	RN APARTMENT BUILDING
NORTHERN PROPERT RENT	89 MACDONALD DR	RN APARTMENT BUILDING
DONALD AUSTIN BROWN	3 PYNN PL	RN SINGLE DETACHED DWELLING
GEMAIL SETHI	78 THORBURN RD - UNIT 102	RN CONDOMINIUM
GEMAIL SETHI	78 THORBURN RD - UNIT 106	RN CONDOMINIUM
GEMAIL SETHI	78 THORBURN RD - UNIT 306	RN CONDOMINIUM
GEMAIL SETHI	78 THORBURN RD - UNIT 407	RN CONDOMINIUM
GERNAIL SETHI	78 THORBURN RD, UNIT 202	RN CONDOMINIUM
GERNAIL SETHI	78 THORBURN RD - UNIT 105	RN CONDOMINIUM
GERNAIL SETHI	78 THORBURN RD	RN CONDOMINIUM
GERNAIL SETHI	78 THORBURN RD	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 101	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 103	RN CONDOMINIUM

EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 104	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 201	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 203	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 204	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 205	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 206	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 207	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 208	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 301	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 303	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 304	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 305	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 308	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 401	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 402	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 403	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 404	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 405	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 406	RN CONDOMINIUM
EPIC CONSULTING SERVICES INC.	78 THORBURN RD, UNIT 408	RN CONDOMINIUM
NORTHERN PROPERTY RENT	144 TORBAY RD	RN APARTMENT BUILDING
NORTHERN PROPERTY HOLDINGS	148 TORBAY RD	RN APARTMENT BUILDING
NORTHERN PROPERTY RENT	154 TORBAY RD	RN APARTMENT BUILDING
NORTHERN PROPERTIES	99-101 TERRA NOVA RD	RN APARTMENT BUILDING
NORTHERN PROPERTIES	103-105 TERRA NOVA RD	RN APARTMENT BUILDING
NORTHERN PROPERTIES	100-102 TERRA NOVA RD	RN APARTMENT BUILDING
NORTHERN PROPERTIES LTD.	107-109 TERRA NOVA RD	RN APARTMENT BUILDING
NORTHERN PROPERTY RENTAL	5 WADLAND CRES	RN APARTMENT BUILDING
NORTHERN PROPERTY RENTAL	9 WADLAND CRES	RN APARTMENT BUILDING
NORTHERN PROPERTY RENT	13 WADLAND CRES	RN APARTMENT BUILDING
NORTHERN PROPERTY RENT	25 WADLAND CRES	RN APARTMENT BUILDING
DANIEL BOURGAULT AND	8 CATHERINE ST	SW SINGLE DETACHED DWELLING
CLARKE ENTERPRISES	5 FLORIZEL PL	SW SINGLE DETACHED DWELLING

THIS WEEK \$ 1,893,810.00
TO DATE \$ 11,939,296.00

CLASS: DEMOLITION

WILLIAM R. EARLE	37 FLOWER HILL	DM SEMI-DETACHED DWELLING
SANDRA POWELL	30 SUVLA ST	DM SINGLE DETACHED DWELLING
NINO CONSTRUCTION LTD.	56 LIVERPOOL AVE	DM SEMI-DETACHED DWELLING

THIS WEEK \$ 8,000.00
TO DATE \$ 358,500.00

THIS WEEK'S TOTAL: \$ 3,850,976.00

TOTAL YEAR TO DATE: \$ 26,690,947.00

REPAIR PERMITS ISSUED: 2008/04/03 TO 2008/04/09 \$ 29,000.00
2007/12/13 TO 2008/04/09 \$ 348,250.00 YTD

LEGEND

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

Payrolls and Accounts

SJMC2008-04-14/221R

It was decided on motion of Councillor Hann; seconded by Councillor Puddister: That the following Payrolls and Accounts for the week ending April 10th, 2008 be adopted as presented:

**Weekly Payment Vouchers
For The
Week Ending April 10, 2008**

PAYROLL

Public Works	\$ 278,147.49
Bi-Weekly Casual	\$ 13,205.69

ACCOUNTS PAYABLE

Cheque No. 130602 - 130898	\$3,358,442.74
Total:	\$3,649,795.92

Tenders

- a. Tender - Robin Hood Bay Landfill Re-Engineering Contract 11 – Waste Management Administration Building
- b. Tender - Supply of Leather Work Boots
- c. Tender – NL Sports Centre Cardio Equipment
- d. Tender – NL Sports Centre Bleacher System
- e. Tender - Municipal Depot – Multi-Blade Replacement

SJMC2008-04-07/222R

It was decided on motion of Councillor Hann; seconded by Councillor Puddister: That the recommendations of the Associate Commissioner/Director of Engineering, the Director of Finance and City Treasurer and the Acting Director of Building and Property Management be approved and the tenders awarded as follows:

- a. **Magna Contracting & Management Inc. in the amount of \$1,669,077.00**
- b. **Campbells Ship Supplies in the amount of \$58,395.00 (taxes not included)**

- c. **Spartan Athletic Products in the amount of \$42,905.00**
- d. **Centaur Athletic Products in the amount of \$60,970.00 which does not include HST**
- e. **Overhead Door (NFLD) Ltd. in the amount of \$38,289.12 which includes HST**

336 Logy Bay Road (Major Recreational Limited) – Water Line Easement

Council considered a memorandum dated April 4, 2008 from the Chief Commissioner and City Solicitor regarding the above noted.

SJMC2008-04-14/223R

It was decided on motion of Councillor Ellsworth; seconded by Councillor Hann: That the recommendation of the Chief Commissioner and City Solicitor that staff be authorized to proceed with the acquisition of a water line easement at 336 Logy Bay Road from Major Recreational Limited at a cost of \$700.00 plus legal fees, be approved.

Flow Meter Chamber, Mount Pearl (Country Ribbon Inc.)

Council considered a memorandum dated April 4, 2008 from the Chief Commissioner and City Solicitor regarding the above noted.

SJMC2008-04-14/224R

It was decided on motion of Councillor Ellsworth; seconded by Councillor Collins: That the recommendation of the Chief Commissioner and City Solicitor that staff be authorized to proceed with the acquisition of an access easement over property of Country Ribbon Inc. at Topsail Road at the appraised value of \$2,000.00 plus legal fees, be approved.

Snow Clearing Report for the period January 1st to April 4th, 2008

Council considered the snow clearing report for the period January 1st to April 11, 2008, showing a negative variance of \$1,244.054.

Memorandum dated April 8, 2008 from the Acting Director of Building and Property Management regarding a request from the Canadian Cancer Society for a waiver of fees associated with the Daffodil Place Project

SJMC2008-04-14/225R

It was moved by Councillor Ellsworth; seconded by Councillor Duff: That the request from the Canadian Cancer Society for a waiver of fees associated with the Daffodil Place Project, be granted.

The motion being put was unanimously carried.

Memorandum from the Manager, Corporate Secretariat re Travel Request by Councillor Galgay

SJMC2008-04-14/226R

It was moved by Councillor Colbert; seconded by Councillor Puddister: That travel by Councillor Galgay to Big City Mayors' Caucus, May 29, 2008 be approved.

Letter to Acting Mayor O'Keefe dated April 2, 2008 from the Honourable Lawrence Cannon, Minister of Transport re Air Canada's Service

Council considered the above noted letter in response to correspondence of February 11, 2008 from former Mayor Wells in which Council requested that an enquiry be conducted into Air Canada's service to travellers in St. John's, NL. Minister Cannon indicated that Air Canada is responsible for resolving its own customer service issues without government intervention and took the liberty of forwarding a copy of the correspondence to Mr. Montie Brewer, Air Canada's President and CEO. Acting Mayor O'Keefe suggested that the City respond to Minister of Transport indicating its dissatisfaction with their response and reiterating that Air Canada is providing a disservice to the people of the province. He noted that he along with the Chief Commissioner and City Solicitor are looking into the matter of Air Canada's questionable pricing.

Deputy Mayor O'Keefe commended CBS Mayor French on his campaign to have an airline passengers' bill of rights implemented in Canada

Councillor Hann indicated that the Federal Government's response shows a lack of respect for the travelling public in this province and that the City and everyone who has been affected should continue to put pressure on Air Canada. Councillor Puddister suggested that the province look at the idea of starting an airline as a Crown Corporation.

Councillor Hickman noted that SunWing Airlines will backload its seats coming into the Province and that Monarch Airlines is now flying from Gatwick to Deer Lake and will backload seats as well for any residents of the Province wishing to fly to England.

Letter dated April 1, 2008 to Acting Mayor O’Keefe from Mayor David Miller, City of Toronto along with his letter to the Prime Minister re Federal Handgun Ban

SJMC2008-04-14/227R

It was moved by Councillor Duff; seconded by Councillor Hann: That the City of St. John’s support the City of Toronto in its pursuit of the Federal Government to ban handguns in Canada.

During discussion Councillor Galgay noted that he will be attending the Big City Mayors’ Caucus and will convey the City’s decision in this regard.

Following discussion, the motion being put was carried with Councillor Collins dissenting.

Board Appointments, St. John’s Sports and Entertainment

Council considered a memorandum dated April 11, 2008 from the Chief Commissioner and City Solicitor regarding the above noted.

SJMC2008-04-14/228R

It was moved by Councillor Colbert; seconded by Councillor Hann: That Gerry Smith and Tom Clift be reappointed for a further term of two years, expiring on April 1, 2010.

The motion being put was unanimously carried.

Choices for Youth

SJMC2008-04-14/229R

It was moved by Councillor Ellsworth; seconded by Councillor Colbert: That a request from Choices for Youth that the City purchase a table of 15 in support of the fundraising event for the youth at risk and people experiencing poverty in our community, be granted.

The motion being put was unanimously carried.

Letter dated April 4, 2008 from the Honourable Lawrence Cannon Minister of Transport, Infrastructure and Communities

Council considered the above noted letter in response to Acting Mayor O’Keefe’s request regarding the feasibility of introducing a requirement for side guards on some classes of large trucks. Minister Cannon advised that the department is funding and participating in the first phase of a study being undertaken by the Transportation Association of Canada on

this matter, which the Acting Mayor indicated “is a very positive step in the move towards side guards.”

Proposed Cost-Sharing Arrangement, City of St. John’s and Triple “D” Development Ltd., Wild Rose Subdivision, Bay Bulls Road

Council considered a memorandum dated April 8, 2008 from the Associate Commissioner/Director of Engineering regarding the above noted.

SJMC2008-04-14/230R

It was moved by Councillor Collins; seconded by Councillor Ellsworth: That the recommendation of the Associate Commissioner/Director of Engineering that Council cost share the Wild Rose Subdivision – Bay Bulls Road project, in the amount of \$521,354.93 as its share of the cost of installing water and sanitary sewer mains in the section of Old Bay Bulls Road from Elliott’s Road to approximately Civic No. 100 Old Bay Bulls Road, be approved.

The motion being put was unanimously carried.

Councillor Collins

Councillor Collins informed the general public of the City’s spring clean-up plan as outlined in an email from the Director of Public Works and Parks to Council.

Councillor Ellsworth

Councillor Ellsworth asked that the Police and Traffic Committee reconsider the residents’ request to install a crosswalk on Gairlock Street, even though it has been determined that it doesn’t meet the warrants. He noted that the matter merits reconsideration in that the location is an “exception to the rule” and given the fact that the posted speed limit is 50km/hr and the fact that a tot lot exists in this location.

Councillor Ellsworth advised that he has received more complaints regarding Nova Recycling debris which he has referred to the Department of Building and Property Management for follow-up.

Councillor Ellsworth congratulated the Province on its signing of an MOU with Iceland which calls for a closer relationship between the two jurisdictions in areas of business, technology, academics and culture.

Councillor Galgay

SJMC2008-04-14/231R

It was moved by Councillor Galgay; seconded by Councillor Puddister: That Councillor Shannie Duff be appointed Acting Mayor for the period April 18, 2008 to June 9, 2008.

The motion being put was unanimously carried.

Councillor Duff accepted the appointment.

Councillor Puddister

Councillor Puddister agreed to Councillor Ellsworth's request to have the Police and Traffic Committee take a second look at a request by residents of Airport Heights area to have a crosswalk installed on Gairlock Street, however, he cautioned that he does not expect staff to change their original recommendation.

Councillor Hann

Councillor Hann advised that he attended the 50th Anniversary Celebrations of Metro Bus this past weekend and extended congratulations on the success of the operation and commended the drivers who provide a service over and above what is required.

Councillor Colbert

Councillor Colbert reiterated Councillor Hann's comments noting not only do the drivers provide a safe means of transportation but also provide a very important community service through their enormous contribution to the Food Bank.

Councillor Hickman

Councillor Hickman also congratulated Metro Bus.

Councillor Hickman encouraged residents to take pride in cleaning up their property.

Councillor Duff

Councillor Duff tabled the “Mandatory Winter Tires” document forwarded by Councillor Keith Keating, Urban Municipalities Chair, as agreed to by the UMC members to have the issue forwarded to individual councils for discussion. The matter was referred to the Director of Public Works and Parks for recommendation to the Public Works and Environment Committee.

Municipal By-Election

Members of Council extended best wishes to Acting Mayor O’Keefe and Councillor Ellsworth who will be resigning from Council effective April 18, 2008 to participate in the upcoming municipal by-election.

Acting Mayor O’Keefe and Councillor Ellsworth thanked members of Council and staff and extended their appreciation of the service they provide to Council.

Adjournment

There being no further business, the meeting adjourned at 6:00 p.m.

MAYOR

CITY CLERK

