

April 24, 2012

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

His Worship the Mayor presided.

There were present also: Deputy Mayor Duff, Councillors O'Leary, Hickman, Hann, Colbert, Breen, Galgay, Tilley, and Collins.

Regrets: Councillor Hanlon.

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

Call to Order and Adoption of the Agenda

SJMC2012-04-24/243R

It was decided on motion of Councillor Collins; seconded by Councillor Tilley: That the Agenda be adopted as presented.

Adoption of Minutes

SJMC2012-04-24/244R

It was decided on motion of Deputy Mayor Duff; seconded by Councillor Breen: That the minutes of April 16th, 2012 meeting be adopted as presented.

Business Arising

SJMC2012-04-24/245R

Pursuant to Notice of Motion, it was moved by Deputy Mayor Duff; seconded by Councillor Hann: That the following St. John's Rules of Procedure (Amendment No. 1-2012) By-Law be adopted:

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BY-LAW NO.

ST. JOHN'S RULES OF PROCEDURE (AMENDMENT NO. 1 – 2012) BY-LAW

PASSED BY COUNCIL ON APRIL 24th, 2012

Pursuant to the powers vested in it under Section 22 of the City of St. John's Act and all other powers it enabling, the St. John's Municipal Council in regular session convened on the 24th day of April, 2012 hereby passes and enacts the following amendment.

BY-LAW

1. This By-Law may be cited as the "St. John's Rules of Procedure (Amendment No. 1 – 2012) By-Law".
2. Section 84 of the Rules of Procedure for the St. John's Municipal Council is repealed and replaced by the following:
 - "84. (1) A motion or resolution before Council shall be decided by a majority vote of the members of Council in attendance at the meeting except where a 2/3 vote of the members of Council in office is required.
 - (2) A member of Council shall not abstain from voting on a motion or resolution before Council unless he or she is required to abstain from voting because of a conflict of interest under the City of St. John's Conflict of Interest By-Law or he or she has been permitted to abstain by a majority vote of the other members of Council in attendance at the meeting.
 - (3) Where a member of Council abstains from voting on a motion or resolution, a decision shall not be made on that motion or resolution unless the number of the members of Council in favour of the motion or resolution is equivalent to or more than a majority of the members of Council in attendance at the meeting.
 - (4) The minutes of a Council meeting shall indicate the names of the members of Council who vote for and against and who abstain from voting on a motion or resolution."

IN WITNESS WHEREOF the Seal of the City of St. John's has been hereunto affixed and this By-Law has been signed by the Mayor and City Clerk this 24th day of April, 2012.

MAYOR

The motion being put was unanimously carried.

Standards for Drive-Thru Facilities

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Under business arising Council considered a memorandum dated April 19, 2012 from the Director of Planning regarding the above noted.

SJMC2012-04-24/246R

It was moved by Councillor Hann; seconded by Councillor Breen: That the following Resolution for St. John's Development Regulations Amendment Number 539, 2012 which would have the effect of incorporating the standards for Drive-Thru Facilities into the text of the Development Regulations, be adopted, which will then be referred to the Department of Municipal Affairs with a request for Provincial registration of the amendment.

**RESOLUTION
ST. JOHN'S DEVELOPMENT REGULATIONS
AMENDMENT NUMBER 539, 2012**

WHEREAS the City of St. John's wishes to introduce standards for Drive-Thru Facilities into the text of the St. John's Development Regulations.

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

- 1. Introduce the follow new definitions to Section 2 ("Definitions") of the Development Regulations.**
 - (a) "Drive-Thru Facility means a facility that is designed to allow drivers to remain in their vehicles before and after an activity on the site. Drive-Thru Facilities typically have drivers wait on the site for the service to be rendered or have drivers perform the service for themselves."**
 - (b) "Stacking Lane means an on-site queuing lane for motorized vehicles which may be identified by barriers, curbs, markers or signs and is often associated with a Drive-Thru Facility."**

- 2. Add the follow new section to Section 7 ("Special Developments") of the Development Regulations.**

"Section 7.31 Standards for Drive-Thru Facilities

- (a) An application for a Drive-Thru Facility shall be processed as a Discretionary Use where the Drive-Thru Facility is proposed to be located within 150 metres of a Residential Zone, an Apartment Zone, a residential**

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property, a School, a Day Care Centre or a Church;

- (b) **The separation distance, measured from the edge of the Drive-Thru Facility Stacking Lane or By-Pass Lane, whichever is closer to the closest property line of any Residentially Zoned or Apartment Zoned property, shall be a minimum of 15 metres.**
The separation distance, measured from the edge of the Drive-Thru Facility Stacking Lane or By-Pass Lane, whichever is closer to the closest property line of any residential property, shall be a minimum of 3 metres. However, at Council's discretion, the minimum separation distance between the Stacking Lane or the By-Pass Lane, whichever is closer to the closest property line of a residential property, may be increased to a maximum of 15 metres;
- (c) **A Noise Attenuation Barrier, also referred to as an Acoustic Barrier or a Noise Wall, is required to be installed by the proponent of a Drive-Thru Facility at their expense wherever the Drive-Thru Facility is proposed to abut a Residentially Zoned property or an Apartment Zoned property or a residential property. The Noise Attenuation Barrier must be designed and sited by a qualified acoustical consultant and approved by City Staff;**
- (d) **In addition to the foregoing, a minimum 3 metre wide Buffer is required to be installed immediately adjacent to any required Noise Attenuation Barrier. This Buffer may be sited within the required separation distance for the Drive-Thru Facility under application; and**
- (e) **The number of required stacking spaces for a Drive-Thru Facility shall be determined by the Director of Engineering or their designate and shall not be less than the following:**
- (i) **Drive-Thru Facility for a Donut/Coffee Shop/ Minimum of 12 stacking spaces
Fast Food Eating Establishment**
 - (ii) **Other Types of Drive-Thru Facilities Minimum of 5 stacking spaces"**

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
24th day of April, 2012.

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Mayor

City Clerk

Provincial Registration

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

MCIP

The motion being put there voted for it the mover, seconder Deputy Mayor Duff, Councillors Tilley, Colbert, O'Leary and His Worship the Mayor.

Voting against the motion were Councillors Collins, Galgay and Hickman. The motion was carried.

The following Notice of Motion was then put forward by Councillor Collins:

Take Notice that I will at the next Regular Meeting of Council move a motion to reconsider drive thru standards.

Proposed Rezoning of Property to Allow an Office Building Development Property at Job Street/Hamilton Avenue (Ward 2), Applicant: Deacon Investments Ltd.

Under business arising, Council considered a memorandum dated April 17, 2012 from the Director of Planning regarding the above noted.

SJMC2012-04-24/247R

It was moved by Councillor Galgay; seconded by Deputy Mayor Duff: That Resolutions for St. John's Municipal Plan Amendment Number 102, 2012 and St. John's Development Regulations Amendment Number 534, 2012, be formally approved, which will then be sent to the Department of Municipal Affairs with a request for Provincial registration.

The motion being put was unanimously carried.

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Review of Municipal Plan

Under business arising, Council considered as information a memorandum dated April 19, 2012 from the Director of Planning which provided an update on the arrangements for the Municipal Plan Review in accordance with the Council Directive of April 2, 2012.

Members of Council extended thanks to the Chair and members of staff for their efforts and cooperation in supplying information and guidance to bring the process to fruition.

Closure of the Search and Rescue Centre in St. John's

SJMC2012-04-24/248R

It was moved by Councillor Galgay; seconded by Councillor Breen: That the City of St. John's lower flags to half mast midnight April 24, 2012 to symbolize the closure of the Marine Rescue SubCentre in St. John's and to commemorate the lives of Newfoundlanders and Labradorians who would be put at risk as result of its closure.

During discussion, Councilor Breen commended Mr. Merv Wiseman for his hard work and leadership in bringing this very significant issue to the front and asked that His Worship the Mayor forward him a letter of thanks on behalf of Council.

Councillor Hann pointed out that Council has been very active in its attempts to have the Federal Government's decision in this regard reversed and outlined the steps taken by Council from 2009 to date.

The motion being put was unanimously carried.

Notices Published

1. An application has been submitted requesting permission to occupy a portion of the first floor of **No. 181 Mundy Pond Road** (formerly Bennett Outdoor Recreation) for the purpose of operating a Medical Clinic. The proposed business will employ one (1) physician, have a staff of four (4) employees and will operate Monday to Friday from 8:00 am to 5:30 pm. On-site parking can accommodate sixteen (16) vehicles. **(Ward 3)**

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SJMC2012-04-24/249R

It was decided on motion of Councillor Tilley; seconded by Councillor Breen: That the application be approved.

2. An application has been submitted requesting permission to operate a catering business as a **Home Occupation from Civic No. 130 Eastbourne Crescent**. The proposed business will occupy a floor area of 10m². Food will be prepared at the clients' residence. The applicant and spouse are the only employees. On-site parking can accommodate two (2) vehicles. **(Ward 1)**

SJMC2012-04-24/250R

It was decided on motion of Councillor Tilley; seconded by Councillor Breen: That the application be approved.

Committee Reports

Development Committee Report dated April 17, 2012

Council considered the following Development Committee Report dated April 17, 2012:

**1. Proposed Amendment to the St. John's Urban Regional Plan
Land Located Between Father Lacy Place and Springbrook Road, Paradise**

It is recommended that the City advise the Town of Paradise that the City has no objections to the proposed Regional Plan amendment for land located in the Town of Paradise.

**2. Proposed Extension to Dwelling
Civic Number 1027 Thorburn Road, Town of Portugal Cove – St. Phillips
Broad Cove River Watershed (W) Zone**

The Development Committee recommends that Council approve the noted application pursuant to Section 104(4)(b) of the City of St. John's Act for a 50% increase in floor area of 37 metres square.

Brendan O'Connell,
Chair – Development Committee (Acting)

SJMC2012-04-24/251R

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

The motion being put was unanimously carried

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Urban Forest Management Committee dated April 18, 2012

Council considered the following Urban Forest Management Committee dated April 18, 2012:

Attendees: Jim Floyd, Chairperson & Representative of NL Association of Landscape Architects
Deputy Mayor Shannie Duff
Councillor Sheilagh O'Leary
Leanne Montgomery, St. John's Clean & Beautiful
Eric Salter, Resident Representative
Paul O'Leary, NL Power
Mike Murray, Landscape NL
Dr. Bruce Roberts, Tree Canada
Brian Head, Operations Assistant – Parks
Mark Hefferton, Planner
Dave Evans, Senior Municipal Arborist
Paul Boundridge, Planning Coordinator
Karen Chafe, Recording Secretary

Report:

1. **City of St. John's Urban Forest Advisory Committee Terms of Reference**

The Committee recommends that the revised Committee Terms of Reference, attached, be adopted as presented. These Terms of Reference will replace the former Tree Committee Terms of Reference, and will also result in the name change of the Committee to *the Urban Forest Advisory Committee*.

Jim Floyd
Chairperson

SJMC2012-04-24/252R

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

Councillor O'Leary thanked staff and the volunteers for their guidance and hard work.

The motion being put was unanimously carried.

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Building Permits List

SJMC2012-04-24/253R

It was decided on motion of Deputy Mayor Duff: seconded by Councillor Collins: That the recommendation of the Director of Building and Property Management with respect to the following Building Permits List be approved:

2012/04/18

Permits List

CLASS: COMMERCIAL

338 WATER ST	CO	TAVERN
351-361 KENMOUNT RD	MS	OFFICE
NATIONAL HARBOUR BOARD	NC	ACCESSORY BUILDING
410 BACK LINE	NC	COMMUNICATIONS USE
460 BACK LINE	NC	COMMUNICATIONS USE
474 BACK LINE	NC	COMMUNICATIONS USE
BANNERMAN RD	NC	COMMUNICATIONS USE
BANNERMAN STREET	NC	COMMUNICATIONS USE
398 BAY BULLS RD	NC	COMMUNICATIONS USE
55 BONAVENTURE AVE	NC	COMMUNICATIONS USE
12-16 CARTER'S HILL PL	NC	COMMUNICATIONS USE
CAVENDISH SQUARE	NC	COMMUNICATIONS USE
11 CHESLEY DR	NC	COMMUNICATIONS USE
134 CIRCULAR RD	NC	COMMUNICATIONS USE
4 DICK'S SQUARE	NC	COMMUNICATIONS USE
4 FLAVIN ST	NC	COMMUNICATIONS USE
118 GEORGE ST W	NC	COMMUNICATIONS USE
55 HEFFERNAN'S LINE	NC	COMMUNICATIONS USE
43 KING EDWARD PL	NC	COMMUNICATIONS USE
2 KING'S BRIDGE COURT	NC	COMMUNICATIONS USE
380 MAIN ROAD	NC	COMMUNICATIONS USE
484 MAIN ROAD	NC	COMMUNICATIONS USE
802 MAIN ROAD	NC	COMMUNICATIONS USE
621 MAIN RD	NC	COMMUNICATIONS USE
31 MULLOCK ST	NC	COMMUNICATIONS USE
296 PETTY HARBOUR ROAD	NC	COMMUNICATIONS USE
20 ST. JOSEPH'S LANE	NC	COMMUNICATIONS USE
14 QUEEN'S RD	NC	COMMUNICATIONS USE
27 QUIDI VIDI VILLAGE RD	NC	COMMUNICATIONS USE
205 SOUTHSIDE RD	NC	COMMUNICATIONS USE
430 TOPSAIL RD, A & W	RN	EATING ESTABLISHMENT
136-140 WATER ST	RN	COMMUNICATIONS USE
342 FRESHWATER RD-NAPA	EX	SERVICE SHOP
9-11 WALDEGRAVE ST	CR	EATING ESTABLISHMENT
100 ELIZABETH AVE	RN	CONDOMINIUM
11 CHURCH HILL	EX	OFFICE
14 STAVANGER DR - MCDONALD'S	EX	EATING ESTABLISHMENT
411 STAVANGER DR	NC	HOTEL

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THIS WEEK \$ 11,532,295.00

CLASS: INDUSTRIAL

THIS WEEK \$.00

CLASS: GOVERNMENT/INSTITUTIONAL

PIER 17 & MAGGOTTY COVE	SW	ADMIN BLDG/GOV/NON-PROFIT
261 DUCKWORTH ST	RN	RECREATIONAL USE
330 ELIZABETH AVE	RN	CHURCH

THIS WEEK \$ 279,610.00

CLASS: RESIDENTIAL

13 ANTELOPE ST	NC	SINGLE DETACHED & SUB.APT
2-12 ARMY STREET	NC	FENCE
8 ATLANTIC AVE	NC	PATIO DECK
26 SPRUCE GROVE AVE, LOT 135	NC	SINGLE DETACHED DWELLING
7 SPRUCE GROVE AVE	NC	ACCESSORY BUILDING
19 BLUE JACKET PL	NC	FENCE
294 BROOKFIELD RD	NC	ACCESSORY BUILDING
58 CAPE PINE ST	NC	ACCESSORY BUILDING
127 CASTLE BRIDGE DR, LOT 231	NC	SINGLE DETACHED DWELLING
126 CHEESEMAN DR	NC	SINGLE DETACHED DWELLING
95 CHEESEMAN DR - LOT 62	NC	SINGLE DETACHED DWELLING
66 CHURCHILL AVE	NC	ACCESSORY BUILDING
12 CONROY PL	NC	FENCE
3 COUNTRY GROVE PL LOT # 44	NC	SINGLE DETACHED DWELLING
7 CURRIE PL	NC	FENCE
29 CYPRESS ST, LOT 138	NC	SINGLE DETACHED DWELLING
39 CYPRESS ST, LOT 133	NC	SINGLE DETACHED DWELLING
41 CYPRESS ST, LOT 132	NC	SINGLE DETACHED DWELLING
54A DONOVAN'S RD	NC	ACCESSORY BUILDING
13 ELLIOTT'S RD	NC	ACCESSORY BUILDING
12 GALASHIELS PL LOT # 121	NC	SINGLE DETACHED DWELLING
2 GEORGINA ST	NC	ACCESSORY BUILDING
4 GEORGINA ST	NC	ACCESSORY BUILDING
4 GLENLONAN ST, LOT 30	NC	SINGLE DETACHED DWELLING
30 GOOSEBERRY LANE	NC	PATIO DECK
30 GOOSEBERRY LANE	NC	FENCE
1 IRONWOOD PL, LOT 37	NC	SINGLE DETACHED DWELLING
25 JENNMAR CRES	NC	FENCE
25 JENNMAR CRES	NC	ACCESSORY BUILDING
LEE'S RD	NC	SINGLE DETACHED DWELLING
18A MAXSE ST	NC	FENCE
311 NEWFOUNDLAND DR	NC	FENCE
260 NEW PENNYWELL RD	NC	SINGLE DETACHED & SUB.APT
17 OBERON ST, LOT 147	NC	SINGLE DETACHED DWELLING
4 PEPPERTREE PL	NC	FENCE
60 PETITE FORTE DR	NC	ACCESSORY BUILDING
64 PETITE FORTE DR	NC	ACCESSORY BUILDING
87-89 RENNIE'S MILL RD	NC	FENCE
23 RIDGEMOUNT ST	NC	ACCESSORY BUILDING
10 ROCHE ST	NC	SWIMMING POOL
20 ROSALIND ST, LOT 392	NC	SINGLE DETACHED DWELLING
11 ROSE ABBEY ST	NC	FENCE

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54 SMITHVILLE CRES	NC	ACCESSORY BUILDING
20 TURNBERRY ST	NC	ACCESSORY BUILDING
30 GULLAGE ST	CR	SUBSIDIARY APARTMENT
20 DENSMORE'S LANE	EX	SINGLE DETACHED DWELLING
26 HUNTINGDALE DR	EX	SINGLE DETACHED DWELLING
269 BAY BULLS RD	RN	SINGLE DETACHED DWELLING
10 BROOKFIELD RD	RN	SINGLE DETACHED DWELLING
89 CABOT ST	RN	SEMI-DETACHED DWELLING
12 CONROY PL	RN	SINGLE DETACHED DWELLING
88 GUZZWELL DR	RN	SINGLE DETACHED DWELLING
38 JENNMAR CRES	RN	SUBSIDIARY APARTMENT
152 NEW PENNYWELL RD	RN	SEMI-DETACHED DWELLING
154 NEW PENNYWELL RD	RN	SEMI-DETACHED DWELLING
52 PADDY DOBBIN DR	RN	SINGLE DETACHED DWELLING
80 PALM DR	RN	SINGLE DETACHED DWELLING
147 QUEEN'S RD	RN	SEMI-DETACHED DWELLING
12 SHEFFIELD PL	RN	SINGLE DETACHED DWELLING
52 STIRLING CRES	RN	SEMI-DETACHED DWELLING
29 TAYLOR PL	RN	SUBSIDIARY APARTMENT
19 CAMBRIDGE AVE	SW	SINGLE DETACHED DWELLING
44 EMPIRE AVE	SW	SINGLE DETACHED & SUB.APT
26 BLUE RIVER PL	WS	SINGLE DETACHED DWELLING
391 TOPSAIL RD	MS	SCHOOL

THIS WEEK \$ 4,560,650.00

CLASS: DEMOLITION

17 LIVINGSTONE ST	DM	APARTMENT BUILDING
100 ELIZABETH AVE-1ST FL. NW	DM	OFFICE

THIS WEEK \$ 22,000.00

THIS WEEK'S TOTAL: \$ 16,394,555.00

REPAIR PERMITS ISSUED: 2012/04/12 TO 2012/04/18 \$ 163,800.00

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		

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Payrolls and Accounts

SJMC2012-04-24/254R

It was decided on motion of Deputy Mayor Duff; seconded by Councillor Collins: That the following Payrolls and Accounts for the week ending April 19th, 2012 be approved:

Weekly Payment Vouchers For The Week Ending April 19, 2012

Payroll

Public Works	\$ 364,494.30
Bi-Weekly Administration	\$ 723,162.83
Bi-Weekly Management	\$ 671,063.13
Bi-Weekly Fire Department	\$ 666,888.92

Accounts Payable **\$ 3,201,780.41**

Total: **\$ 5,627,389.59**

Tenders

- a. Tender – Four ½ Ton Pickup Trucks
- b. Tender – 600 Tonne Hydrated Lime (Bulk)
- c. Tender – WWTF Digester No. 1, Gas Proof Liner
- d. RFP - Southlands Community Centre
- e. Tender – 2012 Water Main Improvements

SJMC2012-04-24/255R

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It was decided on motion of Deputy Mayor Duff; seconded by Councillor Collins: That the recommendations of the Director of Finance and City Treasurer; the Director of Engineering, the Director of Building and Property Management and the Acting Director of Public Works and Parks be approved and the tenders awarded as follows:

- a. Terra Nova Motors @ \$105,838.00, taxes not included**
- b. Graymont (NB) Inc. @ \$335,760.00, taxes not included**
- c. JDCMI @ \$1,134,972.00**
- d. Ron Fougere/CEI Architecture @ \$50,000 (fixed fee) plus HST**
- e. Newfound Construction Ltd. @ \$1,318,435.41**

Travel by the City Manager

Council considered a memorandum dated April 18, 2012 from the Acting City Manager regarding the above noted.

SJMC2012-04-24/256R

It was moved by Councillor Breen; seconded by Councillor O’Leary: That travel by the City Manager to the CAMA Conference/Big Cities Mayor’s Caucus Meetings in Saskatoon, SK from May 27 to 31, 2012, be approved.

The motion being put was unanimously carried.

Travel by Councillor O’Leary

Council considered a memorandum dated April 19, 2012 from the Acting City Manager/Director of Corporate Services & City Clerk regarding the above noted.

SJMC2012-04-24/257R

It was moved by Councillor Collins; seconded by Councillor Galgay: That travel by Councillor O’Leary to attend the Stewardship Association of Municipalities (SAM) Annual General Meeting hosted by the Town of Grand Falls-Windsor, May 24 to 26, 2012 be approved.

The motion being put was unanimously carried.

Quarterly Travel Report

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Council considered as information a memorandum dated April 17, 2012 from the Director of Finance & City Treasurer regarding the above noted.

Upcoming Public Meetings – May, 2012

Council considered as information a memorandum dated April 18, 2012 from the Director of Planning regarding the upcoming public meetings for May, 2012 dealing with rezoning applications and other matters that have been scheduled in accordance with the applicable Council Directives.

Report from Summer Lunchtime Concert Series Jury

Council considered as information the following report from the Summer Lunchtime Concert Series Jury:

A jury was convened on April 18th, 2012 at noon at the Department of Economic Development, Tourism, & Culture to review submissions to our Lunchtime Concert Series. We received 23 Expressions of Interest from the St. John's music community. Each submission was assessed according to artistic merit and suitability for the venue. Also considered was that the performers be able to fill the Harbourside Park area with music, and be able to contend with the outdoor nature of the venue such as weather, and competing sounds from the street and harbor traffic. As well, the performances must appeal to the widest possible audience. The following performers are those that are recommended by the Jury for the 2012 season.

St. John's Summer Lunchtime Concert Series
2012 Program

Duane Andrews
Sing Song Inc. (Jim Payne/Fergus O'Bryne)
Dana Parsons
Ian Foster
Ken Shorley Trio
Brad Jefford Trio
Eastern Wind Ensemble
Denis Parker & John Clarke
Michael Hanrahan

Last year we started a partnership with the Folk Arts Society (FAS) to provide an opportunity for young performers to play as openers for the lunchtime concerts. This gives young performers who are showing



exceptional promise an opportunity to perform before a live audience. This was a popular addition to our program and we are continuing in that partnership this year.

I would like to take this opportunity to thank the musicians who submitted to our Call for Expressions of Interest. The concert series continues to enjoy popularity amongst our residents and visitors which would not be possible without the participation and hard work of our arts community. Further, I would like to thank Bill Brennan and Mark Peddle who served on the jury this year and completed the difficult task of assessing and selection, Rhonda Rose-Colbert and Kay Anonsen who served as staff to the jury, and Bernadette Walsh who produces the concerts over the course of the summer. I would like to remind you all that these Friday concerts are a terrific way to hear some of our City's finest musicians perform in the wonderful setting of Harbourside Park. The concerts are held every Friday at 12:30 from Canada Day to Labour Day. For more information check the City's website, find us on Facebook, or follow us on Twitter.

Councillor Sandy Hickman
Concert Jury Chair

Councillor Collins

Councillor Collins advised that the meeting scheduled to discuss Dirty Brook Overflow Project has been cancelled until further notice.

Councillor Collins advised that a proposal for a subdivision in the Shea Heights area will be considered at the next meeting of the Planning & Housing Committee.

Councillor Tilley

Councillor Tilley again encouraged residents and organizations who wish to participate in the St. John's Day celebrations to come forward since staff are endeavoring to develop a calendar of events.

Councillor Galgay

Councillor Galgay advised the MNL will provide a media release in a few days on the various aspects of the provincial budget.

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Councillor Breen

Councillor Breen noted he was somewhat disappointed that the Provincial government did not make some movement towards recognizing the need for a new fiscal arrangement indicating he was hoping for some movement on HST or Grants in Lieu of Taxation in terms of buildings in the City owned by the Province. However, there was a commitment to have discussions about municipal financing over the longer term mainly focusing on municipal operating grants. He noted a commitment by the Province of \$130 million towards capital expenditure across the Province, however, details on how it will be distributed are not yet known. Councillor Breen noted that though the City recognizes the Province has financial issues, the City has to be vigilant in ensuring its position on a new fiscal arrangement continues to be explained.

Councillor Breen advised that he has received a number of complaints about garbage in the Stavanger Drive area and noted he has arranged to meet with the management of several of the properties to see what can be done to address the issue of litter, over the next couple of week.

Councillor Breen noted he received calls that the goose on Quidi Vidi Lake is missing and assured residents that the goose was not removed by City staff.

Councillor Hann

Councillor Hann again expressed concern over the illegal dumping of garbage throughout various areas of the City and encouraged residents to be vigilant and report illegal dumping. He suggested that consideration should be given to offering a reward to residents who do so.

Councillor Hann advised that nominations for the 2012 Senior of the Year Award closes May 4 and encouraged anyone who knows an individual worthy of the award to submit a nomination form which can be obtained online or through the City Clerk's office.

Councillor Hickman

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Councillor Hickman noted that not only are there complaints about litter throughout the City but also on the highways coming into the City, which are outside the City's jurisdiction. He asked that the City Manager contact the appropriate provincial government department with a request to have their crews carry out a cleanup of the highways.

Councillor O'Leary

Councillor O'Leary also expressed concern with respect to the litter problem and endorsed Councillor Hickman's request concerning the cleanup of the highways.

Councillor O'Leary commended staff on their quick action with respect to the recent cleanup of garbage in the Carter's Hill area.

Councillor O'Leary noted that the Stephanie Chaisson memorial benefit has been postponed and will be rescheduled for May or June.

Councillor O'Leary commended the reinstatement of the City's Environmental Advisory Committee and noted that an ad will be placed for volunteers to serve on the committee.

Deputy Mayor Duff

Deputy Mayor Duff updated Council on the forum held on April 19 to discuss the demand for and supply of rehearsal, production, office and workshop space that is suitable, accessible and affordable for local artists. She noted that approximately 100 members of the community came out including a balanced representation by established and emerging artists. She noted that this represented part 1(a) of the study which is the need and demand study. Part 2 of the study is to make a very accurate assessment of what space exists, that is suitable, affordable and accessible that can be used. After these two assessments are completed the next step will be to develop a business plan and a case for support.

Before moving to the second phase of the study the steering committee which has representation for the funding partners will decide on whether to proceed to the final stage which will be location, design, etc. She noted she will be keeping Council informed as the process moves along.

Deputy Mayor Duff noted that with the arrival of Spring complaints about motor cycle noise are being received again. She provided a background on the actions previously taken by Council to have the problem addressed which involved meeting with the Minister of Government Services. She noted that the last correspondence from the Minister was in 2011 stating that a decision had not been made on regulatory amendments. The Deputy Mayor asked that the Mayor request a follow up meeting with the Minister in order to get the issue back on the provincial radar and get the required regulatory amendments moving so that the police can effectively enforce the Province's own Highway Traffic Act relating to excessive noise from illegal exhaust systems.

His Worship the Mayor

His Worship the Mayor, in commenting on the Provincial budget, noted that the message needs to get out to the Provincial Government that the City, as another level of government, understands there are budget considerations and the need to develop a formula to decrease the deficit. However, he noted, the Province has to understand that all cities and towns have to renew their infrastructure, and therefore the need for the Province to develop a formula that will provide sustainable financing for the long term to address the problem.

Adjournment

There being no further business, the meeting adjourned 6:25 p.m.

MAYOR

CITY CLERK

ST. JOHN'S