

**April 27, 2009**

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 Councillors Duff, Colbert, Hickman, Hann, Puddister, Galgay, Coombs, Hanlon and Collins

Regrets: Deputy Mayor Ellsworth

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

**Call to Order and Adoption of the Agenda**

**SJMC2009-04-27/242R**

**It was decided on motion of Councillor Galgay; seconded by Councillor Hann:  
That the Agenda be adopted as presented with the following additional item:**

- a. Special Events & Festival Funding Recommendations for 2009

**Adoption of Minutes**

**SJMC2009-04-27/243R**

**It was decided on motion of Councillor Duff; seconded by Councillor Hanlon:  
That the Minutes of the April 21<sup>st</sup>, 2009 meeting be adopted as presented.**

**Notice of Motion – Councillor Coombs  
Amendment – St. John's Rules of Procedure**

**SJMC2009-04-27/244R**

**Pursuant to Notice of Motion, it was moved by Councillor Coombs; seconded by Councillor Duff: That the following St. John's Rules of Procedure Amendment No. 2-2009 By-Law be adopted as follows:**

**BY-LAW NO.**

**ST. JOHN'S RULES OF PROCEDURE (AMENDMENT No. 2-2009) BY-LAW**

**PASSED BY COUNCIL ON APRIL 27, 2009**

Pursuant to the powers vested in it under Section 22 of the City of St. John's Act and all other powers it enables, the St. John's Municipal Council in regular session convened on the 27<sup>th</sup> of April, 2009 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. 2-2009) By-Law".
2. Section 84(3) of the Rules of Procedure for the St. John's Municipal Council is repealed and the following substituted:

"84. (3) Where a councillor abstains from voting on a motion or resolution he is not entitled to vote on the motion or resolution and a decision shall not be made on that motion or resolution unless the number of councillors in favour of the motion or resolution is equivalent to or more than a majority of the councillors eligible to vote and in attendance at the meeting."

**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 27<sup>th</sup> day of April, 2009.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK

During discussion Councillor Coombs noted that the purpose of the amendment is to ensure the City is in line with other municipalities across the Province with regards to Conflict of Interest By-Laws and will thereby ensure that no Councillor benefits financially from a

Council decision. Councillor Galgay made a suggestion that the City explore the Conflict of Interest legislation in other Canadian municipalities.

**Following discussion, the motion being put was unanimously carried.**

### **Harbour Clean-up Project**

Under business arising, as a follow-up to a request from Councillor Hann for an updated report on the additional costs for the Harbour Clean-Up Project, Council considered a memorandum dated April 23, 2009 from the Associate Commissioner and Director of Engineering, along with a detailed report presented to Council on March 31, 2008 indicating that the extra cost up to that time to be \$50.3 million. This report showed the total cost-shareable project cost to be \$137,382,000. He also provided a report of the Municipal Harbour Oversight Committee that was presented to Council on November 10, 2008 which reflects an overall increase in costs of \$6,890,000. As indicated in the report this increase of \$6,890,000 from March 2008 to October 2008 resulted in the total cost-shareable amount increasing to \$144,272,000. On April 3, 2009 a report was presented to the Municipal Harbour Oversight Committee which provided an update on project costs. This report now estimates the final anticipated shareable construction costs to be \$149,550,000. This additional cost encountered between October 2008 and April 2009 now includes a pretender estimate for the last contract to be called. This pretender estimate for the construction of the combined sewer overflows (Contract 14) is based on current construction prices and bids to reflect an additional cost of \$1.8 million is anticipated. The other increase in construction costs noted in the report from October 2008 to March 2009 is reflective of additional rock stabilization costs, change orders associated with the construction of the facility and anticipated Engineering costs to complete the project. It is noted that Engineering and Archaeology costs are approximately 14% and change order costs are approximately 8% of awarded contract amounts.

Councillor Hann advised that he asked for the information due to concern expressed to him regarding the final impact on taxpayers due to the cost overruns of the project.

It was pointed out during discussion, that the prices have changed in ten years when the original estimates for the project were developed. It was also noted that every contract went

to tender, the regional municipalities have met, were briefed and provided with all pertinent information on a regular basis, and all agreed unanimously to the direction taken to complete the project.

Members of Council were satisfied with the explanation provided by the Associate Commissioner and Director of Engineering on the Harbour Clean-Up overruns, that the costs are legitimate and unavoidable. His Worship the Mayor noted he is very hopeful that in the very near future discussions will take place with all funding partners on the issue of the cost overruns on the project.

### **Non-Smoking Policy**

Under business arising, Council considered as information a letter dated April 23, 2009 from Councillor Shannie Duff to the Royal St. John's Regatta Committee requesting that they consider making the Royal St. John's Regatta a smoke-free event. Councillor Duff advised that the matter will be brought before the Committee and she expects to hear from them on when they plan to meet.

### **Snowmobiles within the City**

Under business arising, Council considered as information a memorandum dated April 22, 2009 from Linda Bishop (Senior Legal Counsel) regarding the above noted. Council recently considered the Public Works & Environment Committee Report of February 24, 2009 with Councillor Puddister requesting that staff research the current fines applicable to snowmobile operators who contravene the provincial regulations within municipal limits.

Councillor Puddister noted that the rules governing snowmobile offences within the City are not stiff enough and suggested maybe the only way to address the issue would be confiscation of the machine after a second offence. He suggested that given the fact the City has no jurisdiction with regards to breaches of the Province's snowmobile rules, the matter be referred to staff and subsequent referral to the Police and Traffic Committee with a view to developing a recommendation for presentation to the Province.

Councillor Galgay suggested that the matter be included in Council's agenda when meeting with MHA's representing the St. John's area.

Councillor Hanlon suggested that the matter be considered by the Parks and Recreation Committee with a view to incorporating a section in the Parks and Recreation Master Plan that would permit snowmobile use in certain City areas.

**City of St. John's Parks and Recreation Master Plan**

Under business arising, His Worship the Mayor referenced last week's decision regarding the City of St. John's Parks and Recreation Master Plan and noted that he too would be opposed to the plan as it is presently constituted and fully supports Councillors Collins and Hann in their opposition to the plan because it does not reflect the conditions and needs in the West end of the City. He noted that the City now has a paradoxical situation whereby the City's Planning Department has supported the need for a new high school in the west end based on the demographics in the west end which show a significant population growth over the next few years in Kilbride, Goulds, Southlands, Southbrook, Brookfield Plains etc. The Mayor referenced the minutes of last week and some allusion to the fact that those areas are near Mount Pearl. He noted that we should never rely on another community to provide our recreation facilities. He noted Mount Pearl has a restrictive policy in terms of accommodating its residents first.

The Mayor indicated that he is not opening up the matter for debate but felt his opinion should be recorded given the new conflict of interest rules and the need to vote.

Councillor Duff on a point of order asked to speak to the matter and challenged the Chair's ruling. His Worship the Mayor put the matter to a vote of Council. Council unanimously agreed to Councillor Duff's request.

Councillor Duff noted that there were some comments she made during last week's discussion on the Parks and Recreation Master Plan that she thought were printed out of context which read "it doesn't make sense to put a major recreation facility in Southlands or the Goulds when these services are available close by across the visible boundary lines." She noted the context of that was strictly referring to a future aquatic facility, not existing facility, certainly not the fact that we should rely on Mount Pearl because it is nearby for other

facilities, noting it was in the discussion of an expansion to what is proposed for the Goulds area, a future possible aquatic facility which would serve both the Goulds and Southlands. She clarified that she was only referring to the future aquatic facility not to major facilities and the plan is to put major facilities in the west end and possibly more as the population warrants.

Councillors Hann and Collins reiterated their comments during last's week debate in which they indicated that the plans lack consideration for the west end of the City, including Goulds, Kilbride and Southlands, and therefore would not be supporting the plan. Councillor Hickman indicated that he would like to see the new Mews Centre constructed attached to or adjacent to the new west end high school.

**Development Committee Report dated April 27<sup>th</sup>, 2009**

Council considered the following Development Committee Report dated April 21<sup>st</sup>, 2009:

**RECOMMENDATION OF APPROVAL:**

- 1. Proposed Crown Land Grant/Storage Building  
Mr. David Fagan  
Jillings Road (Ward 5)**

The Development Committee recommends that Council approve the above noted application for a Crown Land Grant.

**RECOMMENDATION OF REJECTION:**

- 2. Discretionary Use Application  
Proposed Infill Unit  
Mr. Brian Mullooney  
Civic No. 151 Pleasant Street (Ward 2)**

The Development Committee recommends that the above noted application be rejected.

**OTHER:**

- 3. Proposed Site Redevelopment  
Demolition (former Dominion Store) and Construct New Lawton’s Drugstore  
and Medical Clinic  
Sheppard Case Architects on behalf of Fort Williams Properties Ltd.  
11 Elizabeth Avenue (Ward 4)**

The Development Committee recommends that Council approve the **attached** Terms of Reference for the Land Use Assessment Report for the proposed development. It is also recommended that as the proposed use is a permitted use, that once the report has been received and reviewed by staff, that staff be directed to proceed with public notification of the application and Land Use Assessment Report. This process would include a newspaper notice, notices mailed to property owners in the area and posting of the Assessment Report on the City’s website. Depending on comments received through the public notification of the application and the Land Use Assessment Report, a public information session could be held with those concerned and the information session be chaired by the Ward Councillor if so warranted.

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

**SJMC2009-04-27/245R**

**It was moved by Councillor Hann; seconded by Councillor Puddister: That the Committee’s recommendations be adopted as presented.**

**The motion being put was unanimously carried.**

**Development Permits List**

Council considered as information the following Development Permit List for the period April 17, 2009 to April 23, 2009:

**DEVELOPMENT PERMITS LIST  
DEPARTMENT OF PLANNING  
FOR THE PERIOD OF April 17, 2009 TO April 23, 2009**

Code	Applicant	Application	Location	Ward	Development Officer’s Decision	Date
RES	Alan & Sharon McCann	Proposed Reconstruction of Fishing Shed and Wharf	Adjacent 41 Barrow’s Road	2	<b>Approved</b>	09-04-17
RES	Balnafad Co. Ltd.	Proposed Building Lot	241 BayBulls Road	5	<b>Approved</b>	09-04-17
RES	Larry Murphy	Proposed Building Lot	57 Old Petty Harbour Road	5	<b>Approved</b>	09-04-21
COM	BAE Newplan Group	Proposed Condominium	47 Duckworth Street	2	<b>Approved</b>	09-04-22

		Development				
RES	James Taylor	Proposed Subdivision for Single Detached Dwelling	127 Old Petty Harbour Road	5	Approved	09-04-22
COM	Brookside Developments	Proposed Apartment Complex	421-425 Main Road	5	Approved	09-04-23

<p>* Code Classification:                  RES - Residential                  COM - Commercial                  AG - Agriculture</p>	<p>INST - Institutional                  IND - Industrial</p>
<p>** 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.</p>	

**Gerard Doran**  
 Development Officer  
 Department of  
 Planning

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**Building Permits List**

**SJMC2009-04-27/246R**

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

2009/04/22

Permits List

**CLASS: COMMERCIAL**

WILLIAM MANUE	2 LEMARCHANT RD	JUST DESSERTS	CO	CONVENIENCE STORE
THE GOLDSMITH	9 CHURCHILL SQ		SN	RETAIL STORE
SPEEDY GLASS #2	439 KENMOUNT RD		MS	COMMERCIAL GARAGE
MELVIN COOMBS	10 LEMARCHANT RD		SN	MIXED USE
A.I.M.E. PHYSIOTHERAPY INC.	204-206 MAIN RD		MS	CLINIC
AMAZON TOOL REPAIR	99 NEW COVE RD		MS	RETAIL STORE
HICKMAN MOTORS LIMITED	20 PEET ST		MS	CAR SALES LOT
SPEEDY GLASS	9 PIPPY PL		MS	COMMERCIAL GARAGE
TAMARAC RESOURCES INC.	8 HAMILTON AVE		RN	MIXED USE
ATLANTIC SHOPPING CENTER LTD.	AVALON MALL, BOOSTER JUICE/SEA		RN	RETAIL STORE
ELIZABETH DRUGS LIMITED	55-59 ROWAN ST (DR. LANG)		RN	CLINIC
MCDONALD'S RESTAURANTS CAN.LTD	54 KENMOUNT RD		RN	RESTAURANT
MCDONALD'S RESTAURANTS OF	14 STAVANGER DR		RN	RESTAURANT
MCDONALD'S RESTAURANTS CAN.LTD	506 TOPSAIL RD		RN	RESTAURANT
MCDONALD'S REST.CAN.LTD.	248 TORBAY RD		RN	RESTAURANT
CABLE ATLANTIC INC.	22 AUSTIN ST		RN	OFFICE
MARLAY CONSTRUCTION LTD	82 O'LEARY AVE		EX	OFFICE
VILLAGE SHOPPING CENTRE (2006)	THE VILLAGE-430 TOPSAIL RD		NC	RETAIL STORE

THIS WEEK \$ 1,128,400.00



**CLASS: INDUSTRIAL**

THIS WEEK \$ .00

**CLASS: GOVERNMENT/INSTITUTIONAL**

FEDERAL DEPT. OF JUSTICE 215 WATER ST, CROWN ATTORNEY RN OFFICE

THIS WEEK \$ 375,000.00

**CLASS: RESIDENTIAL**

CHERLYN SLANEY	16 ARGUS PL	NC ACCESSORY BUILDING
RANDAL L. GREENE	125 BOND ST	NC FENCE
FRED PENNEY	78 BRANSCOMBE ST	NC ACCESSORY BUILDING
GLEN PACK	43 BURRY PORT ST	NC FENCE
ATLANTIC HOMES LTD	15 CARIBOU PL, 18	NC SINGLE DETACHED DWELLING
JAMES SHAW	47 COVENTRY WAY	NC FENCE
DAVID & SIOBHAN YANCHUS	12 DORSEY'S LANE	NC ACCESSORY BUILDING
ANTHONY GERARD BREEN & SHIRLEY	9 FAHEY ST	NC ACCESSORY BUILDING
LEONARD & COLLEEN KENNY	19 GLADNEY ST	NC ACCESSORY BUILDING
EARLE & ELIZABETH FERGUSON	24 GLENRIDGE CRES	NC FENCE
BRUCE BROPHY	24 GOLD MEDAL DR, LOT 181	NC SINGLE DETACHED DWELLING
IVAN ABBOTT	40 GOLD MEDAL DR, LOT 189	NC SINGLE DETACHED DWELLING
MATTHEW POWELL	73 HOPEDALE CRES	NC PATIO DECK
CORE CONSTRUCTION	740-754 MAIN RD, LOT 2	NC SINGLE DETACHED DWELLING
JEFF CAREW	70 MARK NICHOLS PL, LOT 213	NC SINGLE DETACHED DWELLING
LIAM KELLY & SARAH NTHONY	47 MARK NICHOLS PL, LOT 264	NC SINGLE DETACHED DWELLING
ERIKA PITTMAN	53 MONKSTOWN RD	NC FENCE
SKYMARK HOMES	36 NAVAJO PL, LOT 242	NC SINGLE DETACHED DWELLING
VALERIE COFFEY	6 ORGAN PL	NC ACCESSORY BUILDING
RONALD POWER	40 PALM DR	NC ACCESSORY BUILDING
AUSTIN BIXBY	32 PETITE FORTE DR, LOT 314	NC SINGLE DETACHED DWELLING
DUANE T. FREDERICK &	118 REGENT ST	NC FENCE
NEW VICTORIAN HOMES	28 SGT. CRAIG GILLAM AVE, L 9	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION &	5 SPRUCEDALE DR, LOT 160	NC SINGLE DETACHED DWELLING
HART HOMES	25 SUDBURY ST	NC SINGLE DETACHED DWELLING
REGINA HOUNSELL	2 TAYLOR PL	NC FENCE
REGINA HOUNSELL	2 TAYLOR PL	NC ACCESSORY BUILDING
HARVEY & FLORENCE BURSEY	17 VIRGINIA PL	NC ACCESSORY BUILDING
AIDAN P.MURPHY	17 LAWTON CRES	CR SINGLE DETACHED DWELLING
DAVID BLACKMORE/CAROL KIRKLAND	56 SQUIRES AVE (FORMERLY #54)	EX SINGLE DETACHED DWELLING
JEAN M. & BERNADETTE ARSENAULT	42 BARROWS RD	RN PATIO DECK
ROY ALCOCK	15 BARTER'S HILL PL	RN SINGLE DETACHED DWELLING
STEVEN & TRACEY OSMOND	38 FRESHWATER RD	RN TOWNHOUSING
SULLIVAN'S CONTRACTING	25 JAMIE KORAB ST	RN SINGLE DETACHED DWELLING
DIMITRI & NATALIA NAUMENKO	30 LEMARCHANT RD	RN SINGLE DETACHED DWELLING
DENNIS YETMAN	99 MACBETH DR	RN SINGLE DETACHED DWELLING
GLEN & WANDA LEGGE	17 MOSS HEATHER DR	SW ACCESSORY BUILDING
JOHN HILL	70 QUIDI VIDI VILLAGE RD WALL	SW SINGLE DETACHED DWELLING

THIS WEEK \$ 1,722,950.00

**CLASS: DEMOLITION**

GLENN & SUSANNE MERCER	37 PEARCE AVE	DM SINGLE DETACHED DWELLING
ROBERT GIOVANNINI	238 THORBURN DR	DM SINGLE DETACHED DWELLING

THIS WEEK \$ 11,000.00

THIS WEEK'S TOTAL: \$ 3,237,350.00

REPAIR PERMITS ISSUED: 2009/04/16 TO 2009/04/22 \$ 109,950.00

LEGEND

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

**Payrolls and Accounts**

**SJMC2009-04-27/247R**

**It was decided on motion of Councillor Duff; seconded by Councillor Hann: That the following Payrolls and Accounts for the week ending April 23, 2009 be adopted as presented:**

**Weekly Payment Vouchers  
For The  
Week Ending April 23, 2009**

**PAYROLL**

Public Works	\$ 301,017.79
Bi-Weekly Casual	\$ 15,162.38

**ACCOUNTS PAYABLE**

Cheque No. 146046 – 146318	\$1,642,330.61
<b>Total:</b>	<b>\$ 1,958,510.78</b>

**Tenders**

- a. **Contract - Employee - Survey Project Velocity**
- b. **Tender 2009067 – Non Profit Housing Upgrades Larkin’s Square/Carnell Street**
- c. **Tender – 2009 Asphalt Crack Sealing Program**

**SJMC2009-04-27/248R**

**It was decided on motion of Councillor Duff; seconded by Councillor Hann: That the recommendations of the Associate Commissioner/Director of Corporate Services and City Clerk, the Director of Building and Property Management and the Associate Commissioner and Director of Engineering be approved and the tenders awarded as follows:**

- a. Sagacity Consulting in the amount of \$7,700.00 plus HST**
- b. Coastal Building Products/Window Shop in the amount of \$769,125.46 which includes HST**
- c. Crown Contracting Inc. in the amount of \$91,476.89**

**Community Grants – 2009**

**SJMC2009-04-27/249R**

**It was moved by Councillor Hann; seconded by Councillor Puddister: That the following recommended list of community grants for 2009 be awarded as follows including \$5000 for DARE Program and \$1000 for Kilbride 50+ Club.**

**APPLICANT**

	<b><u>2009 Recommended</u></b>
<b><u>COMMUNITY SERVICES - General</u></b>	
Senior's Resource Centre	10,000
SPCA	12,000
St. John's Boys and Girls Club(MC,BC)	75,000
The Gathering Place	5,000
Vera Perlin Society	5,000
Emmaus House	2,000
Kids Help Phone	4,000
Beagle Paws	1,000
Vibrant Communities Initiative	15,000
George Street United Church	2,000
Community Mediation Services	2,000
Refugee and Immigrant Advisory Council	3,000
<b><u>COMMUNITY SERVICES - Neighbourhood</u></b>	
MacMorran (Mt. Scio) Comm Ctr	16,000
Buckmasters Circle Comm Ctr	16,000
Rabbittown Comm Ctr	16,000
Froude Ave Comm Ctr	16,000
Virginia Park Comm Ctr	16,000
Friends of Victoria Park	5,000
Community Garden Alliance	3,000
<b><u>COMMUNITY SERVICES - Family Life</u></b>	
School Lunch Assoc	7,000
Community Youth Network	5,000
Choices for Youth	5,000

VON, Smart Program	5,000
Bridges to Hope	2,000
<b><u>COMMUNITY ARTS/CULTURAL/MEDIA</u></b>	
Arts Jury	103,000
Kiwanis Music Festival	3,500
Anna Templeton Centre	5,000
FOG-MUN Botanical Garden	500
Nfld. Symphony Orchestra	50,000
Nfld. Horticultural Society	1,500
<b><u>EDUCATION</u></b>	
Students for Literacy at MUN	2,000
St. John's Public Library Board	5,000
Writers' Alliance of NL (Metroverse)	3,000
<b><u>REHABILITATION</u></b>	
Rainbow Riders	4,000
Longside Club	3,000
U.P.P. - The Pottle Centre	3,000
<b><u>RECREATION</u></b>	
Special Olympics	5,000
Daffodil Seniors Club	1,000
Avalon Sledge Hockey	1,500
<b><u>SPECIAL EVENTS</u></b>	
St. John's Pipe Band	5,000
Signal Hill Tattoo	28,000
<b><u>OTHER</u></b>	
Grand Concourse	36,000
Other (non-sports) travel	4,000
Tax Back Grants - EDGE, Water	140,000
Cygnus Gymnastics	<u>16,500</u>
Totals	<u>668,500</u>

**The motion being put was carried with Councillor Colbert abstaining from voting on the \$7000 grant to the School Lunch Association, declaring Conflict of Interest, since he serves as Executive Director of the School Lunch Program.**

**Special Events and Festival Funding Recommendations for 2009**

**SJMC2009-04-27/250R**

**It was moved by Councillor Hann; seconded by Councillor Puddister: That the following Special Events & Festival Funding Recommendations for 2009 be approved:**

Downtown Busker Festival	\$ 5,000
Festival de Vent	\$ 1,000
Festival of New Dance	\$ 5,000
Newfoundland & Labrador Folk Arts Society	\$20,000
Nickel Independent Film Festival	\$ 2,000
Potato Festival	\$ 2,000
Shakespeare By the Sea Festival Inc.	\$ 7,000
Sound Symposium	\$10,000
St. John's International Women's Film Festival	\$ 5,000
St. John's Storytelling Festival	\$ 2,000
Tely 10 Road Race	\$ 8,200
Tuckamore Festival Inc.	\$ 8,000
Victoria Park Lantern Festival	\$ 3,000
Wreckhouse Jazz and Blues	<u>\$10,000</u>
Total:	\$88,200

**The motion being put was unanimously carried.**

**Quarterly Travel Report**

Council considered as information a memorandum dated April 22, 2009 from the Director of Finance and City Treasurer regarding the above noted.

**2009 Streets Rehab Program**

Council considered a Memorandum dated April 23, 2009 from the Associate Commissioner and Director of Engineering regarding the above noted.

**SJMC2009-04-27/251R**

**It was moved by Councillor Puddister; seconded by Councillor Hickman: That the Associate Commissioner and Director of Engineering be authorized to call for the public tender for 2009 Streets Rehab Program which is divided into four categories as follows:**

- a. **Grind and Patch – (this is a fairly extensive program and 95% of the funding will be spent on arterials and collectors)**

- b. **Cut and Patch**
- c. **Tack Level and Pave**
- d. **Listing of Streets to be paved.**

**The motion being put was unanimously carried.**

### **8 Reid Street**

Council considered a memorandum dated April 22, 2009 from the Chief Commissioner and City Solicitor regarding the above noted.

#### **SJMC2009-04-27/252R**

**It was moved by Councillor Coombs; seconded by Councillor Hann: That the recommendation of the Chief Commissioner and City Solicitor that an easement required by the City on property at 8 Reid Street for rerouting a sanitary sewer line be acquired at a cost of \$7,250.00 plus \$2,800.00 for a blue spruce which will be removed, plus legal fees, be approved.**

**The motion being put was unanimously carried.**

#### **Email to Councillor Duff from David Saltman, Chair of Oncology, MUN Re – Smoking Ban**

Council acknowledged the above noted email.

### **Councillor Duff**

Councillor Duff reminded residents of the public meeting scheduled for April 29, 2009 on the City's first Cycling Master Plan. She encouraged walkers to attend the meeting so that they can become aware of what is proposed in the plan.

### **Councillor Puddister**

Councillor Puddister advised that he received calls regarding the cycling plan from not only walkers but joggers expressing concern about bikers on the trails noting there could be potential conflict.

Councillor Puddister reminded residents of a Commissioner's hearing re amendments for Pleasantville to be held April 28, 2009. He encouraged residents to attend.

Councillor Puddister advised that the new animal control regulations manual has been mailed out and encouraged all citizens to read it. He again reminded

residents of the City's annual licensing system and encouraged them to license their animals annually.

Councillor Colbert noted the convenience of purchasing an animal license at the veterinarian's office and suggested licensing should be mandatory if during the visit the animal is found to be unlicensed. He asked that the matter be referred to the Animal Control Committee for consideration.

### **Councillor Coombs**

Councillor Coombs advised of a recent grass fire on Greenspond Drive, Cowan Park area which spread to an area of approximately 2000 sq. ft. creating a very serious situation given the close proximity to a residence as well as a wooded area. He asked that the staff be directed to thin back some of the wood; that consideration be given to implementing the park patrol prior to May 14<sup>th</sup>, and that staff provide costs associated with hiring additional park patrol.

### **Councillor Hanlon**

Councillor Hanlon noted that Take Pride Take Action is taking a very aggressive approach this year in encouraging residents and businesses to be responsible and clean up their properties. She will provide more information within a few weeks.

Councillor Hanlon advised that she will be commencing an intervention in the study of the Downtown Parking situation. His Worship the Mayor advised that the Parking Study carried out in conjunction with the DDC is in the process of being finalized.

### **His Worship the Mayor**

His Worship the Mayor referenced a letter from the Minister of Municipal Affairs and will be meeting with her tomorrow morning.

**Adjournment**

There being no further business, the meeting adjourned at 6:10 p.m.

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**MAYOR**

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**CITY CLERK**