

August 6, 2007

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 O'Keefe, Councillors Colbert, Duff, Hickman, Hann, Puddister, Galgay, Coombs and Ellsworth.

Regrets: Councillor Collins.

The Chief Commissioner/City Solicitor, Associate Commissioner/Director of Corporate Services and City Clerk, Director of Planning, and Recording Secretary were also in attendance.

Call to Order and Adoption of the Agenda

SJMC2007-08-06/428R

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

- a. Memorandum dated July 31st, 2007 from the Chief Commissioner/City Solicitor re: Trunk Sewer Flow Metering Chamber.

Adoption of Minutes

SJMC2007-08-06/429R

It was decided on motion of Councillor Puddister; seconded by Councillor Hickman: That the Minutes of the July 23rd, 2007 meeting be adopted as presented.

Civic # 2 Blatch Avenue (Tenant Problems Causing Disturbances)

His Worship the Mayor acknowledged the presence in the gallery of concerned residents from Blatch Avenue who wrote a letter of concern to the Mayor as well as a petition expressing their frustration and requesting that Council assist them in their plight to protect their right to peaceful enjoyment of the neighbourhood. The problem lies with the rooming house situated at civic # 2 Blatch Ave and owned by Chris Squires, which has been a troubled property for several years. Some examples of disturbance as outlined in

the letter from the residents are as follows: tenants have been assaulted and one almost killed on the sidewalk in front of the house as well as groups of young men armed with bats, banging on the doors of the property and roaming around in the garden. Police and emergency vehicles have been at the property almost every day. Syringes have been found discarded on the grounds and a window was smashed-out because of an expelled object. The problem is a serious one and deters the children of the neighbourhood from playing outside due to fear while many residents also hide inside their homes. The petition was signed by twenty-two residents, all of whom live on Blatch Avenue.

Councillor Galgay indicated that he too was aware of the problem and has referred the matter to the Dept. of Building & Property Management for appropriate action. It was noted by the Mayor, however, that the situation calls for extreme measures to be taken and that the owner of the property, Mr. Chris Squires should be put on notice to take immediate action or be subjected to public ridicule through the Council Chamber and the media. Though residents are free to file complaints through the appropriate regulatory process, it is often time-consuming, taking six months to a year before there is any resolution. The City is also restricted in its actions and can only deal with those complaints involving maintenance issues. It does not have any authority to deal with tenancy or occupancy issues.

Councillor Hann referenced a similar situation taking place on Moss Heather Drive which became so extreme that the Royal Newfoundland Constabulary had to be called to respond. The City has also issued notices in that regard. Deputy Mayor O'Keefe also referenced the problems at Moss Heather Drive, particularly from civic #'s 64 and 109. The behaviour of the residents is abominable and these properties have also been put on notice.

The Chief Commissioner/City Solicitor advised that the Provincial Government is in the process of finalizing arrangements to permit ticketing authority to the City of St. John's which is expected some time during this Fall.

Additional Sidewalk Repair/Replacement (CD# R2007-07-23/53)

Under business arising, Council considered the memorandum dated July 25th, 2007 from the Director of Public Works & Parks regarding the above noted matter.

SJMC2007-08-06/430R

It was decided on motion of Councillor Colbert; seconded by Councillor Puddister: That the recommendation of the Director of Public Works & Parks be approved and that \$400,000 be added for additional sidewalk repair/replacement work to the existing contract with Modern Paving Limited.

Rezoning of City-Owned Property (2-4 Syme's Bridge) Ward 5

Under business arising, Council considered the memorandum dated July 31st, 2007 from the Director of Planning regarding the above noted matter.

SJMC2007-08-06/431R

It was decided on motion of Councillor Colbert; seconded by Councillor Puddister: That Council give formal approval to St. John's Municipal Plan Amendment Number 47, 2007 and St. John's Development Regulations Amendment Number 405, 2007, and that the attached Resolution be adopted.

**URBAN AND RURAL PLANNING ACT, 2000
RESOLUTION TO APPROVE
ST. JOHN=S MUNICIPAL PLAN AMENDMENT NUMBER 47, 2007
and
ST. JOHN=S DEVELOPMENT REGULATIONS AMENDMENT NUMBER 405, 2007**

Under the authority of Sections 16, 17 and 18 of the Urban and Rural Planning Act, 2000, the

St. John=s Municipal Council:

- a) adopted St. John=s Municipal Plan Amendment Number 47, 2007 and St. John=s Development Regulations Amendment Number 405, 2007 on the 10th day of July, 2007;
- b) gave notice of the adoption of St. John=s Municipal Plan Amendment Number 47, 2007 and St. John=s Development Regulations Amendment Number 405, 2007 by advertisements inserted in the Telegram newspaper on the 14th day and the 18th day of July, 2007;
- c) set the 30th day of July, 2007 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 Section 23 of the Urban and Rural Planning Act, 2000, the St. John=s Municipal Council approves St. John=s Municipal Plan Amendment Number 47, 2007 and St. John=s Development Regulations Amendment Number 405, 2007 as adopted.

SIGNED and SEALED this 6th day of August, 2007.

Mayor

**Director of Corporate Services
and City Clerk**

Notices Published

1. An application has been submitted by the Royal Newfoundland Constabulary Association requesting permission to construct a 16 ft. x 20 ft. patio deck at the rear of the RNC Association building located at **Civic No. 125 East White Hills Road**. The proposed deck will be enclosed with a privacy fence 6 ft. in height. **(Ward 1)**

SJMC2007-08-06/432R

It was decided on motion of Deputy Mayor O’Keefe; seconded by Councillor Colbert: That the application be approved subject to consideration being given to the close proximity of the abutting neighbours on Newfoundland Drive and that their peaceful enjoyment of their neighbourhood be respected.

2. An application has been submitted by Mr. Jeff Reardon to rezone the property at **Civic No. 31 Shaw Street** from the Apartment Low Density (A1) Zone to the Residential High Density (R3) Zone to obtain approval to subdivide the existing single residential building lot and create three (3) residential building lots. Two of the lots would be for semi-detached houses and one lot for a single-detached house. **(Ward 2)**

SJMC2007-08-06/433R

It was decided on motion of Deputy Mayor O’Keefe; seconded by Councillor Colbert: That the application be approved and that the attached resolution be adopted:

**RESOLUTION
ST. JOHN'S DEVELOPMENT REGULATIONS
AMENDMENT NUMBER 412, 2007**

WHEREAS the St. John's Municipal Council wishes to make provision for the redevelopment of property at Civic Number 31 Shaw Street.

BE IT THEREFORE RESOLVED that the St. John's Municipal Council hereby adopts the following map amendment to the St. John's Development Regulations pursuant to the provisions of the Urban and Rural Planning Act, 2000:

Rezone land at Civic Number 31 Shaw Street from the Apartment Low Density (A1) Zone to the Residential High Density (R3) Zone as shown on Map Z-1A attached.

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

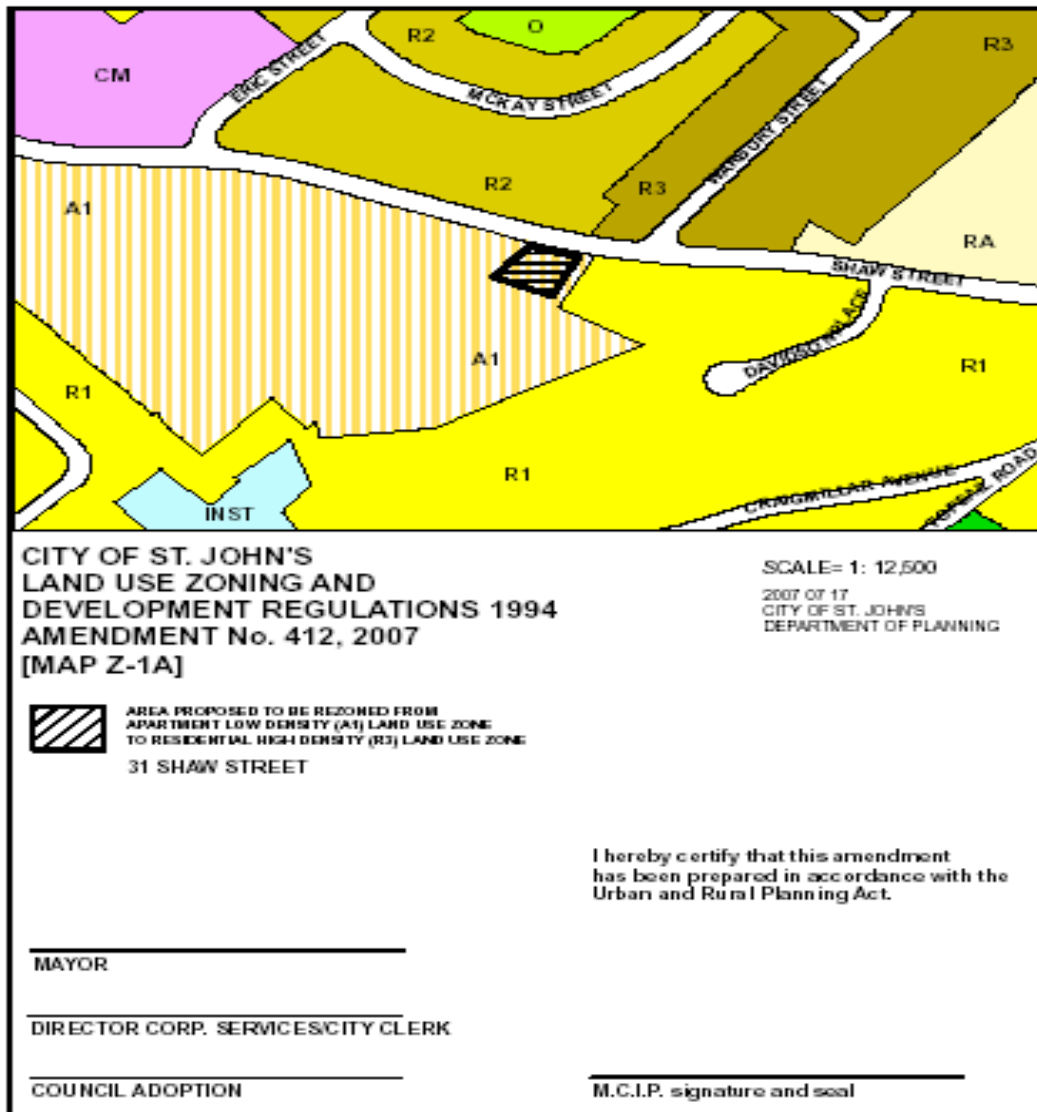
IN WITNESS THEREOF the Seal of the City of St. John's has been hereunto affixed and this Resolution has been signed by the Mayor and the City Clerk on behalf of Council this 6th day of August, **2007**.

Mayor

**Director of Corporate Services/
City Clerk**

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

MCIP



- An application has been submitted by The Salvation Army to rezone the rear portion of land at **Civic No. 43 Pearce Avenue (bordering land abutting the existing Salvation Army Cemetery at Civic No. 84 Blackmarsh Road)** from the Residential Medium Density (R2) Zone to the Cemetery (CEM) Zone to accommodate future expansion of the cemetery. (**Ward 3**)

SJMC2007-08-06/434R

It was decided on motion of Deputy Mayor O’Keefe; seconded by Councillor Colbert: That the application be approved and that the attached resolutions be adopted-in-principle subject to the issuance of a Provincial release from the Department of Municipal Affairs.

**RESOLUTION
ST. JOHN'S MUNICIPAL PLAN
AMENDMENT NUMBER 50, 2007**

WHEREAS the St. John's Municipal Council wishes to make provision for the expansion of the Salvation Army Cemetery located off Blackmarsh Road/Pearce Avenue.

BE IT THEREFORE RESOLVED that the St. John's Municipal Council hereby adopts the following map amendment to the St. John's Municipal Plan pursuant to the provisions of the Urban and Rural Planning Act, 2000:

Redesignate land off Pearce Avenue from the Residential Medium Density Land Use District to the Open Space Land Use District as shown on Map III-1A attached.

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

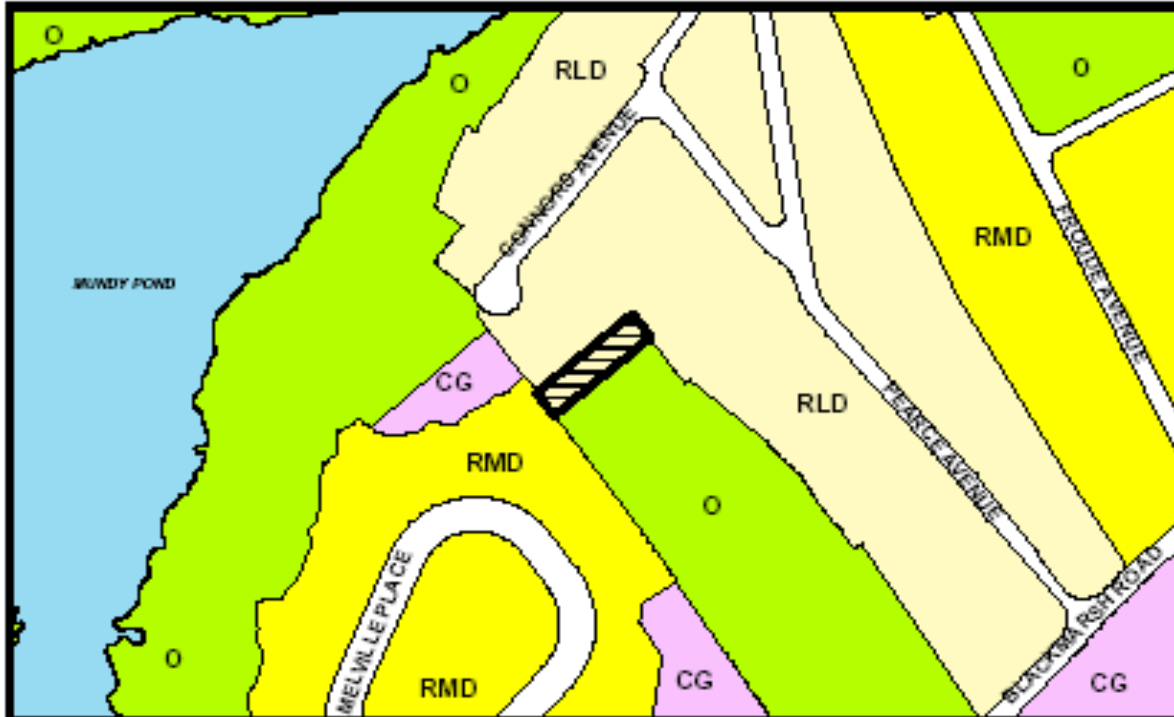
IN WITNESS THEREOF the Seal of the City of St. John's has been hereunto affixed and this Resolution has been signed by the Mayor and the City Clerk on behalf of Council this 6th day of August , **2007**.

Mayor

**Director of Corporate Services/
City Clerk**

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

MCIP



CITY OF ST. JOHN'S

SCALE- 1: 12,500

**MUNICIPAL PLAN 2003
 AMENDMENT No. 50, 2007
 [MAP III-1A]**

2007 07 17
 CITY OF ST. JOHN'S
 DEPARTMENT OF PLANNING



AREA PROPOSED TO BE REDESIGNATED FROM
 RESIDENTIAL MEDIUM DENSITY (RMD) LAND USE DISTRICT
 TO OPEN SPACE (O) LAND USE DISTRICT

REAR OF 43 PEARCE AVENUE

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

 MAYOR

 DIRECTOR CORP. SERVICES/CITY CLERK

 COUNCIL ADOPTION

 M.C.I.P. signature and seal

**RESOLUTION
ST. JOHN'S DEVELOPMENT REGULATIONS
AMENDMENT NUMBER 411, 2007**

WHEREAS the St. John's Municipal Council wishes to make provision for the expansion of the Salvation Army Cemetery located off Blackmarsh Road/Pearce Avenue.

BE IT THEREFORE RESOLVED that the St. John's Municipal Council hereby adopts the following map amendment to the St. John's Development Regulations pursuant to the provisions of the Urban and Rural Planning Act, 2000:

Rezone land off Pearce Avenue from the Residential Medium Density (R2) Zone to the Cemetery (CEM) Zone as shown on Map Z-1A attached.

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

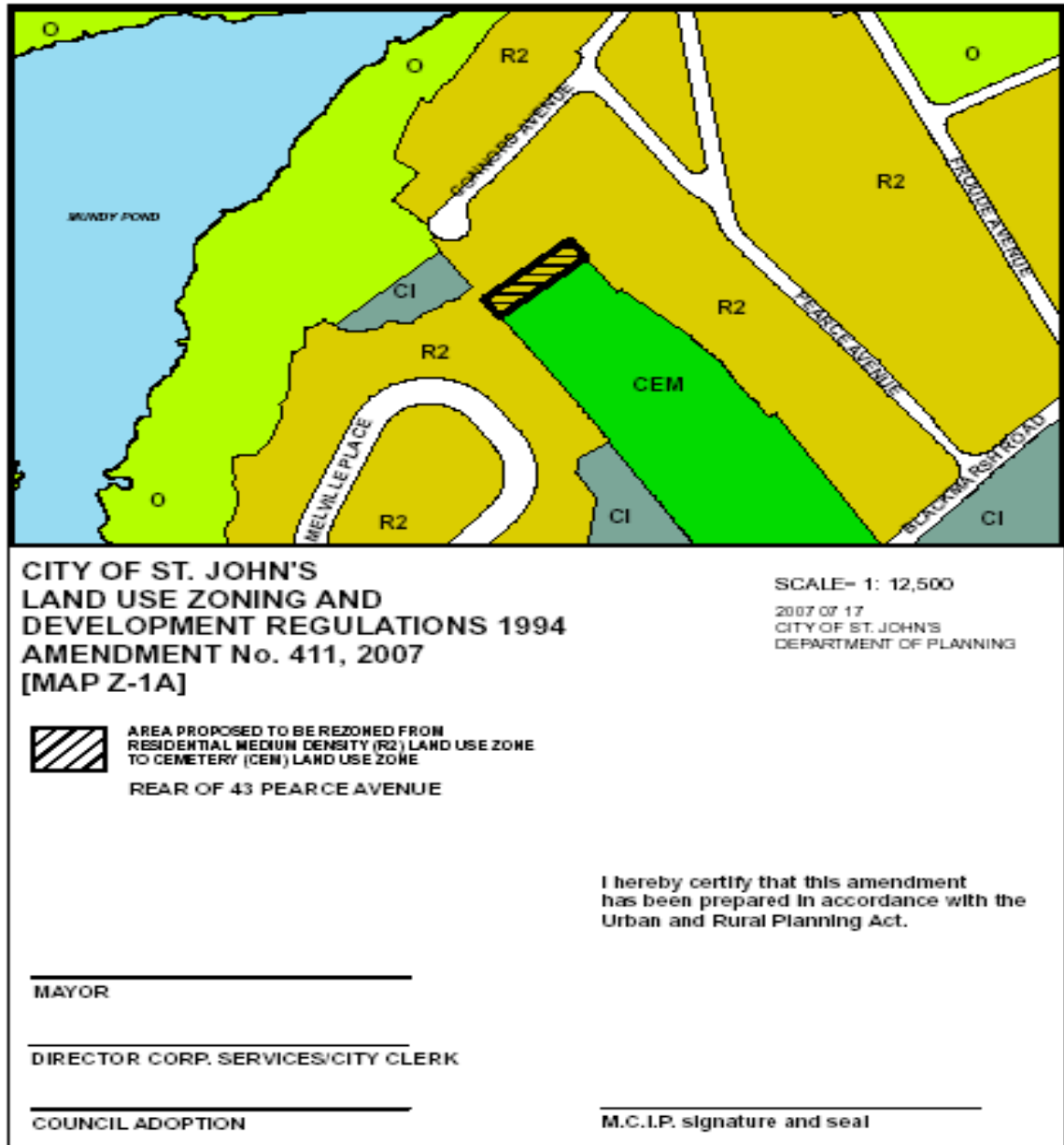
IN WITNESS THEREOF the Seal of the City of St. John's has been hereunto affixed and this Resolution has been signed by the Mayor and the City Clerk on behalf of Council this 6th day of August, **2007**.

Mayor

**Director of Corporate Services/
City Clerk**

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

MCIP



4. A **Variance of Non-Conformity** application has been submitted by James Cavell requesting permission to establish and operate a used car sales business from a vacant garage at **Civic No. 230 Old Bay Bulls Road**. The proposed business, with the applicant as the sole employee, will operate Monday to Friday 10:00 a.m. to 5:00 p.m. On-site parking can accommodate 10 (ten) vehicles. (**Ward 5**)

SJMC2007-08-06/435R

It was decided on motion of Deputy Mayor O’Keefe; seconded by Councillor Colbert: That the application be approved.

Planning and Housing Standing Committee Report dated July 31st, 2007

Council considered the following Planning and Housing Standing Committee report dated July 31st, 2007:

In Attendance: Councillor Shannie Duff, Chairperson
 Councillor Tom Hann
 Councillor Sandy Hickman
 Councillor Art Puddister
 Councillor Frank Galgay
 Councillor Ron Ellsworth
 Councillor Wally Collins
 Mr. Ron Penney, Chief Commissioner & City Solicitor
 Mr. Cliff Johnston, Director of Planning
 Mr. David Blackmore, Director of Building & Property Management
 Mr. Walt Mills, Acting Director of Engineering
 Mr. Robin King, Transportation Engineer
 Mr. Ken O'Brien, Manager of Planning & Information
 Mr. Jim Clarke, Manager of Streets & Parks
 Ms. Kelly Butler, Recording Secretary

1. Proposed Rezoning of Properties – Torbay Road North (Ward 1)

The Committee considered the **attached** memorandum dated July 27, 2007, from the Director of Planning regarding the above noted matter.

The Committee has agreed to direct the Department of Planning to advertise the applications recently received from Fairview Investments Limited and the Cole family to rezone their respective properties located on the east side of Torbay Road, north of the Clovelly Golf Course, from the Industrial General (IG) Zone and Commercial Industrial (CI) Zone to the Commercial Regional (CR) Zone.

The Committee has also agreed to direct the Department of Planning to advertise the proposed rezoning of properties situated at Civic Nos. 639, 660, 690, 692, 694, 696 Torbay Road to the CR Zone, and the proposed rezoning of the Covallino property, the Cosmo Limited property, and the Keating property (these three properties are all located on the east side of Torbay Road) also to the CR Zone.

The proposed rezoning of additional lands in the Torbay Road North area to the CR Zone will also involve rezoning of lands along identified waterways/wetlands to the Open Space (O) Zone in order to provide an environmental buffer for these waterways/wetlands.

As information and as per discussions between the Department of Planning and the Department of Municipal Affairs, the City's public notification of these additional proposed rezonings in the Torbay Road North area will also

include references to the applicable amendments to the St. John's Urban Region Regional Plan.

2. Request for a Text Amendment to the St. John's Development Regulations for a Proposed Car Sales Lot – Hickman Motors Limited – Civic No. 266 Torbay Road (Ward 1)

The Committee considered the **attached** memorandum dated July 26, 2007, from the Director of Planning regarding the above noted matter.

The Committee agreed to direct the Department of Planning to advertise the proposed text amendment to the St. John's Development Regulations to introduce "car sales lot" as a Discretionary Use in the Commercial Neighbourhood (CN) Zone. The Committee further directed staff to concurrently advertise the application from Hickman Motors Limited to establish a care sales lot at Civic No. 266 Torbay Road.

Upon completion of the advertising processes, the proposed text amendment and the application from Hickman Motors Limited will be referred to a future Regular Meeting of Council for a decision.

3. Proposed Rezoning of Property – Mr. Tom Hogan – Civic No. 615 Empire Avenue (Ward 3)

The Committee considered the **attached** memorandum dated July 27, 2007, from the Director of Planning and the Manager of Planning and Information regarding the above noted application.

The Committee agreed to direct the Department of Planning to schedule a public meeting to be chaired by a member of Council on the proposed rezoning of the property located at Civic No. 615 Empire Avenue from the Residential Low Density (R1) Zone to the Commercial Mixed (CM) Zone to allow the proposed self-storage warehouse.

SJMC2007-08-06/436R

It was decided on motion of Councillor Duff; seconded by Councillor Ellsworth: That the Committee's recommendations be approved.

Regional Water Committee Report dated July 19th, 2007

Council considered the following Regional Water Committee Report dated July 19th, 2007:

A meeting of the Regional Water Services Committee was held on Thursday, July 19, 2007, at 12:00 noon in the Cahill Room, 4th Floor, City Hall Annex.

In Attendance:

CITY OF ST. JOHN=S

Councillor Ron Ellsworth, Chairperson

Councillor Wally Collins

Ron Penney, Chief Commissioner & City Solicitor

Art Cheeseman, Associate Commissioner/Director of Engineering
Bob Bishop, Director of Finance & City Treasurer
Kevin Breen, Director of Human Resources
Lynnann Stapleton, Manager of Water Resources
Carl Keeping, Manager of Budgetary Services
Diane Winsor, Manager of Employee Relations
Kelly Butler, Recording Secretary

CITY OF MOUNT PEARL

Councillor John Walsh
Eliol Blackmore, Assistant City Engineer

TOWN OF PARADISE

Rick Appleby, Director of Operations

TOWN OF CONCEPTION BAY SOUTH

Councillor Ken George
Ron Franey, Director of Public Works

Adoption of the Agenda

The agenda was adopted as presented with the following addition:

- Memorandum dated July 10, 2007, from the Director of Human Resources re: Tentative Collective Agreement - NAPE 7808 and City of St. John's

Collective Agreement - NAPE 7808

The Committee considered a memorandum dated July 10, 2007, from the Director of Human Resources regarding the above noted matter.

The Director of Human Resources outlined the proposed collective agreement and highlighted the following points:

- Wage increase of 8% over four years, which is in line with the collective agreement reached with CUPE 1289 (inside workers);
- Cost-sharing of group insurance benefits for retirees (for new hires);
- Vacation and sick leave provisions for 12 hour shift employees modified for new hires

The Director of Human Resources noted that the proposed wage increase would cost approximately \$80,000 over four years.

The Committee noted their consensus with the proposed collective agreement and agreed that they would refer the matter to their respective Councils for approval and advise the Director of Human Resources accordingly.

Minutes

The minutes of the March 7, 2007, meeting were adopted as presented.

Councillor Walsh noted that at the last meeting the DAF plant was discussed and information was supposed to be forwarded to the Committee regarding possible rate

increases. He noted that he thought he had received the information, but asked if staff could circulate it to the members again. The Manager of Water Resources indicated that she would resend the information.

Regional Water Study Review

The Director of Engineering advised that the consultant's report had been sent out to Committee members, and he suggested that a separate meeting be held to discuss the report. He noted he would ask the consultant (Newfoundland Design) to prepare a presentation for the meeting. The Committee agreed with this suggestion.

Councillor Ellsworth encouraged the Committee to invite members of their respective Councils and staff to attend the meeting should they wish to do so.

Water Levels

The Manager of Water Resources advised that the water levels at Bay Bulls Big Pond are 2.4 feet lower than last year. She noted that a complete water ban is not anticipated, however, she cautioned that conditions can change quickly. Water conservation efforts from the regional municipalities are still very important.

Update on DAF and Ozone Upgrades

The Manager of Water Resources advised that since the Committee's last meeting, the design process for the above noted facilities has commenced. The Committee will be kept apprized of any developments in this regard. She noted that Bay Bulls Big Pond is experiencing another algae bloom this summer, and it is anticipated that the implementation of the DAF and Ozone systems will help to address this problem.

Algae Levels

The Committee considered a memorandum dated July 12, 2007, from the Manager of Water Resources regarding the above noted matter.

The Manager of Water Resources noted that this summer's algae bloom is the fourth event since 2002. Staff are doing some additional maintenance work, such as air wandling filters every week and performing backwashes every 12 hours. Staff have also increased monitoring of water quality before and after the filter beds.

The increase in algae events is indicative of the changing water quality at Bay Bulls Big Pond. She noted that the algae itself is not harmful, it is the bacteria and coliforms that can hide in it that are the concern.

Budget Update

The Manager of Water Resources provided an overview of the status of the budget to May 31, 2007. She noted that there are a few areas where expenditures are over budget, however, this is mostly due to buying supplies in bulk (ammonia, electrical supplies, etc.) to ensure there is enough material on hand for the summer. She noted that these overages should even out through the remainder of the year. She also noted that diesel fuel is over budget, and that is not expected to change, given the ever increasing cost of fuel.

(The Director of Human Resources and the Manager of Budgetary Services retired from the meeting.)

CBS Reservoir

The Director of Engineering noted that there have been ongoing discussions with the Town of Conception Bay South regarding the operation of its reservoir, however, no consensus could be reached. Therefore, it was agreed that in order to resolve the matter, an outside consultant would be hired to review the setup and operation of the reservoir. Kavanagh and Associates was hired and they have since completed the review. He noted that staff will meet with representatives from the Town to review the consultants report and recommendations.

With respect to the consultant's report, Mr. Franey noted that recommendation #1 could be implemented immediately. Regarding recommendation #2, he noted that staff are prepared to recommend to Council that this alternative be undertaken as well.

The Director of Engineering noted that he would contact Mr. Franey to set up a meeting in the near future.

Project Management for Upcoming Projects

The Committee considered a memorandum dated July 12, 2007, from the Manager of Water Resources regarding the above noted matter.

The Director of Engineering advised that in the past, the City hired a project manager from its Engineering Department staff to management capital works projects within the regional water system, however, no charges were levied to the regional water budget. As it is not possible to do this for upcoming projects, it is recommended that Mr. Terry Knee, Supervisor of the Bay Bulls Big Pond facility, be assigned as the Project Manager. It is also proposed that another engineer be hired to assume the role of supervisor of the facility. The engineer would be trained in all operations and maintenance aspects of the facility as the current foreperson of the facility is close to retirement. Mr. Knee's salary would be part of the project budget, therefore, there would be no salary increase in the operations budget.

The Committee agreed with the promotion of the current supervisor of the Bay Bulls Big Pond facility, Mr. Terry Knee, to Project Manager, and the hiring of an additional engineer to assume the position of supervisor of the facility.

OTHER BUSINESS**Water Conservation and Water Metering**

Councillor Walsh noted that the City of Mount Pearl is doing what it can to aid in the conservation of the regional water supply. He indicated that the City has a leak detection program in place and carries out regular inspection of water lines. He noted that the City is going to implement zone meters which would track flow rates and help identify problem areas more effectively.

The Director of Engineering indicated that the City has installed zone meters to find out where the highest water consumption is taking place. Council has also authorized a two year period for completely revamping all commercial water meters in the City. Some of the meters don't function properly, and there are a lot of properties that are not monitored

at all. The City has also implemented a voluntary residential water metering program which will help get a more accurate figure for residential water consumption. He noted, however, that the City's main concern is commercial usage.

Adjournment

There being no further business, the meeting adjourned at 12:45 p.m.

SJMC2007-08-06/437R

It was decided on motion of Councillor Ellsworth; seconded by Councillor Puddister: That the Committee's report be approved.

Rotary Sunshine Park Committee report dated July 24th, 2007

Council considered the following Rotary Sunshine Park Committee report dated July 24th, 2007:

Attendees: Deputy Mayor Dennis O'Keefe, Chairperson
 Councillor Ron Ellsworth
 Ben Lake, Rotary Club
 Fred Earle, Rotary Club
 Bruce Templeton, Rotary Club
 Lou Puddister, Rotary Club
 Dawn Chaulk, Town of Portugal Cove/St. Phillips
 Addison Bown, Grand Concourse Authority
 Ron Penney, Chief Commissioner/City Solicitor
 Bob Wilson, Manager – Division of Property Management
 Jim Clarke, Manager of Streets & Parks
 Tanya Haywood, Manager of Facilities
 Mike Johns, Foreperson – Public Works & Parks
 Lisa Hill, Lead & Active Community Coordinator
 Karen Chafe, Recording Secretary

Report:

1. Reception at Rotary Chalet (September 18th, 2007)

The Grand Concourse Authority provided an update on the progress of trail development at Rotary Park. The rough-grading of the trails are almost complete on the Chalet side of Bennett's Road and much positive feedback has been received on the work done so far. The Committee felt that it would be appropriate to have a reception and walk-about to mark the official opening of the trail system. Invitees will include the municipal councils of St. John's and Portugal Cove/St. Phillips, representatives from the Rotary Club and the Grand Concourse Authority and relevant Provincial Government and ACOA representatives.

The Committee recommends that Council approve the proposed reception and costs associated with such. The tentative date of the reception is September 18th, 2007.

2. **Cheque Presentation from Lions Pacers**

Mr. Ben Lake presented to the Committee a cheque for \$1000 from the Lion's Pacers group to assist under-privileged children using the Rotary Sunshine Park Chalet.

3. **Illegal Consumption of Alcohol at Rotary Sunshine Park**

Concerns were expressed by the Committee about the blatant illegal consumption of alcohol on the beach at Healy's Pond. Such behaviour is sometimes accompanied by unruliness or vandalism. The problem is particularly intense during sunny weather days when the park is most crowded. The Town of Portugal Cove St. Phillips agreed to write a letter to the Royal Newfoundland Constabulary in this regard, but it was also suggested that the City's Parks Patrol may wish to consult with the RNC as well as monitor the area. It was also agreed that any incidents witnessed by Parks or Recreation staff who are on site should be immediately reported to the RNC.

SJMC2007-08-06/438R

It was decided on motion of Deputy Mayor O'Keefe; seconded by Councillor Puddister: That the Committee's recommendations be approved.

Discussion ensued on item # 3 with regard to the serious problems of public alcohol consumption at Rotary Park and particularly in the vicinity of the beach area. These problems occur during daylight hours as well as at night in full view of other patrons who take their children to the area. The facility is family-oriented and there is zero tolerance for the consumption of alcohol in this area. Measures have been taken to increase the City's patrol of the beach and the Royal Newfoundland Constabulary have also increased their monitoring of the area. The Town of Portugal Cove/St. Phillips has also written the RNC advising them of the problem and requesting further assistance.

Councillor Puddister suggested that consideration be given to installing cameras, particularly around the beach area. The practicality of this was questioned, however, noting that cameras would have to be constantly monitored. Councillor Hann also suggested that this problem is reflective of the bigger picture and that consideration should be given in next year's budget to hiring more patrol staff to deal with these types of issues, particularly during the summer months.

Heritage Advisory Committee E-Mail Poll dated August 1st, 2007

Council considered the following Heritage Advisory Committee E-Mail Poll dated August 1st, 2007:

Attendees: Councillor Shannie Duff, Chairperson
 Councillor Ron Ellsworth
 Bernadine Simmonds
 Gerard Hayes
 Neil Hardy
 David Kelland
 Debbie O'Reilly
 Melanie Del Rizzo
 Andrew Ryan

8 Forest Road

The Committee reviewed the attached photographs which display the new doors for 8 Forest Road. It should be noted that the existing doors are not original to the property. The owner is proposing to install two of the doors in the photograph in the center of the main entrance. One will be fixed in place as the new wheelchair lift will be directly behind it. The other will be used as the main entrance. The exterior trims that are visible in the photograph (typical steel door trims) will be removed and new wide band sawn pine will be installed to match other trims on the building.

The Committee recommends approval of the doors as outlined in the photographs.

SJMC2007-08-06/439R

It was decided on motion of Councillor Duff; seconded by Councillor Ellsworth: That the Committee's report be approved.

Mural Design Committee Report dated August 3rd, 2007

Council considered the following Mural Design Committee Report dated August 3rd, 2007:

Date: August 3, 2007
To: The Mayor and Members of Council
From: Councilor Hickman
Subject: Report from Mural Design Committee

I am pleased to present the final draft of the mural design. This design was created by Derek Holmes and April Norman who are the two artists selected this year to design and execute the mural. The mural this year will be placed on the east wall of the Lettuce Farm on Hamilton Ave.

You'll note that this is not one of our usual heritage designs in that it doesn't depict an actual place or time in our history. This year we decided to go with a more contemporary image using the ever popular "Trompe L'œil" effect. Trompe L'œil means trick of the eye

and these kinds of murals have held the fascination and enjoyment of citizens and visitors in cities all over Europe, the US and Canada.

Overall the artists have brought in an exciting new design that will enhance the neighbourhood and provide enjoyment for the many people who travel to and fro on that section of Hamilton Ave. The goals of the mural program are to celebrate our culture and heritage, engage the public with art, and invest in our local arts community. I think this design amply fulfills these goals. The mural completion date is estimated to be no later than the end of September.

Respectfully Submitted;

Councilor Hickman
Committee Chair

SJMC2007-08-06/440R

It was decided on motion of Councillor Hickman; seconded by Councillor Hann: That the final draft of the mural design as included in the Council agenda be adopted.

Development Permits List

Council considered as information the following Development Permits List for the period July 20, 2007 to August 2, 2007:

**DEVELOPMENT PERMITS LIST
DEPARTMENT OF PLANNING
FOR THE PERIOD OF JULY 20, 2007 TO AUGUST 2, 2007**

“ISSUED FOR INFORMATION PURPOSES ONLY”

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
Com.	Mr. Cyril Fitzpatrick	Proposed Parking Lot Expansion	Civic No. 71 Blackmarsh Road	Ward 2	Application Rejected: Contrary to Section 9.1.1	07 07 24
Ind.	Kirkland Balsom Associates	Bell/Aliant OPI Site	Empire Avenue @ Taxation Centre	Ward 4	Application Approved	07 07 24
Com.	Mr. William March	Home Occupation: Lawn Care & Snow Removal Business	Civic No. 16 Cambrea Street	Ward 1	Application Rejected: Contrary to Section 7.9	07 07 25
Res.	Ms. Sherri Lewis	Residential Building Lot	New Pennywell Road	Ward 4	Application Approved	07 07 26
Com.	Mr. Brian Reardon	Home Office: Electrical Contracting Business (Telephone Only)	Civic No. 61 Radio Range Road	Ward 1	Application Approved	07 07 26
Res.	Mr. Mark Healy	Residential Building Lot	Densmore's Lane	Ward 5	Application Approved	07 07 30

Res.	Mr. John Halleran	Residential Building Lot	Fourth Pond Road	Ward 5	Application Approved	07 07 30
Res.	Mr. Justin Martin	Residential Building Lot	Lot No. 4 Groves Road	Ward 5	Application Approved	07 07 30
Res.	Mr. Gerry Fitzpatrick	Residential Building Lot	Civic No. 41 Pearce Avenue	Ward 3	Application Approved	07 07 30

NOTES:		
*	Code Classification: RES - Residential INST COM - Institutional AG - Agriculture - Commercial IND - Industrial	Ed Murray Development Officer Department of Planning
**	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.	

Building Permits List

SJMC2007-08-06/441R

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 lists be approved:

2007/07/31

Permits List

CLASS: COMMERCIAL

XIAO GUANG LIU	168 ELIZABETH AVE	CO HOME OFFICE
COTTON GINNY	AVALON MALL, COTTON GINNY	SN RETAIL STORE
SMITTY'S RESTURANT	131 DUCKWORTH ST - SMITTY'S	SN RESTAURANT
PROVINCIAL ADVISORY COMMITTEE	15 HALLETT CRES	SN OFFICE
LESTER'S DAIRY FARM	272 HEAVY TREE RD	MS AGRICULTURE
CHRISTMAS WAREHOUSE #2	193 KENMOUNT RD	MS RETAIL STORE
BUDS FINE FOODS INC.	207 KENMOUNT RD	MS RESTAURANT
THE TDL GROUP CORP.	275 KENMOUNT RD	MS EATING ESTABLISHMENT
A.I.M.E. PHYSIOTHERAPY INC.	204-206 MAIN RD	MS CLINIC
A.I.M.E. PHYSIOTHERAPY INC.	204-206 MAIN RD	MS CLINIC
GOULDS KICKERS SOCCER ASSN	434-438 MAIN RD	MS PARISH HALL
ABC SIDING & WINDOWS INC.	1 MARCONI PL, ABC SIDING	MS RETAIL STORE
REMAX - PLUS REALTY	NEW PENNYWELL ROAD, CITY TERR	SN OFFICE
PRO-GLO LIMITED	33 O'LEARY AVE	SN PLACE OF AMUSEMENT
SUN SPA	36 PEARSON ST, SUN SPA	MS SERVICE SHOP
SECOND PAGE BOOK STORE	36 PEARSON ST, SECOND PAGE	MS RETAIL STORE
JODY TEMPLE	16 QUEEN ST - QUEEN ST	SN TAVERN
JODY TEMPLE	16 QUEEN ST -GEORGE ST	SN TAVERN
TIM DONUT LIMITED	30 ROPEWALK LANE	MS RESTAURANT
BASIL J. DOBBIN	16 STAVANGER DR-NATIONS CREATI	MS RETAIL STORE
THE BUSINESS DEPOT LTD.	34 STAVANGER DR, BUSINESS DEPO	MS RETAIL STORE

THE BUSINESS DEPOT LTD.	34 STAVANGER DR, BUSINESS DEPO	MS	RETAIL STORE
HERBAL MAGIC	386 STAVANGER DR, HERBAL MAGIC	MS	RETAIL STORE
JASON AND LESLEY BOURNE	644 TOPSAIL RD-DISCOVER MUSIC	MS	RETAIL STORE
GENTARA COMPANY LIMITED	655 TOPSAIL RD-BARKING BEAUTIE	MS	SERVICE SHOP
PIPER'S DEPARTMENT STORES	272-276 TORBAY RD, PIPER'S	MS	RETAIL STORE
NFLD & LABRADOR CREDIT UNION	272-276 TORBAY RD CREDIT UNION	SN	BANK
NORTH ATLANTIC REFINING LTD.	280 TORBAY RD, NORTH ATLANTIC	MS	RETAIL STORE
COLOR YOUR WORLD	464 TORBAY RD, COLOR YOUR WORL	MS	RETAIL STORE
ORIENTAL STAR RESTAURANT INC.	TORBAY ROAD-TORBAY RD MALL	MS	RESTAURANT
ORIENTAL STAR RESTAURANT INC.	TORBAY ROAD-TORBAY RD MALL	SN	RESTAURANT
JOSADA HAIR STUDIO	TORBAY ROAD-TORBAY RD MALL	MS	SERVICE SHOP
CASH CITY	TORBAY ROAD-TORBAY RD MALL	MS	RETAIL STORE
FRENCHY'S CLOTHING STORE LTD.	TORBAY ROAD-TORBAY RD MALL	MS	RETAIL STORE
FRENCHY'S CLOTHING STORE LTD.	TORBAY ROAD-TORBAY RD MALL	MS	RETAIL STORE
FRENCHY'S CLOTHING STORE LTD.	TORBAY ROAD-TORBAY RD MALL	SN	RETAIL STORE
DAKOTA'S SALON AND SPA INC.	611 TORBAY RD, DAKOTA'S SALON	MS	SERVICE SHOP
TROPICAL AND MARINE PETS INC.	611 TORBAY RD	MS	RETAIL STORE
NORTH ATLANTIC REFINING LTD.	694 WATER ST, NORTH ATLANTIC	MS	SERVICE STATION
THE VAULT RESTAURANT INC	291 WATER ST	SN	RESTAURANT
MULLIGAN'S/THE DECK	15 GEORGE ST	NC	PATIO DECK
LONG ROAD INCORPORATED	270 WATER ST	RN	RETAIL STORE
PEDDLERS (PETE QUINTON)	312 WATER ST, PEDDLERS	RN	PATIO DECK
JOHN HOWARD SOCIETY	426 WATER ST	RN	OFFICE
EARLE CONSULTING LTD.	191 KENMOUNT RD	RN	RESTAURANT
GRANT SMITH	10 FACTORY LANE	NC	PATIO DECK
KENNY'S POND RETIREMENT RESIDE	135 MACDONALD DR	NC	ACCESSORY BUILDING
COUNTRY RIBBON INC.	EAST WHITE HILLS RD	RN	INDUSTRIAL USE
AIDEN WILLIAMS	165 DOYLE'S RD	EX	ACCESSORY BUILDING
DOMINIC FITZPATRICK	272 TORBAY ROAD, QUIZNO'S	CR	EATING ESTABLISHMENT
WEDGWOOD INSURANCE	85 THORBURN RD	RN	OFFICE
GRAFTON-FRASER INC.	AVALON MALL, TIP TOP	RN	RETAIL STORE
SALVATION ARMY HOME	105A TORBAY RD	RN	HOME FOR AGED
CIR MANAGEMENT LTD.	139 TORBAY RD, TIM HORTONS	NC	RESTAURANT

THIS WEEK \$ 1,324,345.00
 TO DATE \$ 29,720,666.00

CLASS: INDUSTRIAL

THIS WEEK \$.00
 TO DATE \$ 1,524,967.00

CLASS: GOVERNMENT/INSTITUTIONAL

CITY OF ST. JOHN'S	SOUTHSIDE RD	NC	ACCESSORY BUILDING
SAC LAVALIN PRO PAC	PLEASANTVILLE, SNC LAVALIN PRO	SW	ADMIN BLDG/GOV/NON-PROFIT
ST. ANDREW'S CHURCH	76 QUEEN'S RD	RN	CHURCH
SHELLEY MOORES	145 TORBAY RD	CR	RECREATIONAL USE
BOWRING PARK	305 WATERFORD BRIDGE RD	SW	ADMIN BLDG/GOV/NON-PROFIT

THIS WEEK \$ 1,483,500.00
 TO DATE \$ 13,816,935.00

CLASS: RESIDENTIAL

CAMELOT HOUSING CO-OP SOC. LTD	9 ANTHONY AVE	NC	FENCE
JOSEPH STAMP	75 BATTERY RD	NC	FENCE

MARILYN MICHELLE GEORGE	4 BAYBERRY PL	NC ACCESSORY BUILDING
ENCON CONSTRUCTION LTD.	38 BAYBERRY PL, LOT 21	NC SINGLE DETACHED DWELLING
CHRIS WALSH	BEAVER BROOK DR, PARCEL B	NC SINGLE DETACHED DWELLING
FRED & CHERYL TUCKER	1094 BLACKHEAD RD	NC ACCESSORY BUILDING
R.JAMES & CHERYL SKANES	14 BLAKE PL	NC ACCESSORY BUILDING
JAMES BROWN & SANDRA ROWE	99 BONAVENTURE AVE	NC PATIO DECK
RAYMOND P. GREENE	13 BURRY PORT ST	NC FENCE
KIRBY JACOBS & MICHELLE THOMAS	24 BURTON ST	NC ACCESSORY BUILDING
TERRY O'REILLY	159 CANADA DR	NC PATIO DECK
MICHELLE SMITH	1 CAVELL AVE	NC FENCE
LINDSAY & TODD LOVELESS	1 COTTONWOOD CRES	NC FENCE
PETER INGRAM	31 DORSET ST	NC PATIO DECK
CLYDE BOYD	9 DRAKE CRES	NC PATIO DECK
CHRISTOPHER SQUIRES & CYNTHIA	26 DUMBARTON PL	NC FENCE
BASIL MCGRATH	64 DUNTARA CRES	NC ACCESSORY BUILDING
SHARON ROGERS	779 EMPIRE AVE, LOT 1	NC SINGLE DETACHED & SUB.APT
WILLIAM & ROSE DEBOURKE	202 FOREST RD	NC ACCESSORY BUILDING
EDWARD & JOSEPHINE WHITTEN	81 GLENVIEW TERR	NC FENCE
NEW VICTORIAN HOMES	152 GREEN ACRE DR, LOT 9B	NC SEMI-DETACHED DWELLING
NEW VICTORIAN HOMES	154 GREEN ACRE DR, LOT 9A	NC SEMI-DETACHED DWELLING
MARK WELLS	340 GROVES RD, LOT 9	NC SINGLE DETACHED DWELLING
GARY HICKEY	341 GROVES RD	NC SWIMMING POOL
STELLA BURRY COMMUNITY SER.INC	67 GUY ST	NC FENCE
STELLA BURRY COMMUNITY	69 GUY ST	NC FENCE
DLG CONTRACTING	HALL'S RD, LOT 20A	NC SINGLE DETACHED DWELLING
MICHAEL MACDONALD	38 HARRINGTON DR	NC FENCE
KEVIN GREEN	20 HERCULES PL	NC PATIO DECK
JOHN PROWSE	16 HOPEDALE CRES, LOT 212	NC SINGLE DETACHED DWELLING
DARRELL LEWIS	34 HOPEDALE CRES, LOT 203	NC SINGLE DETACHED & SUB.APT
R & R HOMES	54 HOPEDALE CRES - LOT 193	NC SINGLE DETACHED & SUB.APT
R & R HOMES	60 HOPEDALE CRES -LOT 190	NC SINGLE DETACHED & SUB.APT
WILLIAM BYRD	3 HOPEDALE CRES, LOT 148	NC SINGLE DETACHED DWELLING
R & R HOMES	7 HOPEDALE CRES - LOT 150	NC SINGLE DETACHED & SUB.APT
MODERN HOMES LTD.	11 HOPEDALE CRES, LOT 152	NC SINGLE DETACHED DWELLING
R & R HOMES	17 HOPEDALE CRES - LOT 155	NC SINGLE DETACHED & SUB.APT
R & R HOMES	25 HOPEDALE CRES - LOT 159	NC SINGLE DETACHED & SUB.APT
FRANCIS & RAE LYNN O'KEEFE	12 HOPEALL ST	NC PATIO DECK
PAULA BENNETT	21 JULIEANN PL	NC FENCE
STEFANIE BROCKERVILLE	9 KERSHAW PL	NC FENCE
STEPHANIE BROCKERVILLE	9 KERSHAW PL	NC PATIO DECK
GREGORY & JUDITH MCCANN-	7 LAMBERT PL	NC PATIO DECK
RICHARD W. BISHOP	67 LAURIER ST	NC ACCESSORY BUILDING
IRVING N. PELLE	3 LOBELIA ST	NC FENCE
CHRISTOPHER W. CAMPBELL	75-77 LONG'S HILL	NC PATIO DECK
PRO TECH CONSTRUCTION LTD	37 MACBETH DR, LOT 6 - 17	NC SINGLE DETACHED DWELLING
JASON NICHOLS	85 MACBETH DR	NC ACCESSORY BUILDING
KENNY'S POND RETIREMENT	135 MACDONALD DRIVE	NC APARTMENT BUILDING
PATRICIA COLLINS	14 MCKAY ST	NC PATIO DECK
TARA BROWN	59 MALKA DR	NC FENCE
CARL & SUSANNE DOHEY	1 MARK NICHOLS PL	NC FENCE
L. ELLSWORTH STANLEY	23 MONCHY ST	NC FENCE
GARY ROULET & DALE PITTMAN	22 NEWHOOK PL	NC FENCE
DARRYL BANFIELD	41 NEWHOOK PL	NC PATIO DECK
ALBERT JONES	134 NEW PENNYWELL RD	NC SINGLE DETACHED DWELLING
JEFFREY CAREW	14 NORTHERN RANGER ST, LOT 123	NC SINGLE DETACHED & SUB.APT
HANN CONSTRUCTION LTD.	5 OAKLEY PL, LOT 286	NC SINGLE DETACHED DWELLING
ERCO DEVELOPMENT INC.	17 OAKLEY PL, LOT 280	NC SINGLE DETACHED DWELLING
MELVIN CREWE	26 OAKRIDGE DR	NC PATIO DECK
BERNARD CONNOLLY	155 OLD BAY BULLS RD	NC ACCESSORY BUILDING
BARRY EDWARD BISHOP	17 OLD PETTY HARBOUR RD	NC SINGLE DETACHED & SUB.APT
REGINALD & MARJORIE KENNEDY	94 PALM DR	NC PATIO DECK
MATTHEW HOWSE	4 PARKVIEW CRES	NC FENCE
DAVID & JACQUELINE HEELEY	39 PARLIAMENT ST	NC FENCE
CAROLINE WHELAN	87 PERLIN ST	NC FENCE
CAROLINE WHELAN	87 PERLIN ST	NC ACCESSORY BUILDING
COLLEEN HOGAN	QUIDI VIDI VILLAGE ROAD	NC SEMI-DETACHED DWELLING
LEONARD PENTON	35 RANKIN ST	NC ACCESSORY BUILDING

LINDA OAKE	1 RIGOLET CRES	NC FENCE
BERNICE PITTMAN	43 ST. MICHAEL'S AVE	NC FENCE
STEPHEN & CHRISTINA SHORT	96 SEABORN ST	NC ACCESSORY BUILDING
JOANNE BARTLETT	30 SERPENTINE ST, LOT 15	NC SINGLE DETACHED DWELLING
PROTECH CONSTRUCTION	19 SHORTALL ST, LOT 14	NC SINGLE DETACHED DWELLING
PROTECH CONSTRUCTION	23 SHORTALL ST, LOT 12	NC SINGLE DETACHED DWELLING
ERCO DEVELOPMENT	22 VEITCH CRES - LOT 243	NC SINGLE DETACHED DWELLING
DERM CAREEN	20 VIRGINIA PL	NC ACCESSORY BUILDING
BROWNE SUBDIVION (LOT 4)	26 WALSH'S LANE	NC SINGLE DETACHED & SUB.APT
RODERICK & ROSE MARIE KELLY	3 WALSH'S SQ	NC PATIO DECK
TREVOR BURKE & DENA BURKE	43 WINSLOW ST	NC ACCESSORY BUILDING
TREVOR BURKE & DENA BURKE	43 WINSLOW ST	NC FENCE
DAVID BARRON	8 GOWER ST	CO HOME OFFICE
YAGANG XIE	343 PORTUGAL COVE PL	CO SUBSIDIARY APARTMENT
FRANK DUNN	42 SMITH AVE	CO HOME OFFICE
D F BARNES LTD.	22 SUDBURY ST, D.F. BARNES	CR LIGHT INDUSTRIAL USE
GLADYS DEERING	147 CASEY ST	EX SINGLE DETACHED DWELLING
DAVID & PAMELA BROWN	34 EASTVIEW CRES	EX SINGLE DETACHED DWELLING
MALCOLM & PATRICIA WHITE	22 HUSSEY DR	EX MOBILE HOME
KEITH EVOY & GINA MORRIS	27 RIDGEMOUNT ST	EX SINGLE DETACHED DWELLING
RICHARD & BARBARA LEBLANC	17 ROSTELLAN PL	EX SINGLE DETACHED DWELLING
CLIFTON AUGUSTUS BUDDEN AND	25 BALNAFAD PL	RN SINGLE DETACHED DWELLING
FRANK AND JUDY O'NEIL	92 BRAZIL ST	RN APARTMENT BUILDING
PAUL M. LEONARD	18 CAVELL AVE	RN SINGLE DETACHED DWELLING
PATRICK SPURRELL	67 DILLON CRES	RN SINGLE DETACHED DWELLING
HAMPTON TRRACE CONDOMINIUMS	A5/155 FOREST RD	RN APARTMENT BUILDING
NFLD & LABRADOR HOUSING CORP	128-146 BARACHOIS ST	RN TOWNHOUSING
CARL & AUDREY HIGDON	69 HAMILTON AVE	RN APARTMENTS OR MIXED USE
FABIAN O'DEA	22 HAYWARD AVE	RN SEMI-DETACHED DWELLING
NICOLE NIKLAS	11 LIVINGSTONE ST	RN SINGLE DETACHED DWELLING
EUGENE HYNES	50 MULLOCK ST	RN SINGLE DETACHED DWELLING
WILLIAM & HILDRED DOOLEY	41 MULLOCK ST	RN SINGLE DETACHED DWELLING
PHILIP B. DANIEL	50 PENNYWELL RD	RN SEMI-DETACHED DWELLING
BEVERLY MAHER	42 PRINCE OF WALES ST	RN TOWNHOUSING
PATRICK TUCKER	64 RIDGEMOUNT ST	RN SUBSIDIARY APARTMENT
STELLA BURRY COMMUNITY	313 SOUTHSIDE RD	RN APARTMENT BUILDING
TOM ROGERS	77 STAMP'S LANE	RN SINGLE DETACHED DWELLING
PATRICK ROYLE	13 WINTER PL	RN SINGLE DETACHED DWELLING
MARTIN BLIZNAKOV	65 HIGHLAND DR	SW SINGLE DETACHED DWELLING
STEFANIE BROCKERVILLE	9 KERSHAW PL	SW SINGLE DETACHED DWELLING
NORTHERN PROPERTY HOLDINGS	170 TORBAY RD, HILLIEW TERRACE	SW ACCESSORY BUILDING
WAN-FUNG LEE	134 UNIVERSITY AVE	SW SINGLE DETACHED & SUB.APT
JAMES B. & JUANITA LESTER	181 BROOKFIELD RD	MS AGRICULTURE

THIS WEEK \$ 4,454,509.00
 TO DATE \$ 63,797,254.00

CLASS: DEMOLITION

ALAN MCCANN & SHARON MCCANN	QUIDI VIDI HARBOUR FRONT	DM HARBOUR USE
SHAMUS TRAVERSE	41 SALISBURY ST	DM SINGLE DETACHED & SUB.APT
LEONS FURNITURE	58 KENMOUNT RD - LEONS	DM RETAIL STORE
ATLANTIC SHOPPING CENTER LTD.	AVALON MALL, URBAN PLANET	DM RETAIL STORE

THIS WEEK \$ 104,000.00
 TO DATE \$ 371,456.00

THIS WEEK'S TOTAL: \$ 7,366,354.00

TOTAL YEAR TO DATE: \$109,231,278.00

REPAIR PERMITS ISSUED: 2007/07/19 TO 2007/07/31 \$ 195,200.00
 2006/12/28 TO 2007/07/31 \$ 1,747,471.00 YTD

LEGEND

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

Payrolls and Accounts

SJMC2007-08-06/442R

It was decided on motion of Councillor Colbert: seconded by Councillor Hickman: That the following Payrolls and Accounts for the weeks ending July 26th, 2007 and August 2nd, 2007 be approved as presented:

**Weekly Payment Vouchers
For The
Week Ending July 26, 2007**

PAYROLL

Public Works	\$ 285,491.64
Amalgamation	\$ 522,169.94
Bi-Weekly Administration	\$ 567,479.35
Bi-Weekly Management	\$ 509,792.12

ACCOUNTS PAYABLE

Cheque No. 119443-119729 (Includes Direct Deposits/Transfers/Equip. Leasing)	\$3,687,887.68
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Total: \$5,580,045.00

**Weekly Payment Vouchers
For The
Week Ending August 2, 2007**

PAYROLL

Public Works	\$ 259,260.78
Bi-Weekly Casual	\$ 121,064.67

ACCOUNTS PAYABLE

Cheque No. 119730 – 119926 (Includes Direct Deposits/Transfers/Equip. Leasing)	\$1,894,637.03
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Total:	\$2,274,962.48
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Notices of Motion, Written Questions and Petitions

The following Notice of Motion was given by Deputy Mayor O'Keefe:

TAKE NOTICE that I will at the next regular meeting of Council move to amend the St. John's Residential Property Standards By-Law and the Commercial Maintenance By-Law of the City of St. John's so as to provide that residential and commercial properties within the City of St. John's are to be kept free of graffiti.

Dated at St. John's this 6th day of August, 2007

Deputy Mayor Dennis O'Keefe

Petition from Residents of Doyles Road

Deputy Mayor O'Keefe tabled a petition from the residents of Doyles Road requesting that the City take action on the following problems: dust, noise and garbage. The matter was referred to the appropriate staff for investigation, as well as the Public Works & Environment Standing Committee.

Ratification of Phone Polls:**SJMC2007-08-06/443R**

It was decided on motion of Councillor Puddister; seconded by Councillor Coombs: That the following Phone Poll be ratified:

- a. **July 31, 2007 – Request for One Night Extension to the George Street Festival.**

Supreme Court Decision on Oceanex, Molson and Labatt – 2007 Assessment Appeal

Council considered as information, a memorandum dated August 3rd, 2007 from the Chief Commissioner/City Solicitor regarding the recent Supreme Court decision on Oceanex,

Molson and Labatt – 2007 Assessment Appeal. The memorandum clarifies incorrect statements which were made in the Telegram article of July 31, 2007.

2007 Prince of Wales Prize

Council considered as information, a memorandum dated August 1st, 2007 from the Chief Commissioner/City Solicitor regarding the City's being awarded the 2007 Prince of Wales Prize by the Heritage Canada Foundation. The award honours municipal governments for their continued commitment to the preservation of built heritage. A copy of the press release announcing the award was also included in the agenda.

SJMC2007-08-06/444R

It was decided on motion of Deputy Mayor O'Keefe; seconded by Councillor Galgay: That the recommendation of the Chief Commissioner/City Solicitor be approved and that Councillor Duff receive the Prince of Wales Prize award on behalf of the City in recognition of her leadership in preserving the built heritage of the City and that she be accompanied by Ken O'Brien of the Planning Department who assisted in preparing the nomination for the award and who has played an important role in this area for many years. The award will be presented to the City on October 12th, 2007 in Edmonton.

Reardon Construction – Blackmarsh Road/Melville Place

The Committee considered a memorandum dated July 24th, 2007 from the Chief Commissioner/City Solicitor regarding the storm sewer line on land of Reardon Construction at Blackmarsh Road/Melville Place. There is no easement for this line and its presence is precluding the development of this land.

SJMC2007-08-06/445R

It was decided on motion of Deputy Mayor O'Keefe; seconded by Councillor Puddister: That Council approve the exchange of land whereby the City would convey its adjacent land in exchange for land of the developer, of an equal size in the location of the sewer line.

Meehan's Lane – Frank Tobin

Council considered a memorandum dated July 31st, 2007 from the Chief Commissioner/City Solicitor regarding 17 Meehan's Lane and the owner of this property's interest in purchasing the small parcel of land from the City adjacent to his property as per the plan (on file with the City Clerk's Dept.).

SJMC2007-08-06/446R

It was decided on motion of Deputy Mayor O'Keefe; seconded by Councillor Hickman: That approval be given to sell the small parcel of land adjacent to 17 Meehan's Lane at \$1.00 per square foot (approximately \$400.00) plus usual administration fees.

Economic Update - August 2007

Council considered as information the Economic Update of August 2007.

Letter from Bill Casey, M.P. re: the Federal Equalization Program

Council considered as information the letter dated July 20th, 2007 from Bill Casey, M.P. for Cumberland Colchester Musquodoboit Valley, acknowledging Mayor Wells' letter regarding the City's stand on federal equalization and its support of the Provincial Government in this regard.

Trunk Sewer Flow Metering Chamber

Council tabled a memorandum dated July 31st, 2007 from the Chief Commissioner/City Solicitor regarding the Trunk Sewer Flow Metering Chamber.

SJMC2007-08-06/447R

The Committee on motion of Councillor Colbert; seconded by Councillor Hickman: recommends Council's approval of the installation of a flow metering chamber onto its existing trunk sewer at Empire Avenue and that the required easements as outlined in schedules A & B (on file with the Legal Dept.) be expropriated from the Fortis Properties and A. Harvey & Company Limited.

Deputy Mayor O'Keefe

Deputy Mayor O'Keefe relayed comments from a paramedic with respect to the tremendous job done by the Public Works Dept. in relation to their immediate response to emergency situations. Such staff have been an important part of saving numerous lives during storm situations and ensuring that roads are cleared on a top priority basis for emergencies.

Councillor Shannie Duff

Councillor Duff congratulated staff of the Public Works and Engineering Departments for their quick response to address issues arising from the recent tropical storm Chantal which caused the cancellation of the Regatta on Wednesday.

Due to staff's efficiency in dealing with various issues that arose, the Regatta was able to take place the following day without any major incidents.

Councillor Duff questioned the status of the new design for the dam mechanism and whether or not this will be installed in the future. The Chief Commissioner/City Solicitor advised that the project was not funded this year, however, it is on the list for multi-year capital funding.

There will be a fund raiser on August 18th, 2007 at the Anna Templeton Center in aid of the building's restoration. All members of Council are invited to partake in this event.

Councillor Hickman

Councillor Hickman congratulated City staff, volunteers and festival organizers who helped to make "St. John's Time" a great success this year.

Congratulations were extended to Crosbie Industrial for their record-breaking time during this year's Regatta.

This year's tourism season has so far been a successful one with growth indications of approximately 6%. The strong convention season was also a factor in this regard.

Councillor Hann

Councillor Hann also commended City staff for their work during the Regatta, noting the many compliments and feedback he has received from the general public in this regard.

The St. John's Folk Festival was also held this week and the numbers of participants and patrons have increased over previous years which is a good indication that this has been one of the most successful festivals held to date. Councillor Hann thanked the City for its support in this regard.

Councillor Puddister

The President of the Royal St. John's Regatta Committee has asked Councillor Puddister to pass on to Council the Committee's thanks and appreciation for a job well done at the Regatta. Particular reference was made to the Dept. of Public Works & Parks and Mr. Paul Mackey for their efforts in keeping the dam open to facilitate the lowering of pond levels.

Councillor Galgay

Councillor Galgay referenced the piece of land on the corner of Job St., heading west on Hamilton Avenue which is overgrown with grass and he requested that the Dept. of Public Works & Parks investigate this area for the clean-up of garbage and cutting of grass.

Councillor Coombs

Councillor Coombs expressed dismay at the recent news that Astraeus Airlines have cancelled their direct flight from St. John's to the United Kingdom. He questioned if any alternative solutions can be found to offset this decision. Mayor Wells indicated that in light of the fact the airline was only carrying 15-20% of its capacity and with the stiff competition from Air Canada, there is very little if anything that can be done in this regard.

Councillor Coombs referenced the letter received by all members of Council regarding Destination St. John's and questioned if there have been any further developments. Mayor Wells advised that the status quo remains with the hotel tax agreement and that there will be no changes in this regard.

Reference was made to the pesticide debate which occurred at the last regular meeting. As Council does not have the statutory authority to impose a by-law on pesticides as regulated under the City of St. John's Act, any further discussion on this matter would be moot. It was questioned whether or not Council will eventually be in a position to have such authority. The Chief Commissioner/City Solicitor advised that he has written the Province in this regard, however, no such agreement is forthcoming.

Mayor Wells indicated that he will be pursuing via the political agenda, the issue of the City's obtaining a general grant of powers. He anticipated that some type of response to this request will be forthcoming after the next Provincial election in three-four months. If such authority is not forthcoming, Council will have to seek specific authority for areas it wishes to specifically regulate.

Councillor Coombs concurred with the suggestion to defer the pesticide debate pending the outcome of these issues.

Adjournment

There being no further business, the meeting adjourned at 5:35 p.m.

MAYOR

CITY CLERK