

August 8, 2011

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

Deputy Mayor Duff presided.

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

Regrets: Mayor O'Keefe

The City Manager; Deputy City Manager/Director of Corporate Services and City Clerk; Deputy City Manager/Director of Public Works and Parks; Director of Planning; Director of Finance and City Treasurer; Director of Engineering; City Solicitor, and the Recording Secretary were also in attendance.

Adoption of the Agenda

SJMC2011-08-0/413R

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

- a. **Tender – Northeast Land Assembly Trunk Sewer, Phase 3**
- b. **Para-Transit Request for Proposals**

Adoption of the Minutes

SJMC2011-08-08/414R

It was decided on motion of Councillor Galgay; seconded by Councillor Hanlon: That the Minutes of the meeting held on July 25, 2011, be adopted as presented.

BUSINESS ARISING

CD# R2011-07-12/21 – Standards for Residential Building Lots in the Agriculture Zone – Doyle's Road near Robert E. Howlett Memorial Drive (Ward 5)

One (1) Letter of Objection

Under business arising, Council considered a memorandum dated August 4, 2011, from the Director of Planning regarding the above noted matter.

SJMC2011-08-08/415R

It was moved by Councillor Collins; seconded by Councillor Tilley: That the proposed text amendment to introduce minimum standards for single-detached houses with access to municipal water and sewer services for properties on the south side of Doyle’s Road, which are located in the Agriculture Zone and the following Resolution, be adopted. Once adopted, the Resolution will be sent to the Department of Municipal Affairs with a request for Provincial registration.

**RESOLUTION
ST. JOHN’S DEVELOPMENT REGULATIONS
AMENDMENT NUMBER 517, 2011**

WHEREAS the City of St. John’s wishes to allow limited serviced residential building lot development as a stand alone use in the Agricultural (AG) Zone where it would meet with the approval of the Provincial Department of Natural Resources, Land Development Advisory Authority, where there are municipal water and sewer services available at the outset, and where the proposed lot would be situated within the boundaries of the Goulds Ultimate Service Area;

BE IT THEREFORE RESOLVED that the City of St. John’s hereby adopts the following text amendment to the St. John’s Development Regulations pursuant to the provisions of the Urban and Rural Planning Act.

1. Amend Section 10.34.2. (AGRICULTURE (AG) ZONE – Discretionary Uses) by adding the following:

“(g) Single Detached Dwelling and Subsidiary Apartment in a Single Detached Dwelling on an approved Lot in the Goulds Ultimate Service Area with municipal water and sewer services”

2. Amend Section 10.34.3 (AGRICULTURE (AG) ZONE – Zone Requirements – Single Detached Dwellings) by deleting the present Section 10.34.3 and replacing it with the following:

“10.34.3 Zone Requirements

(1) Single Detached Dwellings on Lots without Municipal Water and Sewer Services

- | | | |
|-----|-------------------------|----------------------------|
| (a) | Lot Area (minimum) | 1860 m ² |
| (b) | Lot Frontage (minimum) | 30 metres |
| (c) | Building Line (minimum) | 15 metres |
| (d) | Side Yards (minimum) | 6 metres (See Section 8.6) |
| (e) | Rear Yard (minimum) | 10 metres |

(2) Single Detached Dwellings on Lots with Municipal Water and Sewer Services in the Goulds Ultimate Services Area

- (a) Lot Area (minimum) 450 m²
- (b) Lot Frontage (minimum) 15 metres
- (c) Building Line (minimum) 6 metres
- (d) Side Yards (minimum) 1.2 metres and 1.2 metres
- (e) Rear Yard (minimum) 6 metres"

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 8th day of **August, 2011.**

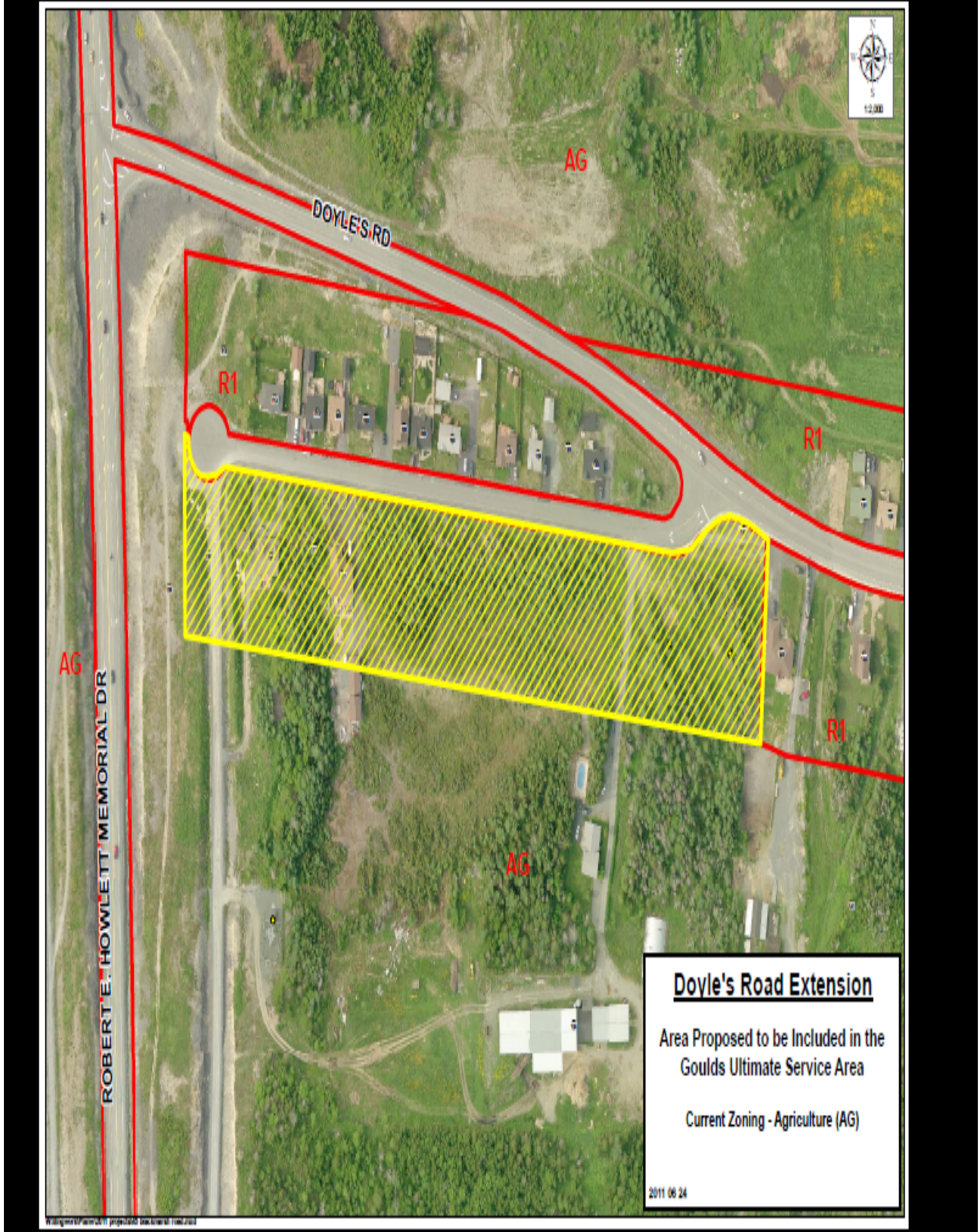
Mayor

City Clerk

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

MCIP

Further, that the plan for the Goulds Ultimate Service Area be extended to include the land on the south side of Doyle's Road from Civic No. 149 Doyle's Road to Robert E. Howlett memorial Drive, as shown on the plan below:



The motion being put was unanimously carried.

Proposed Rezoning of Property – Civic No. 229 Kenmount Road (Ward 4)
Applicant: Lansing Properties on Behalf of Kenmount Properties Inc.

Under business arising, Council considered a memorandum dated August 4, 2011, from the Director of Planning regarding the above noted matter.

SJMC2011-08-08/416R

It was moved by motion of Councillor Hanlon; seconded by Councillor Colbert: That Council proceed with the rezoning process for property at Civic No. 229 Kenmount Road. The Department of Planning will prepare the applicable map amendments to the St. John's Municipal Plan and the St. John's Regulations and then refer these amendments to the Department of Municipal Affairs for a Provincial release against Provincial interests and policies. Once the release is issued, the amendments will be referred back to a future Regular Meeting of Council for consideration of adoption and the appointment of an independent commissioner to conduct a public hearing on the amendments.

The motion being put was carried unanimously.

Proposed Amendment to the Mobile Vending By-Law – Notice of Motion

Councillor Hickman gave the following Notice of Motion:

TAKE NOTICE THAT I WILL MOVE TO ENACT AN ANMENDMENT OT THE St. John's Mobile Vending By-law so as to clarify that portable generators are not an acceptable power source for mobile vending units.

DATED at St. John's, NL this 8th day of August, 2011.

Councillor Sandy Hickman

Para-Transit System – Request for Proposals

Councillor Hann advised that in May, the Para-Transit Committee issued a request for proposals (RFP), as per the provisions of the Public Tender Act, for the provision of Para-Transit Services. Following a careful review, the Para-Transit Committee's RFP Evaluation Team has recommended that the contract to operate Para-Transit services in St. John's and Mount Pearl for 2012 to 2016 be awarded to MV Transportation Inc. He thanked the Evaluation Committee members for their work, including Chair – Cec Whitten, Susan Ralph, the City's Para-Transit Coordinator and citizen representative, Ron Ellsworth. The service requirements for the RFP were based on recommendations from the 2009 Para-Transit Review.

Councillor Hann provided a brief history of the Para-Transit service, noting that the Para-Transit system is the City's transportation alternative for people who are unable to use Metrobus, the conventional public transit service. The City assumed direct responsibility for its operations in 1997. Currently, Para-Transit is governed by the St. John's Para-Transit Committee, which includes funding partners – the City of St. John's, the City of Mount Pearl, and the Government of Newfoundland and Labrador, as well as users of the Para-Transit service. The number of passenger trips has grown by 12% annually since 1997. Councillor Hann also provided some background information on MV Transportation Inc., noting that company, through its 35 years of operations, has worked with its clients, passengers, and employees to appropriately accommodate the diverse transportation needs of riders with disabilities. The company was founded in 1875 and began with just one bus, transporting persons with disabilities in the San Francisco Bay area. The company is now international in scope and has over 150 contracts throughout North America. MV Transportation Inc. intends to purchase 18 new buses to operate the Para-Transit system in the region.

Councillor Hann advised that the recommendation to award the contract to MV Transportation Inc. is now being brought forward for approval by the City of St. John's, and the funding requirements for the new contract must be approved by the three funding partners (the City of St. John's, the City of Mount Pearl, and the Province of Newfoundland and Labrador).

SJMC2011-08-08/417R

It was decided on motion of Councillor Hann; seconded by Councillor Hanlon: That the contract for Para-Transit Services for 2012 to 2016 be awarded to MV Transportation Inc., effective January 1, 2012.

Notices Published

1. A Discretionary Use Application has been submitted by Julie Lewis for a proposed Home Occupation at **Civic No. 39 King's Road (Ward 2)**. The proposed Home Occupation is an Art Studio for drawing and painting lesions. The approximately floor area of the business is 40 m² and is located in the lower level of the dwelling. Proposed house of operation are Wednesday-Friday, 6 pm to 8 pm, Saturday 10 am to 6 pm, and Sunday, 12 noon to 6 pm. The applicant has proposed to accommodate a maximum of 12 students at a time. Off-street parking is provided at the rear of 53 Bond Street. The applicant is the sole employee.

SJMC2011-08-08/418R

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

Public Hearings

Public Hearing Report dated August 1, 2011

Re: Proposed Office Building Development

Springdale Street/New Gower Street/Hamilton Avenue Extension (Ward 2)

Applicant: Fortis Properties Corporation

Memorandum dated August 4, 2011, from the Director of Planning)

Councillor Hann presented the above noted report on the public hearing held to consider an application from Fortis Properties Corporation to rezone the property located at Springdale Street/New Gower Street/Hamilton Avenue Extension, and commonly referred to as the "Horwood Lumber Site" from the Commercial Central Mixed Use (CCM) Zone to the Commercial Central Office (CCO) Zone, to enable the construction of a 12 storey office building. In this regard, Council also considered a memorandum dated August 4, 2011, from the Director of Planning.

SJMC2011-08-08/419R

It was moved by Councillor Tom Hann; seconded by Councillor Bruce Tilley That rezoning application be approved and the following Resolution be adopted, which will then be referred to the Department of Municipal Affairs with a request for Provincial registration of the rezoning amendment:

**RESOLUTION
ST. JOHN'S DEVELOPMENT REGULATIONS
AMENDMENT NUMBER 519, 2011**

WHEREAS the City of St. John's wishes to allow the construction of a twelve (12) storey office building on property located at the intersection of Springdale Street, New Gower Street and Hamilton Avenue Extension and commonly referred to as the "former Horwood Lumber site".

BE IT THEREFORE RESOLVED that the City of St. John's hereby adopts the following map amendment to the St. John's Development Regulations in accordance with the provisions of the Urban and Rural Planning Act, 2000.

Rezone the property located at the intersection of Springdale Street, New Gower Street and Hamilton Avenue Extension from the Commercial Central Mixed (CCM) Zone to the Commercial Central Office (CCO) Zone as shown on map Z-1 B attached.

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

IN WITNESS THEREOF the Seal of the City of St. John's has been hereunto affixed and this Resolution has been signed by the Mayor and the City Clerk on behalf of Council this **8th** day of **August, 2011**.

Mayor

City Clerk

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

MCIP

Further, Council agreed that Approval-in-Principle be granted to the proposed office building development subject to the following conditions:

- 1. Council agrees to rezone the application site from the CCM Zone to the CCO Zone and the Department of Municipal Affairs subsequently issues Provincial registration for the rezoning;**

2. **The development of the office building must be undertaken in accordance with the Land Use Assessment Report and traffic impact study prepared by consultants for Fortis dated July 2011, that were presented at the public meeting held on August 1, 2011;**
3. **Fortis must submit detailed site, site-servicing, and building plans for the office building project for the review and approval by City Staff; and**
4. **The office building project must satisfy all applicable requirements of the St. John's Development Regulations, the City's Commercial Maintenance By-Law, and the applicable requirements of the City's Departments of Engineering, Building and Property Management, Public Works and Parks, and Planning.**

Deputy Mayor Duff, and Councillors Galgay, Colbert, Tilley, O'Leary, Hanlon and Collins spoke in favour of the motion noting that the development will be economically beneficial to the City in terms of taxation and employment and will fill the current need for Class A office space in the City. It was also noted that the development is a reflection of Fortis' continued confidence in the City and in the Province. Councillor O'Leary referenced the previous application by Fortis which received much opposition, and she noted that Fortis has also shown that it is a responsible corporate citizen by listening to the people about the appropriateness of development and where it is placed in the City. She commended them for their initiative in moving forward with their plans for this new office building.

The motion being put was carried unanimously.

Development Committee Report dated August 2, 2011

Council considered the following report of the Development Committee dated August 2, 2011:

RECOMMENDATION OF APPROVAL:

1. **Proposed Replacement of One (1) Storey Dwelling
With a Two (2) Storey Dwelling
Open Architects Inc.
Civic No. 58 Battery Road (Ward 2)**

Based on the fact that the proposed new dwelling will not have any significant interference with the private views from the other properties; that there have been no written objections received from adjoining properties; and that the design of the proposed new dwelling is in keeping with the character of other dwellings in the area, the Development Committee recommends that Council grant approval to the above noted application, subject to the following conditions:

- a. approval of the building elevations by the City's Heritage Officer;
- b. compliance with all requirements of the City's Department of Engineering and Department of Building and Property Management; and
- c. submission and subsequent approval of Crown Land grant application by Council for additional land at the rear of the property to allow for the proposed expansion.

OTHER:

**2. Proposed 24 Hour Smoothie Bar – Eating Establishment
Alexandra Todor
Civic No. 271 Duckworth Street (Ward 2)**

The Development Committee recommends advertising the above noted application for the outdoor area of the proposed Smoothie Bar. If Council wishes to consider the possible approval of the application, the application will be advertised for public review and comment as per the procedures outlined in the St. John's Development Regulations.

Robert F. Smart
City Manager
Chair – Development Committee

SJMC2011-08-08/420R

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

The motion being put was carried unanimously.

Borrowing Resolution

Council considered a memorandum from the Director of Finance and City Treasurer regarding the above noted matter.

SJMC2011-08-08/421R

It was moved by Councillor Tilley; seconded by Councillor Galgay: That the following Borrowing Resolution be approved:

RESOLUTION

WHEREAS The St. John's Municipal Council (the "Council") is empowered under the provisions of *The City of St. John's (Loan) Act, 1978*, Chapter 9 of the Revised Statutes of Newfoundland and Labrador, 1978, as amended (the "said Act") to borrow upon the credit of the City of St. John's (the "City") by the issue and sale of bonds subject to the prior approval, in writing, of the minister, as defined in the said Act;

AND WHEREAS by resolution passed at a meeting held on July 12, 2011 (the "Resolution") the Council deemed it advisable to issue and sell bonds in the amount of Seventy Million Dollars (\$70,000,000.00) under the said Act for the purpose of repayment of loans of the City used as interim financing for various specified purposes and to seek an approval of the minister (referred to in the Resolution as the "Minister of Municipal Affairs") to issue and sell bonds in the said amount for the said purpose;

AND WHEREAS the Director, Municipal Finance, Government of Newfoundland and Labrador, Department of Municipal Affairs, by a letter of approval to borrow dated July 15, 2011 (the "Approval"), gave approval to the City to borrow money on the credit of the City of St. John's by the issue and sale of bonds of the City in the amount of Seventy Million Dollars (\$70,000,000.00). The Approval provides that the proceeds of the sale of the bonds are to be used for the repayment of loans of the City used as interim financing for the construction of the Riverhead Waste Treatment Plant, the 2008-2010 Multi-Year Capital Works Program and Projects under the Federal Stimulus Program, referred to in the Approval;

AND WHEREAS the proceeds of the sale of the bonds to be issued pursuant to this resolution are immediately required by the Council for the purpose of "repayment of those loans of the City" and in this connection, the proceeds of the sale of the bonds will in fact be applied to "the repayment of loans of the City used as interim financing for the construction of the Riverhead Waste Treatment Plant, the 2008-2010 Multi-Year Capital Works Program and projects under the Federal Stimulus Program", referred to in the Approval (the "Purpose"), in accordance with Section 3 of the said Act, and the Purpose constitutes the "repayment of those loans of the City" that the Council, pursuant to the Resolution, designated as the purpose in respect of which the proceeds of the sale of the bonds are required to be applied;

AND WHEREAS RBC Dominion Securities Inc. has been appointed as the City's Lead Fiscal Agent and Scotia Capital Inc. has been appointed as the City's Co-Lead Fiscal Agent for the purposes of facilitating the City's issue and sale of the Bonds, as defined below (RBC Dominion Securities Inc. and Scotia Capital Inc. are collectively referred to as the "Fiscal Agents");

AND WHEREAS the City's Fiscal Agents offered to assist the City in issuing and selling the bonds and in registering the Bonds, as defined below, in the name of CDS & CO. as nominee of CDS Clearing and Depository Services Inc. ("CDS");

AND WHEREAS the City deems it advisable to issue and sell bonds for the Purpose, in the aforesaid amount;

NOW THEREFORE BE IT RESOLVED:

THAT the City, under and by virtue of the authority of and pursuant to the provisions of the said Act, borrow Seventy Million Dollars (\$70,000,000.00) by the issue and sale of sinking fund bonds in global and definitive forms, not exceeding in total the amount of \$70,000,000.00 (the "Bonds"). The Bonds shall initially be issued in global fully registered form as two certificates, each in the principal amount of \$35,000,000.00 (in the aggregate principal amount of \$70,000,000.00) each in the name of CDS & CO. with provision for payment of principal and interest electronically in final and irrevocable same-day funds (the "Global Bonds");

THAT the Global Bonds will be payable as to principal on the 11th day of August, 2031 in lawful money of Canada and in this connection, the City shall, subject to the provisions hereof, make or cause to be made the payment to the registered holder thereof electronically in final and irrevocable same-day funds. The Bonds shall rank as obligations of the City *pari passu* with all existing bonds or debentures of the City. The Bonds shall bear interest at the rate of 4.622% per annum (from the 11th day of August, 2011), shall be dated the 11th day of August, 2011, and shall mature on the 11th day of August, 2031.

THAT in limited circumstances (as agreed to by both the City and CDS) the Global Bonds shall be exchangeable for bonds in definitive fully registered form in minimum denominations of \$1,000.00 upon surrender of the Global Bonds to the Treasurer of the City. The definitive bonds shall aggregate the same principal amount as the principal outstanding balance of the Global Bonds as at the date of exchange, shall bear the same interest rate and maturity date, shall bear all unmatured interest obligations and shall be the same substantially in every respect to the Global Bonds. In issuing definitive bonds no change shall be made in the amount which would otherwise be payable under the Global Bonds.

THAT interest on the Bonds will be payable semi-annually in arrears (in the aggregate annual amount of \$3,235,400, in semi-annual amounts of \$1,617,700.00) on 11th day of February and the 11th day of August in each year of the currency of the Bonds in lawful money of Canada commencing on the 11th day of February, 2012. The first interest period shall commence on the 11th day of August, 2011. In this connection, the City shall, subject to the provisions hereof, make or cause to be made the payment to the registered holders thereof electronically in final and irrevocable same-day funds as at the close of business at least two (2) business days prior to the day such interest becomes due.

THAT in the event that the Global Bonds are exchanged for Bonds in definitive fully registered form, the Bonds will be payable as to the principal on or after maturity in lawful money of Canada upon presentation and surrender at the City Hall in the City of St. John's, Newfoundland and Labrador, or at any specified branch of the bank designated in the Bonds otherwise, with provision for payment of interest electronically in final and irrevocable same-day funds;

THAT in the event that the Global Bonds are exchanged for Bonds in definitive fully registered form, the City will appoint a registrar in respect of such definitive fully registered Bonds and any such definitive fully registered Bonds may be exchanged for fully registered Bonds of an equal aggregate principal amount bearing the same rate of interest and maturity date without charge at a specified office of the appointed registrar (the City, in respect of the Global Bonds, and, in the event that the Global Bonds are exchanged for Bonds in definitive fully registered form, such registrar as the City may from time to time appoint, being referred to as the “Registrar”);

THAT a register will be kept by the City at the City’s Office in the City of St. John’s in respect of the Global Bonds and in the event that the Global Bonds are exchanged for Bonds in definitive fully registered form, a register will be kept for and on behalf of the City by the Registrar at a specified office of the Registrar. The names and addresses of the holders of fully registered Bonds without coupons and particulars of the Bonds held by them respectively, shall be entered in the register and all transfers shall be recorded in the register;

THAT after the initial issue and registration of the Bonds, no transfer shall be valid unless made in the said register by the Registrar and unless such transfer is noted on such bonds by the Registrar upon the request of the registered holder or the registered holder’s attorney, duly appointed by an instrument in writing in form and execution satisfactory to the Registrar, or by the executors or administrators of such holder and upon compliance with the reasonable requirements which the Registrar may prescribe and upon surrender of any such bond for cancellation;

THAT the said register shall be closed for periods not exceeding thirty days immediately preceding any payment date;

THAT no notice of any trust shall be entered in the said register or otherwise recognized, but the Bonds may be registered in the name of a trustee or trustees, and in such case, neither the City nor the Registrar (if other than the City) shall be deemed to have notice of the trust represented by such trustee or trustees or be bound to see to the execution of any trust whether expressed, implied or constructive in respect of Bonds registered in the name of a trustee or trustees;

THAT the registered holder for the time being of any Bond shall be entitled to the principal moneys and interest represented thereby, free from all equities or rights of set-off or counterclaim between the City and the original or any intermediate holder thereof and all persons may act accordingly, and the receipt of any such registered holder for such principal moneys and interest shall be a good discharge to the City for the same and the City shall not be affected by notice of or be bound to see to the execution of any trust or equity affecting the ownership of any Bond or the principal moneys or interest owing upon it, or save as required by statute, be bound to enquire into the title to any Bond;

THAT in the case of joint registered holders of fully registered Bonds, the principal moneys and interest thereon shall be deemed to be owing to them, upon joint account, and may be paid to the holder whose name first appears in the said register and who shall be treated as the absolute owner of the Bonds by the City for all purposes, and whose receipt thereof shall constitute a valid discharge to the City;

THAT a sinking fund (hereinafter called the "Sinking Fund") be provided for the redemption or retirement of the Bonds and that the Sinking Fund be established under the control of RBC Dexia Investor Services Trust, which company is hereby appointed as trustee for the holders of the Bonds; that the Council shall pay into the Sinking Fund by the 11th day of August, for each of the years of 2012 to 2031, both inclusive, an amount of \$1,750,000.00 which is the prescribed amount of two and one-half percent (2 ½ %) of the aggregate principal amount of the Bonds issued, which prescribed amount is referred to in the said Act. In addition, the Council will pay into the Sinking Fund by the 11th day of August in each of the years of 2012 to 2031, both inclusive, an amount equivalent to the yearly interest on all Bonds retired through the operation of the Sinking Fund;

THAT in the event, however, that the amount in or the fair market value of the Sinking Fund, on the 11th day of August for any of the years 2012 to 2031, both inclusive, together with any amount required to be paid into the Sinking Fund for any such year, would be in excess of the aggregate principal amount of the Bonds then outstanding, then in such event, the amount required to be paid into the Sinking Fund on the 11th day of August for that year may be reduced by the amount of any such excess, and any such excess funds in the Sinking Fund are to be returned to the City;

THAT the Council may, pursuant to the said Act, provide for the application of moneys in the Sinking Fund from time to time to the reduction of the principal amount of the Bonds by the retirement of any of the Bonds, either by drawing or by purchase in the market or both, and all Bonds so retired shall be cancelled and in this connection the Council empowers RBC Dexia Investor Services Trust, as trustee, to apply so much of the moneys in the Sinking Fund as it shall think proper to carry out such purposes and the Council shall take all appropriate actions to ensure that such purposes are fulfilled;

THAT the Council hereby empowers the trustee for the holders of the Bonds, to invest moneys in the Sinking Fund from time to time in any trustee investments authorized by the *Trustee Act*, Chapter T-10 of the Revised Statutes of Newfoundland and Labrador, 1990, as amended;

THAT subject to the immediately preceding two provisions, the Sinking Fund shall be applied towards the payment of the Bonds on maturity;

THAT the Bonds shall not be redeemable by the City prior to the maturity date except for Sinking Fund purposes, provided that nothing herein contained shall prevent the City from purchasing the Bonds in the market, and any Bonds so purchased shall be cancelled;

THAT the principal moneys payable under these Bonds and the interest thereon are charged upon and payable out of the assets and revenue of the City;

THAT the proceeds from the issue and sale of the Bonds shall be used for the Purpose;

THAT His Worship the Mayor and the City Treasurer are hereby authorized to cause the Bonds to be sold or hypothecated at such price or prices as they may determine and the Mayor and the City Treasurer are hereby authorized to execute a BEO Acknowledgement and deliver the same to CDS, that the Bonds shall be signed by the Mayor and the City Clerk or such other person authorized under the provisions of the said Act or a person acting in his stead on behalf of the City in accordance with the provisions of the said Act, that one or more of the City Treasurer and the City Clerk are hereby individually authorized to generally do all things and to execute all other documents and papers in the name of the City in order to carry out the sale of the Bonds and that the City Clerk is authorized to affix the seal of the City to any of such documents and papers;

THAT the City reserves the right to issue additional bonds of the same maturity, interest rate and terms and conditions.

The motion being put was unanimously carried.

Development Permits List

Council considered, as information, the following Development Permits List for the period July 22, 2011 to August 4, 2011:

DEVELOPMENT PERMITS LIST
DEPARTMENT OF PLANNING
FOR THE PERIOD OF July 22, 2011 TO August 4, 2011

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
COM	Yang Wang	Home Office for internet Trading business	65 Larner Street	1	Approved	11-07-25
RES	Robert Price	Proposed 6 lot Subdivision	Pitcher's Path	4	Approved	11-07-25
RES	Jim Murray	Demolition and Rebuild	1 Waterford Avenue	3	Approved	11-07-27
RES	Perry McCarthy	Demolition and Rebuild	24 Whiteford Place	4	Approved	11-07-27
COM	MI SWAWCO	Extension to Building	422 Logy Bay Road	1	Approved	11-07-27
RES	Skymark Contracting	Residential Building Lot	471 Main Road	5	Approved	11-07-28
RES	Emcon Construction Ltd	Demolition and Rebuild	21 Densmore's lane	5	Approved	11-08-02

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

INST - Institutional
IND - Industrial

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

Andrea Roberts
Assistant Development Officer
Department of Planning


Building Permits List

SJMC2011-08-08/422R

It was decided on motion of Councillor Colbert; 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:

2011/07/20

Permits List

CLASS: COMMERCIAL

MARGUERITE'S PLACE/STATUS OF	170 CASHIN AVE EXTEN	NC MIXED USE
RANDY DAWE PHOTOGRAPHY	40 ABERDEEN AVE	MS RETAIL STORE
DOWNEAST TAS COMMUNICATIONS	40 ABERDEEN AVE	MS RETAIL STORE
CORE INSIGHT CHIROPRACTIC	40 ABERDEEN AVE	MS CLINIC
PIZZA DELIGHT	46 ABERDEEN AVE	MS RESTAURANT
SAR ENTERPRISES	96 ABERDEEN AVE, BUCK OR TWO	MS RETAIL STORE
CHATTERS OUTLET NL LIMITED	98 ABERDEEN AVE	MS SERVICE SHOP
ADDITION-ELLE	95C ABERDEEN AVE	MS RETAIL STORE
COBALT PROPERTIES LIMITED	10 BAY BULLS RD IRVING OIL	MS COMMERCIAL GARAGE
PROFESSIONAL APPAREL MARKETING	203 BLACKMARSH RD	MS RETAIL STORE
KENNY ENTERPRISES LIMITED	245 BLACKMARSH RD	MS CONVENIENCE STORE
ST. JOHN'S LODGE #245 OF THE	CARPASIAN RD ELKS CLUB	MS CLUB
AI AUTOMOTIVE LIMITED	395 EAST WHITE HILLS RD	MS COMMERCIAL GARAGE
ELIZABETH PLAZA LIMITED	92 ELIZABETH AVE - BUSHIDO	MS COMMERCIAL SCHOOL
NELLA LTD (J.W. ALLAN CO LTD)	94 ELIZABETH AVE	MS RETAIL STORE
SIMPLY FOR LIFE	295 EMPIRE AVE	MS RETAIL STORE
CUSTOM WHEELS	377 EMPIRE AVE	MS RETAIL STORE
PARKSIDE PIZZA	2 FOGWILL PL	MS RESTAURANT
NEEDS CONVIENCE	14 FORBES ST	MS CONVENIENCE STORE
NEEDS CONVENIENCE	174 FRESHWATER RD	MS CONVENIENCE STORE
W.L.B. SERVICES LTD.	336 FRESHWATER RD	MS SERVICE SHOP
MONEY MART	336 FRESHWATER RD	MS OFFICE
SALON 56 INC.	15 GOLDSTONE ST	MS SERVICE SHOP
UPTOWN HAIR DESIGN &	169 HAMLYN RD	MS SERVICE SHOP
MARIE'S MINI MART	12-20 HIGHLAND DR	MS RETAIL STORE
W.L.B. SERVICES LTD.	55C KELSEY DR	MS SERVICE SHOP
THE BUSINESS DEPOT LTD.	65 KELSEY DR	MS RETAIL STORE
HOWARD MOTORS INC.	46 KENMOUNT RD-CAPITAL SUBARU	MS CAR SALES LOT
KENMOUNT BILLIARDS INC.	58 KENMOUNT RD	MS TAVERN
INDIGO BOOKS & MUSIC INC.	70 KENMOUNT RD	MS RETAIL STORE
CITY HOTELS LIMITED RAMADA INN	102-108 KENMOUNT RD	MS HOTEL
DALE CARNEGIE	102-108 KENMOUNT RD	MS OFFICE
SALVATION ARMY NAT.RECYCLING	49-51 KENMOUNT RD	MS RETAIL STORE
VALUE VILLAGE STORES, INC.	161 KENMOUNT RD	MS RETAIL STORE
VOGUE OPTICAL LIMITED	195 KENMOUNT RD	MS SERVICE SHOP
SUMMIT MOTORS	409 KENMOUNT RD	MS CAR SALES LOT
CAPITAL MOTORS LIMITED	479 KENMOUNT RD	MS CAR SALES LOT
NEEDS CONVENIENCE	330 LEMARCHANT RD	MS CONVENIENCE STORE
LAKEVIEW CHIROPRACTIC	1 LOGY BAY RD	MS CLINIC
ULTRAMAR LTD.	225 LOGY BAY RD	MS SERVICE STATION
T.R.A.	430-432 MAIN RD	MS CONVENIENCE STORE
BIG R	484-490 MAIN RD	MS RESTAURANT
RONA	53-59 MAIN RD	MS RETAIL STORE
BIDGOODS TIM BER-MART	355-367 MAIN RD	MS RETAIL OF BLDG SUPPLIES
TRAVEL QUEST	239 MAJOR'S PATH	MS OFFICE
YMCA-YWCA	NEW COVE RD	MS CLUB

INTEGRATED CHIROPRACTIC	119 NEW COVE RD	MS CLINIC
CANTON RESTAURANT	200-232 NEWFOUNDLAND DR	MS RESTAURANT
ACTIVE WOMEN	446 NEWFOUNDLAND DR	MS CLUB
NEEDS CONVENIENCE	449 NEWFOUNDLAND DR	MS CONVENIENCE STORE
MICHAEL FOLEY	57 OLD PENNYWELL RD	MS CLUB
SIGNAL HOBBIES INC.	36 PEARSON ST	MS RETAIL STORE
NORTH ATLANTIC REFINING	154 PENNYWELL RD	MS SERVICE STATION
DOWNEAST TAS COMMUNICATIONS	34 PIPPY PL	MS OFFICE
VIDEO CONNECTION INC.	279 PORTUGAL COVE RD	MS RETAIL STORE
YW-YMCA	35 RIDGE RD	MS CLUB
NEWCO METAL & AUTO RECYCLING	46-50 ROBIN HOOD BAY RD	MS INDUSTRIAL USE
STAND 'N' TAN LIMITED	20 ROPEWALK LANE	MS SERVICE SHOP
SELL OFF VACATIONS	38-42 ROPEWALK LANE	MS OFFICE
COLUMBUS HALL COMPANY LTD	ST. CLARE AVE	MS PLACE OF ASSEMBLY
OLD NAVY (CANADA) INC.	22 STAVANGER DR	MS RETAIL STORE
MARIES MINI MART	286 STAVANGER DR	MS CONVENIENCE STORE
FIRST CHOICE HAIRCUTTERS LTD.	95E STAVANGER DR	MS SERVICE SHOP
NORTH ATLANTIC REFINING	86 THORBURN RD	MS OFFICE
MARIE'S MINI MART #2	88 THORBURN RD	MS CONVENIENCE STORE
KENNY ENTERPRISES LIMITED	THORBURN RD	MS RETAIL STORE
MARIE'S MINI MART	462 TOPSAIL RD	MS CONVENIENCE STORE
TOPSAIL BILLIARD INC.	681 TOPSAIL RD	MS PLACE OF AMUSEMENT
BELLA VISTA LIMITED	26-34 TORBAY RD	MS TAVERN
LEGROWS TRAVEL	10 ELIZABETH AVE	MS OFFICE
361577 ONTARIO LTD.	120 TORBAY RD	MS OFFICE
ALIMENTATION COUCHE-TARD/MAC'S	192-194 TORBAY RD	MS SERVICE STATION
TORBAY RD. IRVING	192-194 TORBAY RD	MS SERVICE STATION
STEPPING STONE INC.	272-276 TORBAY RD	MS COMMERCIAL SCHOOL
FIRST CHOICE HAIRCUTTERS LTD.	TORBAY RD	MS SERVICE SHOP
DULUX PAINTS	464 TORBAY RD	SN RETAIL STORE
SOLO INVESTMENTS INC.	681 TOPSAIL RD	RN PATIO DECK
DYNAMITE STORES INC.	50 KENMOUNT RD, AVALON MALL	RN RETAIL STORE
CONTROLS & EQUIPMENT LTD.	45 PIPPY PL	RN OFFICE
ARIZONA HEAT INC.	140 STAVANGER DR -ARIZONA HEAT	RN SERVICE SHOP
PETER'S PIZZA & GOLDEN FOODS	22 O'LEARY AVE, PETER'S PIZZA	CR RESTAURANT
THE KEG AT PIER 7	135 HARBOUR DR	RN RESTAURANT
J.P. SHANNON REALTIES LTD.	205 WATER ST	RN BANK
GIBRALTAR DEVELOPMENT	154 FRESHWATER RD	SW CONDOMINIUM
N.C.H. HOLDINGS LTD.	465 EAST WHITE HILLS RD	NC WAREHOUSE
HENNEBURY ENGINEERING	351-361 KENMOUNT RD	NC RETAIL STORE
CROMBIE DEVELOPMENTS LIMITED	56 KENMOUNT RD	NC OFFICE
FORTIS PROPERTIES CORPORATION	136-140 WATER ST	RN OFFICE

THIS WEEK \$ 10,178,870.00

CLASS: INDUSTRIAL

THIS WEEK \$.00

CLASS: GOVERNMENT/INSTITUTIONAL

CITY SANITARY FILL	340 EAST WHITE HILLS RD	NC ACCESSORY BUILDING
ST. ANDREWS ELEMENTARY SCHOOL	141 UNIVERSITY AVE	RN SCHOOL

THIS WEEK \$ 1,081,610.00

CLASS: RESIDENTIAL

MICHELLE SMITH	1 ADVENTURE AVENUE, LOT 83	NC SINGLE DETACHED & SUB.APT
MARGARET PECKHAM	64 ALLANDALE RD	NC ACCESSORY BUILDING
COX'S CONSTRUCTION	43 BAIRD PL	NC FENCE

WALLACE H. & INEZ B. LITTLE	27 BELVEDERE ST	NC FENCE
MORRIS AND FREDA KING	367 BLACKMARSH RD	NC FENCE
HANN CONSTRUCTION LTD.	113 BLUE PUTTEE DR - LOT 88	NC SINGLE DETACHED DWELLING
HANN CONSTRUCTION LTD.	115 BLUE PUTTEE DR, LOT 87	NC SINGLE DETACHED DWELLING
ANDREW MOORES	61 BRAD GUSHUE CRES	NC FENCE
BOB SPURRELL	47 BRISTOL ST	NC FENCE
JOSEPH & ALICE FIRTH	51 BROWNSDALE ST	NC FENCE
TODD HYNES	2 BURNS PL	NC FENCE
HERBERT & SANDRA PACK	31 BURRY PORT ST	NC FENCE
GLORIA JEAN CHANCEY	11 CAMBRIDGE AVE	NC FENCE
FRED MILLS	15 CAMBRIDGE AVE	NC FENCE
SHIRLEY HOWELL	181 CANADA DR	NC PATIO DECK
BASIL MEANEY	98 CASTLE BRIDGE DR	NC ACCESSORY BUILDING
SULLIVAN'S CONTRACTING LTD	139 CHEESEMAN DR, LOT 44	NC SINGLE DETACHED DWELLING
NU-WAL CONTRACTING INC	143 CHEESEMAN DR, LOT 42	NC SINGLE DETACHED DWELLING
CHAD BLUNDON	28 COOK ST	NC FENCE
JOHN BAKER, DEIDRE PIKE & EARL	118 CUMBERLAND CRES	NC PATIO DECK
DARLENE PAULA BOONE	23 DOYLE ST	NC FENCE
JERRY JACKMAN &	25 DUNDAS ST	NC FENCE
EAST GATE CHURCH INC.	767 EMPIRE AVE, UNIT 1	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	767 EMPIRE AVE, UNIT 2	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	767 EMPIRE AVE, UNIT 3	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	767 EMPIRE AVE, UNIT 4	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	767 EMPIRE AVE, UNIT 5	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	767 EMPIRE AVE, UNIT 6	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	767 EMPIRE AVE, UNIT 7	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	767 EMPIRE AVE, UNIT 8	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	767 EMPIRE AVE, UNIT 9	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	767 EMPIRE AVE, UNIT 10	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	767 EMPIRE AVE, UNIT 11	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	767 EMPIRE AVE, UNIT 12	NC APARTMENT BUILDING
LINDSEY ANSTEY	33 FAULKNER ST	NC ACCESSORY BUILDING
BRADLEY WINSOR AND	16 FIRDALE DR	NC ACCESSORY BUILDING
BRADLEY WINSOR AND	16 FIRDALE DR	NC FENCE
ERIC R. BLACKWOOD	42 FIRDALE DR	NC PATIO DECK
SHAWN BROWN	12 FORDE DR	NC ACCESSORY BUILDING
GLENN P. FINN	11 FORDE DR	NC ACCESSORY BUILDING
CHRIS KEATS	74 FRANCIS ST	NC FENCE
ERIC & LYNN ANDERSON	288 FRECKER DR	NC FENCE
BERT NOSEWORTHY	312 FRECKER DR	NC PATIO DECK
REARDON CONSTRUCTION & DEV LTD	FRESHWATER RD, UNIT 1	NC TOWNHOUSING
REARDON CONSTRUCTION & DEV LTD	FRESHWATER RD. UNIT 2	NC TOWNHOUSING
REARDON CONSTRUCTION & DEV LTD	FRESHWATER RD, UNIT 3	NC TOWNHOUSING
ANGELA CHAULK	40 GAIRLOCK ST	NC FENCE
D TODD RYALL	40 GIL EANNES DR, LOT 63	NC SINGLE DETACHED DWELLING
ROGER WHALEN	126 GREAT EASTERN AVE	NC PATIO DECK
GREG EMBERLEY	138 GREAT EASTERN AVE -LOT 108	NC SINGLE DETACHED & SUB.APT
CAROL BARTLETT/STEPHANIE	65 GREAT EASTERN AVE	NC ACCESSORY BUILDING
STEPHANIE STAGG	248 GREEN ACRE DR	NC FENCE
DOREEN CROCKER	152 GROVES RD	NC ACCESSORY BUILDING
CAMPBELL FEEHAN	315 GROVES RD	NC SINGLE DETACHED DWELLING
TERRY WALSH CONSTRUCTION LTD.	26 HAMLET ST, LOT 72	NC SINGLE DETACHED DWELLING
DONOVAN HOMES LIMITED	17 HAMLET ST, LOT 50	NC SINGLE DETACHED DWELLING
EUGENE & JEAN MOORE	204 HAMILTON AVE	NC PATIO DECK
KEITH & TAMMY WHEATON	47-49 HEFFERNAN'S LINE	NC ACCESSORY BUILDING
ROBERT WHEELER	67 HILLVIEW DR E	NC FENCE
DONALD G. SINGLETON AND	67 HOLBROOK AVE	NC PATIO DECK
DONALD G. SINGLETON AND	67 HOLBROOK AVE	NC ACCESSORY BUILDING
BRUCE BROPHY	2 IRONWOOD PL, LOT 29	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION & DEV LTD	53 JENNMAR CRES, LOT 98	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION & DEV LTD	71 JENNMAR CRES, LOT 107	NC SINGLE DETACHED DWELLING
JOHN CHADWICK WORKMAN &	3 KILKENNY ST	NC ACCESSORY BUILDING
CRAIG BRIAN POWER	30 LADYSMITH DR	NC FENCE
KELLY REID	41 LADYSMITH DR	NC ACCESSORY BUILDING

AUSTIN'S CONTRACTING LTD	133 LADYSMITH DR	NC FENCE
KARWOOD CONTRACTING	4 LOTUS ST, LOT 99	NC SINGLE DETACHED DWELLING
GREG BURT & TANYA WHITE	17 LUCYROSE LANE	NC PATIO DECK
DAVID GREGORY CONWAY	45 MACBETH DR	NC ACCESSORY BUILDING
EDWARD W. JANES	272 MAIN RD	NC PATIO DECK
GERARD MURPHY	737 MAIN RD	NC ACCESSORY BUILDING
ROGER GEORGE GULLIVER & DIANNE	12 MAHOGANY PL	NC ACCESSORY BUILDING
BILL SEVERIS	39 MARCONI PL	NC ACCESSORY BUILDING
H. TREVOR & CYNTHIA PADDOCK	20 MARK NICHOLS PL	NC FENCE
MICHAEL F. TIZZARD	48 MELVILLE PL	NC FENCE
PAUL BROWN AND ANGELA CUMBY	20 NEWFOUNDLAND DR	NC ACCESSORY BUILDING
CHRISTINE SQUIRE	65 NEWTOWN RD	NC FENCE
ALEXANDER LACEY	192 OLD PETTY HARBOUR RD	NC ACCESSORY BUILDING
TERRY WALSH CONTRACTING LTD.	2 OTTER DR - LOT 98	NC SINGLE DETACHED & SUB.APT
CHRISTOPHER POWER	3 OTTER DR	NC FENCE
SHAWN & LOUISE MARTIN	25 PERLIN ST	NC FENCE
ROGER WHALEN	71 PETITE FORTE DR	NC PATIO DECK
TERRY G. O'ROURKE &	22 PILOT'S HILL	NC ACCESSORY BUILDING
ADAM BAKER	2 PLOVER ST	NC ACCESSORY BUILDING
ALAN MCCANN & SHARON MCCANN	QUIDI VIDI HARBOUR FRONT	NC FENCE
MATTHEW KERBY	122 QUIDI VIDI RD	NC PATIO DECK
ROBERT D. BROWN	8 ROSALIND ST	NC ACCESSORY BUILDING
WILLIAM BYRD	13 ROSALIND ST, LOT 458	NC SINGLE DETACHED & SUB.APT
ROBERT D. EALES AND	205 RUBY LINE	NC ACCESSORY BUILDING
STEPHEN HOLLEY	15 SGT. CRAIG GILLAM AVE	NC FENCE
RYAN BROWN	641 SOUTHSIDE RD	NC PATIO DECK
MARTY BARRON	22 SPRATT PL	NC FENCE
MICHELE SMITH	7 SUMAC ST, LOT 84	NC SINGLE DETACHED DWELLING
JEFFREY CAREW	13 SUMAC ST, LOT 87	NC SINGLE DETACHED & SUB.APT
WILLIAM P. ST. CROIX	15 SUMAC ST, LOT 88	NC SINGLE DETACHED DWELLING
MICHELE SMITH	19 SUMAC ST, LOT 90	NC SINGLE DETACHED DWELLING
JOSEPH ENNIS	9 SUMMER ST	NC FENCE
SKYMARK CONTRACTING	48 TEAKWOOD DR, LOT 116	NC SINGLE DETACHED DWELLING
SKYMARK CONTRACTING	52 TEAKWOOD DR, LOT 114	NC SINGLE DETACHED DWELLING
SKYMARK CONTRACTING LIMITED	68 TEAKWOOD DR, LOT 6	NC SINGLE DETACHED DWELLING
GREG P. LYNCH AND	96 TEAKWOOD DR	NC SINGLE DETACHED DWELLING
STEPHEN & SHANNON FOLLETT	13 VAIL PL	NC FENCE
CHARLES S. & ESTHER M. CLEMONS	56 VIKING RD	NC PATIO DECK
NATASHA HUMPHRIES	85 WINSLOW ST	NC FENCE
ALEX CHIPPETT	28 EDISON PL	CR SUBSIDIARY APARTMENT
TERRY WALSH CONSTRUCTION	8 HAMLET ST, LOT 63	CR SUBSIDIARY APARTMENT
DOYLE MANUEL	46 HATCHER ST	CR SUBSIDIARY APARTMENT
KEVIN BREEN	21 BROOKLYN AVE	EX PATIO DECK
RANDY PATEY	5 EASTMEADOWS CRES	EX SINGLE DETACHED DWELLING
KEITH PIKE	47 OXEN POND RD	EX SINGLE DETACHED DWELLING
KAREN STIRLING	151 SIGNAL HILL RD	EX SINGLE DETACHED DWELLING
KRISTY PIERCEY	3 WHITEWAY PL	EX SINGLE DETACHED DWELLING
PEGGY NORMAN AND	115 BOND ST	RN SINGLE DETACHED DWELLING
BALNAFAD COMPANY LIMITED	15 CAPE PINE ST	RN ACCESSORY BUILDING
PATRICK LARACY	10 CIRCULAR RD	RN SINGLE DETACHED DWELLING
MICHAEL WERT	152 GOWER ST	RN TOWNHOUSING
FREEMAN CREWE	9 GREEN ACRE DR	RN SINGLE DETACHED DWELLING
CHRISTOPHER D DOWDEN	45 HUNTINGDALE DR	RN SINGLE DETACHED DWELLING
ERCO HOMES	18 MCCRAE ST	RN SINGLE DETACHED DWELLING
LEO J. FUREY & FRANCES HAWLEY	7 MAPLE ST	RN SINGLE DETACHED DWELLING
BARRY MARTIN	18A MAXSE ST	RN SINGLE DETACHED DWELLING
DANIEL WHITE	5 MILITARY RD	RN SINGLE DETACHED DWELLING
BJORN & ROSALIE SNARBY	23 MYRICK PL	RN SINGLE DETACHED DWELLING]

MARC ROWSELL	25 NAVAJO PL	RN SINGLE DETACHED DWELLING
MADELINE & VALERIE COFFEY	6 ORGAN PL	RN SINGLE DETACHED DWELLING
RICK DALLEY	23 PATON ST	RN SINGLE DETACHED DWELLING
DEREK LOCKE	49 QUEEN'S RD	RN APARTMENT BUILDING
PAUL J. WALSH &	31 RIVERSIDE DR W	RN MOBILE HOME
JEFF GILHOOLY	27 VICTORIA ST	RN TOWNHOUSING
MARC BOILY CONTRACTING LTD.	16 WILLIAM ST	RN TOWNHOUSING
TRUE NORTH HOMES	6 CAPPAYDEN ST	SW SINGLE DETACHED DWELLING
TOLSON R. & JUNE M. STOCKWOOD	10 FAIRWOOD ST	SW SINGLE DETACHED DWELLING
JUDY ANN POWER	4 HATCHER ST	SW SINGLE DETACHED DWELLING
RICHARD FITZPATRICK	217 MUNDY POND RD	SW SINGLE DETACHED DWELLING
DAVE WHELAN	7 PINE BUD AVE	SW SINGLE DETACHED DWELLING
FIRST CHOICE	84-86 ELIZABETH AVE	MS SERVICE SHOP

THIS WEEK \$ 6,805,885.00

CLASS: DEMOLITION

GARY MAHER	69 PORTUGAL COVE RD	DM SINGLE DETACHED & SUB.APT
IDEA FACTORY	DEANERY AVE	DM COMMUNICATIONS USE

THIS WEEK \$ 108,000.00

THIS WEEK'S TOTAL: \$ 18,174,365.00

REPAIR PERMITS ISSUED: 2011/07/07 TO 2011/07/20 \$ 187,650.00

LEGEND

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

Payrolls and Accounts

SJMC2011-08-08/423R

It was decided on motion of Councillor Colbert; seconded by Councillor O'Leary: That the following Payrolls and Accounts for the weeks ending July 28 and August 4, 2011, be approved:

**Weekly Payment Vouchers
For The
Week Ending July 28, 2011**

PAYROLL

Public Works	\$ 371,089.12
Bi-Weekly Casual	\$ 161,184.94

ACCOUNTS PAYABLE \$ 3,737,862.51

Total: \$ 4,270,136.57

**Weekly Payment Vouchers
For The
Week Ending August 4, 2011**

PAYROLL

Bi-Weekly Administration	\$ 750,211.59
Bi-Weekly Management	\$ 633,131.75
Regional Fire Department	\$ 594,748.47
Public Works	\$ 368,343.93

ACCOUNTS PAYABLE \$ 4,535,459.11

Total: \$ 6,881,894.85

Tenders

- a. Two Electric Motors for Bay Bulls Big Pond
- b. 2011 Asphalt Sidewalk Replacement Program
- c. Northeast Land Assembly Trunk Sewer, Phase 3

SJMC2011-08-08/424R

It was moved by Councillor Hickman; seconded by Councillor Hanlon: That the recommendations of the Director of Finance and City Treasurer and the Director of Engineering be approved and the tenders awarded as follows:

- a. **Sansom Equipment @ \$93,400.00 as per the Public Tendering Act (taxes extra)**
- b. **Modern Paving Limited in the amount of \$222,994.20**
- c. **Pyramid Construction Limited in the amount of \$4,295,808.00**

Councillor Hickman spoke about the urgency to approve the tender for the Northeast Land Assembly Trunk Sewer (Phase 3), as this work involved construction in the MacDonald Drive School parking lot. It is hoped to get construction underway as soon as possible before the school opens in September.

Councillor Hickman also inquired about the possibility of including additional work in the Asphalt Sidewalk Replacement Program as the tender is under the amount budgeted by Council for this program. The Director of Engineering advised that Council budgeted \$250,000 for the asphalt sidewalk replacement program. The contract was awarded in the amount of \$222,000, and staff will monitor the work to see if additional areas can be added to the list.

The motion be put was unanimously carried.

Bannerman Park – Call for Expressions of Interest

Council considered a memorandum dated August 1, 2011, from Deputy Mayor Duff and Councillor Danny Breen regarding the above noted matter.

Councillor Breen explained that Council approved the Bannerman Park Master Plan in 2003, and implementation of that plan is expected to cost approximately \$4-6 million. The City has proposed to match capital (dollar for dollar) raised for the park redevelopment. The Bannerman Park Foundation Committee, which is comprised of interested citizens, members of Council and staff, can provide guidance to the fundraising effort, however, it does not have the expertise required to

develop and implement a multi-million dollar capital fundraising campaign. Therefore, the Committee is requesting Council's approval to have \$25,000 allocated from the Park Development Reserve to hire a consultant to assist with the development of a capital fundraising campaign strategy.

SJMC2011-08-08/425R

It was moved by Councillor Breen; seconded by Councillor Tilley: That:

- 1. \$25,000 be allocated from the "Park Development Reserve" to enlist the services of a consultant to assist with the development of a capital fundraising campaign for the Bannerman Park redevelopment. This campaign would include defining of levels of support for proposed projects, attributions and considerations for phased implementation for the Park's redevelopment; and**
- 2. Officials are directed to report back to Council on the option of further utilizing the "Park Development Reserve" as a source of funding for Council's matching capital contribution to Bannerman Park.**

Councillor Hann indicated that he supported the redevelopment of Bannerman Park and the good work being done by the Foundation Committee, however, he expressed concern with the amount of money requested for a fundraising consultant. He noted that capital fundraising is a very specific job which requires a specially trained person to undertake this work. In order to hire a qualified person, more funding may be necessary. Deputy Mayor Duff indicated that the Foundation Committee has an excellent fundraising sub-committee, however, they need the funding to facilitate their fundraising efforts.

The motion being put was carried unanimously.

12 Major's Path – Expropriation for Street Upgrading

Council considered a memorandum dated July 29, 2011, from the City Solicitor regarding the above noted matter.

SJMC2011-08-08/426R

It was decided on motion of Councillor Colbert; seconded by Councillor Tilley: That approval be given to compensate Mr. Bruce Anstey, the owner of 12 Major's Path, in the amount of \$3,465.00 plus legal fees, for land expropriated by the City for street upgrading in 2008.

August 2011 Economic Update

Council considered as information the Economic Update for August 2011.

Permission to Hang Banner at City Hall – Canadian Breast Cancer Foundation

Council considered correspondence from Kelly Hudson, Canadian Breast Cancer Foundation, requesting permission to hang a banner at City Hall until October 3, 2011, to promote the Canadian Breast Cancer Foundation CIBC Run for the Cure event.

SJMC2011-08-08/427R

It was decided on motion of Councillor O’Leary; seconded by Councillor Hanlon: That the request to hang a banner at City Hall to promote the Canadian Breast Cancer Foundation CIBC Run for the Cure event, be approved.

Request to Fly the Purple Ribbon Flag at City Hall for Sexual Violence Awareness Week

Council considered a letter dated July 27, 2011, from Jessica Barbour, Special Event Community Liaison, NL Sexual Assault Crisis and Prevention Centre, regarding the above noted matter.

SJMC2011-08-08/428R

It was decided on motion of Councillor O’Leary; seconded by Councillor Hanlon: That the request to fly the Purple Ribbon Flag at City Hall from Monday, September 12th to Friday, September 16th for Sexual Violence Awareness Week, be approved.

Kiwanis Visitor of the Week Program

Council considered as information, a letter of appreciation from Sue Scott regarding her experience as being selected for the Visitor of the Week Program while on vacation in the City.

(Councillor Galgay retired from the meeting.)

Deputy Mayor Duff

- Deputy Mayor Duff noted that due to the weather last weekend, two major events in the City had to be moved to alternate locations. The Busker Festival was moved to City Hall, and the Folk Festival was relocated to Mile One. She commended the efforts of Councillors Tilley and Breen in helping to find alternate venues for these events.

Councillor Breen noted that the organizers of the Folk Festival had contacted Mile One to see if it would be possible to relocate the event there on Saturday and Sunday due to the unsafe conditions at Bannerman Park caused by the inclement weather. He commended the efforts of the staff at Mile One for their work in helping to make it happen. He noted that there are some additional costs that were incurred by Mile One for security and maintenance as a result, however, these costs should be minimal.

Councillor Tilley advised that he was contacted by the Downtown Development Commission about the possibility of relocating the Buskers' Festival to City Hall due to the inclement weather. He noted that staff were able to accommodate the request and make the necessary arrangements very quickly.

Councillor O'Leary

- Councillor O'Leary suggested that in the future, organizers of outdoor events and festivals include plans for alternate locations in the case of inclement weather. She noted that given the oftentimes undesirable climate in the Province, having an alternate location for outdoor events should be a mandatory part of event planning.
- Councillor O'Leary advised that the Teddy Bear Picnic, which was supposed to take place in Bannerman Park at the end of June, has now been rescheduled. The event will take place on Friday, August 12th from 12 noon to 2 p.m. in Bannerman Park.
- Councillor O'Leary referenced the Equal Voice organization, which promotes the election of more women at all levels of government, and she noted that she, Deputy Mayor Duff and Councillor Hanlon are advisory members of the local organization. She noted that the group has plans to invite youth to participate in the upcoming Provincial election by shadowing Provincial candidates.

Councillor Hickman

- Councillor Hickman congratulated the organizers of the festivals under the St. John's Time umbrella on their successful events. He noted that the George Street Festival was a very successful and well attended event and that George Street has become an iconic street. In this regard, he advised that he and the City Manager will be meeting with representatives of the George Street Association to discuss the redevelopment plan for the street.

Councillor Hann

- Councillor Hann advised that Yvonne Jones will be announcing her resignation as Leader of the Liberal Party. He commended her efforts as Leader of the Opposition and acknowledged the work she has done for the Province in this capacity.

Councillor Breen

- Councillor Breen noted that he had received calls from residents concerned about people letting their dogs walk off-leash in residential neighbourhoods. He asked if a notice could be put in the City's weekly composite ad reminding people to keep their pets on leash.

Councillor O'Leary advised that a similar matter had been raised at last week's meeting of the Animal Care and Control Committee with respect to roaming cats. She indicated that Council could further discuss the matter at its next meeting when the Animal Care and Control Committee Report is brought forward.

- Councillor Breen referenced the car accident which occurred at the end of July, during which a car travelling on East White Hills Road left the road and ended up in the backyard of a home on Watson Street. He requested that a guard rail be installed on this section of East White Hills Road to prevent this type of accident from happening again in the future.

The matter was referred to the Department of Engineering for consideration.

Councillor Tilley

- Councillor Tilley congratulated the Regatta Committee on another successful Regatta. He spoke about the rowing exhibition for younger children, and he noted that this is a good way to encourage future growth of the Regatta.

Councillor Hanlon

- Councillor Hanlon referenced the new Lawton's Store on Elizabeth Avenue which was recently constructed, and she noted that she had received a call from a resident on Dunfield Street who was upset that their property was not reinstated to the condition it was in before construction took place. In particular, she noted that the resident was told that no occupancy permit would be issued by the City for the new store until their property was reinstated. The resident was away on holidays before the store opened and was surprised to see that their yard was still in the same condition when they returned home.

The matter was referred to the Development Committee for discussion and appropriate action.

- Councillor Hanlon referenced the new condominium development approved by Council for New Cove Road, and she advised that she had received complaints from area residents that one of the area condominiums had given the developer permission to drive over that property to access the rear of the new condominium development.

The Director of Engineering indicated he would investigate the matter and report back on it to Councillor Hanlon.

- Councillor Hanlon noted that while the George Street Festival was a great success, she had received a call from a citizen who was concerned about the large crowds and the possibility of someone with a disability, particularly someone using a wheelchair, getting crushed in the crowd. This particular scenario almost occurred, however, some patrons came to the aid of the disabled person and got them to safety. Councillor Hanlon indicated that she will be

contacting the George Street Association to discuss the issue.

- Councillor Hanlon congratulated the Regatta Committee on the success of this year's Regatta, and she noted that her rowing team was pleased with its performance at the event.
- Councillor Hanlon advised that she and Councillor O'Leary will be taking part in an Easter Seals Fundraiser this Saturday, August 13th. Participants will be repelling off of Atlantic Place in costume to raise money for the organization. She encouraged members of Council and the general public to attend.

Councillor Collins

- Councillor Collins thanked staff in the Department of Engineering for the excellent work they did on the Back Line in relation to the drainage issue. He noted that the local farmers were grateful for staff's efforts.

Adjournment

There being no further business, the meeting adjourned at 5:45 p.m.

MAYOR

CITY CLERK