

December 8, 2008

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

Mayor Dennis O'Keefe presided.

There were present also Deputy Mayor Ellsworth, Councillors Duff, Colbert, Hickman, Hann, Puddister, Galgay, Coombs, Hanlon and Collins

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

Call to Order and Adoption of the Agenda

SJMC2008-12-08/744R

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

- a. Memorandum dated December 8, 2008 from His Worship the Mayor Re Special Bulk Garbage Collection
- b. Tender – NL Sports Centre (Swilers Rugby Club) Contract – Landscaping
- c. Memorandum dated December 8, 2008 from the Chief Commissioner and City Solicitor re Former Conception Bay South Waste Disposal Site

Adoption of Minutes

SJMC2008-12-08/745R

It was decided on motion of Councillor Duff; seconded by Councillor Collins: That the Minutes of the December 1st, 2008 meeting be adopted as presented.

Petition

Councillor Collins tabled a petition the prayer of which reads as follows:

We, the undersigned residents of Goulds, hereby petition the City of St. John's to install sidewalks on the Main Road from Bishop's Line to Heffernan's Line and on the Backline Road around St. Kevin's High School.

These are two very busy roads and our school children and other pedestrians are in constant danger due to heavy traffic.

In the past, a number of accidents have occurred on the Main Road causing bodily injuries to our youth and others, Only recently, a young high school student was nearly killed.

Our concern is safety, and we feel the City should make sidewalk installation in these areas a priority in next year's Capital Works Programs.

Many children who attend our three schools have to walk to school via these routes and with no sidewalks they are often on the streets or forced to walk on narrow, uneven road shoulders. These routes are within the urban core of Goulds and this urban core contains our three schools, our recreation facilities, most of our commercial sites, the Roman Catholic Church, Parish Hall and most of the residential subdivisions that were constructed in recent years. St. Kevin's Junior High School and St. Kevin's Senior High School are probably the only two schools in the City of St. John's without sidewalk access.

We are concerned about our safety, and our safety should be the City's main concern.

The Goulds Safety Committee is requesting a meeting with the Public Works, Environment and Protection Committee which Councillor Collins noted he will arrange in the near future.

Flooding – November 29, 2008

Under business arising, Council considered a memorandum dated December 5, 2008 from the Director of Public Works and Parks along with a preliminary report prepared by Brendan O'Connell on flooding which occurred as a result of the rain storm on November 29, 2008.

Further analysis will be carried out by Public Works & Parks and the Engineering Department on the storm systems in a number of locations to determine if remedial work is required. Recommendations and cost estimates will be brought forward for Council's consideration when the analysis is completed.

Councillor Hann asked that a summary of the AMEC presentation to Council be included as part of the report in relation to how the weather situation unfolded the day of the rain storm.

During discussion, Councillor Puddister referred to the report in relation to the storm sewer system upstream from Torbay Road at Pearson Street and noted significant flooding occurred on Toronto Street and Charlottetown Place because of the undersized storm sewers that exist in the area between Torbay Road and Quebec Street. He asked that staff provide more detail in this regard.

Also, Councillor Duff asked what difference the weir would make on Quidi Vidi Lake.

Councillor Duff indicated she would like to see the issue of flash flooding addressed and water running directly from the City's storm sewers into the rivers, the impact it is having on the rivers with regard to erosion, scouring of the riverbed and the actual life of the rivers. She asked what can be done to prevent this problem, if there is a possibility of installing retention structures upstream and if so, what would be the benefit.

In addition, Councillor Colbert asked that staff be vigilant with respect to the Canada Lands development in Pleasantville in ensuring that the developer preserves the ability of the grasslands near the Quidi Vidi lake to absorb water.

Councillor Collins urged residents to arrange for cleanout of drains in early spring.

Proposed Rezoning of Properties to the Commercial Local (CL) Zone, Civic #5 Stamp's Lane and Civic Numbers 342 and 344 Pennywell Road

Council considered a memorandum dated December 2, 2008 from the Director of Planning regarding the above noted.

SJMC2008-12-08/746R

It was moved by Councillor Coombs; seconded by Councillor Hickman: That the following Resolution for Municipal Plan Amendment Number 66, 2008 and Development Regulations Amendment Number 447, 2008 be adopted, which will then be forwarded to the Department of Municipal Affairs for Provincial registration in accordance with the requirements of the Urban and Rural Planning Act.

**URBAN AND RURAL PLANNING ACT, 2000
RESOLUTION TO APPROVE
ST. JOHN'S MUNICIPAL PLAN AMENDMENT NUMBER 66, 2008
AND
ST. JOHN'S DEVELOPMENT REGULATIONS AMENDMENT NUMBER 447,
2008**

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

- a) adopted St. John's Municipal Plan Amendment Number 66, 2008 and St. John's Development Regulations Amendment Number 447, 2008 on the 10th day of November, 2008.
- b) gave notice of the adoption of St. John's Municipal Plan Amendment Number 66, 2008 and St. John's Development Regulations Amendment Number 447, 2008 by advertisements inserted in *The Telegram* newspaper on the 15th day and the 26th day of November, 2008.
- c) set the 1st day of December, 2008 at 7:00 p.m. at St. John's City Hall for the holding of a public hearing to consider objections and representations.

Now under the authority of the Urban and Rural Planning Act, 2000, the St. John's Municipal Council approves St. John's Municipal Plan Amendment Number 66, 2008 and St. John's Development Regulations Amendment Number 447, 2008 as adopted.

SIGNED and SEALED this 8th day of December, 2008.

Mayor

**Associate Commissioner/
Director of Corporate Services
and City Clerk**

The motion being put was unanimously carried.

Proposed Rezoning of the Littledale Complex, Waterford Bridge Road

Council considered a memorandum dated December 3, 2008 from the Director of Planning regarding the above noted.

SJMC2008-12-08/747R

It was moved by Councillor Coombs; seconded by Councillor Duff: That the following Resolution for Municipal Plan Amendment Number 65, 2008 and Development Regulations Amendment Number 446, 2008, be adopted, which will then be forwarded to the Department of Municipal Affairs for Provincial registration in accordance with the requirements of the Urban and Rural Planning Act.

**URBAN AND RURAL PLANNING ACT, 2000
RESOLUTION TO APPROVE
ST. JOHN'S MUNICIPAL PLAN AMENDMENT NUMBER 65, 2008
AND
ST. JOHN'S DEVELOPMENT REGULATIONS AMENDMENT NUMBER 446,
2008**

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

- a) adopted St. John's Municipal Plan Amendment Number 65, 2008 and St. John's Development Regulations Amendment Number 446, 2008 on the 10th day of November, 2008.
- b) gave notice of the adoption of St. John's Municipal Plan Amendment Number 65, 2008 and St. John's Development Regulations Amendment Number 446, 2008 by advertisements inserted in *The Telegram* newspaper on the 15th day and the 26th day of November, 2008.
- c) set the 2nd day of December at 7:00 p.m. at St. Mary's Elementary School on Waterford Bridge Road for the holding of a public hearing to consider objections and representations.

Now under the authority of the Urban and Rural Planning Act, 2000, the St. John's Municipal Council approves St. John's Municipal Plan Amendment Number 65, 2008 and St. John's Development Regulations Amendment Number 446, 2008 as adopted.

SIGNED and SEALED this 8th day of December, 2008 .

Mayor

**Associate Commissioner/
Director of Corporate Services
and City Clerk**

The motion being put was unanimously carried.

Notices Published

1. A Discretionary Use Application has been submitted by Mr. Gerard Heffernan requesting permission to convert the accessory building (former convenience store) located at **Civic Number 52 Mullock Street** into a residential dwelling as an infill unit. The total lot area is 163.6 m² which meets the minimum lot requirements of 60m² per dwelling unit for an infill lot in the RD (Residential Downtown) Zone. No parking is provided (**WARD 2**)

**Submission of support
Submission of Concern**

SJMC2008-12-08/748R

It was moved by Councillor Galgay; seconded by Councillor Puddister: That the application be approved.

The motion being put was unanimously carried.

2. A Discretionary Use Application has been submitted by DBL Construction requesting permission to convert the former Tulk's Glass and Key Shop at **Civic Number 1 Goodview Street** to an Infill Dwelling Unit comprising 247 m² in floor area. Parking for three (3) vehicles can be accommodated on-site. (**WARD 2**)

Submission of support

SJMC2008-12-08/749R

It was moved by Councillor Galgay; seconded by Councillor Puddister: That the application be approved.

The motion being put was unanimously carried.

3. A Discretionary Use Application has been submitted by Chris Green requesting permission for a change from the current Restaurant License to a Restaurant/Lounge License for Christopher's Restaurant at **Civic No. 281 Duckworth Street**. (**WARD 2**)

SJMC2008-12-08/750R

It was moved by Councillor Galgay; seconded by Councillor Puddister: That the application be approved.

The motion being put was unanimously carried.

Development Committee Report dated December 2, 2008

RECOMMENDATION OF APPROVAL:

- 1. Crown Land Grant Referral
Proposed Sawmill Operation
Mr. Brian John O'Reilly
Power's Road (Ward 5)**

The Development Committee recommends that Council approve the above noted request for a Crown Land Grant. Should the applicant be successful in obtaining the Crown Land Grant, a formal development application must be submitted to the City for review and approval prior to the commencement of any development on the site.

RECOMMENDATION OF REJECTION:

- 2. Proposed Subdivision of Lot for Construction of a Dwelling
Mr. Walter Tucker
Civic No. 150 Bennett's Road – Town of Portugal Cove-St. Philips
Broad Cove River Watershed**

The Development Committee recommends that Council reject the above noted application pursuant to Section 104(4) of the City of St. John's Act.

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

SJMC2008-12-08/751R

Regarding Item #1: It was moved by Deputy Mayor Ellsworth; seconded by Councillor Duff: That the Committee's recommendation of approval be accepted.

The motion being put was unanimously carried.

SJMC2008-12-08/752R

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

The motion being put was unanimously carried.

Finance and Administration Standing Committee Report dated November 27, 2008

Council considered the following Finance and Administration Standing Committee Report dated November 27, 2008:

In Attendance: Deputy Mayor Ron Ellsworth, Chairperson
Councillor Shannie Duff
Councillor Frank Galgay
Councillor Debbie Hanlon
Mr. Ron Penney, Chief Commissioner & City Solicitor
Mr. Art Cheeseman, Associate Commissioner/Director of Engineering
Mr. Neil Martin, Associate Commissioner/Director of Corporate Services & City Clerk
Mr. Bob Bishop, Director of Finance & City Treasurer
Mr. Kevin Breen, Director of Human Resources
Mr. Paul Mackey, Director of Public Works & Parks
Ms. Jill Brewer, Director of Recreation
Ms. Elizabeth Lawrence, Director of Economic Development, Tourism & Culture
Mr. Cliff Johnston, Director of Planning
Mr. Jason Silver, City Internal Auditor
Ms. Kelly Butler, Recording Secretary

Also in attendance was Mr. Craig Ennis, with the St. John's Board of Trade.

1. Open Space Development Proposal – Mary Queen of Peace

Under business arising, the Committee considered a memorandum dated November 27, 2008, from the Director of Recreation regarding the above noted matter.

For the Committee's information, Deputy Mayor Ellsworth advised that one of his companies has been asked to sponsor the project.

The Director of Recreation advised that as per the direction of the Committee, she and the Manager of Streets and Parks met with Mr. Gerry Puddister of the Knights of Columbus to discuss their request for funding and possible partnerships for the open space development of the Mary Queen of Peace parish land. During that meeting, the City's concern was raised regarding the need for a long-term commitment to ensure that the redevelopment plan will proceed even in the event that the boards of the various Knights of Columbus organizations change over time. It was also suggested by the City during the meeting, that a site plan for the property be developed with the consensus of all interested parties. She noted that the Manager of Streets and Parks has indicated that he has funds in his budget to cost-share 50% of the cost of the site plan, which is estimated at approximately \$5,000 total cost. The Manager of Streets and Parks has also been in contact with Addison Bown of the Grand Concourse Authority, and he is agreeable to working

on the site plan over the winter months. The Director of Recreation also advised that in the near future, the Knights of Columbus will be looking for assistance in raising approximately \$50,000 to develop the soccer field portion of the project as a first priority.

Discussion ensued with it being noted that before any redevelopment of this site takes place, Council needs to have some kind of long-term assurance that the land will be used for recreational purposes, and without some kind of agreement in this regard, there can be no capital commitment for funding for the project.

At the conclusion of the discussion, the Committee recommended the following:

That Council support the cost sharing of a site plan for the Mary Queen of Peace Open Space Development Project and that staff be asked to work with the proponent to develop a legal agreement to ensure that this property will be used for recreational purposes for the long term.

2. Oral History Archive Project Proposal

Under business arising, the Committee considered a memorandum dated November 21, 2008, from the City Archivist regarding the above noted matter.

The Committee recommends that the request from Ms. Agnes Walsh for funding to undertake an Oral History Archive be rejected for the reasons outlined in the memorandum from the City Archivist.

3. Interim Financial Statements to September 30, 2008

The Committee considered as information a memorandum dated November 25, 2008, from the Director Finance regarding the above noted matter.

The Director of Finance noted that the statements are unconsolidated and on a cash basis and include only subsidy/grant payments made to date to the St. John's Transportation Commission, St. John's Sports and Entertainment Ltd., and the Non-Profit Housing Fund. The statements show an operating surplus for the year to date of approximately \$1,739,000.

The Director of Corporate Services noted that Line 1212 "Admin-Admin Services" is over budget by \$116,000, mainly due to advertising costs. Immediate steps have been taken to decrease the size of the discretionary advertisements that go in The Telegram. The status quo will remain for statutory advertising for by-laws and Planning Department applications, however, Directors have been advised that when the advertising budget is expended for the year, they will be expected to cover the costs of any advertising out of their own departmental budgets.

The Director of Finance also noted that Line 1297 "Lump Sum Sick Leave" is over budget due to a higher than anticipated number of retirements this year.

4. Financial Statements – St. John’s Clean and Beautiful

The Committee considered as information the financial statements of the Clean and Beautiful Corporation, formerly known as St. John’s Clean and Beautiful.

5. Water Metering of Vessels

The Committee considered a letter dated November 19, 2008, from Mr. Kevin Breen Sr., Director, St. John’s Port Authority requesting that the City of St. John’s undertake all capital expenses with respect to the proposed metering systems, with the Port Authority assuming all ongoing operating costs.

The Committee recommends that the request for the City to undertake all capital expenses with respect to the installation of the metering systems be denied.

6. Requests for Financial Support for Meetings, Conventions and Sporting Events

The Committee considered a memorandum dated November 25, 2008, from the Director of Corporate Services regarding the above noted matter.

The Committee recommends that the following grants be awarded as per Policy 04-09-02: Financial Support for Meetings, Conventions and Sporting Events:

- 1. Canadian Hard of Hearing Association National Conference - \$750**
- 2. 2009 National Meeting of Cdn. Association of Basketball Officials \$500**
- 3. 2009 Eastern Canadian Gymnastic Championships - \$750**

7. Canadian Red Cross Atlantic Conference on Disaster Management

The Committee considered a memorandum dated November 24, 2008, from the Director of Building and Property Management regarding the above noted matter.

The Committee recommends that the City contribute \$2,500 towards the Canadian Red Cross Atlantic Conference in accordance with the provisions of Policy 04-09-02.

8. Request to Cost-Share Travel Costs and Materials for Lobbying Efforts on the Mandatory Installation of Side Guards on Trucks

The Committee considered a letter dated November 17, 2008, from Mayor Graham Letto, President, Municipalities Newfoundland and Labrador regarding the above noted matter.

The Committee recommends that the City agree to contribute the requested cost-sharing amount of \$1,000 provided the City receives confirmation that the other participating municipalities have agreed to the cost-sharing arrangement as well.

9. Request for a Reception and Exhibition Space for the Celebrating Bartlett 2009 Event

The Committee considered a letter dated October 28, 2008, from Catherine Dempsey, Historic Sites Association regarding the above noted matter.

The Committee recommends that Council approve the request for a reception and exhibition space for the Celebrating Bartlett 2009 event.

10. Request for Financial Contribution for the 150th Anniversary of St. Mary's Church

The Committee considered a letter dated November 3, 2008, from Violet Tulk and Shirley Castella regarding the above noted matter.

The Committee recommends that the request be denied as it does not meet the criteria for funding.

11. Request for Renewal of Sponsorship for the 2009 Rose Bowl Award

The Committee considered a letter dated October 28, 2008, from Mary Anne Tobin, Kiwanis Music Festival Association of St. John's regarding the above noted matter. The Director of Finance noted that this money will be allocated from the 2009 Grants and Subsidies Budget.

The Committee recommends that Council approve sponsorship of the 2009 Rose Bowl Award in the amount of \$2,500.

12. Request for Purchase of a Table for the 16th Annual Business Excellence Awards

The Committee considered correspondence from Carol Hanlon, St. John's Board of Trade regarding the above noted matter.

The Committee recommends that Council purchase a ½ table for the 16th Annual Business Excellence Awards.

Deputy Mayor Ellsworth suggested that the tickets to attend the event be given to senior staff.

13. Request for Sponsorship of a Nationwide Essay Contest in Celebration of the Centennial of the Canadian Navy in 2010

The Committee considered a letter dated November 15, 2008, from Andrew Irwin, Naval Officers' Association of Canada regarding the above noted matter.

The Committee recommends that Council contribute \$1,000 towards the national essay contest in celebration of the centennial of the Canadian Navy in 2010.

The Committee directed that this funding be allocated from the conventions and meetings budget.

Deputy Mayor Ron Ellsworth
Chairperson

SJMC2008-12-08/753R

It was moved by Deputy Mayor Ellsworth; seconded by Councillor Hickman: That the Committee's recommendations be approved.

The motion being put was carried with Councillor Puddister abstaining on Items 1 and 5.

Regional Water Services Committee Report dated November 26, 2008

Council considered the following Regional Water Services Committee Report dated November 26 2008:

In Attendance:

CITY OF ST. JOHN=S

Mr. Ron Penney, Chief Commissioner & City Solicitor
Mr. Art Cheeseman, Associate Commissioner/Director of Engineering
Mr. Bob Bishop, Director of Finance & City Treasurer
Ms. Lynnann Winsor, Manager of Water Resources
Mr. Carl Keeping, Manager of Budgetary Services
Mr. Jason Silver, City Internal Auditor
Ms. Kelly Butler, Recording Secretary

CITY OF MOUNT PEARL

Mr. Gerard Lewis, Chief Administrative Officer
Mr. Jim Oxford, Director of Infrastructure & Public Works
Mr. Eliol Blackmore, City Engineer

TOWN OF PARADISE

Councillor Allan English, Acting Chairperson

TOWN OF CONCEPTION BAY SOUTH

Councillor Beverly Rowe
Mr. Ron Franey, Director of Public Works

Councillor English called the meeting to order.

Minutes

The minutes of the October 24, 2007, meeting were adopted as presented.

Business Arising

Under business arising, Councillor English requested a year-to-date update on the 2008 budget. The Manager of Budgetary Services advised that this year's budget is currently running a deficit of approximately \$250,000. He noted that the main areas of over-expenditure are:

- ∨ Labour Regular – negative variance of \$50,000
- ∨ Light and Power – negative variance of \$140,000
- ∨ Chlorine – negative of \$30,000
- ∨ Diesel – negative variance of \$14,000

The Manager of Water Resources explained that the Light and Power over-expenditure was mainly caused by an increase in the rates. As well, she noted there are some areas of the plant that now need to be heated because of chemical storage. The variance in Labour Regular is attributed to the retirement of two employees, with their severance pay being charged to the Labour Regular budget.

Under business arising, Councillor English referenced the portion of the minutes which discussed the possibility of employees from other municipalities being able to avail of any in-house training that the City may conduct, and he inquired if this is also being proposed for 2009. The Manager of Water Resources advised that if arrangements are made to bring in outside expertise for training seminars, the other municipalities will be advised in case they would like to have some of their employees take part.

2009 Expenditure Budget

The Committee reviewed the proposed Expenditure Budget for 2009. The Manager of Water Resources noted that the proposed 2009 budget includes slight increases in those areas where there were negative variances for 2008.

The following line items were highlighted for discussion:

- ∨ Professional & Special Services – increased by approximately \$44,000. This line item was over budget in 2008, and the increase is requested to address this in 2009.
- ∨ Maintenance Fee – appears as a new line item, however, it is actually a line item that was inadvertently removed in 2008. This is the fee that is paid to Newfoundland Power for upkeep on Bay Bulls Big Pond.
- ∨ Engineering Consultants – new line item added to the budget to cover consulting fees that may be incurred where specialized knowledge is required to address specific issues that are beyond the capabilities and expertise of Regional Water staff.
- ∨ Labour Regular – increased by approximately \$15,000 to address the contractual 1% wage increase in July 2009. The collective agreement expires

in 2010.

- ∇ Traveling Expenses – increased by approximately \$5,000. The Manager of Water Resources explained that staff must have a certain level of certification as directed by the Province. Sometimes it is not possible to bring in a trainer, therefore, employees must travel for training and the cost of travel has increased.
- ∇ Chlorine – increase by approximately \$34,000. The Director of Engineering advised that the price of chlorine has increased.
- ∇

In response to a question regarding the numbers of employees covered under the budget, the Manager of Water Resources provided the following breakdown – 4 operators, 2 relief operators, three laboratory technicians, 5 maintenance personnel, 2 building maintenance personnel (custodians), 1 receptionist, 1 laboratory supervisor, 1 foreperson, 1 plant supervisor, and 1 Manager. She noted that all of the above noted employees are full-time, with the exception of the two relief operators, who are part-time employees.

Mr. Oxford referenced the estimates used for the cost of diesel fuel, and he inquired if the proposed budget would be decreased in light of the recent decline in the cost of fuel. The Manager of Budgetary Services advised that the budget may be adjusted to approximately \$80,000, if the assumption is made that the cost of oil may reach \$80 per barrel. This is the assumption that the City of St. John's will be using in its budget preparations.

It was decided on motion of Councillor Allan English; seconded by Councillor Beverly Rowe: That the 2009 Expenditure Budget for the St. John's Regional Water System be adopted as presented.

Estimates of Water Consumption

The Committee considered as information the water consumption estimates for 2009.

Capital Works Project Update

The Committee considered as information a memorandum dated November 20, 2008, from the Manager of Water Resources regarding the above noted matter.

The Manager of Water Resources advised that there are currently two major capital works projects being undertaken. The ozone system project is approximately 75% complete, with a total cost of \$3,920,000. The project is slated to be completed in February 2009. The DAF system project is approximately 20% complete, with a budget of \$30 million. The process equipment supplier has been selected and the design of the facility is currently ongoing, with the project slated to be tendered this spring.

The Chief Commissioner and City Solicitor advised that given the country's current financial recession, there may be funding available from the Federal Government for the DAF project. Staff will be keeping an eye on the situation.

Water Levels

The Manager of Water Resources advised that water levels at Bay Bulls Big Pond are lower than normal, mainly due to the lack of precipitation this fall. The heavy rain last week has increased the pond level by approximately one foot, however, it is still lower than normal.

OTHER BUSINESS:

Water Conservation Measures

The Chief Commissioner and City Solicitor inquired about the status of the user municipalities' conservation measures. Mr. Lewis advised that the City of Mount Pearl is still continuing with its education program, through newspaper advertising and the distribution of notices with tax bills. The City's municipal enforcement officers are responsible for enforcing the conservation order.

Adjournment

There being no further business, the meeting adjourned at 1:00 p.m.

Councillor Allan English
Acting Chairperson

SJMC2008-12-08/754R

**It was moved by Deputy Mayor Ellsworth; seconded by Councillor Hann:
That the report be adopted as presented.**

The motion being put was unanimously carried.

Development Permits List

Council considered as information the following Development Permit List for the period November 28, 2008 to December 4, 2008:

**DEVELOPMENT PERMITS LIST
DEPARTMENT OF PLANNING
FOR THE PERIOD OF November 28, 2008 To December 4, 2008**

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
RES	Roy Galarneau	One (1) Lot Subdivision	417-421 Back Line Road	5	Approved	08-12-01
COM	Beagle Paws	Change of Use	14 Forbes Street	3	Rejected as per section 10.17	08-12-04

*	Code Classification: RES- Residential COM- Commercial AG - Agriculture	INST IND	- Institutional - 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.		

**Gerard Doran
Development Officer
Department of Planning**

Building Permits List

SJMC2008-12-08/755R

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

2008/12/03

Permits List

CLASS: COMMERCIAL

ALLEN INDUSTRIES	AVALON MALL, DAIRY QUEEN	SN RESTAURANT
HAIR HAVAN	255 BAY BULLS RD	MS SERVICE SHOP
GOLDSTONE DEVELOPMENTS LIMITED	328 BLACKMARSH RD	MS RETAIL STORE
KENNY ENTERPRISES LTD.	63 BROOKFIELD RD	MS CONVENIENCE STORE
HAIR TALK	120 LEMARCHANT RD	MS SERVICE SHOP
MARIES MINI MART	484-490 MAIN RD	MS CONVENIENCE STORE
ATLANTIC HOSE AND FITTINGS LTD	50 PIPPY PL	MS OFFICE
CRAIG LANGILLE	64 PIPPY PL	SN WAREHOUSE
ALLEN INDUSTRIES	273 PORTUGAL COVE RD	SN RESTAURANT
CHEVRON CANADA LIMITED	215 WATER ST, CHEVRON CANADA	RN OFFICE
JENNIFER NOSEWORTHY	40 ABERDEEN AVE	CR CLINIC
DANIEL MARTYN	33 ROWAN ST	NC CLINIC
GENTARA COMPANY LIMITED	354 WATER ST - SUITE 301	RN OFFICE
LANSING PROPERTIES INC.	251 EMPIRE AVE	EX OFFICE
		THIS WEEK \$ 807,550.00
		TO DATE \$ 55,341,394.00

CLASS: INDUSTRIAL

THIS WEEK \$.00
TO DATE \$ 2,685,000.00

CLASS: GOVERNMENT/INSTITUTIONAL

EASTERN SCHOOL DISTRICT
CITY OF ST. JOHN'S
PROFIT

14 MIDDLETON ST, VIRGINIA PK E SW SCHOOL
ROBIN HOOD BAY ROAD
NC ADMIN BLDG/GOV/NON-

THIS WEEK \$ 7,006,000.00
TO DATE \$ 42,301,470.00

CLASS: RESIDENTIAL

PETER WARBURTON	4 APPLIEDORE PL	NC ACCESSORY BUILDING
MICHAEL BURSEY	21 BUTTERWORTH PL	NC ACCESSORY BUILDING
CYNTHIA COLES	69 FRESHWATER RD	NC FENCE
CYNTHIA COLES	69 FRESHWATER RD	NC ACCESSORY BUILDING
CRAIG FOLEY	15 GIL EANNES DR	NC ACCESSORY BUILDING
PAUL FOLEY	GREAT EASTERN AVE, LOT 61	NC SINGLE DETACHED & SUB.APT
JOHN & DIANE BAIRD	66 HUNTINGDALE DR	NC ACCESSORY BUILDING
WENDY O'KEEFE	CARIBOU PL, LOT 13	NC SINGLE DETACHED DWELLING
AUSTIN'S CONTRACTING INC.	CARIBOU PL, LOT 2	NC SINGLE DETACHED DWELLING
GREG BURT & TANYA WHITE	17 LUCYROSE LANE	NC ACCESSORY BUILDING
ERCO HOMES	47 SGT. CRAIG GILLAM AVE-LOT22	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION	SRUCEDALE DRIVE - LOT 168	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION	SPRUCEDALE DRIVE - LOT 169	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION	27 SPRUCEDALE DR, LOT 171	NC SINGLE DETACHED DWELLING
SANDRA POWER	30 SUVLA ST	NC ACCESSORY BUILDING
FRANK CROTTY	THORBURN RD	NC SINGLE DETACHED DWELLING
CARE GIVERS INC.	220-222 MAIN RD	CO CLINIC
RAYMOND STOODLEY	152 AIRPORT HEIGHTS DR	CO SUBSIDIARY APARTMENT
BRIAN ELLIOTT	35 GREEN ACRE DR	CR SUBSIDIARY APARTMENT
DION & DORA ANN FINLAY	41 WICKLOW ST	CR SUBSIDIARY APARTMENT
TOM HEALY	134 CASEY ST	RN SEMI-DETACHED DWELLING
NICOLE SNOW	70 COVENTRY WAY	RN SINGLE DETACHED DWELLING
ROY CLARKE	35 FRESHWATER RD	RN SINGLE DETACHED DWELLING
PETER ALFRED WINSOR	43 GREAT EASTERN AVE	RN SUBSIDIARY APARTMENT
PHILIP & CYNTHIA HOSKINS	26 HOPEDALE CRES	RN SINGLE DETACHED DWELLING
LENY MYLES	171 KENMOUNT RD	RN SINGLE DETACHED DWELLING
RAYMOND HINDY	99 LARKHALL ST	RN PATIO DECK
ANDREA E. POWELL	54 PLEASANT ST	RN TOWNHOUSING
SULLIVAN'S CONTRACTING LTD.	10 RUSS HOWARD ST	RN SINGLE DETACHED DWELLING
BARRY GERARD HILL	7 WARFORD RD	RN SINGLE DETACHED DWELLING
RANDY & JOANNE HOGAN	134 BAY BULLS RD	SW SINGLE DETACHED DWELLING
MARILYN J. CONWAY	78 CHAPMAN CRES	SW SEMI-DETACHED DWELLING
DONALD OLDFORD	140 CRAIGMILLAR AVE	SW SINGLE DETACHED DWELLING
SHAWN POWER	13 HALL'S RD	SW SINGLE DETACHED DWELLING
PATRICK & MARY DUNN	48 ROBERTS LANE	SW SINGLE DETACHED DWELLING

THIS WEEK \$ 1,305,190.00
TO DATE \$140,214,060.00

CLASS: DEMOLITION

WILLIAM BURTON DWELLING	156 GROVES RD	DM SINGLE DETACHED
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THIS WEEK \$ 5,000.00
TO DATE \$ 1,773,400.00

THIS WEEK'S TOTAL: \$ 9,123,740.00

TOTAL YEAR TO DATE: \$242,315,324.00

REPAIR PERMITS ISSUED: 2008/11/27 TO 2008/12/03 \$ 53,500.00
2007/12/13 TO 2008/12/03 \$ 3,539,160.00 YTD

LEGEND

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

Payrolls and Accounts

SJMC2008-12-08/756R

It was decided on motion of Councillor Duff; seconded by Councillor Hann: That the following Payrolls and Accounts for the week ending December 4th, 2008 be approved as presented:

**Weekly Payment Vouchers
For The
Week Ending December 4, 2008**

PAYROLL

Public Works	\$ 301,115.30
Bi-Weekly Casual	\$ 11,706.26

ACCOUNTS PAYABLE

Cheque No. 140541 – 140817	\$2,949,944.74
Total:	\$3,262,766.30

Tender

- a. **Tender – NL Sports Centre (Swilers Rugby Club) – Contract - Landscaping**

SJMC2008-12-08/757R

It was decided on motion of Councillor Duff; seconded by Councillor Hann: That the recommendation of the Director of Building and

Property Management be accepted and the tender awarded as follows:

- a. Murray's Landscape Services Limited for the amount of \$321,797.84**

A. Harvey & Company Limited –Empire Avenue, Flow Meter Chamber

Council considered a memorandum dated December 3, 2008 from the Chief Commissioner and City Solicitor regarding the above noted.

SJMC2008-12-08/758R

It was moved by Councillor Puddister; seconded by Councillor Hanlon: That the recommendation of the Chief Commissioner and City Solicitor that staff be directed to proceed with the agreement to purchase the A. Harvey & Company Limited entire parcel of land at Empire Avenue for \$73,613.67 including legal fees and including compensation for the expropriation, be approved.

The motion being put was unanimously carried.

Sidewalks Main Road- Backline Road

Council considered a letter dated December 3, 2008 from MHA John Dinn indicating his support of the Goulds Safety Committee petition to the City to install sidewalks on the urban portions of the Main Road and Backline near St. Kevin's High School.

Councillor Collins noted that the force main has to be installed prior to sidewalk installation, however, staff are looking at installing temporary lighting. During discussion, Councillor Puddister asked that the Chief Commissioner/City Solicitor write Provincial MHA's John Dinn and Keith Hutchings to seek funding towards sidewalk installation in the Goulds on a 50/50 cost sharing basis with the City.

December 2008 Economic Update

Council considered as information the December 2008 Economic Update.

Councillor Hann suggested that, given the current global economic climate, the City look at developing a contingency plan to deal with possible impact on the economy of the City. His Worship the Mayor noted that the Director of Economic Development,

Tourism is currently preparing an analysis report for 2009 and the matter can be looked at following review of that report.

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Special Bulk Garbage Collection

SJMC2008-12-08/759R

It was decided on motion of Councillor Colbert; seconded by Councillor Duff: That the Special Bulk Garbage Collection of household items damaged by the flooding of November 29, 2008 be extended to Midnight, December 10, 2008.

The motion being put was unanimously carried.

Former Conception Bay South Waste Disposal Site

Council considered a memorandum dated December 8, 2008 from the Chief Commissioner and City Solicitor advising that the Department of Environment and Conservation has recently indicated that it has confirmed with Crown Lands that the Town of CBS still holds the lease to the land, as well as ownership of the waste and infrastructure on the site. In 1999, the Town of CBS wrote Crown Lands asking to revert ownership of the property back to the Crown. Crown Lands denied this request until such time as the Government Service Centre confirmed that the site had been rehabilitated to the satisfaction of the government. This work was never completed. The Town of Conception Bay South still holds the lease of the land and has not remediated the site.

Councillor Puddister asked that the Chief Commissioner and City Solicitor pursue his proposal that the City work with the town of CBS in pursuit of acquiring provincial funding towards remediating the landfill.

Councillor Collins

Councillor Collins noted flyers are being dumped on Maddox Cove Road and asked residents who witness this action to contact the City.

Councillor Galgay

Councillor Galgay reminded residents of the tree lighting ceremony in Quidi Vidi Village to be held December 9, 2008 at 7 pm.

Councillor Puddister

Councillor Puddister advised that construction workers working on the seniors building on McDonald Drive, behind Holiday Inn are blocking the public parking lot by parking their vehicles there on the lot, leaving the residents with no place to park. He also noted that on occasion the walkways are blocked off with backhoes. He asked that the Chief Commissioner and City Solicitor work with the developer to resolve the issues.

Councillor Colbert

Councillor Colbert raised the issue regarding the handling of home and business alarms by the police and fire department and how to deal with the private companies who provide the service. It was noted that initially telephone contact has to be made and response will only be made to the key holder. Councillor Colbert questioned the cost of this service to taxpayers noting it's an issue that should be addressed.

Councillor Duff

Councillor Duff referenced a letter from MHA John Dinn regarding the Draft Parks and Recreation Master Plan, noting his disappointment that Southlands and Ruby Line were not considered for action in the first ten years. Councillor Duff advised that there will be a final meeting of the Steering Committee with the Consultant to take into consideration many of the comments made on the Master Plan and following that meeting there will be a final draft to Council for consideration.

Councillor Duff tabled a letter from Mr. Paul Johnston requesting a sustaining operating grant for the Johnson GEO Centre Foundation Inc. which was referred to the Finance and Administration Standing Committee for consideration.

Councillor Duff noted that the turnout and level of presentations at the recent Affordable Housing Forum exceeded all expectations. It is anticipated that a full

report will be available to the Affordable Housing Action Committee towards the end of January and a subsequent report to Council in April 2009.

His Worship the Mayor along with Councillor Duff thanked the Committee, the facilitators, volunteers and staff whose hard work and dedication contributed to one of the most successful forums held at City Hall in many years.

Councillor Hann

In referencing the City's Draft Parks and Recreation Plan, Councillor Hann asked that the submission by Southlands residents be given due consideration and that every effort be made to ensure that the Southlands is included in the Parks and Recreation Plan.

Councillor Duff noted that the submission will be considered by the Steering Committee and that due process will be followed in terms of prioritizing the areas needs which has to pass through a community needs benefits filter. She noted Southlands will be given serious consideration and evaluated in the same manner that the needs of the other City areas are evaluated.

His Worship the Mayor noted that Southlands submission will become part of the reanalysis of the report.

Deputy Mayor Ellsworth

Deputy Mayor Ellsworth advised that Evergreen Recycling will be starting a tree pickup program on January 3, 2009 at a cost of \$10 per household. The trees will be taken to the sites allocated by the City for the tree chipping program. Funds will go towards their employment program. Deputy Mayor Ellsworth congratulated them on this initiative.

Adjournment

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

MAYOR

CITY CLERK