

February 28<sup>th</sup>, 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.

His Worship the Mayor.

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

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

#### **Adoption of the Agenda**

##### **SJMC2011-02-28/94R**

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

1. Travel by His Worship the Mayor March 9 to 18, 2011 to Miami Sea Trade Cruise Symposium & Marketing & Promotion Meetings with Cruise Lines Cost to be shared with Cruise Newfoundland and Labrador
2. Travel by His Worship the Mayor, February 23 to 24, 2011 to Halifax, N.S., Meeting with the Honourable Peter Mackay, Minister of National Defense Re Municipal Funding Initiatives

#### **Adoption of Minutes**

##### **SJMC2011-02-28/95R**

**It was decided on motion of Councillor Galgay; seconded by Councillor O'Leary: That the minutes of the February 21<sup>st</sup>, 2011 meeting be adopted as presented.**

**Notices Published**

1. **A Discretionary Use Application** has been submitted by Peters Foundation to construct a ground level extension to the rear of **Civic Number 65 Guy Street** thereby creating a three (3) unit Multiple Dwelling Unit. On-site parking can accommodate three (3) vehicles. **(Ward 4)**

**SJMC2011-02-28/96R**

**It was moved by Councillor Hanlon; seconded by Councillor Tilley: That the application be approved.**

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

**Development Permits List**

Council considered the following Development Permits List for the period February 18 to 24, 2011:

**DEVELOPMENT PERMITS LIST  
DEPARTMENT OF PLANNING  
FOR THE PERIOD OF February 18, 2011 TO February 24, 2011**

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
RES	John Guiney	Demolition & Rebuild	522-524 Main Road	5	Approved	11-02-18
COM	Alexandra Baird	Family Home Child Care Services	7 Oxen Pond Place	4	Approved	11-02-22
RES	Crosbie Group Limited	Proposed Severance of Residential lot from Larger AG Zone parcel of land	168 Brookfield Road	5	Approved	11-02-23
COM	Patricia Grattan	Home Office – Visual Arts Admin. Office	7 Winter Place	4	Approved	11-02-23
RES	Chris Moore	Building Lot	Gillies Road	4	Approved	11-02-22

<p>* Code Classification:  RES - Residential  COM - Commercial  AG - Agriculture</p>	<p>INST - Institutional  IND - Industrial</p>
<p>** This list is issued for information purposes only. Applicants have been advised in writing of the Development Officer's decision and of their right to appeal any decision to the St. John's Local Board of Appeal.</p>	

**Gerard Doran  
Development Officer  
Department of Planning**



**Building Permits List**

**SJMC2011-02-28/97R**

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

2011/02/23

Permits List

**CLASS: COMMERCIAL**

CARE GIVERS INC.	1 PATON ST, UNIT 9	RN OFFICE
IRVING	32 FRECKER DR	SN SERVICE STATION
IRVING	358 MAIN RD	SN SERVICE STATION
MURPHY PROPERTIES	55 STAVANGER DR	SN RETAIL STORE
BEAGLE PAWS	530 TOPSAIL RD	MS SERVICE SHOP
CITY OF ST. JOHN'S	10 MAPLE VIEW PL	NC ACCESSORY BUILDING
SEASPRAY CONSTRUCTION CORP.	377 DUCKWORTH ST	RN RESTAURANT
CHUBB EDWARDS	28A MEWS PL	RN OFFICE
CARE GIVERS INC	38-42 ROPEWALK LANE	RN OFFICE
ATLANTIC SHOPPING CENTER LTD.	AVALON MALL NO. 1- ECKO UNLTD	TI RETAIL STORE
VILLAGE SHOPPING CENTRE(2006)	430 TOPSAIL RD LINDOR	TI RETAIL STORE
NORTH ATLANTIC REFINING	446 TOPSAIL RD	RN SERVICE STATION
NEWCO METALS	395 EAST WHITE HILLS RD	NC LIGHT INDUSTRIAL USE
COSTCO WHOLESALE CANADA LTD.	28 STAVANGER DR	NC SERVICE STATION

THIS WEEK \$ 1,453,165.00

**CLASS: INDUSTRIAL**

THIS WEEK \$ .00

**CLASS: GOVERNMENT/INSTITUTIONAL**

THIS WEEK \$ .00

**CLASS: RESIDENTIAL**

DONOVAN HOMES LIMITED	HAMLET STREET, LOT 57	NC SINGLE DETACHED DWELLING
DAVID O'DEA	26 MYRICK PL	NC PATIO DECK
55731 NEWFOUNDLAND & LABRADOR	60 TIFFANY CRT	NC APARTMENT BUILDING
BILL CLARKE	12 CALDWELL PL	CO HOME OFFICE
JAMES & LILLIAN MARNELL	76 NOTRE DAME DR	CO HOME OFFICE
WILLIAM J. O'KEEFE	72 CORNWALL CRES	CR SINGLE DETACHED & SUB.APT
NETSANET FISSIHA MENGISTU AND	42 ENNIS AVE	CR SUBSIDIARY APARTMENT
TERRY CROOKE	76 PETITE FORTE DR	CR SINGLE DETACHED DWELLING
ROBERT MULLOWNEY	26 TRINITY ST	CR SUBSIDIARY APARTMENT
STOS CONSULTING INC	8 TOP BATTERY RD	RN SINGLE DETACHED & SUB.APT
NFLD. & LAB. HOUSING CORP.	63 BROPHY PL	RN TOWNHOUSING
ROCKET CONSTRUCTION	9-11 EMPIRE PL	RN SEMI-DETACHED DWELLING
GARY ADAMS AND	25 GOWER ST	RN SEMI-DETACHED DWELLING
AISHA ZAKI & DARRELL HYDE	19 MEEKER PL	RN SEMI-DETACHED DWELLING

ROBERT ROBERE	53 PARADE ST	RN TOWNHOUSING	
JONATHAN EARLE	12 PARSONS PL	RN SINGLE DETACHED DWELLING	
CLOVER CONSTRUCTION	6 ST. SHOTTS PL - LOT 87	RN SINGLE DETACHED DWELLING	
NEW VICTORIAN HOMES	75 SHORTALL ST	RN SINGLE DETACHED DWELLING	
GERTRUCE WHITTLE	253 BAY BULLS RD	SW SINGLE DETACHED DWELLING	
			THIS WEEK \$ 453,200.00

**CLASS: DEMOLITION**

THIS WEEK \$ .00

THIS WEEK'S TOTAL: \$ 1,906,365.00

REPAIR PERMITS ISSUED: 2011/02/17 TO 2011/02/23 \$ 14,500.00

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	

**Rejection:**

10 Spruce Grove Avenue – Your application for the Accessory Building for the above property has been rejected because it is located in a NL Power easement.

15 Prince of Wales Street – Your application for a Roof Top Deck is rejected as contrary to Section 5.9.4 of the St. John’s Development Regulations.

**Payrolls and Accounts**

**SJMC2011-02-28/98R**

**It was decided on motion of Councillor Hann; seconded by Councillor Breen: That the following Payrolls and Accounts for the week ending February 24, 2011, be approved:**

**Weekly Payment Vouchers  
For The  
Week Ending February 24, 2011**

**PAYROLL**

Public Works	\$ 488,485.80
Bi-Weekly Casual	\$ 17,932.80

**ACCOUNTS PAYABLE** \$ 3,742,865.62

**Total: \$ 4,249,284.22**

**Tenders**

- a. Tender – Re-roofing 1990 Infill

**SJMC2011-02-28/99R**

**It was moved by Councillor Hann; seconded by Councillor Breen: That the recommendations of the Acting Director of Building and Property Management be approved and the tender awarded as follows:**

- a. **Kelloway Construction Ltd. in the amount of \$88,129.00 which includes HST.**

**Notice of Motion**

Councillor Hanlon gave the following Notice of Motion:

Take Notice that I will at the next Regular Meeting of Council introduce a motion to have a full review conducted of Councillors’ salaries including whether the positions should be full time or part time.

**The Affordable Housing Charter and Action Plan**

Deputy Mayor Duff presented the Affordable Housing Charter and Action Plan as prepared by the Mayor’s Advisory Committee on Affordable Housing, and outlined a number of steps to be taken by the City through the year 2013 following which the plan will be again reviewed. The Deputy Mayor acknowledged the work gone into the report

and thanked staff and all members of the committee for their hard work and commitment to a very pressing issue. Other members of Council commended the report and reiterated Council's call for all levels of government to step up to the plate with funding towards affordable housing developments.

**SJMC2011-02-28/100R**

**It was then moved by Deputy Mayor Duff; seconded by Councillor Tilley: That the Affordable Housing Charter and Action Plan to City Council, presented by the Mayor's Advisory Committee on Affordable Housing, be approved, as a focus and framework for City action on affordable housing.**

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

**Memorandum dated February 22, 2011 Re travel by Councillor Hanlon to Halifax, N.S. to attend FCM Conference June 3-6, 2011**

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**SJMC2011-02-28/101R**

**It was moved by Councillor Galgay; seconded by Councillor Collins: That travel by Councillor Hanlon to Halifax, N.S. to attend FCM Conference June 3-6, 2011, be approved.**

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

**Travel by the Mayor to Miami**

**SJMC2011-02-28/102R**

**It was moved by Councillor Galgay; seconded by Councillor Colbert : That travel by His Worship the Mayor March 9 to 18, 2011 to Miami Sea Trade Cruise Symposium & Marketing & Promotion Meetings with Cruise Lines Cost to be shared with Cruise Newfoundland and Labrador, be approved.**

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

**Travel by the Mayor to Halifax, N.S.**

**SJMC2011-02-28/103R**

**It was moved by Councillor Galgay; seconded by Councillor Colbert: That travel by His Worship the Mayor, February 23 to 24, 2011 to Halifax, N.S., to meet with the Honourable Peter Mackay, Minister of National Defense regarding Municipal Funding Initiatives, be approved.**

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

**TD Place – Rooftop Rental**

Council considered a memorandum dated February 24, 2011 from the City Solicitor regarding the above noted.

**SJMC2011-02-28/104R**

**It was moved by Councillor Hann; seconded by Councillor Tilley: That the TD Place Rooftop space be rented for five years at an annual rent of \$2,750.00.**

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

**Snow Clearing Report for the period January 1<sup>st</sup> to February 25<sup>th</sup>, 2011**

Council considered the snow clearing report for the period of January 1<sup>st</sup> to February 25<sup>th</sup>, 2011 showing a negative variance of \$383,334.00.

The Deputy City Manager, Director of Public Works and Parks provided an update on snowclearing and advised that about 95% of the streets are done, however, work is continuing, with the snow crews reverting back to a regular 17 hour operation.

**March 2011 Economic Update**

Council considered as information the March 2011 Economic Update. Councillor Hanlon outlined the highlights of the report presented by the Department of Economic Development, Tourism & Culture.

**Councillor Hanlon**

Councillor Hanlon noted that the City will be proclaiming March 20 to 27, 2011 as Multiculturalism Week and tabled a document titled “Attracting and Retaining Immigrants” prepared by the National Working Group on Small Centre Strategies, which is on file with the City Clerk’s office.

Councillor Hanlon congratulated new City Manager, Mr. Bob Smart, who will officially step into the role on April 18, 2011.

**Councillor Hickman**

Councillor Hickman asked that a letter of congratulations be forwarded Ben Taylor of St. John's on his medal winnings in the team air rifle competition at the 2011 Canada Winter Games.

Councillor Hickman referenced a news article regarding a longer lasting road paint being investigated by the City of Mount Pearl. He asked that the product be discussed at the Public Works, Environment and Protection Committee.

**Councillor O'Leary**

Councillor O'Leary advised that she received a number of complaints from a resident about the treatment of the swans at Bowring Park. She noted that Parks Services Division staff took immediate action and will provide a report on the situation. Other members of Council advised they had received the complaint as well.

Councilor O'Leary would like a facility within the City where items no longer useful to a household such as furniture, could be dropped off and picked up for reuse by others. She asked that the matter be considered by the Public Works, Environment and Protection Committee. Deputy Mayor Duff advised that Habitat for Humanity at one time had such an operation, which was shut down. However, she noted the organization is looking at restarting that initiative.

**Adjournment**

There being no further business, the meeting adjourned at 5:25 p.m.

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**MAYOR**

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**CITY CLERK**