

**February 7<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 presided.

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

Regrets: Councillor O'Leary.

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

**Adoption of the Agenda**

**SJMC2011-02-07/63R**

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

- a. Letter dated February 6, 2011 from Dennis and Maureen Treslan re 75 Tiffany Lane
- b. Letter dated January 31, 2011 from Loretta Flynn re Tiffany Lane
- c. Letter dated February 1, 2011 from Catherine O'Brien re Tiffany Lane

**Adoption of Minutes**

**SJMC2011-02-07/64R**

**It was decided on motion of Councillor Tilley; seconded by Councillor Hickman: That the minutes of the January 31, 2011 meeting be adopted as presented.**

## **Notices Published**

**1. A Discretionary Use Application** has been submitted by 55731 Newfoundland and Labrador Inc. requesting permission to occupy the former Salvation Army Training facility at **Civic Number 75 Tiffany Lane** for commercial office use. The proposed office space will comprise a floor area of 2,100 square metres. On-site parking can accommodate 124 vehicles. **(Ward 4)**

Four (4) submissions of objection

### **SJMC2011-02-07/65R**

**It was moved by Councillor Hanlon; seconded by Councillor Tilley: That the application be deferred to provide an opportunity for review of the updated traffic related information by the City's Transportation Engineer.**

During discussion, Deputy Mayor Duff asked if the proposal is a change from the original concept for the area and if so what the impact will be on the area.

Councillor Hanlon referenced a submission of objection to the proposal from a resident who proposed that Tiffany Lane be made a one way street. Councilor Colbert suggested instead of considering this proposal in isolation it may be combined to include a study of the intersection of Portugal Cove Road and New Cove Road. The matters were referred to the Police and Traffic Committee for consideration.

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

## **Business Arising**

### **Development Committee Report dated February 1, 2011**

Council considered the following Development Committee Report dated January 25, 2011:

### **RECOMMENDATION OF APPROVAL:**

- 1. Crown Land Grant Referral  
Ms. Winnifred Crocker  
Fowler's Road (Ward 5)**

The Development Committee recommends that the above noted request for a Crown Land Grant be approved. 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.

Neil A. Martin  
Acting City Manager  
Chair – Development Committee

**SJMC2011-02-07/66R**

**It was moved by Councillor Hann; seconded by Councillor Tilley : That the Committee’s recommendation be approved.**

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

**Planning & Housing Standing Committee Report dated January 26, 2011**

Council considered the following Planning & Housing Committee Standing Committee report dated January 26, 2011:

In Attendance:

- Councillor Frank Galgay, Chairperson
- Deputy Mayor Shannie Duff
- Councillor Sheilagh O’Leary
- Councillor Tom Hann
- Councillor Sandy Hickman
- Councillor Danny Breen
- Councillor Bruce Tilley
- Councillor Debbie Hanlon
- Councillor Wally Collins
- Mr. Neil Martin, Acting City Manager/Director of Corporate Services & City Clerk
- Mr. Paul Mackey, Deputy City Manager/Director of Public Works & Parks
- Mr. Cliff Johnston, Director of Planning
- Mr. Dave Blackmore, Director of Building & Property Management
- Ms. Jill Brewer, Director of Recreation
- Mr. Joe Sampson, Manager of Development
- Mr. Ken O’Brien, Manager of Planning & Information
- Mr. Jim Clarke, Manager of Streets & Parks
- Ms. Lynnann Winsor, Development Engineer
- Mr. Chris Small, Planning Technician
- Ms. Kelly Butler, Recording Secretary

Also in attendance were Mr. Dave Bartlett with The Telegram and Ms. Alisha Morrissey with the St. John's Board of Trade.

**1. Proposed Restaurant/Pub Developments on Pier 7– Harbour Drive (Ward 2)  
– Harbour Walk Hospitality Group**

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The Committee met with Messrs. Leo Power and Wayne Moore regarding the above noted development application and considered the **attached** memorandum dated January 24, 2011, from the Manager of Development and the Director of Planning. The Committee also reviewed a View Plane Analysis prepared by the Department of Planning showing the development as proposed to be built by the developers. *(A copy of the View Plane Analysis will be sent out under separate cover with the Regular Council Agenda.)*

Mr. Power advised the Committee that the development application is to construct a two storey building with a total floor area of 1440 m<sup>2</sup>, and a height of 10.9 metres for the main building, and 14.5 metres for the tower. On-site parking for 19 vehicles is included in the plan as per the requirements of the Downtown Parking Study. He noted that the St. John's Port Authority intends to remove the kiosks which currently sit on the site. The proposed development will be a \$10 million capital investment. It is estimated that the proposed development will employ 200 people.

(Messrs. Power and Moore retired from the meeting.)

Deputy Mayor Duff suggested that a public meeting be held on this application given the nature of the project. The Director of Planning indicated that the Development Regulations require a public process of some kind, and he requested clarification from the Committee as to whether that should be a public notification and advertising or a public meeting. Councillors Breen, Hann and Tilley disagreed with the need for a public meeting, noting that the proposal was in keeping with the Port Authority's Master Plan and would be an improvement to the area.

(Councillor Hann left the meeting.)

It was moved by Deputy Mayor Duff; seconded by Councillor Hanlon: That a public meeting be held on the Harbour Walk Development application to be chaired by a member of Council.

Voting in favour of the motion were the mover, seconder and Councillors O'Leary and Galgay. Voting against the motion were Councillors Collins, Breen, Tilley and Hickman. The vote was tied and the motion was lost.

**The Committee recommends, on motion of Councillor Breen; seconded by Councillor Hann: That Council direct staff to draft a site specific text amendment to the St. John's Development Regulations to allow restaurant/lounge as Permitted Uses in the Industrial General (IG) Zone on**

**Pier 7 at Harbour Drive. Once the amendment is drafted by the Department of Planning in conjunction with the Legal Department, it would be advertised for public review and comment and then referred to a future Regular Meeting of Council for consideration of adoption. The text amendment would be advertised in The Telegram and posted on the City's website. In addition, written notices about the proposed text amendment would be mailed to property owners within a minimum radius of 150 metres from the subject property on Harbour Drive.**

**2. Proposed Rezoning of Property from Residential Low Density (R1) to Commercial Neighbourhood (CN) – Civic No. 69 Kings Bridge Road (Wards 1 & 4) – Mr. Gerry Young**

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The Committee met with Mr. and Mrs. Young regarding the above noted application and considered the **attached** memorandum dated January 21, 2011, from the Manager of Planning and Information and the Director of Planning.

Mr. Young indicated that with the future redevelopment of Pleasantville and the other new residential developments in the area, he is concerned that he may not be able to expand his business in the future should he wish to. He noted that the main purpose for applying for a rezoning was to preserve his option for future expansion of his business if and when the time arises.

(Mr. & Mrs. Young retired from the meeting.)

**The Committee recommends, on motion of Councillor Hanlon; seconded by Councillor O'Leary: That the rezoning application be referred to a public meeting to be chaired by a member of Council.**

**3. Proposed Rezoning of Property from the Open Space Reserve (OR) Zone to the Residential Medium Density (R2) Zone – Civic No. 350 Blackhead Road (Ward 5) – Ms. Elizabeth English**

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The Committee considered the **attached** memorandum dated January 21, 2011, from the Manager of Planning and Information and the Director of Planning regarding the above noted application.

**The Committee recommends, on motion of Councillor Collins; seconded by Councillor Hann: That the application be advertised for public review and comment. Upon completion of this process, the application will be referred to a future Regular Meeting of Council for consideration of approval.**

**4. Proposed Rezoning of Property to Accommodate Development of Two Residential Building Lots – King Edward Place (Ward 2) – Southcott Homes Ltd.**

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The Committee considered the **attached** memorandum dated January 21, 2011, from the Manager of Planning and Information and the Director of Planning regarding the above noted application.

**The Committee recommends, on motion of Councillor Hann; seconded by Councillor Collins: That the application be advertised for public review and comment. Upon completion of this process, the application will be referred to a future Regular Meeting of Council for consideration of approval.**

**5. Proposed Rezoning of Property to the Commercial Office Hotel (COH) – Ruby Line and Southlands Boulevard (Ward 5) – Newfoundland and Labrador Housing Corporation**

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The Committee considered the **attached** memorandum dated January 21, 2011, from the Manager of Planning and Information and the Director of Planning regarding the above noted application.

**The Committee recommends, on motion of Councillor Hanlon; seconded by Councillor O’Leary: That the rezoning application be referred to a public meeting to be chaired by a member of Council.**

**6. Proposed Text Amendment – St. John’s Development Regulations – Residential Medium Density (R2) Pleasantville Zone Requirements for Multiple Unit Dwellings – Easter Seals (Ward 1)**

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The Committee considered the **attached** memorandum dated January 21, 2011, from the Manager of Planning and Information and the Director of Planning regarding the above noted matter.

**The Committee recommends, on motion of Councillor Breen; seconded by Councillor Hann: That Council direct staff to draft the proposed text amendment the Residential Medium Density (R2) Pleasantville Zone to add “multiple dwellings” as a Discretionary Use in the zone.**

**Upon completion of the advertising process for the proposed text amendment, the amendment would be referred to a future Regular Meeting of Council for consideration of adoption.**

**7. Georgestown and Environs Neighbourhood Plan (Wards 2 & 4)**

The Committee considered as information the **attached** memorandum dated January 21, 2011, from the Manager of Planning and Information regarding the above noted matter.

Councillor O’Leary noted that the Belvedere Neighbourhood is an annex of the Georgestown Neighbourhood, and she asked that Belvedere be formally recognized and included as part of the Georgestown and Environs Neighbourhood Plan. It was noted by staff that the Belvedere Neighbourhood is already included as part of this plan.

Councillor Frank Galgay  
Chairperson

**SJMC2011-02-07/67R**

**It was moved by Councillor Galgay; seconded by Councillor Hickman: That the Committee's recommendations be approved.**

**SJMC2011-02-07/68R**

**It was then moved by Councillor Hanlon; seconded by Deputy Mayor Duff: That the motion be amended to include addressing Item #1 under separate motion.**

**The motion as amended was carried.**

During discussion, Councillor Colbert referenced Item #6, and pointed out that according to two maps which he tabled for the record, Andrews Street, the site of the proposed development, no longer exists since it has been sold. The Director of Planning confirmed that a condition of sale of this parcel of land required the new owner to provide access for the Easter Seals Newfoundland and Labrador proposed housing development.

**Following a brief discussion the motion to approve the Committee's recommendations with the exception of Item #1 was carried.**

**SJMC2011-02-07/69R**

**Regarding Item #1, it was moved by Councillor Hanlon; seconded by Deputy Mayor Duff : That Item #1 (Proposed Restaurant/Pub Developments on Pier 7 – Harbour Drive – Harbour Walk Hospitality Group) be referred to a public meeting in addition to the public notification process.**

Members of Council supporting the motion agreed that public notification is not adequate given the magnitude of the project and indicated that a public meeting will allow people an opportunity to become involved, engage in discussions and have their concerns addressed.

Those objecting to the motion supported the public notification process as recommended, noting that the project proposed is within the Port Authority Master Plan and an enhancement of the area.

During discussion, Councillor Breen asked if he was in conflict of interest because his brother is a member of the Board of Directors of the Port Corporation. Councillor Breen was ruled by the Acting City Solicitor to be in conflict.

**Following discussion, the motion being put there voted for it the mover, seconder and Councillor Galgay. Councillor Breen abstained. The motion to refer the matter to a public meeting failed. The committee's recommendation as presented was approved.**

**Finance and Administration Standing Committee Report dated January 27, 2011**

Council considered the following Finance and Administration Standing Committee Report dated January 27, 2011:

In Attendance: Deputy Mayor Shannie Duff, Chairperson  
Councillor Tom Hann  
Councillor Gerry Colbert  
Councillor Danny Breen  
Councillor Frank Galgay  
Councillor Bruce Tilley  
Mr. Neil Martin, Acting City Manager/Director of Corporate Services & City Clerk  
Mr. Paul Mackey, Deputy City Manager/Director of Public Works & Parks  
Mr. Bob Bishop, Director of Finance & City Treasurer  
Mr. Dave Blackmore, Director of Building & Property Management  
Mr. Kevin Breen, Director of Human Resources  
Ms. Elizabeth Lawrence, Director of Economic Development, Tourism & Culture  
Ms. Jill Brewer, Director of Recreation  
Mr. John Barry, Acting Director of Engineering  
Mr. Jason Silver, City Internal Auditor  
Ms. Kelly Butler, Recording Secretary

Also in attendance were Mr. Dave Bartlett with the Telegram and Ms. Alisha Morrissey with the St. John's Board of Trade.

**1. Request for Advance Funding – Eastern Waste Management**

The Committee considered a memorandum dated December 23, 2010, from the Director of Finance regarding the above noted matter.

The Director of Finance noted that the program for Eastern Waste Management is included in the City's budget because it will be recovered from tipping fees. However, there is an element of advance in that the first payment for January 2011 will be made before any funds are collected under the new increased tipping fee schedule. This is a one-time occurrence.



**The Committee recommends, on motion of Councillor Tilley; seconded by Councillor Galgay: That program funding for Eastern Waste Management be advanced in four equal instalments of \$115,750.00 on the 1<sup>st</sup> of each month in January, April, July and October.**

**2. Policy on Request for Grants and Subsidies – Policy No. 04-04-01**

The Committee considered a memorandum dated January 25, 2011, from the Director of Finance regarding the above noted matter.

Deputy Mayor Duff noted that Grants and Subsidies Policy is presented for the Committee's review and comment. Changes to the policy were last made in 2009, and the revised application form is submitted for the Committee's approval. She indicated that a review of the Arts Grants Program is currently ongoing.

Discussion ensued regarding the current Grants and Subsidies Program, with it being noted that the budget for 2011 is approximately \$914,000, which includes other grant funding such as the grant to the Aquarena, the Arts Grants Program, the Heritage Grants Program, etc. Councillor Colbert suggested that staff be asked to research similar programs in other comparably sized municipalities to get an idea of how they handle their community grants programs. As the deadline for applications for the 2011 Community Grants Program has already passed, it was agreed that the research gathered be used for a review of the program in 2012.

It was noted that the requests for one-time funding also need be reviewed to establish clear criteria so that any group or organization looking for this type of grant is fully aware of what they need to submit to Council in order to be considered for funding. Councillor Breen indicated that this matter is currently under review as well.

**The Committee recommends that the attached grant application form for the Grants and Subsidies Program be approved. It is further recommended that staff be directed to undertake research on community grants programs in comparable municipalities, with a view to reviewing the City's Community Grants program in 2012.**

**3. Automated External Defibrillator Policy**

The Committee considered a memorandum dated January 11, 2011, from the Director of Human Resources regarding the above noted matter.

The Director of Human Resources advised that the City has purchased and installed seven Automated External Defibrillator units in City facilities, and the proposed policy is required to cover regular maintenance and training.

**The Committee recommends, on motion of Councillor Tilley; seconded by Councillor Colbert: That the attached Automated External Defibrillator Policy be adopted as presented.**

**4. Policy No. 03-07-17 – Maximum Working Hours – Proposed Revision**

The Committee considered a memorandum dated January 12, 2011, from the Director of Human Resources regarding the above noted matter.

The Director of Human Resources advised that the proposed revisions to the Maximum Working Hours policy are required to bring the policy in line with the provisions of the Labour Standards Act and the Province's Motor Vehicle Regulations.

**The Committee recommends, on motion of Councillor Tilley: That the proposed revision to the attached policy on Maximum Working Hours be adopted as presented.**

**5. Financial Support for Meetings and Conventions**

The Committee considered a memorandum dated January 25, 2011, from the Deputy City Manager/Director of Corporate Services & City Clerk regarding the above noted matter.

**The Committee recommends, on motion of Councillor Colbert; seconded by Councillor Galgay: That the City approve \$500 in funding for the American Geophysical Union Chapman Conference as per Policy 04-09-02.**

**6. Request for Use of the Foran Room for the Partners for Life Event**

The Committee considered a letter dated November 24, 2010, from Gordon Skiffington, Canadian Blood Services regarding the above noted matter.

**The Committee recommends, on motion of Councillor Colbert; seconded by Councillor Hann: That the request for the use of the Foran Room for the Partners for Life Event be approved.**

**7. Funding for the City's Seniors' Day Event**

Councillor Tilley noted that the funding request for the 2011 Seniors' Day Event was put forward for consideration during budget discussions, however, the request did not receive funding approval. Planning is currently underway, and staff at the Department of Recreation are inquiring about the budget for the event.

A general discussion ensued with it being noted that the funding request should go through the Community Grants program as the event would be a community event for the City's senior citizens. The Director of Recreation indicated that she would ask her staff member fill out a grant application form on behalf of the Mayor's Advisory Committee on Seniors. Councillor Tilley expressed concern that as the event was already well into the planning stages, the budget for the event needs to be confirmed before any more plans are made.

**The Committee recommends, on motion of Councillor Tilley; seconded by Councillor Colbert: That the City approve \$3,000 in funding for the 2011 Seniors' Day Event under the Community Grants Program.**

**8. Monday Movie Night Parking Enforcement Fees**

The Committee considered a letter dated January 5, 2011, from Gaylynn Lambert, Downtown Development Commission requesting that waiver of parking enforcement costs for the DDC's Monday Movie Night.

Councillor Tilley advised that he was asked to bring this matter forward as the City's representative on the Downtown Development Commission. He noted that he had raised the issue with the Director of Engineering and the Transportation Engineer, and they provided a copy of a letter dated June 28, 2010, to Ms. Lambert which clearly outlines that the DDC is responsible for the cost of parking enforcement services for street closures. Councillor Tilley inquired if the Committee was willing to waive the fees for the DDC's Monday Move Night Event.

**The Committee recommends that the request to waive the parking enforcement costs associated with the DDC's Monday Night Movie Event be rejected as the DDC was informed prior to the event that it would be responsible for the costs associated with parking enforcement services.**

**9. 2011 Telus Cup National Midget Hockey Championships**

The Committee reviewed information from the St. John's Minor Hockey Association relative to their request for financial support from the City for the 2011 Telus Cup tournament scheduled to take place at Mile One Centre from April 18-24, 2011.

Councillor Breen advised that Hockey Newfoundland and Labrador is celebrating its 75<sup>th</sup> Anniversary this year, and has been awarded the 2011 Telus Cup. This is a major national hockey tournament, which is being held at Mile One Centre. The total cost to use the facility is estimated to be \$86,000. Hockey NL is requesting financial assistance in the form of a 50% cost-share of hosting the event out of Mile One and sponsorship of \$12,500. In the past, each host city has contributed sponsorship funding for this event, however, the venues have been much smaller than Mile One. Hockey NL estimates that the City will see approximately \$360,000 in direct revenue, mostly for meals and accommodations for the teams, families, scouts, and Hockey Canada staff attending the event. The City's REAL Program will be a beneficiary of this event, with Hockey Canada providing some REAL Program participants with a hockey experience during the Telus Cup, as well as hockey equipment and registration fees for the 2011/2012 hockey season. Councillor Breen noted that the Mile One hosted two other major hockey events last year – the Four Nations Cup and the Hockey Canada Major Junior Team Development Camp – to which the City made no financial contributions. He suggested that the City considered providing \$25,000 in funding towards the Telus Cup.

Discussion ensued regarding the funding request, with it being noted that requests of this magnitude are normally reviewed by the appropriate staff person and then brought

forward to the Committee with a recommendation. Deputy Mayor Duff suggested that the request should be considered under the Special Events and Festivals Program. The Director of Recreation advised that as this event is considered to be a one time event, it would not be considered under the Special Events Program. She indicated that requests for funding for national championships and tournaments are normally reviewed under the Meetings, Conventions and Sporting Events policy. Requests meeting the criteria under that policy are provided with grants up to a maximum of \$2,500. The City also provides in-kind services when these events are hosted at City facilities. The Director of Finance advised that a full application for a sport tourism grant for this event has also been submitted under the Community Grants Program.

It was noted that decisions on applications for one-time events should be based on set criteria and an application process, with a submission deadline set for October of the year preceding the event as most of these big events are awarded at least one or two years in advance.

**The Committee recommends, on motion of Councillor Breen; seconded by Councillor Tilley: That the City contribute \$25,000 in funding towards the 2011 Telus Cup National Midget Hockey Championships.**

**10. 34<sup>th</sup> Annual Newfoundland and Labrador Folk Arts Festival**

The Committee considered a letter from Robert Sweeny, Newfoundland and Labrador Folk Arts Festival regarding concerns over charges for City services for the 34<sup>th</sup> annual NL Folk Arts Festival.

Councillor Hann noted that he had worked with the organizers of the Folk Festival for the last three years. This year the organizers met with the Manager of Streets and Parks to work on reconfiguring the layout for the event in an effort to try and enlarge the venue. As a result, additional work by City staff was required, which is why the cost for City services was increased over the 2009 event costs.

Deputy Mayor Duff indicated that the Folk Festival organizers have concerns with the reduction in their event grant, the increased cost of City services, and the across the board policy that the City has adopted when charging organizations for the services, regardless of their not-for-profit status. This change in policy has resulted in an onerous burden for the Folk Arts Society.

The Director of Economic Development, Tourism, and Culture noted that funding for the Special Events and Festivals Program in 2009 and 2010 was set as a budgeted amount, whereas in past years, there was no fixed amount. Applications for the Special Events and Festivals Program were vetted in accordance with set criteria, and grants were awarded to applicants based on the analysis of their applications using this criteria. With respect to the change in policy regarding charging for full costs for labour, the Acting City Manager advised that the City charges other groups the same rate it would charge itself for its own projects. The cost to an organization to hire a private electrician or other such tradesperson would be comparable to the rates the City charges, therefore, the

service costs are not unreasonable. Councillor Hann indicated that due to the reconfiguration of the venue, additional staff resources were likely needed, which may be part of the reason for the increased costs. It is likely that the cost would be lower for next year's event as not as much staff time will be required.

**The Committee recommends that the status quo be maintained with respect to providing and charging for City services for the annual NL Folk Arts Festival.**

The Director of Finance noted that he had agreed that the City would not charge the Folk Festival any interest on their account until the Finance Committee had reviewed their request. He indicated that he would advise the group of the Finance Committee's recommendation.

**11. CBC Interview with Mr. Jo Mark Zurel, President – St. John's Board of Trade**

The Committee considered as information a transcript of an interview on CBC Radio with Mr. Jo Mark Zurel, President of the St. John's Board of Trade.

Deputy Mayor Duff referenced the recent published comments by the new President of the St. John's Board of Trade, Mr. Jo Mark Zurel, which appeared to be a direct criticism of the City's lack of control over its budget. She noted that comments likely stemmed from a lack of understanding about the differences between public sector budgeting and private sector budgeting. Deputy Mayor Duff indicated that the relationship between the City and the Board of Trade has been very good in the past, and in an effort to preserve that good will, she asked to meet with Mr. Zurel in an effort to clarify the City's accounting and budgetary processes. The Director of Finance and Councillor Breen attended the meeting as well. Mr. Zurel was provided with a two page brief prepared by the Director of Finance on the City's budget and the constraints it faces. **(A copy of this brief is attached for Council's information.)** She noted that following the meeting, Mr. Zurel indicated that he had a better understanding of the City's financial picture and the public sector accounting principles which the City is required to follow.

Several members of the Committee spoke about the importance of maintaining a good relationship with the Board of Trade and expressed their appreciation for the efforts of the Director of Finance in helping the new president get a clearer understanding of the City's financial picture.

**12. Request for Conference Sponsorship – Canadian Home Builders' Association – Eastern Newfoundland**

The Committee considered a letter dated January 26, 2011, from Tanya Ennis, CEO – Canadian Home Builders Association, Eastern Newfoundland regarding the above noted matter.

The Director of Building and Property Management indicated that the CHBA-ENL hosts a conference each year, and the City has, in the past, participated in the conference to in one form or another. The organization did provide a contribution to the City's Housing Conference in November last year, and it is requesting sponsorship funding from the City for its conference.

It was noted that this is a provincial conference, and as such, does not qualify for funding under the City's Meetings and Conference Sponsorship Policy. However, it was suggested that given the close relationship between the City's Department of Building and Property Management and the CHBA-ENL, funding for the conference could be allocated from the Department's budget.

**The Committee recommends that the City provide \$500 in funding for the Canadian Home Builders' Association, Eastern Newfoundland housing conference, with the funding to be allocated from the Department of Building and Property Management budget.**

Deputy Mayor Shannie Duff  
Chairperson

**SJMC2011-02-07/70R**

**It was moved by Deputy Mayor Duff; seconded by Councillor Tilley: That the Committee's recommendations be approved.**

Councillor Hanlon referenced Item # 9, indicating her support of the event but expressed concern with respect to the procedure followed to provide the funding. Councillor Breen noted that the Telus Cup is a major national hockey event, of significant benefit to the REAL Program, and agreed that the funding request was made in the fall and not included in budget deliberations. He indicated that timelines and deadlines along with other criteria for funding requests will be reviewed by the committee established to review the community grants.

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

**Parks and Recreation Standing Committee Report dated February 1, 2011**

Council considered the following Parks and Recreation Standing Committee Report dated February 1, 2011:

In Attendance: Councillor Wally Collins, Chairperson  
Councillor Danny Breen  
Councillor Tom Hann  
Councillor Sandy Hickman  
Councillor Sheilagh O’Leary  
Councillor Frank Galgay  
Councillor Gerry Colbert  
Councillor Bruce Tilley  
Neil Martin, Acting City Manager  
Paul Mackey, Deputy City Manager/Director of Public Works & Parks  
Jill Brewer, Director of Recreation  
Dave Blackmore, Director of Building & Property Management  
Nathan Barrett, Acting Director of Finance & City Treasurer  
Natalie Godden, Manager of Family & Leisure Services  
Heather Hickman, Manager – Community Development  
Tanya Haywood, Manager – Facilities Division  
Carla Lawrence, Manager – Youth Soccer  
Jim Clarke, Manager of Streets & Parks  
Brian Head, Operations Assistant – Parks  
Karen Chafe, Recording Secretary

1. **Request from Shea Heights Community Board for Club Liquor License**

The Committee has received a request from the Shea Heights Community Board for a club liquor license at the Shea Heights Recreation Center.

**The Committee recommends that Council prohibit the issuance of club liquor licenses for all City-owned facilities, including the Shea Heights Recreation Center. When City-owned facilities host special events where liquor is consumed, they must first apply and be approved for a special events license for each event.**

2. **Appropriateness of Sports Fields As Off-Leash Dog Parks**

The Committee considered the attached issue paper prepared by the Department of Public Works & Parks on the above-noted matter. As well, a letter from John Hennebury advocating for the use of sports fields for off-leash dogs and a letter from John Furlong advocating against were also considered. Councillor O’Leary advised that there is a petition in the works to support the use of sports fields by off-leash dogs.

The Committee, having considered the serious concerns raised by the Parks Division about the spread of e-coli, acknowledged the risk of exposing this to users of sports fields. They reviewed the four options outlined. The Committee recommends the following option # 2 which will need to be referred to budget review, (though it was later suggested that there may be some provincial capital grant options available to offset the cost):

**That sports facilities not be used as off-leash dog parks and the off-leash dog park service be expanded through the establishment of a new facility at Mundy Pond Park as presented during the budget 2010 review. The cost for such a facility is \$15,000 and would enable extra capacity while having no impact on existing facilities.**

**The Committee further recommends that if a new facility is constructed at Mundy Pond, that it be fenced into two separate areas with the majority of the area allocated for large dogs and the remainder for small dogs.**

**3. Parking Issues at Caribou Complex and Indoor Soccer Complex**

The Committee discussed at length the above noted issue. Parking demands in this area continue to grow and a long-term solution is required. The Committee recommends the following course of action:

- **That City staff meet with Country Ribbon Management to determine alternate solutions for parking that would be mutually beneficial to both Country Ribbon staff and the public in general;**
- **That a letter be written to the Provincial Government about the status of the old fire station situated in Pleasantville as well as the vacant provincial government building behind it and whether or not this land can be used for parking.**

**Councillor Wally Collins  
Chairperson**

**SJMC2011-02-07/71R**

**It was moved by Councillor Collins; seconded by Councillor Tilley: That the Committee's recommendations be approved.**

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

**Development Permits List**

Council considered the following Development Permits List for the period January 28 to February 3, 2011:



Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
RES	Jason Dinn & Joanne Hoyes	Building Lot	22 Howlett's Line	5	Approved	2011-01-31
COM	Chimo Construction	Commercial Office Building	40 Mews Place	4	Approved	2011-02-03
COM	Deacon Investments Ltd	Extension to Parking Lot	70 O'Leary Avenue	4	Approved	2011-02-03

\* Code Classification:  
 RES - Residential  
 COM - Commercial  
 AG - Agriculture

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.

Gerard Doran  
 Development Officer  
 Department of Planning

**Building Permits List**

**SJMC2011-02-07/72R**

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

2011/02/02

Permits List

**CLASS: COMMERCIAL**

ISLAND FURNITURE ASSOCIATION	50 ABERDEEN AVE	MS RETAIL STORE
BURSEY LAWN CARE LTD.	71 AIRPORT RD	MS OFFICE
NL AQUACULTURE INDUSTRY	11 AUSTIN ST	SN OFFICE
NEEDS CONVIENCE	14 FORBES ST	MS CONVENIENCE STORE
SPEEDY GLASS	439 KENMOUNT RD	MS COMMERCIAL GARAGE
ALL SOURCE ENTERPRISES LTD.	431-435 MAIN RD	MS TAKE-OUT FOOD SERVICE
SOBEYS/BMO	8 MERRYMEETING RD	SN BANK
JUSTA PHARMACHOICE	427 NEWFOUNDLAND DR	SN PHARMACY
INSTALOANS	36 PEARSON ST	MS OFFICE
MULTI CULTURE WOMENS	180 PORTUGAL COVE RD	MS OFFICE
MULTICULTURE WOMENS	180 PORTUGAL COVE RD	MS OFFICE
NORTH ATLANTIC	660 TORBAY RD	MS SERVICE STATION

PIZZA EXPRESS LIMITED	TORBAY ROAD-TORBAY RD MALL	MS RESTAURANT
TROPICAL AND MARINE PETS INC.	611 TORBAY RD	MS RETAIL STORE
MODEL CITIZENS	183 DUCKWORTH ST	RN OFFICE
REGATTA DENTAL CENTRE	84-86 ELIZABETH AVE	RN CLINIC
PET PLANET	470 TOPSAIL RD	TI RETAIL STORE
NEWFOUNDLAND STRUCTURES INC	8-10 ROWAN ST -COMMON SPACE	RN MIXED USE
MAGNA CONTRACTING	9 STAVANGER DRIVE SECOND CUP	NC EATING ESTABLISHMENT
TORBAY STAVANGER G P LIMITED	5 STAVANGER DR, PET SMART	TI RETAIL STORE

THIS WEEK \$ 1,420,150.00

**CLASS: INDUSTRIAL**

THIS WEEK \$ .00

**CLASS: GOVERNMENT/INSTITUTIONAL**

THIS WEEK \$ .00

**CLASS: RESIDENTIAL**

CALCO HOMES	10 ANTELOPE ST	NC SINGLE DETACHED DWELLING
BRIAN HANLEY	74 1/2 EASTAFF STREET	NC SEMI-DETACHED DWELLING
TERRY WALSH CONTRACTING	38 LADYSMITH DR, LOT 34	NC SINGLE DETACHED & SUB.APT
KEVIN ANDERSON & KARLA FUREY	2-8 MAIN RD	NC SINGLE DETACHED & SUB.APT
GREGORY SAUNDERS/KAREN RUSSELL	43 MARGARET'S PL	NC FENCE
SCOTT & SHAUNNA REID	48 MARK NICHOLS PL	NC ACCESSORY BUILDING
ED WILLIAMS	111-113 DOOLING'S LINE	CO HOME OFFICE
SARAH JOY STOKER	24 PROSPECT ST	CO HOME OCCUPATION
STEPHANIE KETTLEWELL	28-30 DONOVAN'S RD	CR SUBSIDIARY APARTMENT
JOHN & BRENDA CHANCEY	54 EASTBOURNE CRES	CR SUBSIDIARY APARTMENT
PHILIP J.W. JONES &	69 HIGHLAND DR	CR SUBSIDIARY APARTMENT
RYAN WILLIAMS	13 PLOVER ST	CR SUBSIDIARY APARTMENT
ELAINE HANN	586 SOUTHSIDE RD	CR SINGLE DETACHED & SUB.APT
TERRY GILL	87 BARTER'S HILL	EX SINGLE DETACHED DWELLING
BRUCE MULLETT	23 ALEXANDER ST	RN TOWNHOUSING
ELIAS PETRAS, BRITT-INGER	12 ALLAN SQ	RN TOWNHOUSING
LEO & RITA WALL	148 BAY BULLS RD	RN APARTMENT BUILDING
SHAWN & SARAH TAPPER	5 BUTTERWORTH PL	RN SINGLE DETACHED DWELLING
MARK EDWARD PIPPY	4 DUNSCOMBE PL	RN SINGLE DETACHED DWELLING
SKYMARK CONTRACTING LTD.	12 MARGARET'S PL	RN TOWNHOUSING
DIANE BISHOP	43 O'REGAN RD	RN SINGLE DETACHED DWELLING
DANNY NOBLE	59 PETITE FORTE DR	RN SINGLE DETACHED
DWELLING		
KAREN GALLANT	23 BISHOP PL	SW TOWNHOUSING
FRACFLOW CONSULTANTS INC.	1 CHESTNUT PL	SW SINGLE DETACHED DWELLING
EDWARD HOWARD	26 COUSENS PL	SW SINGLE DETACHED DWELLING
NLHC	61 GUY ST	SW SINGLE DETACHED DWELLING

THIS WEEK \$ 1,259,288.00

**CLASS: DEMOLITION**

BAYMOUNT HOMES	1 EAST MIDDLE BATTERY RD	DM SEMI-DETACHED DWELLING
SCOTSBURN DAIRY	320 LEMARCHANT RD	DM SINGLE DETACHED DWELLING
GARY COOK	51 SUDBURY ST	DM SINGLE DETACHED DWELLING

THIS WEEK \$ 45,150.00

THIS WEEK'S TOTAL: \$ 2,724,588.00

REPAIR PERMITS ISSUED: 2011/01/27 TO 2011/02/02 \$ 16,200.00

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**

**SJMC2011-02-07/73R**

**It was decided on motion of Councillor Hann; seconded by Councillor Collins: That the following Payrolls and Accounts for the week ending February 3, 2011, be approved:**

**Weekly Payment Vouchers  
For The  
Week Ending February 3, 2011**

**PAYROLL**

Public Works	\$ 430,489.59
Bi-Weekly Management	\$ 610,931.39
Bi-Weekly Administration	\$ 618,749.85
Regional Fire	\$ 550,725.70

**ACCOUNTS PAYABLE**

\$ 3,190,367.22

**Total: \$ 5,401,263.75**

### **Notice of Motion**

Councillor Collins gave the following Notice of Motion:

Take notice that I will, at the next regular meeting of Council, move to amend By-law # 1514, Amendment # 1516 Animal Control Regulation, Section 3.2a by adding the words “except at the discretion of Council where warranted by special circumstances.

### **Petition**

Councillor Breen tabled a petition the prayer of which reads as follows and which will form part of the agenda of the public meeting to be held on the application scheduled for February 8, 2011:

We, the undersigned property owners and residents of Pearson Street, Lansdowne Place, Tupper Street, Laurier Street, and area do **STRONGLY OBJECT** to a Burger King or **any type** of restaurant and drive-thru on the Irving site at 192 – 194 Torbay Road.

### **“Leveraging Resources for Affordable Housing”**

Deputy Mayor Duff presented a report by the Mayor’s Advisory Committee on Affordable Housing from the “Leveraging Financial Resources for Affordable Housing” Conference held on November 24-25, 2010.

Deputy Mayor Duff thanked all groups, sponsors and volunteers for their contribution to the success of the conference. She stressed the importance of bringing together all levels of government in order to address the financing of affordable housing.

### **Snow Clearing Report for the period January 1<sup>st</sup> to February 3<sup>rd</sup>, 2011**

Council considered as information the Snow Clearing Report for the period January 1<sup>st</sup> to February 3, 2011.

**Deputy Mayor Duff**

Deputy Mayor Duff asked the status of the MNL municipal financial study. Councillor Hanlon advised that the study is being carried out by Mr. Wade Locke, and she will provide an update following the MNL Board meetings to be held in Corner Brook in March.

**Councillor Collins**

Councillor Collins advised that the Goulds Winter Carnival is currently taking place.

Councillor Collins noted that consideration will be given to installing two lane traffic to address the problems with the newly installed traffic light on Bay Bulls Road, after the winter season.

**Adjournment**

There being no further business, the meeting adjourned at 5:50 p.m.

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**MAYOR**

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**CITY CLERK**