

January 24, 2011

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

Deputy Mayor Duff presided.

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

Regrets: His Worship the Mayor.

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

Adoption of the Agenda

SJMC2011-01-24/41R

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

- a. Memorandum dated January 21, 2011 from Deputy Mayor Duff re FCM Conference – June 3-6, 2011, Halifax Nova Scotia

Adoption of Minutes

SJMC2011-01-24/42R

It was decided on motion of Councillor Tilley; seconded by Councillor Breen: That the minutes of the January 17, 2011 meeting be adopted as presented.

Development Committee Report dated January 18, 2011

Council considered the following Development Committee Report dated January 18, 2011:

1. **Discretionary Use Application
Proposed Video Sales & Rental Shop/Video Arcade
Dominic Reardon
Civic No. 271 Duckworth Street**

The Development Committee requests Council’s decision as to whether it wishes to consider advertising the application for a Video Sales and Rental Shop/Video Arcade, or alternatively, if it wishes to reject the application. If Council wishes to consider the possible approval of the application, the application will be advertised as per the procedures outlined in Section 5.5 of the St. John’s Development Regulations.

Neil A. Martin
Acting City Manager
Chair – Development Committee

SJMC2011-01-24/43R

It was moved by Councillor Hanlon; seconded by Councillor Galgay: That the application for a Video Sales and Rental Shop/Video Arcade be rejected.

Councillor Hanlon indicated her objection to the application because in her opinion the location is unsuitable for a use whose customers will be teenagers. Councillor O’Leary agreed, but encouraged the proponent to meet with the City to discuss other options for this location. Councillor Colbert opposed the motion indicating that the proponent should be afforded the opportunity to start a business, noting that this type of use is common to many areas across Canada.

Following discussion, the motion to reject being put was carried with Councillors Colbert and Breen dissenting.

Building Permits List

SJMC2011-01-24/44R

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

2011/01/19

Permits List

CLASS: COMMERCIAL

BLACKMARSH MINI MART & DELI	711 BLACKMARSH RD	OC CONVENIENCE STORE
DOWNEAST TAS COMMUNICATIONS	40 ABERDEEN AVE	MS RETAIL STORE
CORE INSIGHT CHIROPRACTIC	40 ABERDEEN AVE	MS CLINIC
PIZZA DELIGHT	46 ABERDEEN AVE	MS RESTAURANT
CHATTERS OUTLET NL LIMITED	98 ABERDEEN AVE	MS SERVICE SHOP

REITMANS (CANADA) LIMITED	95D ABERDEEN AVE	MS RETAIL STORE
BUGDEN SIGNS LTD.	12 BAY BULLS RD	SN SERVICE STATION
ELIZABETH PLAZA LIMITED	92 ELIZABETH AVE - BUSHIDO	MS COMMERCIAL SCHOOL
CSH ELIZABETH TOWERS INC	100 ELIZABETH AVE	SN MIXED USE
PRIDE SIGNS	65 ELIZABETH AVE	SN BANK
LADY TAILOR	391-395 EMPIRE AVE	MS COMMUNICATIONS USE
NEEDS CONVENIENCE	174 FRESHWATER RD	MS CONVENIENCE STORE
SALON 56 INC.	15 GOLDSTONE ST	MS SERVICE SHOP
JUMBO VIDEO	12-20 HIGHLAND DR	MS RETAIL STORE
STATION LOUNGE	7 HUTCHINGS ST	MS TAVERN
AVALON RECYCLING SERVICES LTD	61 JAMES LANE	MS LIGHT INDUSTRIAL USE
SALVATION ARMY NAT.RECYCLING	49-51 KENMOUNT RD	MS RETAIL STORE
ATHOME FURNISHINGS	193 KENMOUNT RD	MS RETAIL STORE
NEEDS CONVENIENCE	330 LEMARCHANT RD	MS CONVENIENCE STORE
LAKEVIEW CHIROPRACTIC	1 LOGY BAY RD	MS CLINIC
ULTRAMAR LTD.	225 LOGY BAY RD	MS SERVICE STATION
T.R.A.	430-432 MAIN RD	MS CONVENIENCE STORE
TRAVEL QUEST	239 MAJOR'S PATH	MS OFFICE
ABC SIDING & WINDOWS INC.	1 MARCONI PL	MS RETAIL STORE
EASTERN MEDICAL SUPPLIES LTD	95 MILITARY RD	SN SERVICE SHOP
YMCA-YWCA	NEW COVE RD	MS CLUB
INTEGRATED CHIROPRACTIC	119 NEW COVE RD	MS CLINIC
ACTIVE WOMEN	446 NEWFOUNDLAND DR	MS CLUB
EASTERN PROPANE	29-31 PIPPY PL	MS OFFICE
SCI-FI ON THE ROCK	180 PORTUGAL COVE RD	MS RETAIL STORE
VIDEO CONNECTION INC.	279 PORTUGAL COVE RD	MS RETAIL STORE
STAND 'N' TAN LIMITED	20 ROPEWALK LANE	MS SERVICE SHOP
COLUMBUS HALL COMPANY LTD	ST. CLARE AVE	MS PLACE OF ASSEMBLY
J. D. IRVING, LIMITED	10 STAVANGER DR	MS RETAIL STORE
THE BUSINESS DEPOT LTD.	34 STAVANGER DR	MS RETAIL STORE
THE BUSINESS DEPOT LTD.	34 STAVANGER DR	MS RETAIL STORE
FIRST CHOICE HAIRCUTTERS LTD.	95E STAVANGER DR	MS SERVICE SHOP
NORTH ATLANTIC REFINING	86 THORBURN RD	MS OFFICE
STOKES	430 TOPSAIL RD, STOKES	SN RETAIL STORE
MARIE'S MINI MART	462 TOPSAIL RD	MS CONVENIENCE STORE
COBALT PROPERTIES LIMITED	632 TOPSAIL RD IRVING OIL	MS SERVICE STATION
PIPERS DEPARTMENT STORES	681 TOPSAIL RD	MS RETAIL STORE
BELLA VISTA LIMITED	26-34 TORBAY RD	MS TAVERN
BELL ALIANT	10 ELIZABETH AVE	MS RETAIL STORE
LEGROWS TRAVEL	10 ELIZABETH AVE	MS OFFICE
ALIMENTATION COUCHE-TARD/MAC'S	192-194 TORBAY RD	MS SERVICE STATION
PIPERS DEPARTMENT STORE	272-276 TORBAY RD	MS RETAIL STORE
STEPPING STONE INC.	272-276 TORBAY RD	MS COMMERCIAL SCHOOL
NORTH ATLANTIC REFINING	280 TORBAY RD	MS OFFICE
NORTH ATLANTIC REFINING	280 TORBAY RD	MS SERVICE STATION
COLOR YOUR WORLD	464 TORBAY RD	MS RETAIL STORE
WEIGHT WATCHERS	105 TORBAY RD	MS CLUB
SUN SPA	145 TORBAY RD	MS SERVICE SHOP
JOSADA HAIR STUDIO	TORBAY ROAD-TORBAY RD MALL	MS SERVICE SHOP
LOTTO BOOTH	TORBAY ROAD-TORBAY RD MALL	MS RETAIL STORE
FRENCHY'S CLOTHING STORE LTD.	TORBAY ROAD-TORBAY RD MALL	MS RETAIL STORE
J & T CONSTRUCTION	655 TOPSAIL RD	NC ACCESSORY BUILDING
TORONTO DOMINION BANK	140 WATER ST	RN BANK
EASTERN MEDICAL SUPPLIES LTD	95 MILITARY RD	RN OFFICE
CROSBIE SALAMIS LIMITED	422 LOGY BAY RD	CO INDUSTRIAL USE
PRUDENT BENEFITS	20 CROSBIE PL	RN OFFICE
AKCS	215 WATER ST, 5TH FLOOR	RN OFFICE
SHAUN WHITE	274 FRESHWATER RD	CR RESTAURANT
DEER PARK CONTRACTING	5 HALLETT CRES	NC OFFICE

THIS WEEK \$ 550,585.00

CLASS: INDUSTRIAL

THIS WEEK \$.00

CLASS: GOVERNMENT/INSTITUTIONAL

TOPSAIL RD DEV LTD	689 TOPSAIL RD	RN ADMIN BLDG/GOV/NON-PROFIT
CITY OF ST. JOHN'S	10 MAPLE VIEW PL	NC ADMIN BLDG/GOV/NON-PROFIT

THIS WEEK \$ 1,703,000.00

CLASS: RESIDENTIAL

ROD MAURICE	400 BLACKHEAD RD	NC SINGLE DETACHED DWELLING
BALNAFAD CO. LTD.	CAPE PINE ST, LOT 82	NC SINGLE DETACHED DWELLING
EAST GATE CHURCH INC.	763 EMPIRE AVE, UNIT 1	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	763 EMPIRE AVE, UNIT 2	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	763 EMPIRE AVE, UNIT 3	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	763 EMPIRE AVE, UNIT 4	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	763 EMPIRE AVE, UNIT 5	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	763 EMPIRE AVE, UNIT 6	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	763 EMPIRE AVE, UNIT 7	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	763 EMPIRE AVE, UNIT 8	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	763 EMPIRE AVE, UNIT 9	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	763 EMPIRE AVE, UNIT 10	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	763 EMPIRE AVE, UNIT 11	NC APARTMENT BUILDING
EAST GATE CHURCH INC.	763 EMPIRE AVE, UNIT 12	NC APARTMENT BUILDING
CHRISTOPHER WALSH	752 MAIN RD, LOT 1	NC SINGLE DETACHED DWELLING
WILLIS KIRKPATRICK	71 MAYOR AVE	NC PATIO DECK
EASTERN CONTRACTING LTD.	3 NERISSA PLACE, LOT 453	NC SINGLE DETACHED DWELLING
PERHAM HOMES LIMITED	64 PETITE FORTE DR, LOT 354	NC SINGLE DETACHED DWELLING
ANN BELL	40A PLEASANTVILLE AVE	NC FENCE
CALVIN JENNINGS	27 ROSALIND ST, LOT 445	NC SINGLE DETACHED & SUB.APT
DONOVAN HOMES LIMITED	40 LADYSMITH DR	CR SUBSIDIARY APARTMENT
JONATHAN D HANLON	4 ST. SHOTTS PL	CR SUBSIDIARY APARTMENT
GEORGE G. POWER	3 BARTER'S HILL PL	RN SEMI-DETACHED DWELLING
DARIN LEBLANC AND	60 BRAD GUSHUE CRES	RN SINGLE DETACHED DWELLING
ADAM NOSEWORTHY	47 CAPE PINE ST	RN SINGLE DETACHED DWELLING
CRAIG HOLWELL	539 EMPIRE AVE	RN SINGLE DETACHED DWELLING
BRADLEY WINSOR AND	16 FIRDALE DR	RN SINGLE DETACHED DWELLING
DAVID JONATHAN MELAMED AND	67 FRESHWATER RD	RN SINGLE DETACHED DWELLING
PAYUL FOLEY AND AMY MOSS	90 GLENLONAN ST	RN SINGLE DETACHED DWELLING
VICTOR & DEBORAH MADDALENA	11 LEDUM PL	RN SINGLE DETACHED DWELLING
PERROS & SOULA MATHIOUDAKIS	49 MORRIS AVE	RN SINGLE DETACHED DWELLING
NFLD & LABRADOR HOUSING CORP.	86-104 NASCOPIE CRES.	RN TOWNHOUSING
ANN BELL	40A PLEASANTVILLE AVE	RN SINGLE DETACHED & SUB.APT
JOHN HILL	70 QUIDI VIDI VILLAGE RD	RN SINGLE DETACHED DWELLING
LEN WHITE	4 SUMMER ST	RN TOWNHOUSING
CORY SNOOK	15 TOPSAIL RD	RN SINGLE DETACHED DWELLING
BELLA VISTA REALTY LIMITED	342 FRESHWATER RD	SW OFFICE
GARTH J. OLINIK	42 WEYMOUTH ST	SW SINGLE DETACHED & SUB.APT

THIS WEEK \$ 2,131,200.00

CLASS: DEMOLITION

THIS WEEK \$.00

THIS WEEK'S TOTAL: \$ 4,384,785.00

REPAIR PERMITS ISSUED: 2011/01/12 TO 2011/01/19 \$ 44,500.00

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		

Payrolls and Accounts

SJMC2011-01-24/45R

It was decided on motion of Councillor Tilley; seconded by Councillor Hickman: That the following Payrolls and Accounts for the week ending January 20, 2011, be approved:

**Weekly Payment Vouchers
For The
Week Ending January 20, 2011**

PAYROLL

Public Works	\$ 437,454.70
Bi-Weekly Management	\$ 630,597.24
Bi-Weekly Administration	\$ 638,867.92
Bi-Weekly Fire Department	\$ 566,144.40

ACCOUNTS PAYABLE \$ 4,758,667.01

Total: \$ 7,031,731.27

Tenders

- a. Tender – Water Treatment Chemicals
- b. RFP – Consulting Services, Development of a VISUM Transportation Planning Model

SJMC2011-01-24/46R

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

- a. **Rockwater Pro Products @ \$114,240.00 (taxes not included)**
- b. **Hatch Mott MacDonald**

Request from Councillor Collins for a \$1000 grant towards the Goulds Winter Carnival 25th Anniversary celebrations in lieu of sponsoring a reception

Council considered a memorandum dated January 19, 2011 from the Acting City Manager/Director of Corporate Services and City Clerk regarding the above noted.

SJMC2011-01-24/47R

It was moved by Councillor Collins; seconded by Councillor Breen: That request from Councillor Collins for a \$1000 grant towards the Goulds Winter Carnival 25th Anniversary celebrations in lieu of sponsoring a reception, be approved.

The motion being put was unanimously carried.

Snow Clearing Report for the period January 1st to 21st, 2011

Council considered as information the snow clearing report for the period January 1 to 21, 2011, showing a variance of \$83,638.00.

Economic Review 2010

Council considered as information the 2010 Economic Review. Councillor Hanlon outlined some of the highlights of the yearly economic review which is prepared for the City by the Department of Finance, Economic Research and Analysis Division.

FCM Conference – June 3-6, 2011, Halifax Nova Scotia

SJMC2011-01-24/48R

It was moved by Councillor Colbert; seconded by Councillor O’Leary: That travel by Deputy Mayor Duff June 3-6, 2011, to Halifax, Nova Scotia, to attend the FCM Conference, be approved.

The motion being put was unanimously carried.

Councillor O’Leary

Councillor O’Leary tabled a letter dated January 24, 2011 to His Worship the Mayor and Council from Elizabeth Oliver, Co-Chair, Georgestown Neighbourhood Association Committee on Planning, requesting that the block bounded by Bonaventure Avenue and Merrymeeting and Newtown Roads, which contains a mixture of residential, commercial, and especially, institutional uses, be designated as an area of special planning interest. The letter was referred to the Planning Committee for consideration.

Councillor Hickman

Councillor Hickman tabled a document put out by the Provincial Department of Tourism, Culture and Recreation encouraging organizations throughout the province to apply to the Provincial Government’s Minor Project Capital Grant Program, which assists eligible applicants with the costs associated with minor upgrades to recreation and sport facilities and equipment. The matter was referred to the Deputy City Manager/Director of Public Works & Parks and the Director of Recreation for follow-up.

Councillor Colbert

Councillor Colbert tabled information provided by the Director of Building and Property Management on space the City is presently leasing external of City owned facilities, which will be brought forward for discussion at next week’s Regular Meeting of Council.

Councillor Breen

Councillor Breen reminded residents of a public meeting to be held on February 8, 2011 at City Hall to discuss a Discretionary Use Application by Hatch Mott MacDonald on behalf of Burger King Restaurants requesting permission to establish and operate a Burger King Restaurant and Drive-Thru at Civic Number 192-194 Torbay Road (intersection of Torbay Road and Pearson Street).

Councillor Hanlon

Councillor Hanlon would like to see a landscaping plan for the rock wall surrounding the Riverhead Waste Water Treatment Plant. The matter was referred to the Director of Engineering for follow-up.

Councillor Hanlon also asked if anything can be done to improve the look of the Irving Oil Tanks located on the Southside Hills.

Acting Mayor Duff

Acting Mayor Duff advised that the City's issue paper outlining concerns for discussion with the Eastern School District and the Ministers of Education and Transportation and Works on the planning for schools in the St. John's area will be presented for discussion at the Planning Committee meeting to be held on January 26, 2011. She noted that the City has written the Eastern School District requesting deferral of the Notices of Motion related to the school closures of inner City schools at its meeting scheduled for January 26, 2011 until such time as the City has an opportunity to meet with the Eastern School District and the Departments of Education and Transportation and Works to present its view on these issue.

Adjournment

There being no further business, the meeting adjourned at 5:30 p.m.

MAYOR

CITY CLERK