

**June 18<sup>th</sup>, 2012**

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: Councillors O'Leary, Hickman, Colbert, Breen, Galgay, Tilley, Hanlon and Collins.

Regrets: Deputy Mayor Duff and Councillor Hann.

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

### **Call to Order and Adoption of the Agenda**

#### **SJMC2012-06-18/339R**

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

1. Tender – Demolition – 214 Blackmarsh Road

### **Adoption of Minutes**

#### **SJMC2012-06-18/340R**

**It was decided on motion of Councillor Breen; seconded by Councillor Hanlon: That the minutes of June 11<sup>th</sup>, 2012 meeting be adopted as presented.**

### **Notices Published**

1. An application has been submitted for a proposed **Home Occupation at Civic Number 55 Jenmar Crescent** for pre-kinder tutoring classes. The approximate floor area of the business is 19 m<sup>2</sup> and is located in the basement level of the dwelling. Proposed hours of operation are Monday - Friday, 8:30 am - 2 p.m. There will be two (2) sessions per day; each 2.5 hours in duration. The applicant has proposed to accommodate 4-6 students per class. Two (2) on-site

# ST. JOHN'S

parking spaces plus the garage are provided. The students are typically dropped off and picked up. There will be a total of two (2) employees, including the applicant. (Ward 5)

**SJMC2012-06-18/341R**

**It was moved by Councillor Collins; seconded by Councillor Hickman: That the application be approved.**

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

**Committee Reports**

**Development Committee Report dated June 12, 2012**

Council considered the following Development Committee Report dated June 12, 2012:

**RECOMMENDATION OF APPROVAL**

- 1. Proposed Residential Subdivision**  
**Twenty-six (26) Building Lots**  
**Walsh's Lane/Kilbride (Ward 5)**  
**Applicant: Homeworx Modular Homes Systems Inc.**  
**Residential Low Density (R1) Zone**

It is the recommendation of the Development Committee that this application be granted Approval-in-Principle, subject to the following:

- Payment of the applicable subdivision application fees, development fees and civic improvement assessments as required under Section 6.4 of the St. John's Development Regulations; and,
- Compliance with all requirements of the Departments of Engineering, Planning and Public Works and Parks.

- 2. Development Agreement**  
**Waterford Bridge Road Subdivision**  
**Proposed Sixteen (16) Residential Building Lots**  
**Waterford Bridge Road (Ward 3)**  
**Corpus Christi Parish Hall Site**

The Committee recommends approval of the development agreement to facilitate the construction of a sixteen (16) residential building lot subdivision to be known as Waterford Bridge Road Subdivision.

*(Original Signed)*

Robert F. Smart

City Manager

Chair – Development Committee

**ST. JOHN'S**

**SJMC2012-06-18/342R**

**Regarding Item #1: It was moved by Councillor Collins; seconded by Councillor Breen: That the Committee's recommendation be approved.**

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

**SJMC2012-06-18/343R**

**Regarding Item #2: It was moved by Councillor Hickman; seconded by Councillor Breen: That the Committee's recommendation be approved.**

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

**Arts Procurement Committee Report dated June 14, 2012**

Council considered the following Arts Procurement Committee Report dated June 14, 2012:

**Attendees:** Councillor Sheilagh O'Leary, Council Representative  
Vesselina Tomova  
Michelle Bush  
Kay Anonson, Arts & Cultural Development Coordinator  
Helen Miller, City Archivist  
Rhonda Rose-Colbert, Project Assistant  
Karen Chafe, Recording Secretary

**Report:**

**1. 2012 Art Procurement Recommendations**

The Committee considered a total of 273 works of art totalling over \$300,000. The Committee's budget is \$20,000.

**The Committee requests Council's approval of the following recommendations for art procurement:**

**The Committee further recommends the following:**

- **regarding procedure, thumbnail jpegs be used instead of hard copy jury books to lessen the quantity of paper used in the Jury materials;**
- **that short bios be requested from submitting artists and that the date the art was created be included in the catalogue of previously purchased art; and**

**ST. JOHN'S**

- that Council consider increasing the budget for art procurement.

Art Procurement 2012		
Recommendations		
Artist's Name	Title	Cost
Vessela Brakalova	All The Eggs In One Basket	\$750
Tara Bryan	Dawn Blaze	\$950
Philippa Jones	Illuminated Tree	\$800
Heather Reeves	Renovation Quilt #2	850
Sheila Hollander	Water St. Merchants	\$3,150
Justin Hall	Star Of The Sea	\$550
Jonathan Howse	Saint #1	\$1,600
Jessica Waterman	The Wells Stage	\$900
Cory Collins	Colossus at Baccalieu	\$450
Mike Gough	Fade to White	\$1,800
Sylvia Bendzsa	Ship Harbour	425
Michael Flaherty	Rangifer Sapiens	\$600
Peter Drysdale	Galilian Beacon	\$800
Sharon Puddester	Free Floating	\$600
Gerald Squires	Self Portrait Looking Right	2,800
James Rosen	She Shall Hear Music Wherever She Goes	\$2,800
<b>Grand Total</b>		<b>\$19,825</b>

**Councillor Sheilagh O'Leary**  
**Chairperson**

**SJMC2012-06-18/344R**

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

**ST. JOHN'S**

Councillor O’Leary advised that initially the committee had approved the procurement of the piece “In The Flower Patch” by Julia Pickard at \$325, however, it was later learned that the piece had already been sold.

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

**Special Events Committee Report dated June 14, 2012**

Council considered the following Special Events Committee Report dated June 14, 2012:

- 1) **Event:** Movie Nights  
**Location:** Fortis Parking Lot, Solomon’s Lane  
**Date:** July 2, 9, 16, 23, and 30  
**Time:** 9:00 pm – 11:00 pm

This event requires a road closure of Water Street at Cliff’s - Baird’s Cove to Jobs Cove.

- 2) **Event:** Five Hole for Food Charity  
**Location:** George Street  
**Date:** July 3

This event requires the closure of George Street at Adelaide from 1:30 pm -7:30 pm.

- 3) **Event:** St. John’s Folk Festival  
**Location:** Bannerman Park  
**Date:** August 3 - 5

The Organizer is looking to have the noise by - law extended until 12:00 am for August 3-5.

- 4) **Event:** Canada Day - Sunrise Ceremony  
**Location:** Signal Hill  
**Date:** July 1

This event requires a road closure of Signal Hill Road from the interpretation Centre to Signal Hill from 3:00 am – to 8:00 am.

- 5) **Event:** Canada Day Fireworks Celebrations  
**Location:** Quidi Vidi Lake  
**Date:** July 1

This event requires the closures of the Boulevard, Legion Road, Lake Avenue, Lakeview Avenue, Carnell Drive, Clancey Drive; Kings Bridge Road between Empire Avenue and the Boulevard.

The Dog Park and part of the trail will need to be closed at 6:00 pm.

- 6) **Event:** Canada Day Official Ceremony and Family Concert  
**Location:** Confederation Hill  
**Date:** July 1



This event requires the road closure of the Prince Phillip Parkway from Portugal Cove Road to Allandale Road from 11:00 am to 6:00 pm.

- 7) **Event:** Drop Zone  
**Location:** Atlantic Place  
**Date:** August 14  
**Time:** 7:00 am – 6:00 pm

This event requires the closure of Ayre's Cove.

- 8) **Event:** Canada's Big Birthday  
**Location:** George Street – Prince Edward Plaza  
**Date:** July 1

This event requires the road closure of George Street from Adelaide Street to Water Street.

- 9) **Event:** Pre - Regatta Concert - Shannyganock  
**Location:** Quidi Vidi Lake  
**Date:** July 31  
**Time:** 5:00 pm - 11:00 pm

This event requires the road closure of the Boulevard at Legion Rd to White Hills. The skate park will need to be closed at 4:00 pm.

- 10) **Event:** St. John's Folk Festival  
**Location:** Bannerman Park  
**Date:** August 3 - 5

The Organizer is looking to have the noise by - law extended until 12:00 am for August 3-5

- 11) **Event:** St. John's Triathlon  
**Location:** Rotary Park and vicinity  
**Date:** August 5  
**Time:** 7:30 am – 1:00 pm

This event will require the closure of Bennetts Road

- 12) **Event:** Shea Heights Annual Folk Festival  
**Location:** Shea Heights Community Centre and Softball Field  
**Date:** July 20-21

- 13) **Event:** CF Days  
**Location:** Quidi Vidi Lake  
**Date:** June 23  
**Time:** 7:00 am – 8:00 pm

This event will require a road closure on the Boulevard between East White Hills Road and Legion Road.

- 14) **Event:** Tely 10 Road Race  
**Location:** Start at Town of Paradise to Bannerman Park, St. John's

# ST. JOHN'S

**Date:** July 22  
**Time:** 8:00 am – 1:00 pm

This event will require road closures along the route.

- 15) **Event:** St. John's Native Friendship Centre Sunrise Ceremony  
**Location:** Bannerman Park  
**Date:** June 21, 2012  
**Time:** 6:00 am – 7:00 am

**SJMC2012-06-18/345R**

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

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

**Development Permits List**

Council considered as information the following Development Permits List for the period of June 8, 2012 to June 14, 2012:

**DEVELOPMENT PERMITS LIST  
DEPARTMENT OF PLANNING  
FOR THE PERIOD OF June 8, 2012 TO June 14, 2012**

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
RES		Subdivide for 2 Building Lots	46 Barrow's Road	2	Approved	12-06-08
RES		Building Lot	Adjacent to 493 Main Road	5	Approved	12-06-11
COM	55732 Newfoundland and Labrador Inc.	Three (3) Commercial Building Lots	Torbay Road (formerly Field farm site)	1	Approved (subdivision only)	12-06-14
AG	Glenview Farms	Crown Land Lease-Forage Production	Cochrane Pond Development Area	5	Approved	12-06-14
RES	Gibraltar Development Limited	Subdivide for 2 Building Lots	36-38 Quidi Vidi Road	2	Approved	12-06-14
<p>* Code Classification:  RES - Residential  COM - Commercial  INST - Institutional  IND - Industrial</p>						

**ST. JOHN'S**

AG - Agriculture  
OT - Other

\*\* 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.

## Building Permits List

### SJMC2012-06-18/346R

**It was moved by Councillor Collins; 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:**

2012/06/06

Permits List

#### CLASS: COMMERCIAL

340 WATER ST	CO	TAVERN
35 AVIATION COURT	NC	ACCESSORY BUILDING
40 ABERDEEN AVE	MS	RETAIL STORE
40 ABERDEEN AVE	MS	RETAIL STORE
50 ABERDEEN AVE	MS	RETAIL STORE
1 ANDERSON AVE ORTHOPEDIC SOL	MS	CLINIC
37 ANDERSON AVE MCDONALD'S	MS	EATING ESTABLISHMENT
260 BLACKMARSH RD	MS	RETAIL STORE
119 COWAN AVE	MS	PLACE OF AMUSEMENT
279 DUCKWORTH ST	SN	OFFICE
92 ELIZABETH AVE BODY QUEST	MS	SERVICE SHOP
336 FRESHWATER RD	MS	COMMUNICATIONS USE
336 FRESHWATER RD	MS	OFFICE
179 HAMLYN RD IN MOTION	MS	CLUB
12-20 HIGHLAND DR	MS	CLINIC
189 HIGGINS LINE	MS	OFFICE
41 KELSEY DR MOORE'S	MS	RETAIL STORE
55B KELSEY DR TELUS MOBILITY	MS	COMMUNICATIONS USE
54 KENMOUNT RD	MS	EATING ESTABLISHMENT
220 KENMOUNT RD PENNEY MAZDA	MS	CAR SALES LOT
33 KENMOUNT RD	MS	OFFICE
35 KENMOUNT RD	MS	EATING ESTABLISHMENT
85-95 KENMOUNT RD	MS	CAR SALES LOT
193 KENMOUNT RD	MS	RETAIL STORE
497 KENMOUNT RD	MS	CAR SALES LOT
515 KENMOUNT RD	MS	CAR SALES LOT
20 LAKE AVE	MS	RETAIL STORE
345-349 MAIN RD MCDONALD'S	MS	EATING ESTABLISHMENT
431-435 MAIN RD	MS	TAKE-OUT FOOD SERVICE

# ST. JOHN'S



219 MAJOR'S PATH	MS	RETAIL STORE
34 NEW COVE RD	MS	PLACE OF AMUSEMENT
446 NEWFOUNDLAND DR MR. SUB	MS	EATING ESTABLISHMENT
445 NEWFOUNDLAND DR	MS	RESTAURANT
445 NEWFOUNDLAND DR	MS	RESTAURANT
51 OLD PENNYWELL RD	MS	SERVICE SHOP
51 OLD PENNYWELL RD	MS	SERVICE SHOP
78 O'LEARY AVE	MS	RETAIL STORE
37 O'LEARY AVE WHOLESALE CLUB	MS	RETAIL STORE
37 O'LEARY AVE GAME ON GEAR	MS	OFFICE
30 ROPEWALK LANE	MS	EATING ESTABLISHMENT
117 ROPEWALK LANE ADS LTD	MS	OFFICE
117 ROPEWALK LANE MR. SUB	MS	EATING ESTABLISHMENT
14 STAVANGER DR	MS	EATING ESTABLISHMENT
20 STAVANGER DR	MS	RETAIL STORE
386 STAVANGER DR	MS	COMMERCIAL SCHOOL
3 STAVANGER DR PET SMART	MS	RETAIL STORE
3 STAVANGER DR	MS	RETAIL STORE
15 STAVANGER DR	MS	RETAIL STORE
25 STAVANGER DR	MS	RETAIL STORE
15-27 STAVANGER DR	MS	RETAIL STORE
470 TOPSAIL RD WAL MART	SN	RETAIL STORE
506 TOPSAIL RD	MS	EATING ESTABLISHMENT
506 TOPSAIL RD	MS	EATING ESTABLISHMENT
506 TOPSAIL RD	MS	EATING ESTABLISHMENT
520 TOPSAIL RD	MS	RESTAURANT
644 TOPSAIL RD	MS	CLUB
644 TOPSAIL RD	MS	CLUB
644 TOPSAIL RD	MS	COMMERCIAL SCHOOL
686 TOPSAIL RD	MS	RESTAURANT
655 TOPSAIL RD	MS	RESTAURANT
248 TORBAY RD	MS	EATING ESTABLISHMENT
286 TORBAY RD JUNGLE JIMS	MS	RESTAURANT
286 TORBAY RD	MS	RETAIL STORE
320 TORBAY RD GRUMPY STUMP	MS	TAVERN
320 TORBAY RD RUSTLER'S	MS	RESTAURANT
320 TORBAY RD WENDY'S	MS	EATING ESTABLISHMENT
320 TORBAY RD COCONUT ISLAND	MS	SERVICE SHOP
340 TORBAY RD	MS	OFFICE
436 TORBAY RD	MS	NURSERY SCHOOL
464 TORBAY RD	MS	RETAIL STORE
660 TORBAY RD	MS	SERVICE STATION
710 TORBAY RD	MS	RETAIL STORE
TORBAY ROAD-TORBAY RD MALL	MS	RESTAURANT
411 TORBAY RD	MS	EATING ESTABLISHMENT
411 TORBAY ROAD	MS	EATING ESTABLISHMENT
421 TORBAY RD	MS	RETAIL STORE
611 TORBAY RD	MS	RETAIL STORE
644 TOPSAIL RD	NC	FENCE
152 WATER ST	CO	RETAIL STORE
23 GEORGE ST CHRISTIAN'S	NC	PATIO DECK
1 BECK'S COVE	NC	COMMUNICATIONS USE
70 CLINCH CRES	NC	ACCESSORY BUILDING
714 WATER ST	RN	ADMIN BLDG/GOV/NON-PROFIT
50 KENMOUNT RD - BLUENOTES	RN	RETAIL STORE
AUTUMN DRIVE - BELL MOBILITY	NC	ACCESSORY BUILDING

THIS WEEK \$ 469,836.00

**CLASS: INDUSTRIAL**

# ST. JOHN'S

THIS WEEK \$ .00

**CLASS: GOVERNMENT/INSTITUTIONAL**

THIS WEEK \$ .00

**CLASS: RESIDENTIAL**

9 ALMOND CRES	NC	ACCESSORY BUILDING
10 ANN-JEANNETTE PL	NC	PATIO DECK
60 BARNES RD	NC	PATIO DECK
85 BEAVER BROOK DR	NC	FENCE
51 BIRCHWYND ST	NC	FENCE
52 BLACKMARSH RD	NC	PATIO DECK
108 BLUE PUTTEE DR, LOT 151	NC	SINGLE DETACHED DWELLING
23 BRAEMERE ST	NC	FENCE
147 CANADA DR	NC	ACCESSORY BUILDING
83 CASTLE BRIDGE DR	NC	FENCE
172 CHEESEMAN DR, LOT 175	NC	SINGLE DETACHED DWELLING
58 CIRCULAR RD	NC	PATIO DECK
46 CYPRESS ST, LOT 161	NC	SINGLE DETACHED DWELLING
48 CYPRESS ST - LOT 162	NC	SINGLE DETACHED DWELLING
52 CYPRESS ST - LOT 164	NC	SINGLE DETACHED DWELLING
21 CYPRESS ST, LOT 142	NC	SINGLE DETACHED DWELLING
27 CYPRESS ST, LOT 139	NC	SINGLE DETACHED DWELLING
61 CYPRESS ST - LOT 125	NC	SINGLE DETACHED DWELLING
11 DILLON CRES	NC	PATIO DECK
123 EDISON PL	NC	FENCE
34-36 FOURTH POND RD	NC	ACCESSORY BUILDING
157 FRECKER DR	NC	FENCE
4 GALASHIELS PL , LOT 113	NC	SINGLE DETACHED DWELLING
18 GALASHIELS PL - LOT 127	NC	SINGLE DETACHED DWELLING
5 GALASHIELS PL - LOT 114	NC	SINGLE DETACHED DWELLING
17 GALASHIELS PL - LOT 126	NC	SINGLE DETACHED DWELLING
36 GLENLONAN ST, LOT 14	NC	SINGLE DETACHED & SUB.APT
76 GLENLONAN ST, LOT 62	NC	SINGLE DETACHED & SUB.APT
3 GLENLONAN ST, LOT 76	NC	SINGLE DETACHED & SUB.APT
164 GREAT EASTERN AVE LOT 121	NC	SINGLE DETACHED & SUB.APT
59 GREAT EASTERN AVE	NC	FENCE
59 GREAT EASTERN AVE	NC	ACCESSORY BUILDING
6 GRIFFIN'S LANE, LOT 1	NC	SINGLE DETACHED DWELLING
33 GULLAGE ST	NC	FENCE
102 HAMLYN RD	NC	FENCE
104 HAMLYN RD	NC	FENCE
62 HARRINGTON DR	NC	PATIO DECK
31 HAZELWOOD CRES	NC	FENCE
49 LADY ANDERSON ST, LOT 643	NC	SINGLE DETACHED & SUB.APT
65 LADY ANDERSON ST - LOT 635	NC	SINGLE DETACHED DWELLING
22 MYRICK PL	NC	FENCE
27 NAUTILUS ST, LOT 128	NC	SINGLE DETACHED & SUB.APT
64 NEWTOWN RD	NC	ACCESSORY BUILDING
27 OBERON ST LOT 183	NC	SINGLE DETACHED DWELLING
127 PATRICK ST	NC	PATIO DECK
6 PLUTO ST, LOT 75	NC	SINGLE DETACHED & SUB.APT
120 PORTUGAL COVE RD	NC	ACCESSORY BUILDING
243 PORTUGAL COVE RD	NC	FENCE
29 ROSE ABBEY ST, LOT 137	NC	SINGLE DETACHED DWELLING
43 ROSE ABBEY ST, LOT 130	NC	SINGLE DETACHED DWELLING

# ST. JOHN'S

37 RUSSELL ST	NC	ACCESSORY BUILDING
15 SGT. CRAIG GILLAM AVE	NC	ACCESSORY BUILDING
20 SINNOTT PL	NC	ACCESSORY BUILDING
241 STAVANGER DR, LOT 4	NC	SINGLE DETACHED DWELLING
81 STIRLING CRES	NC	FENCE
94 TEAKWOOD DR	NC	ACCESSORY BUILDING
725 THORBURN RD	NC	ACCESSORY BUILDING
13 TOOTON PL	NC	ACCESSORY BUILDING
62 TORBAY RD	NC	FENCE
166 WATERFORD BRIDGE RD	NC	FENCE
20 WOOD ST	NC	PATIO DECK
77 BEACON HILL CRES	CO	HOME OFFICE
29 CONWAY CRES	CO	HOME OFFICE
13 ALDERBERRY LANE	CR	SINGLE DETACHED DWELLING
44 EMPIRE AVE	CR	SINGLE DETACHED & SUB.APT
1005 MAIN RD	EX	SINGLE DETACHED DWELLING
37 PARADE ST	EX	ACCESSORY BUILDING
9 BALSAM ST	RN	SINGLE DETACHED DWELLING
53 BLACKLER AVE	RN	PLACE OF AMUSEMENT
72 CAPE PINE ST	RN	SINGLE DETACHED DWELLING
50 FRESHWATER RD	RN	SINGLE DETACHED DWELLING
11 HUNT PL	RN	SINGLE DETACHED DWELLING
50 KEANE PL	RN	APARTMENT BUILDING
1 PROSPERO PL	RN	SEMI-DETACHED DWELLING
1-A PROSPERO PL	RN	SEMI-DETACHED DWELLING
23 PROSPERO PL	RN	SEMI-DETACHED DWELLING
23A PROSPERO PL	RN	SEMI-DETACHED DWELLING
25 PROSPERO PL	RN	SEMI-DETACHED DWELLING
25A PROSPERO PL	RN	SEMI-DETACHED DWELLING
31 PROSPERO PL	RN	SEMI-DETACHED DWELLING
31A PROSPERO PL	RN	SEMI-DETACHED DWELLING
33 PROSPERO PL	RN	SEMI-DETACHED DWELLING
33A PROSPERO PL	RN	SEMI-DETACHED DWELLING
79 SPRINGDALE ST	RN	SEMI-DETACHED DWELLING
81 WATERFORD BRIDGE RD	RN	SINGLE DETACHED DWELLING
3 KENT PL	SW	SINGLE DETACHED DWELLING
54 POPLAR AVE	SW	SINGLE DETACHED DWELLING

THIS WEEK \$ 7,351,129.00

**CLASS: DEMOLITION**

2-12 ARMY STREET	DM	TOWNHOUSING
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THIS WEEK \$ 142,125.00

THIS WEEK'S TOTAL: \$ 7,963,090.00

REPAIR PERMITS ISSUED: 2012/05/31 TO 2012/06/06 \$ 294,400.00

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 DARLING STREET - FRONT EXTENSION - CONTRARY TO SECTION 10.3.3(1) OF THE ST. JOHN'S DEVELOPMENT REGULATIONS**

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

**Payrolls and Accounts**

**SJMC2012-06-18/347R**

**It was moved by Councillor Collins; seconded by Councillor Tilley: That the following Payrolls and Accounts for the week ending June 14, 2012: be approved:**

**ST. JOHN'S**

**Weekly Payment Vouchers  
For The  
Week Ending June 14, 2012**

**Payroll**

Public Works	\$ 375,182.13
Bi-Weekly Casual	\$ 26,914.63
Accounts Payable	\$ 2,359,182.78
<b>Total:</b>	<b>\$ 2,761,279.54</b>

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

**Tenders**

- a. Tender – One (1) Mobile Communication/Command Post Vehicle
- b. Tender – Supply and Installation of Playground Equipment
- c. Tender – Demolition – 214 Blackmarsh Road

**SJMC2012-06-18/348R**

**It was moved by Councilor Collins; seconded by Councillor O’Leary: That the recommendations of the Acting Director of Finance and the Director of Building and Property Management be approved and the tenders awarded as follows:**

- a. **Maxi Metal @ \$182,299, taxes not included**
- b. **Coastline Specialties Ltd. @ \$290,800.80, taxes not included**
- c. **Urban Contracting @ \$45,200.00, which includes HST**

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

**Petitions**

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

We, the undersigned, are opposed to the extension and expansion of 109 Newtown Road that will result in three dwelling units that will be rentals for 12 to 13 tenants, and we urgently request City Council to revoke its decision of May 22, 2012 granting permission for the construction of the aforementioned extension and expansion.

**ST. JOHN'S**

**“Development Area” Designation – City of St. John’s Act, and Property Acquisition – Proposed New Public Access Replacing Existing Bell Street**

Council considered a memorandum dated June 14<sup>th</sup>, 2012 from the City Manager regarding the above noted.

**SJMC2012-06-18/349R**

**It was moved by Councilor Colbert; seconded by Councillor Galgay: That based on the numerous and significant public benefits flowing from the redevelopment, that Council declare and designate the lands identified in the Schedule "C" as a "Development Area" pursuant to Section 98 of the *City of St. John's Act*. While it is not necessary to do this in order to expropriate lands for a public work or service (i.e. the construction and provision of a new public access), this designation will serve to provide Council with greater flexibility in addressing any issues that may arise in future and negatively affect the timely and orderly renewal and redevelopment of lands within the "Development Area", and further**

**That Council direct staff to undertake expropriation of the CHHL lands for the purpose of it being incorporated into a public access, at such time as considered appropriate by the City Manager, subject to the following conditions:**

- (i) that, prior to any expropriation, the Developer be required to enter into an agreement, as determined to be acceptable by the City Manager, which agreement will provide for the indemnification of the City from and against costs of, and incidental or otherwise related to, the expropriation and/or the acquisition of the CHHL lands, and such other costs as the City Manager may deem to be appropriate; and**
- (ii) that, prior to any expropriation, the Developer be required to provide the City with security, in a form and amount as determined to be appropriate by the City Manager, to secure performance of its obligations pursuant to the above-noted agreement;**

**And further that, following the transfer of title to the City of all other lands acquired by the Developer that will form part of the new public access, staff be directed, at such time as considered appropriate by the City Manager, to expropriate any or all lands deeded to the City by the Developer which are to be incorporated in the new public access in order to address any residual title issues that may exist; the foregoing being subject to the proviso that costs to the City that may arise from or be incidental to title claims to any of the lands that will form the new public access be addressed in the indemnity agreement as contemplated above.**

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

**ST. JOHN'S**

**Convention Centre Expansion – 94 George Street (Gentara Real Estate, L.P.)**

Council considered a memorandum dated June 12, 2012 from the City Solicitor regarding the above noted.

**SJMC2012-06-18/350R**

**It was moved by Councilor Hickman; seconded by Councillor Tilley: That land required by the City at 94 George Street for expansion of the Convention Centre be acquired for \$180,000.00 plus closing costs.**

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

**145 New Gower Street**

Council considered a memorandum dated June 11, 2012 from the City Solicitor regarding the above noted.

**SJMC2012-06-18/351R**

**It was moved by Councilor Hickman; seconded by Councillor Galgay: That property required by the City at 145 New Gower Street for Convention Centre expansion be expropriated and that Notice of Expropriation be executed.**

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

**Convention Centre Expansion**

Council considered a memorandum dated June 11, 2012 from the City Solicitor regarding the above noted.

**SJMC2012-06-18/352R**

**It was moved by Councilor Tilley; seconded by Councillor Collins: That land required by the City at 123-125 New Gower Street for the expansion of the Convention Centre be expropriated and that Notice of Expropriation be executed.**

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



## **New Pennywell Road – Triple D Holdings**

Council considered a memorandum dated June 12, 2012 from the City Solicitor regarding the above noted.

### **SJMC2012-06-18/353R**

**It was moved by Councilor Hanlon; seconded by Councillor Colbert: That City land located between the sidewalk at New Pennywell Road and land of Triple D Holdings Limited be sold to the developer for \$2,960.00 plus usual taxes and administration fees, which is the value of the lands as determined by the Manager of Real Estate Services.**

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

## **Travel – Councillor Hickman**

### **SJMC2012-06-18/354R**

**It was moved by Councilor Colbert; seconded by Councillor Breen: That travel by Councillor Hickman to attend the Canadian Capital Cities Organization Executive meeting (travel and accommodations paid by CCCO) Charlottetown, P.E.I., July 23-26, 2012, be approved.**

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

## **Councillor Hickman**

Councillor Hickman asked that staff look into the possibility of installing a crosswalk on Mount Scio Road near the Rainbow Riders stables.

## **Councillor O’Leary**

Councillor O’Leary referenced an email from a resident concerning the issue of litter and the problems associated with uncovered garbage containers. She asked that the City look implementing regulations requiring mandatory covering of trash containers. The matter was referred to staff for follow-up.

# ST. JOHN'S



**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**

**ST. JOHN'S**