

June 24th, 2008

The Regular Meeting of the St. John's Municipal Council was held in the Council Chamber, City Hall, at 5:00 p.m. today.

Acting Mayor Ellsworth presided.

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

Regrets: His Worship the Mayor and Councillor Duff and Coombs

The Chief Commissioner and City Solicitor, Associate Commissioner/Director of Engineering, Director of Planning, Acting City Clerk and Recording Secretary were also in attendance.

Call to Order and Adoption of the Agenda

SJMC2008-06-24/387R

It was decided on motion of Councillor Hickman; seconded by Councillor Hann: That the agenda be adopted as presented with the following additional items:

1. Memorandum dated June 24, 2008 from the Director of Planning re Proposed Rezoning of Vacant Land, Daniel Doran Estate off Logy Bay Road, (Ward 1) – CBCL Ltd. on behalf of N.D. Dobbin Properties Ltd.
2. Letter dated June 19, 2008 from Jim Buckingham, Avalon Sports requesting waiver of permit fees associated with the construction of the Indoor Soccer Complex
3. Tender – Robin Hood Bay Landfill Re-Engineering
Contract 12A – Materials Recovery Building
4. Memorandum dated June 24, 2008 from the Chief Commissioner and City Solicitor re Gairlock Street Playground

Adoption of Minutes

SJMC2008-06-24/388R

It was decided on motion of Councillor Hanlon; seconded by Councillor Hann: That the Minutes of the June 16th, 2008 meeting be adopted as presented.

Notice of Motion – Councillor Hanlon

SJMC2008-06-24/389R

Pursuant to Notice of Motion, it was moved by Councillor Hanlon; seconded by Councillor Hann: That a crosswalk be installed adjacent to the playground on Gairlock Street.

In this regard Council considered a memorandum dated June 24, 2008 from the Chief Commissioner and City Solicitor along with a memorandum from the Transportation Engineer dated June 24, 2008, explaining how decisions are made to install crosswalks and noting that traffic volumes in this case are well below that required to install a crosswalk.

Discussion ensued during which members of Council supporting the motion agreed that Gairlock Street is the exception due to the existing area playground; that the Airport Heights area is quickly growing and will likely warrant a crosswalk in the future, and agreed that installing a crosswalk will also serve to bring closure to a tragic situation.

Members of Council opposing the motion agreed that allowing a crosswalk in an area that does not meet the warrants will be precedent setting, noting a number of crosswalk requests that have been turned down in the past for that reason.

Following discussion, the motion being put there voted for it the mover, seconder, Acting Mayor Ellsworth, Councillors Colbert , Hickman and Collins. Voting against the motion were Councillors Galgay and Puddister.

The motion was carried.

Leashing of Dogs

Under business arising Council considered as information a memorandum dated June 18, 2008 from the Chief Commissioner and City Solicitor regarding the above noted.

Airline Passenger Bill of Rights

Under business arising, Council considered as information a memorandum dated June 20, 2008 from the Director of Economic Development, Tourism and Culture regarding the above noted. Council asked that both the Chief Commissioner and City Solicitor and Director of Economic Development, Tourism and Culture monitor the situation on an ongoing basis, and congratulated Liberal MP Gerry Byrne and Mayor Woodrow French for their efforts and involvement in this matter.

Other Matters

Councillor Puddister advised that a recommendation will be brought forward next week with respect to a crosswalk on Elderberry Place.

Development Committee Report dated June 17th, 2008

Council considered the following Development Committee Report dated June 17th, 2008 :

RECOMMENDATIONS OF APPROVAL

- 1. Proposed Eating Establishment Liquor License
Buddy's Fish and Chips
Civic No. 445 Newfoundland Drive (Ward 1)**

The Development Committee recommends that Council approve the above noted application.

- 2. Proposed Crown Land Grants
Cabot Ready Mix and Triple J Aggregate
Manuels Access Road (Ward 5)**

The Development Committee recommends that Council approve the above noted application.

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

SJMC2008-06-24/390R

Regarding Item #1: It was decided on motion of Councillor Hann ; seconded by Councillor Hickman: That the Committee's recommendation of approval be accepted.

SJMC2008-06-24/391R

Regarding Item #2: It was decided on of Councillor Hann; seconded by Councillor Hickman: That the Committee's recommendation of approval be accepted.

Public Works & Environment Standing Committee – June 18th, 2008

Council considered the following Public Works & Environment Standing Committee Report dated June 18th, 2008:

In Attendance: Councillor Wally Collins, Chairperson
Deputy Mayor Ron Ellsworth
Councillor Sandy Hickman
Councillor Frank Galgay
Councillor Tom Hann
Ron Penney, Chief Commissioner & City Solicitor
Art Cheeseman, Associate Commissioner/Director of Engineering
Dave Blackmore, Director of Building & Property Management
Jim Clarke, Acting Director of Public Works & Parks
Carl Keeping, Acting Director of Finance & City Treasurer
Brendan O'Connell, Manager of Environmental Services
Debbie Reid, Internal Auditor
Jason Sinyard, Manager of Waste Management
Steve Colford, Operations & Systems Engineer
Jim Moore, Lead Foreman, Streets Dept.
Karen Chafe, Recording Secretary

1. Policy Prohibiting the Purchase of Bottled Drinking Water

The Committee considered a memo dated June 3rd, 2008 from the Associate Commissioner/Director of Engineering regarding a proposed policy to ensure that the City of St. John's promotes and utilizes water from the public water supply systems and ensures that City funds are not used to pay for the provision of bottled/commercial drinking water in City-owned public properties or at any City hosted or City funded function. Also in attendance at the meeting were MUN Students and members of Project Green: Daniel Smith, Jessica Dawe, Harvey Wellman and Melissa Penney.

The following motion was put forth by Deputy Mayor Ellsworth; seconded by Councillor Hann, with Councillor Collins dissenting, that a policy prohibiting the purchase of bottled drinking water be implemented as per the following policy statement:

All City operations, City concessions, City funded and City hosted events and functions in City buildings and in rental space or in private venues are prohibited from using City funds to purchase bottled/commercial drinking water. All City offices located on City property must switch from

bottled/commercial drinking water to tap water. Water dispensers that attach to taps or water pipes and use water from the City's public water supply systems may be used. City funding will not be used to provide bottled/commercial drinking water for staff located in rental properties.

All City funded and City hosted events at non-City owned properties will require the venue operators to provide public tap water at the event. Bottled/commercial drinking water will not be purchased. An exemption may be granted for outdoor events or for events held at locations where tap water is not available.

2. Meeting with Mike Jardine, Newfoundland Power re: Removal of Obsolete Utility Poles

The Committee met with Mr. Jardine to discuss the above noted matter. He explained that Newfoundland Power is in the process of implementing remedial measures to deal with the existing obsolete poles as well as a long-term plan for the removal of future obsolete poles. The following points were made:

- Newfoundland Power conducted an indepth survey over the last few weeks to identify obsolete poles, approximately 75-80 of which have been referred for removal to a private contractor. Once these poles have been removed, site restoration will ensue.
- A group of Newfoundland Power staff has been committed to investigate the existing processes for pole removal with a view to changing and improving these processes to ensure greater efficiency. Meetings have been held with the Parks Services Division and an open consultation process will continue to exist.
- Mr. Jardine stressed that the removal of utility poles is not always straight-forward when dealing with other utility companies who also require connection to the poles. Progress has been made in this area, with it being noted that Aliant has signed a transfer agreement to authorize Newfoundland Power to disconnect most of Aliant's common services, with the exception of those which are more complex. Efforts are also being made to have similar agreements with Rogers and Persona and other cable and internet companies which utilize these poles. Ideally, if Newfoundland Power had full authority to conduct all the necessary utility transfers, a more timely response to the removal of poles would occur. Negotiations for agreements with various utility companies have been slow due to labour relations and other issues. The communications business is also very competitive and this issue is not necessarily a priority on their list.
- Mr. Jardine advised that the earlier Newfoundland Power is made aware of problem areas, the sooner it can react to have these scheduled into their work order process. He also indicated that nine apprentices have been hired to offset the increased work load caused by the increasing amount of development in the City.

The Committee expressed its appreciation for the initiatives noted above and requested that Mr. Jardine forward to the City a follow-up letter on the actions that will be taken by Newfoundland Power. The Committee was greatly concerned about the extent of work that is yet to be done to remove the other 200 plus obsolete poles that have not been addressed. Jim Clarke, Manager of Streets & Parks also indicated that over the past number of years the City has had 3-4 meetings with Newfoundland Power wherein they made commitments to rectify the problem. Despite these commitments, the problem continues to exist. Mr. Clarke also expressed concern about the need to carry out site restoration on a timely basis once the poles have been removed. At present, there are often long delays in getting this done.

The Committee suggested that a letter should be written to each utility company which has not yet entered into a utility transfer agreement with Newfoundland Power. The letter should stress the importance of removing obsolete utility poles in a timely manner and the need for enhanced cooperation with the relevant agencies to allow this to be done. If these poles are not removed on a timely basis, Council has the option to charge permit fees.

3. Extension of Services – Walsh’s Lane

The Committee considered memos dated June 18th from the Associate Commissioner/Director of Engineering regarding the cost estimates for the following:

- cost to extend services from the present termination point at the upper end of Walsh’s Lane to the Old Bay Bulls Road intersection. This extension would permit the servicing of the four (4) remaining houses with water and sewer on Walsh’s Lane. The cost to extend the sanitary and storm sewers as well as the water main and the required subsequent work on the street is \$162,000. The recoverable costs from civic assessments for this work would be \$60,000.
- The cost to install water and sewer services on the section of Walsh’s Lane from Walsh’s Lane east to Wild Rose Subdivision. The estimated cost to provide municipal services and the required street repairs associated with the installation of these services is approximately \$952,000.

The Committee on motion of Councillor Galgay; seconded by Deputy Mayor Ellsworth recommends that the above noted estimates be referred to the Capital Works budget for consideration.

4. Service Evaluation Survey Results

The Committee refers the attached service evaluation survey results from the Department of Public Works & Parks to Council for information.

5. Incinerator Road Environment Committee (IREC)

The Committee considered a memo dated June 2nd, 2008 from the Associate Commissioner/Director of Engineering regarding a proposal from the Faculty of

Engineering and Applied Science at MUN. The proposal is to conduct an engineering project for the Nut Brook area of Incinerator Road to be undertaken by two (2) students in the Masters of Environmental Systems Engineering and Management (MESEM) Program. The work would take place over two terms (May to August and September to December). The students would work with the IREC to:

- Identify the sources of contamination of Nut Brook
- Analysis of existing data
- Identify information gaps
- Undertake further testing
- Delineate the extent of the contamination
- Provide a risk assessment of Nut Brook and the area
- Identify possible remediation alternatives where required.

The Committee on motion of Deputy Mayor Ellsworth; seconded by Councillor Collins recommends that \$500 be granted to conduct the engineering project outlined above and that the funding be allocated from the Environmental Initiatives Budget (Educational Supplies).

6. Midstream Place – Street Upgrading

The Committee considered a memo dated June 3rd, 2008 from the Associate Commissioner/Director of Engineering regarding the street upgrading of Midstream Place at \$275,000. The estimate includes costs associated with the construction of the storm sewer system, curb and gutter, street widening, reinstatement, land acquisition and utility relocation.

The Committee recommends that the above noted estimated be referred to the Capital Works budget for consideration.

7. Southside Road – Upgrading

The Committee considered a memo dated June 3rd, 2008 from the Associate Commissioner/Director of Engineering regarding the request for the upgrading of Southside Road in the section of Southside Road from Civic No. 505 to 557. In order to provide a sidewalk in this area, it is necessary to install curb and gutter along the north side of the road with the sidewalk being installed along the south side. There will also be a requirement for the installation of a storm sewer system along this section of the road. Because of the topography and site conditions of the road it is not practical to install sidewalk along the south side. The estimated cost to undertake this work is approximately \$1.56 million.

The Committee recommends that the above noted estimate be referred to the Capital Works budget for consideration.

**Councillor Wally Collins
Chairperson**

Brian Head, Operations Assistant – Parks
Paul Boundridge, Planning Coordinator
Dave Evans, Senior Municipal Arborist
Karen Chafe, Recording Secretary

Report:

1. **Chairperson of Tree Committee**

Chairperson Ian Wallace advised that he will be resigning as Chairperson of the Tree Committee but will remain as a member. He then called for nominations to the Chair.

It was moved by Ian Wallace; seconded by Laura Jackson that Jim Floyd be appointed as the new Chairperson of the Tree Committee. The motion was unanimously approved.

2. **Terms of Reference**

The Committee is in the process of reviewing its terms of reference and will submit revisions for Council’s ratification subsequent to the next Tree Committee meeting scheduled for September.

Ian Wallace, Chairperson
Tree Committee

SJMC2009-06-24/394R

It was moved by Councillor Hickman; seconded by Councillor Hann: That the Committee’s recommendations be approved.

The motion being put was unanimously carried

Development Permits List for the period June 13, 2008 to June 19, 2008

Council considered the following Development Permits List for the period June 13, 2008 to June 19, 2008:

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
RES	Scott Guinchard	Building Lot	Hennessey's Line	5	Approved	08-06-19
RES	Nancy Williams	Building Lot	Hennessey's Line	5	Approved	08-06-19
RES	Kevin Fisher	Building Lot	Maunder's Lane	1	Approved	08-06-19
RES	Rose Halliday	Building Lot	Bergeron Place	4	Approved	08-06-19
RES	Ryan O'Dea	Building Lot for Semi-detached dwelling	Southside Road	5	Approved	08-06-19

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

**Gerard Doran
Development Officer
Department of Planning**

Building Permits List

SJMC2008-06-24/395R

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

2008/06/18

Permits List

CLASS: COMMERCIAL

DICKS AND COMPANY LIMITED	385 EMPIRE AVE	MS OFFICE
CITIFINANCIAL CANADA, INC.	16-72 HAMLYN RD	SN BANK
A.I.M.E. PHYSIOTHERAPY INC.	204-206 MAIN RD	MS CLINIC
HICKMAN MOTORS LIMITED	20 PEET ST	MS CAR SALES LOT
THE SCHOOL OF DANCE	163 WATER ST -3RD FLOOR	RN COMMERCIAL SCHOOL
COLASSAL PIZZA	362 WATER ST	CR RESTAURANT
GIRL GUIDES OF CANADA	ROOSEVELT AVE	RN CLUB
GENTARA COMPANY LIMITED	354 WATER ST, TERRY RICE	RN OFFICE
JAMES G. CRAWFORD LTD.	29 SHAW ST	SW WAREHOUSE
NFLD. POWER	31 MAIN ROAD	NC FENCE
ROBERT WALSH	156 OLD BAY BULLS RD	EX AGRICULTURE
		THIS WEEK \$ 268,500.00
		TO DATE \$ 17,416,525.00

CLASS: INDUSTRIAL

THIS WEEK \$.00
TO DATE \$ 1,755,000.00

CLASS: GOVERNMENT/INSTITUTIONAL

CITY SANITARY FILL	340 EAST WHITE HILLS RD	NC ACCESSORY BUILDING
		THIS WEEK \$ 500.00
		TO DATE \$ 24,121,558.00

CLASS: RESIDENTIAL

WILLIAM & SUZY RYAN	32 ARNOLD LOOP	NC FENCE
DONALD TOOPE	34 ARNOLD LOOP	NC FENCE
BETTY M. VINCENT	1 ATHLONE PL	NC PATIO DECK
BETTY M. VINCENT	1 ATHLONE PL	NC FENCE
THERESA JACKSON	39 BALNAFAD PL	NC ACCESSORY BUILDING
SKYMARK CONTRACTING	12 SPRUCE GROVE AVE - LOT 127	NC SINGLE DETACHED DWELLING
SKYMARK CONTRACTING	16 SPRUCE GROVE AVE, LOT 129	NC SINGLE DETACHED DWELLING
SKYMARK CONTRACTING LIMTIED	7 SPRUCE GROVE AVE, LOT 118	NC SINGLE DETACHED DWELLING
SKYMARK CONTRACTING	13 SPRUCE GROVE AVE, LOT 115	NC SINGLE DETACHED DWELLING
SKYMARK CONTRACTING	25 SPRUCE GROVE AVE, LOT 109	NC SINGLE DETACHED DWELLING
GREGORY HOBBS	18 BOLAND ST	NC FENCE
MATTHEW HARDING	27 BONCLODDY ST	NC ACCESSORY BUILDING
PATRICK & JOAN WALSH	53 BRAD GUSHUE CRES	NC ACCESSORY BUILDING
STEPHEN MURPHY & DONNA PENNEY	9 BRAEMERE ST	NC ACCESSORY BUILDING
JAMIE & TAMIE WHITE	60 BURRY PORT ST	NC PATIO DECK
FRANK & LORNA LEDREW	82 CABOT ST	NC PATIO DECK
SHAWN & JACQUELINE JACOBS	27 CEDAR BRAE CRES	NC ACCESSORY BUILDING
JILL K. BEST	66 CHAPMAN CRES	NC ACCESSORY BUILDING
KELVIN RANDOLPH BUTLER AND	48 CHEROKEE DR	NC PATIO DECK
TERRY WALSH CONTRACTING	51 CHEROKEE DR, LOT 56	NC SINGLE DETACHED & SUB.APT
ROCKWOOD HOMES	57 CHEYNE DR, LOT 3.01	NC SINGLE DETACHED DWELLING
REGINA M. MURPHY	197 CRAIGMILLAR AVE	NC PATIO DECK
LISA ANTLE/RAMONA H. HALL	68 DELLA DR	NC FENCE
FRANK DAWE	24 DIEFENBAKER ST	NC PATIO DECK
FRANCIS & REGINA CALLAHAN	22 DRAKE CRES	NC ACCESSORY BUILDING
SEAN P. QUINLAN	16 DURHAM PL	NC ACCESSORY BUILDING
JOANN HOOPER	128 EDISON PL	NC PATIO DECK
TRACY ST.CROIX & JOHN SMITH &	121 EDISON PL	NC FENCE
TRACY ST.CROIX & JOHN SMITH &	121 EDISON PL	NC PATIO DECK
TRACY ST.CROIX	121 EDISON PL	NC ACCESSORY BUILDING
KARA INVESTMENTS	108 FOREST RD, LOT 28	NC SINGLE DETACHED DWELLING
JOHN SLADE & BEVERLY BUSSEY	41 GLENEYRE ST	NC FENCE
REARDON CONST & DEV LTD	40 GREEN ACRE DRIVE, LOT 69	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION & DEV.	27 GREEN ACRE DR, LOT 65	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION & DEV.	29 GREEN ACRE DR, LOT 64	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION & DEV.	31 GREEN ACRE DR, LOT 63	NC SINGLE DETACHED & SUB.APT
REARDON CONST. & DEV. LTD	43 GREEN ACRE DRIVE, LOT 57	NC SINGLE DETACHED DWELLING
REARDON CONST & DEV LTD	53 GREEN ACRE DRIVE, LOT 52	NC SINGLE DETACHED DWELLING
STEVE HODDER	162 HAMILTON AVE	NC PATIO DECK
NANCY WILLIAMS	HENNESSEY'S LINE, LOT 3	NC SINGLE DETACHED DWELLING
WINSTON VIVIAN	30 HOPEDALE CRES	NC ACCESSORY BUILDING
FRANK & MARY HYNES	9 HOPEDALE CRES	NC ACCESSORY BUILDING
GERALD MUGFORD	1 KING'S BRIDGE RD	NC ACCESSORY BUILDING
MODERN HOMES LTD	4 LADY ANDERSON ST	NC FENCE
GIBRALTAR DEVELOPMENT	4 LUCYROSE LANE, LOT 92	NC SINGLE DETACHED DWELLING
PROTECH CONSTRUCTION	54 MACBETH DR, LOT 6-42	NC SINGLE DETACHED DWELLING
TERRY WALSH CONTRACTING	97 MACBETH DR	NC SINGLE DETACHED DWELLING
H. TREVOR & CYNTHIA PADDOCK	20 MARK NICHOLS PL	NC PATIO DECK
JOAN MCCUE	61 MAYOR AVE	NC ACCESSORY BUILDING
JACQUELINE F. MAHONEY	11 MORRIS AVE	NC PATIO DECK
SKYMARK CONTRACTING	41 NAVAJO PL - LOT 223	NC SINGLE DETACHED DWELLING
MARK HUGHES & CAGNEY GENGE	37 NEWHOOK PL, LOT 70	NC SINGLE DETACHED & SUB.APT
SHERRY LEWIS	189 NEW PENNYWELL RD	NC ACCESSORY BUILDING
WILLIAM & LINDA ROGERS	24 OTTER DR	NC FENCE
TERRY WALSH CONSTRUCTION	57 OTTER DR, LOT 125	NC SINGLE DETACHED DWELLING
TERRY WALSH CONTRACTING	59 OTTER DR, LOT 126	NC SINGLE DETACHED DWELLING
DAVID KENDALL	60 PENNEY CRES	NC ACCESSORY BUILDING
MICHAEL WARR	35 PIPER ST	NC PATIO DECK
ALISON TRASK	219 AIRPORT HEIGHTS DR	NC FENCE
PETER & CATHERINE BREEN	2 PRATT PL	NC ACCESSORY BUILDING
PAMELA RYAN	18 RYAN'S PL	NC ACCESSORY BUILDING
AL CROTTY	294 THORBURN RD	NC ACCESSORY BUILDING

KENNETH & PENNE DYER	8 TRAINOR PL	NC ACCESSORY BUILDING
ELDRED CARTER	134 WATSON ST	NC ACCESSORY BUILDING
MATTHEW THOMAS PRIM	34 YOUNG ST	NC PATIO DECK
SHEILA PRIEST	35 LINEGAR AVE	CR SINGLE DETACHED & SUB.APT
CBCL LTD.FOR M.D DOBBIN PROP.	EAST POINT LANDING-STAGE 3	DV SUBDIVISION
RANDY YOUNG	471 EMPIRE AVE, RANDY YOUNG	EX ACCESSORY BUILDING
UNA HOWARD	160 FOREST RD	EX SINGLE DETACHED DWELLING
KERRY RYAN & KELLY FOLLETT	198 GREEN ACRE DR	EX PATIO DECK
BRUCE THOMAS DROVER	16 TOBIN CRES	EX SINGLE DETACHED DWELLING
TERRA NOVA BROKERS LIMITED	18 ARGYLE ST	RN OFFICE
CECIL ADAMS	107 BOND ST	RN SEMI-DETACHED DWELLING
WAYNE HICKEY	16 GOWER ST	RN TOWNHOUSING
DARRYL PALMER	40 HIGHLAND DR	RN SINGLE DETACHED DWELLING
AMANDA JOY	34 HUSSEY DR	RN MOBILE HOME
ROBERT WEBB	33 KING'S BRIDGE RD	RN SEMI-DETACHED DWELLING
COVENTRY INVESTMENTS INC.	5 LEMARCHANT RD	RN FENCE
DEAN PATRICK PENNEY	68 LESLIE ST	RN SINGLE DETACHED DWELLING
ANTHONY BUTT	34 LIVINGSTONE ST	RN TOWNHOUSING
DELORES S. DOHERTY	151 PENNYWELL RD	RN SINGLE DETACHED DWELLING
STEVEN WALSH	30 CORPORAL JAMIE MURPHY ST	SW SINGLE DETACHED DWELLING
GUY & MARLENE DREDGE	333 GROVES RD	SW VACANT LAND
VAUGHN MCGRATH	272 MUNDY POND RD	SW SINGLE DETACHED DWELLING

THIS WEEK \$ 3,099,480.00
TO DATE \$ 47,911,703.00

CLASS: DEMOLITION

DARREN KELLY	778-780 MAIN RD	DM SINGLE DETACHED DWELLING
TRUMAN & PHYLLIS HOWELL	342 NEW PENNYWELL RD	DM SINGLE DETACHED DWELLING

THIS WEEK \$ 3,900.00
TO DATE \$ 539,400.00

THIS WEEK'S TOTAL: \$ 3,372,380.00

TOTAL YEAR TO DATE: \$ 91,744,186.00

REPAIR PERMITS ISSUED: 2008/06/12 TO 2008/06/18 \$ 123,350.00
2007/12/13 TO 2008/06/18\$ 1,381,318.00 YTD

LEGEND

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

Payrolls and Accounts

SJMC2008-06-24/396R

It was decided on motion of Councillor Hann; seconded by Councillor Puddister: That the following Payrolls and Accounts for the week ending June 19, 2008 be adopted as presented:

**Weekly Payment Vouchers
For The
Week Ending June 19, 2008**

PAYROLL

Public Works	\$ 294,133.66
Bi-Weekly Casual	\$ 36,508.28

ACCOUNTS PAYABLE

Cheque No. 133452 - 133719	\$1,973,639.66
Total:	\$2,304,281.60

Tenders

- a. Tender - Robin Hood Bay Landfill Re-Engineering Contract 12A – Materials Recovery Building
- b. Tender – 2008 Infrastructure Maintenance – Contract No. 2 Curb, Gutter and Sidewalk
- c. Tender – Robin Hood Bay Landfill – Re-Engineering Contract 6 – Interim Cover and Landfill Gas Collection
- d. Tender – IBM Server (Blade)
- e. Tender – Supply and Install Playground Equipment Larner Street Program
- f. Tender – Implementation of Financial Management Software

SJMC2008-06-24/397R

It was decided on motion of Councillor Hann; seconded by Councillor Puddister: That the recommendations of the Associate Commissioner and Director of Engineering, the Acting Director of Finance, the Associate Commissioner/Director of Corporate Services and City Clerk and the Director of Building and Property Management be approved and the tenders awarded as follows:

- a. Olympic Construction in the amount of \$7,002,000.00
- b. Newfound Construction Ltd. in the amount of \$1,259,595.00
- c. Modern Paving Ltd. in the amount of \$6,074,456.25
- d. X-Wave I the amount of \$98,433.83 (taxes not included)
- e. Chester Dawe in the amount of \$25,020.00 (taxes not included)
- f. BDO Dunwoody in the amount of \$420,000 plus HST

Notice of Motion

Councillor Puddister gave the following Notice of Motion:

TAKE NOTICE that I will at the next regular meeting of Council move to enact an amendment to the City of St. John's Animal Control Regulation in order to ensure that dogs be kept leashed within the City.

Contract for Independent Claims Adjusting Services

Council considered as information a memorandum dated June 19, 2008 from the Chief Commissioner and City Solicitor regarding the above noted.

SJMC2008-06-24/398R

It was decided on motion of Councillor Colbert; seconded by Councillor Puddister: That the recommendation of the Chief Commissioner and City Solicitor that the contract for the Independent Claims Adjusting Services be awarded to Crawford Adjusters Canada as per the contract negotiations outlined in his memorandum dated June 19, 2008 to Council, be approved.

Memorandum dated June 11, 2008 to the Director of Human Resources requesting that the City sponsor a Tely 10 Mile Road Race Corporate Team team (Registration deadline June 30, 2008)

SJMC2008-06-24/399R

It was decided on motion of Councillor Collins; seconded by Councillor Colbert: That the City sponsor a Tely 10 Mile Road Race Corporate Team, consisting of six employees, to take place July 27, 2008.

Request from Youth Ventures asking that the City waive business start-up fees for those youth in their program setting up businesses for the summer

SJMC2008-06-24/400R

It was decided on motion of Councillor Hickman; seconded by Councillor Hanlon: That the City waive business start-up fees for those youth in their program setting up businesses for the summer.

Request from Dr. Leonard Lye, Program Director, Shad Memorial requesting that the City sponsor the Shad Program - meet with Mayor and Councillors, tour and luncheon July 23, 2008

SJMC2008-06-24/401R

It was decided on motion of Councillor Hann; seconded by Councillor Hickman: That a luncheon for SHAD students, Mayor and Councillors on July 23rd, 2008 from 11 am to 3 p.m. for approximately 60 people, be approved.

Request that the City sponsor a team in the St. John's Fire Fighters Charity Golf tournament July 11, 2008

SJMC2008-06-24/402R

It was decided on motion of Councillor Colbert; seconded by Councillor Hann: That the City sponsor a team in the St. John's Fire Fighters Charity Golf tournament July 11, 2008.

Travel by Councillors Galgay and Puddister

SJMC2008-06-24/403R

It was decided on motion of Councillor Colbert; seconded by Councillor Hann: That Travel by Councillors Galgay and Puddister to Corner Brook, October 8 to 11, 2008 to attend the Annual General Meeting of Municipalities and Labrador, be approved.

Letter dated June 19, 2008 from Jim Buckingham, Avalon Sports requesting waiver of permit fees associated with the construction of the Indoor Soccer Complex

SJMC2008-06-24/404R

It was moved by Councillor Puddister; seconded by Councillor Hann: That permits fees associated with the construction of the Indoor Soccer Complex be approved.

The motion being put was unanimously carried.

Proposed Rezoning of Vacant Land, Daniel Doran Estate off Logy Bay Road (Ward 1) – CBCL Ltd. On behalf of N.D. Dobbin Properties Ltd.

Council considered a memorandum dated June 24, 2008 from the Director of Planning regarding the above noted.

SJMC2008-06-24/405R

It was moved by Councillor Puddister; seconded by Councillor Hann: That Council adopted the following Resolutions for St. John's Municipal Plan Amendment Number 62, 2008 and St. John's Development Regulations Amendment Number 437, 2008:

**RESOLUTION
ST. JOHN'S MUNICIPAL PLAN
AMENDMENT NUMBER 62, 2008**

WHEREAS the St. John's Municipal Council wishes to accommodate the residential development of land situated off Logy Bay Road, south of the Outer Ring Road off-ramp and abutting Stage 3 of the East Point Landing Residential Subdivision;

BE IT THEREFORE RESOLVED that the St. John's Municipal Council hereby adopts the following map amendment to the St. John's Municipal Plan pursuant to the provisions of the Urban and Rural Planning Act, 2000:

Redesignate land off Logy Bay Road, south of the Outer Ring Road off-ramp and abutting Stage 3 of the East Point Landing Residential Subdivision, from the Commercial General (CG) Land Use District to the Residential Low Density Land Use (RLD) District as shown on Map III-1A attached.

BE IT FURTHER RESOLVED that the St. John's Municipal Council requests the Minister of Municipal Affairs to register the proposed amendment in accordance with the requirements of the Urban and Rural Planning Act, 2000.

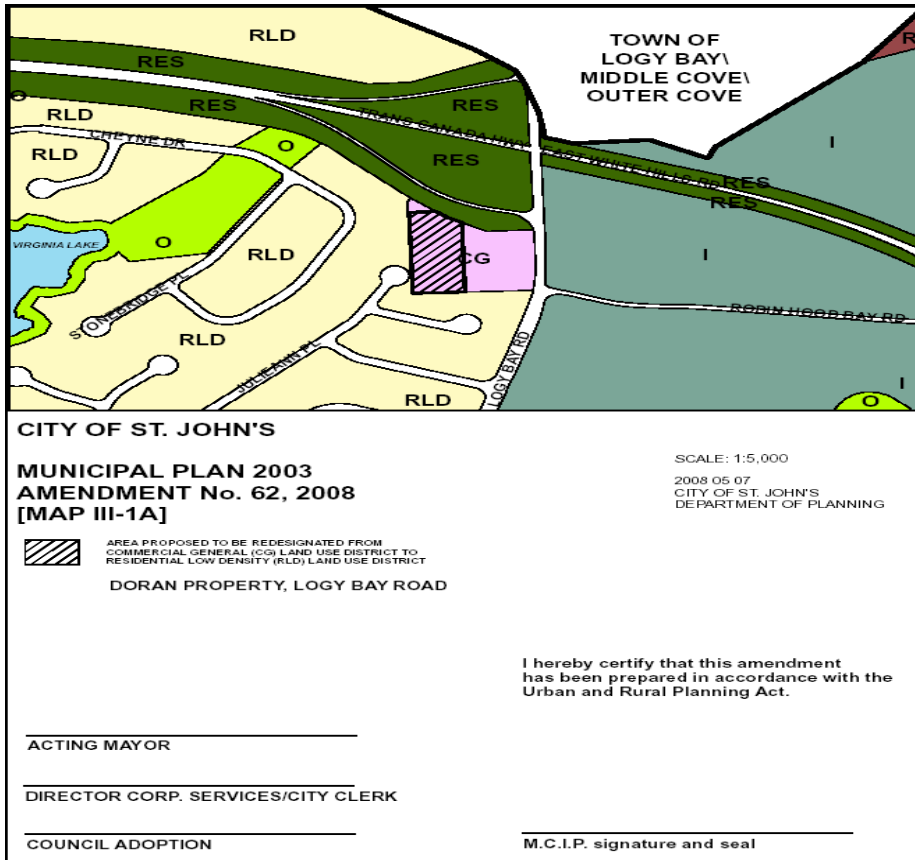
IN WITNESS THEREOF the Seal of the City of St. John's has been hereunto affixed and this Resolution has been signed by the Acting Mayor and the City Clerk on behalf of Council this 24th day of June, 2008.

Acting Mayor

**Director of Corporate Services
and City Clerk**

I hereby certify that this Amendment has been prepared in accordance with the Urban and Rural Planning Act, 2000.

MCIP



**RESOLUTION
ST. JOHN'S DEVELOPMENT REGULATIONS
AMENDMENT NUMBER 437, 2008**

WHEREAS the St. John's Municipal Council wishes to accommodate the residential development of land situated off Logy Bay Road, south of the Outer Ring Road off-ramp and abutting Stage 3 of the East Point Landing Residential Subdivision;

BE IT THEREFORE RESOLVED that the St. John's Municipal Council hereby adopts the following map amendment to the St. John's Development Regulations pursuant to the provisions of the Urban and Rural Planning Act, 2000:

Rezone land off Logy Bay Road, south of the Outer Ring Road off-ramp and abutting Stage 3 of the East Point Landing Residential Subdivision, from the Commercial Regional (CR) Zone to the Residential Low Density (R1) Zone as shown on MapZ-1A attached.

BE IT FURTHER RESOLVED that the St. John's Municipal Council requests the Minister of Municipal Affairs to register the proposed amendment in accordance with the requirements of the Urban and Rural Planning Act, 2000.

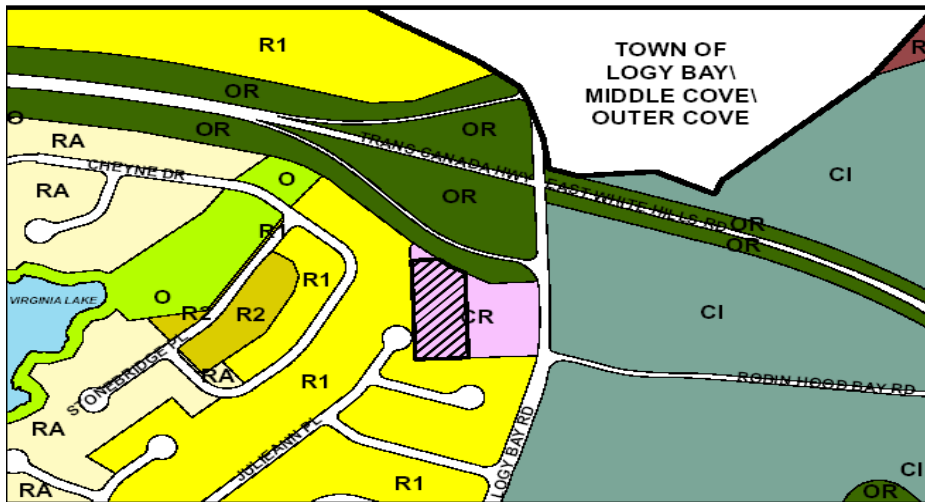
IN WITNESS THEREOF the Seal of the City of St. John's has been hereunto affixed and this Resolution has been signed by the Acting Mayor and the City Clerk on behalf of Council this 24th day of June, 2008.

Acting Mayor

Director of Corporate Services
and City Clerk

I hereby certify that this Amendment has been prepared in accordance with the Urban and Rural Planning Act, 2000.

MCIP



**CITY OF ST. JOHN'S
LAND USE ZONING AND
DEVELOPMENT REGULATIONS 1994
AMENDMENT No. 437, 2008
[MAP Z-1A]**

SCALE: 1:5,000
2008 05 07
CITY OF ST. JOHN'S
DEPARTMENT OF PLANNING



AREA PROPOSED TO BE REZONED FROM
COMMERCIAL REGIONAL (CR) LAND USE ZONE TO
RESIDENTIAL LOW DENSITY (R1) LAND USE ZONE

DORAN PROPERTY, LOGY BAY ROAD

I hereby certify that this amendment
has been prepared in accordance with the
Urban and Rural Planning Act.

ACTING MAYOR

DIRECTOR CORP. SERVICES/CITY CLERK

COUNCIL ADOPTION

M.C.I.P. signature and seal

And further, that Mr. Wayne Thistle, Q.C., a member of the City's commissioner list, be appointed as the commissioner to conduct a public hearing on the amendments, which is scheduled to be held July 16, 2008.

The motion being put was unanimously carried.

Atlantic Canada Energy Office

Councillor Colbert referenced the announcement by the Honourable Gary Lunn, Minister of Natural Resources, that the Atlantic Canada Energy Office will be located in St. John's and will engage in attracting investment in the offshore energy sector, improve trade and market development for supply companies in the region and enhance coordination and support for energy science and technology. In this regard, Councillor Colbert made the following motion:

SJMC2008-06-24/406R

It was moved by Councillor Colbert; seconded by Councillor Hickman: That His Worship the Mayor, on behalf of Council and the Province of Newfoundland and Labrador, write the Honourable Gary Lunn thanking him for his continued support of the oil and gas industry in our province, and the decision to establish the Atlantic Canada Energy Office in St. John's; and asking that the City partner in the planning and structuring of the office.

The motion being put was unanimously carried.

Councillor Hickman

Councillor Hickman commended staff on the efficient manner in which roadwork is being carried out in accordance with the City's newly established policy

Councillor Hann

Councillor Hann referenced the recent incident involving the safety of a bus driver. He assured residents that there are specific procedures in place that the driver can avail of. He noted that the Commission will be meeting to discuss the situation and he intends to recommend the commencement of another review of driver safety issues as a followup to the previous one.

Councillor Colbert applauded employees of metro bus who pride themselves in ensuring the safety of the travelling public.

Councillor Puddister

Councillor Puddister indicated his support of Councillor's Hann's endeavours to increase the level of security and safety for metro bus drivers and the travelling public.

Councillor Puddister reminded travelling public on July 1, 2008 there will be slight fare increases as previously announced through the media.

Councillor Hann noted that if diesel prices continue to rise, by the end of the fiscal year the bus operation could possibly be looking at a \$475,000 and the commission is working diligently to cut that deficit. He advised that the Commission will be approaching the Province on the possibility of providing a fuel tax rebate, and will apprise Council accordingly.

Councillor Puddister alluded to the announcement that the AHL's three Canadian teams, the Hamilton Bulldogs, Manitoba Moose and Toronto Marlies will be taking part in a series of exhibition games at Mile One Centre, September 29 to October 5, 2008. He congratulated all involved and paid tribute to WestJet who have "come on board" as a corporate partner.

Councillor Galgay

Councillor Galgay referenced an announcement today by Federal Minister Loyola Hearn of \$1/2 million for the Resource Centre for the Arts for the revitalization of the LSPU Hall. He noted the Province as well as the City have each committed \$1/2 million towards the project.

Councillor Galgay also referenced Minister Lunn's announcement regarding the creation of an Atlantic Canada Energy Office in St. John's and commended Councillor Puddister for his strong advocacy towards attracting increased presence of the Federal Government within the City as well as the Province.

Councillor Puddister took the opportunity to commend former Mayor Andy Wells as long time, strong advocate towards obtaining increased Federal presence within the City and Province and who did his utmost in putting forward the City's position.

Councillor Hanlon

Councillor Hanlon tabled a letter from Recovering Addicts Fellowship Team Inc. requesting a waiver of fees associated field usage for their recreational softball team (Rift Raft totally \$949.80. The matter was referred to the Director of Recreation for follow-up.

Councillor Hanlon also tabled an email from Jeff Card, 5 Bar Haven Street concerning the playground on Northern Ranger Street expressing concerns of safety and vandalism. The matter was referred to the Parks and Recreation Standing Committee for follow-up.

Councillor Hanlon also noted that the Citizens for Safe Neighbourhood/Airport Heights though appreciative that the City has agreed to install hedging and shrubs in the area of the tot lot on Gairlock Street, are not satisfied with the size of the plantings. The matter was referred to the Parks and Recreation Standing Committee for follow-up.

Councillor Collins

Councillor Collins thanked the clean up crews for their work towards the cleanup of Densmore's Lane.

Councillor Collins suggested that the City consider placing ribbons to honour our troops overseas. In this regard, Acting Mayor Ellsworth asked that staff look at the possibility of the having commissioners in City's buildings wear "red shirts" on Fridays in recognition of the troops. The matter was referred to staff for investigation.

Acting Mayor Ellsworth

Acting Mayor Ellsworth referenced the NOIA Conference held in St. John's last week and commended the organizers for their efforts in contributing to its huge success.

Acting Mayor Ellsworth encouraged residents to use the dog park located in the area of the Legion in Pleasantville.

Acting Mayor Ellsworth offered condolences on behalf of Council to Mayor O'Keefe on the passing of his aunt.

Acting Mayor Ellsworth thanked those involved in putting together the upcoming hockey training camps at Mile One Centre and reiterated Councillor Puddister's comments relative to WestJet 's willingness to partner.

Councillor Hann asked if this initiative will have cost implications for St. John's Sports and Entertainment. Acting Mayor Ellsworth noted there may be some cost implications but too early to predict at this stage.

Councillor Hann, though commending the efforts of St. John's Sports and Entertainment Board in reducing the deficit, indicated he "will not support taxpayers' money going to support hockey."

Adjournment

There being no further business, the meeting adjourned at 6:30 p.m.

MAYOR

CITY CLERK