

June 16, 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.

Mayor Dennis O'Keefe presided.

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

Regrets: Councillor Duff

The Chief Commissioner and City Solicitor, Associate Commissioner/Director of Corporate Services and City Clerk, Associate Commissioner/Director of Engineering, Director of Planning, and Manager, Corporate Secretariat were also in attendance.

Call to Order and Adoption of the Agenda

SJMC2008-06-16/362R

It was decided on motion of Councillor Galgay; seconded by Councillor Ellsworth: That the agenda be adopted as presented with the following additional item:

1. Councillor Galgay – Report on Big City Mayors Caucus and Federation of Canadian Municipalities Meeting – May 29 to June 2, 2008

Adoption of Minutes

SJMC2008-06-16/363R

It was decided on motion of Councillor Hickman; seconded by Councillor Hann: That the Minutes of the June 9th, 2008 meeting be adopted as presented.

Notice of Motion – Councillor Hickman

SJMC2008-06-16/364R

It was moved by Councillor Hickman; seconded by Councillor Galgay: That the Heritage By-Law passed by Council in 1977 together with all amendments thereto, be repealed.

The motion being put was unanimously carried.

Tyvek on Poles in the Downtown

Council considered as information a memorandum dated June 2, 2008 from Director of Public Works and Parks regarding the above noted.

Letter dated June 3, 2008 from Mr. Lloyd J. Penney, Vice President Corporate Services re 57719 Newfoundland and Labrador Inc. Transfer of Lounge License No. 17981, Liquid Ice, 186 Water Street, St. John's, NL

Council considered the above noted letter outlining the circumstances surrounding the lounge license transfer and indicating that in view of the fact the applicant had submitted current approval from Council, and current approval from the St. John's Regional Fire Department in addition to all other required documentation, the NLC had no alternative but to approve the transfer.

Battery Development Guidelines Study

Council considered a memorandum dated June 12, 2008 from the Director of Planning regarding the above noted and advising that the public meeting respecting measures to implement the Battery Development Guidelines Study has been scheduled for Thursday, June 26, 2008.

Notices Published

1. **A Discretionary Use Application** has been submitted by Chris Walsh for the subdivision of a property resulting in 2 reduced lots adjacent to **Civic Number 83 Beaver Brook Drive**. The subject lots have the minimum lot frontage of 15 meters; the lot area is 330 m². The minimum lot frontage in the R1 zone is 15m and the minimum lot area is 450 m². Council may permit Reduced Lot Housing on lots with a minimum lot frontage of 12 m and a minimum lot area of 288m² in the Zone 1 Zone. **(Ward 5)**

One (1) Letter of Objection

SJMC2008-06-16/365R

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

The motion being put was unanimously carried.

Public Hearings

Council considered as information a Public Hearing Report dated June 5, 2008 regarding the following:

Proposed Basketball Court at Stavanger Drive and Carrick Drive
Proposed Tot Lot at Larner Street
Proposed Neighbourhood Park at Stick Pond

Councillor Puddister advised that the basketball court should be completed towards the end of June; that the tot lot will be completed by the end of July or early August. Concerns about the location of mail boxes near the location of the tot lot have been referred to staff who will work with Canada Post to resolve the issue. The park will be green space where children can play rather than an organized recreation area.

Development Committee Report dated June 10, 2008

The following matters were considered by the Development Committee at its meeting held on June 10, 2008. The staff reports are attached for Council's information.

RECOMMENDATIONS OF APPROVAL

- 1. Proposed Residential Dwelling on Substandard Lot
Chad Warren and Sherry McHugh
Civic No. 556-558 Thorburn Road (Ward 4)**

The Development Committee recommends that Council approve the above noted application in accordance with Section 8.1.4(d) of the Development Regulations. The abutting property owners have been notified of the application and have no objection to the development.

OTHER

- 2. Request to Establish Building Line
Proposed Single Detached Dwelling
DLG Contracting
Civic No. 31 Portugal Cove Road @ First Avenue (Ward 4)**

The Development Committee recommends that Council grant approval to the above noted request and establish the side yard flanking road Building Line at 3.15 metres on First Avenue for the proposed new single detached dwelling.

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

SJMC2008-06-16/366R

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

SJMC2008-06-16/367R

Regarding Item #2: It was decided on motion of Councillor Hann; seconded by Councillor Hickman: That the Committee's recommendation to establish the side yard flanking road building line at 3.15 metres on First Avenue for the proposed new single detached dwelling, be approved.

Parks and Recreation Standing Committee Report dated June 5, 2008

Council considered the following Parks and Recreation Standing Committee Report dated June 5, 2008:

Attendees: Councillor Shannie Duff, Chairperson
Councillor Frank Galgay
Councillor Tom Hann
Councillor Sandy Hickman
Ron Penney, Chief Commissioner/City Solicitor
Jill Brewer, Director of Recreation
Paul Mackey, Director of Public Works & Parks
Bob Bishop, Director of Finance & City Treasurer
Dave Blackmore, Director of Building & Property Management
Natalie Godden, Manager of Family & Leisure Services
Jim Clarke, Manager of Streets & Parks
Heather Hickman, Manager of Community Development
Brian Head, Operations Assistant – Parks
Karen Chafe, Recording Secretary

Report:

1. Proposal from George Street United Church re: Enhancement of Streetscape

The Committee met with Reverend Kelly Hudson of the George Street United Church to discuss the Church's proposal "to enhance the streetscape of the West End of New Gower Street, and to bring a visual reminder of the history of this end of the downtown and the role George Street United Church played in that history." The following specific requests were outlined:

- place a sign on New Gower (North) side of Church, pending approval according to Heritage sign regulations
- remove at least one, maybe two trees to increase visibility and allow people to see mural when it is done in 2009

- development of a memorial garden within the front courtyard which would entail the reconfiguration of a portion of the north-east corner wall to facilitate a corner entrance to the courtyard.
- It is also proposed that the courtyard would be levelled and landscaped with benches and flower boxes installed
- It is also proposed that a storyboard be placed in the courtyard, possibly prepared by the Grand Concourse Authority

The purpose of the proposal is to commemorate the 135 year history of the George Street United Church and to increase its visibility within the City of St. John's as a significant heritage site. The Church is also an excellent site for active community outreach programming, a venue for cultural events and an historic sanctuary providing usable space in which to minister to the downtown community.

The Committee was supportive to beginning a consultative partnership with the George Street United Church, but suggested that prior to further action and support being given, a site plan should be developed detailing the actual specifics of the proposal and the estimated costs associated with such. The Committee also expressed concern about the removal of trees and suggested that the City's Parks Services Division could provide advice on this. With regard to the proposed heritage preservation aspects of the proposal, particularly the signage and fencing requests, it was suggested that contact also be made with the City's Heritage Officer who would provide regulatory advice. A meeting can then be scheduled with appropriate City staff and Council and the George St. United Church once the above noted details have been outlined.

2. Proposed Increase in Special Event Fees – Fall of 2008

The Committee considered a memo dated May 30th, 2008 from the Director of Recreation requesting direction on increasing the special event fees for the Fall of 2008, considering the cost increases for catering which was up 10% and bussing which was up 31% from last year. It is likely that when the City retenders for next year, the prices will once again increase, and the programs will be operating at a loss.

The Committee by unanimous consent recommends that the status quo remain with regard to maintaining the existing special event fees. It was felt that the increased costs were negligible considering the significant benefits to seniors provided by these programs.

3. Advertising on Fences at Local Minor Baseball Fields

The Committee considered a letter dated May 1st, 2008 from Mr. Steve Phillips, President of the St. John's Minor Baseball Executive requesting Council's approval to allow corporate sponsors of the St. John's Minor Baseball Association to place advertising on St. John's minor fields fences throughout the City.

The Committee recommends that the request be approved in principle subject to a written and signed agreement outlining the following stipulations which must be addressed to the satisfaction of the Dept. of Public Works & Parks:

- **method of sign attachment to fencing must be safe and secure;**
- **location of signs must be appropriate and not obstruct site distances or views;**
- **that the responsibility for sign installation, sign maintenance and sign removal lies with the St. John's Minor Baseball Association;**
- **content of the sign must be agreeable to all parties**

4. Snow Clearing of Walking Trails

The Committee considered an e-mail from Sheri Wicks encouraging the City to continue the practice of clearing the walking trails, particularly during the winter months if possible. The following motion was put forth:

It was moved by Councillor Hann; seconded by Councillor Hickman: That the Dept. of Public Works & Parks investigate the possibility of working with the Grand Concourse Authority to groom specific walking trails within the City's parks network and that a specific cost allocation to carry out this work be forwarded to the 2009 budget for consideration.

5. Avalon Sports – Proposed Indoor Soccer Facility

During the February 1st, 2007 meeting of the Parks & Recreation Standing Committee, the following recommendation was agreed upon and later approved by Council during its Regular Meeting of February 5th, 2007.

It was moved by Councillor Puddister; seconded by Councillor Hickman: That Council support the request of Avalon Sports Inc. based on the following parameters:

- **that the City donate the City-owned land adjacent to Caribou Complex, as outlined in the submission of Avalon Sports Inc., and that negotiations be entered into to develop a leasing arrangement in this regard;**
- **that the City will not provide any financial obligation or commitment to the construction or maintenance of the proposed facility;**
- **that Avalon Sports Inc. provide the City with a detailed financial and business plan satisfactory to Council based on advice from the Director of Finance & City Treasurer prior to the execution of a lease.**

As per the last bullet above, the Director of Finance and City Treasurer has just received some financial information which he has not yet had an opportunity to review in-depth. The following motion was put forward:

It was moved by Councillor Galgay; seconded by Councillor Hickman: That the Committee reaffirm the above noted motion approved by Council on February 5th, 2007, subject to final confirmation of financing by the Director of Finance & City Treasurer.

6. Request from Mike Noftall re: Financial Assistance

The Committee considered a letter dated June 2nd, 2008 from Mike Noftall to Councillor Hickman requesting financial assistance to offset the loss of wages for the three week period that he will be travelling with the National Junior Softball team to compete in the Junior Worlds event in the Yukon. Mr. Noftall was unaware that he could have applied to the Premier's Athletic Awards program for which he would have been eligible, however, these have been recently awarded.

The Committee recommends rejection of Mr. Noftall's request based on the fact it does not meet the criteria for travel assistance grants policy.

**Councillor Shannie Duff
Chairperson**

SJMC2008-06-16/368R

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

During discussion, Councillor Puddister questioned how funding would be allocated for the snow clearing of walking trails when it failed to make the funding list last year. Councillor Galgay advised that it will be a budget item for 2009.

Following discussion, the motion being put was unanimously carried.

Police and Traffic Committee Report dated June 4, 2008

A meeting of the Police and Traffic Committee was held on Wednesday, June 4, 2008, at 12 noon in Conference Room A, 4th Floor, City Hall.

In Attendance: Councillor Art Puddister, Chairperson
Acting Mayor Shannie Duff
Councillor Keith Coombs
Sgt. Paul Murphy, Royal Newfoundland Constabulary

Mr. Chris Whelan, St. John's Transportation Commission
Mr. Peter Belbin, Chair - Downtown Development Commission
Mr. Bob Ledrew, Nfld. Carriers Association
Mr. Percy Rideout, Citizen Representative
Mr. Dave Blackmore, Director of Building & Property
Management
Mr. Robin King, Transportation Engineer
Mr. Jim Clarke, Manager of Streets & Parks
Mr. Mark Stuckless, Traffic Operations Engineer
Ms. Dawn Corner, Supervisor of Parking & Traffic
Mr. Chris Pitcher, Supervisor of Parking Services
Mr. Phil Hiscock, Operations Assistant – Streets Division
Mr. Brian Head, Operations Assistant – Parks Division
Mr. Paul Pettigrew, Foreperson – Streets Division
Ms. Kelly Butler, Recording Secretary

1. Delegation – Residents of Waterford Bridge Road

The Committee met with a delegation of residents from Waterford Bridge Road (Barbara Burnaby, Alice Sweeney, Shari Ritter, Colleen Hanrahan, Tom Hickey and Murray Smith) to discuss their concerns with respect to traffic volumes, speeding, size of vehicles using the road, and traffic noise.

Ms. Burnaby, the group's spokesperson, outlined the residents concerns and provided a list of possible solutions to resolve the speeding issues including traffic lights and/or three-way stops at certain intersections, temporary speed bumps, installation of a centre island/crosswalk near the two schools on the street, lower speed limits, and increased enforcement. Ms. Burnaby also referenced the size of vehicles using Waterford Bridge Road, noting the street is too narrow for the size of some of the vehicles travelling on it. She also expressed concern about the excessive noise from motorcycles using Waterford Bridge Road.

The Transportation Engineer noted that Waterford Bridge Road is designated as a minor arterial road, and it is intended to carry higher volumes of traffic than local roads. As such, traffic calming devices are not usually implemented on roads with this type of designation. However, it is up to Council whether it wants to change the road designation. Any change would impact the surrounding streets, i.e. Topsail Road, Southside Road. Ms. Burnaby inquired as to how a road is designated as a minor arterial road. In this regard, the Transportation Engineer advised that it would be determined strictly by traffic volumes, and not the width of the road.

Ms. Ritter stated that because of the traffic volumes and cars parking on the street, especially on the west end of Waterford Bridge Road, it is very difficult for pedestrians to get across the street safely. She suggested that the installation of three-way stops or traffic lights at the Cowan Avenue/Waterford Bridge Road and Road Deluxe/Waterford Bridge Road intersections would address this problem. The Supervisor of Parking and Traffic noted that staff had conducted traffic warrants at these intersections, the results of which indicated that the three-way stops were not warranted. She also noted that installing a three-

way stop as a traffic calming measure, particularly when it is not warranted, may lead to an increase in collisions and may increase the instances of speeding between stop signs.

Councillor Coombs noted that the increase in traffic on Waterford Bridge Road is due to increased residential development in the west end of the City. This means that the traffic issues will only get worse if they are not addressed. He also noted that while staff use a standard set of criteria when making decisions on traffic issues, sometimes it is necessary to look outside the box for solutions when issues arise that are outside the norm. Waterford Bridge Road is not a standard street, it is old and very narrow in places. In this regard, he suggested that staff revisit the installation of three-way stops and also look at ways to divert some traffic to other main arteries such as Topsail Road and Pitts Memorial Drive. Any impacts on surrounding neighbourhoods would also have to be investigated.

Discussion ensued regarding what measures the City could take to address the speeding issue. It was noted that the City is investigating the use of temporary speed bumps and permanent radar stations. The Transportation Engineer noted that the portable radar signs have been effective when used throughout the City. The cost of a permanent radar station is approximately \$8,000-9,000. If the City decides to go that route, then these stations would have to be installed in areas where they are needed most. It will be necessary to develop criteria and standards to determine where these machines will be installed.

The Committee agreed that Traffic Division staff would investigate permanent speed display/radar stations as a means to deal with speeding issues in the City.

(Councillor Coombs and the delegation retired from the meeting.)

2. Minutes

The minutes of the February 6, 2008, meeting were adopted as presented.

Under business arising, Councillor Puddister referenced his request to investigate changing the operating times of loading zones from 6:00 p.m. to 5:00 p.m. Staff were going to check with the DDC to see if they had any concerns with this proposal.

Mr. Belbin advised that as the DDC is currently having a study prepared on parking in the downtown, including the use of loading zones, they would prefer to wait for the outcome of the study before making any comment on the matter.

3. New Cove Road – Request for a Crosswalk in the Vicinity of Tunis Court

The Committee deferred a decision on the above noted matter pending the completion of a crosswalk study by staff.

4. Airport Heights Drive @ Elderberry Place – Request for a Crosswalk

The Committee deferred a decision on the above noted matter pending the completion of a crosswalk study by staff.

5. Issues Brought Forward by the Airport Heights Citizens' for Safe Neighbourhoods Committee

The Committee reviewed at length, the **attached** report prepared by staff with respect to the issues raised by the Airport Heights Citizens' for Safety Neighbourhoods Committee during the Police and Traffic Committee's last meeting.

Regarding short term issue #1, Councillor Puddister noted that Councillor Ellsworth had asked Council and the Committee to reconsider having a crosswalk installed at Gairlock Street even though the crosswalk study determined that it was not warranted. It was also noted that staff have taken appropriate action with respect to the short-term requests # 2 and 3 for "Children at Play" signs and full enclosure of the playground. The Supervisor of Parking and Traffic advised the City does not install "Children at Play" signs, however, Playground Signs have been installed in the area. The Parks Division has determined that a closed board fence around the playground is not practical as it limits visibility of the playground from the street, however, a hedge will be installed to provide a physical barrier for the playground area. The hedge will be no higher than the existing bollards already in place so as not to limit visibility.

Discussion continued with respect to the long-term requests, with it being noted that the issues #1 and 2, concerning heavy equipment fall under the jurisdiction of the Province's Highway Traffic Act, and any changes would have to be initiated by the Provincial Government. Regarding issue #3 in relation to the designation of alternate routes for construction equipment and personnel, it was noted that the City is already taking such action and will continue to work with developers in this regard in the future. Concerning issue #4, utilization of vacant and future lots/sites for by developers for employee parking, it was noted that this is not really practical as employees are often required to bring tools, equipment, and materials to the job site. With regard to issue #5 suggesting implementation of a centralized super mailbox area, it was noted that this matter is currently under review by the Department of Engineering.

In relation to issue #6 regarding inspection of housing lots for dangerous and/or unsafe conditions, the Director of Building and Property Management tabled the **attached** memo dated June 3, 2008. He noted that should a building inspector observe a hazard on a building lot, he/she has the authority to have it addressed. He also noted that he had researched practices in other municipalities, and for the most part, there is very little enforcement of hoarding on open lots. The Department of Building and Property Management is currently reviewing the issue in keeping with Occupational Health and Safety requirements.

Regarding issue #7 – implementation of construction speed limits – the Transportation Engineer advised that temporary or short terms speed limit reductions are only imposed on existing/fully developed streets in construction zones where they are required for the safety of both construction workers and the motoring public. The City's Traffic Division could find no evidence of an existing municipal and/or provincial policy for blanket implementation of construction speed limits on developing streets.

The Committee recommends that the attached staff report be adopted as presented.

(The Director of Building and Property Management retired from the meeting.)

6. Allandale Road – Milbanke Street to Pine Bud Avenue – Request for No Parking Restriction

The Committee considered correspondence from Mr. Doug Churchill regarding the above noted matter. It was noted that a site visit determined that there were some vehicles parking on the road opposition Mr. Churchill's driveway, however, they were not overly obstructing traffic, especially given the weather conditions (snow). Also surveys were distributed to area residents regarding the possible parking restriction, and of those people who responded, only one was in favour of the restriction.

The Committee recommends that the request be denied and that the status quo be maintained.

7. East White Hills Road – Request for a Crosswalk

The Committee considered a request from Country Ribbon for the installation of a crosswalk for employees crossing East White Hills Road to access the building from the parking lot. A crosswalk warrant was completed, and it indicated that a crosswalk was warranted at this location.

The Committee recommends that a crosswalk be installed at the earliest opportunity, once staff determine the most appropriate location.

8. Monkstown Road – William Street to Mullock Street – Request for Residential Permit Parking

During the Committee's last meeting, a request from Ms. Dawn Dodge for additional residential permit parking was considered. Staff were instructed to survey area residents in this regard. Out of the 12 surveys that were distributed, three were returned – two in favour and one opposed. Mr. Hiscock advised that the Streets Division would be opposed to having any additional parking in this area as it would hamper snow clearing operations.

The Committee recommends that the request be denied and the status quo be maintained.

9. Torbay Road/Kennas Hill @ Logy Bay Road – Request for a Crosswalk

The Supervisor of Parking and Traffic advised that a crosswalk study was conducted at the above noted location, the results of which indicated that a crosswalk was not warranted.

The Committee recommends that the request for a crosswalk be denied and the status quo maintained.

10. Waterford Bridge Road @ Cowan Avenue – Request for an RA-5 Pedestrian Crossing

The Committee deferred a decision on the above noted matter pending the completion of a pedestrian study by staff.

11. Boyle Street – Request for Bus Stop to be Removed

The Committee considered a request from Ms. Karen Butt to have the bus stop in front of her property on Boyle Street removed.

It was noted that the bus stop is in the most suitable location to maintain the bus route's service level. There are bus stops all over the City located in front of residences, and if this request is granted, then the City and Metrobus will be inundated with requests to have stops moved.

The Committee recommends that the request be denied and the status quo maintained.

12. Cathedral Street – Request for Extension of Residential Permit Parking

The Committee considered correspondence from Barbara and Leonard Stoyles requesting the extension of Residential Permit Parking to include #10 Cathedral Street.

The Committee recommends that the request be approved.

13. Duckworth Street – Request for Disabled Parking Space in the Vicinity of the Classic Café

The Supervisor of Parking and Traffic advised that she had received a request from Ms. Sandra Jones for the installation of a disabled parking space in the vicinity of Cavendish Square. Ms. Jones and her husband, who is disabled, are patrons of the Classic Café. It was noted that the closest disabled parking space is in front of the Marriott Hotel on Duckworth Street.

The Committee discussed the request with it being noted that past practice has been to have one disabled parking space allocated per one City block, with the approval of the DDC. However, due to the grade and slope of the street, this may not be the most suitable location for a disabled parking space.

The Committee agreed to defer a decision on this matter to allow staff an opportunity to contact area business owners and to determine an appropriate location for disabled parking in this area.

14. Hatcher Street – Request for No Parking Anytime Restriction

The Supervisor of Parking and Traffic advised that the City had received a request from an area resident for the installation of a No Parking Anytime restriction on Hatcher Street because of the obstruction caused by parked cars, especially during the winter. She noted that site visits to the area did not reveal a problem with an excessive amount of vehicles parking on the road.

The Committee recommends that the request be denied and the status quo maintained.

15. St. Clare Avenue – Request for Bus Restriction to be Changed

The Supervisor of Parking and Traffic advised that the City had received a request from a resident of St. Clare Avenue that parking be permitted in the evenings on the bus stop in front of #71 St. Clare Avenue. The resident contends that for a number of years the bus stop had a "No Parking 7:00 a.m. to 5:00 p.m. Monday to Friday" designation, however,

there is no record of such a restriction ever being approved by Council. It was noted that the buses on the route do not run after 5:00 p.m., therefore, the parking restriction could be approved. However, it may lead to similar requests for other streets.

The Committee recommends that parking be permitted on the bus stops on St. Clare Avenue from 5:00 p.m. to 7:00 a.m. on a trial basis. Should any problems arise, the matter will be reviewed.

16. Signal Hill Road – Complaint from Resident re: Amount and Speed of Traffic

The Committee considered correspondence from Alison Dyer regarding the above noted issue. The Supervisor of Parking and Traffic advised that a traffic study was conducted on Signal Hill Road in late May. Based on the roadway classification, Signal Hill Road is not experiencing traffic volumes that are unacceptable for a local roadway. The speed study results also indicated that vehicle speeds are well within acceptable levels for a residential street and do not indicate that countermeasures are required. Sgt. Murphy also advised that the RNC's Traffic Unit was in the area for a month and they only issued two moving violation citations.

The Committee recommends that the status quo be maintained for Signal Hill Road.

17. Signal Hill Road – Complaint from Resident re: Motorcycle Traffic

The Committee considered correspondence from John Goodman regarding the issues of excessive noise, speeding, and racing in relation to motorcycle traffic on Signal Hill Road.

The Committee discussed the issue at length, with it being noted that the RNC has conducted research on the issue of excessive noise caused by motor vehicles and motorcycles. The police can purchase decibel meters to measure noise levels, however, there are no provisions in the Province's Highway Traffic Act that will allow police to ticket and/or charge drivers. Councillor Puddister noted that the state of Massachusetts is one of the leaders with respect to enacting legislation pertaining to noise and motorcycles. He suggested that staff research Massachusetts' legislation to see if it could be applied here. If so, then perhaps the issue could be dealt with through the NLFM to lobby the Province to make changes to the Highway Traffic Act.

The Committee recommends that staff conduct further study and research on the state of Massachusetts' legislation in relation to decibel control for motorcycles and vehicles.

18. Parking Permits – Complaints from Residents re: Size and Placement of New Parking Permits

The Committee considered correspondence from Ted Blades and Brenda Malone regarding the above noted matter. According to Ms. Malone's research, under the Highway Traffic Act, drivers can be ticketed for driving with the permit hanging from the rear view mirror.

The Transportation Engineer advised that the current permits were designed with affordability, portability, and visibility in mind. Because the permits are hang tags, they can

be easily moved from one vehicle to another, and they are large enough to have the permit rules written on the back and still be clearly visible to Traffic Enforcement Officers. It was suggested that if drivers are concerned about obstructed views, they could remove the permits while driving and replace them when they are parked. The Supervisor of Parking Services also advised that he had contacted the manufacturer to inquire if other municipalities had received similar complaints. He noted that the company indicated some municipalities had received complaints, but had addressed the matter by putting a disclaimer on the back of the permit regarding a possible sight obstruction while driving and advising that the permit should be removed before driving. Mr. Pitcher indicated that the City may also follow this route.

Date for Next Meeting

The Committee's next meeting will be scheduled for mid to late August unless staff have matters that require immediate consideration by the Committee.

Adjournment

There being no further business, the meeting adjourned at 1:40 p.m.

Councillor Art Puddister
Chairperson

SJMC2008-06-16/369R

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

Regarding Item 1 – it was noted that concerns with respect to traffic volumes, speeding, size of vehicles using the road and traffic noise are common also to Southside Road and Old Topsail Road and should be looked at in concert with Waterford Bridge Road. Councillor Collins asked that a traffic count be conducted on Southside Road prior to installing speed bumps on Waterford Bridge Road. Members of Council agreed that the solution to the traffic situation in these areas would be the construction of the East West Arterial Bifurcation Road.

Regarding Item #15 – Councillor Colbert suggested that there may other bus stop locations where parking can be permitted during specific periods asked that the Chair of the Transportation Commission follow-up on the matter with the Commission. Council concurred.

Regarding Item #4 – the matter was referred back to staff.

Regarding Item #6 – Councillor Puddister noted that the matter may be revisited in the fall.

Following discussion, the motion being put was unanimously carried.

Special Events Committee Report dated June 12, 2008

Council considered the following Special Events Committee dated June 12, 2008:

The following recommendations of the Committee are forwarded to Council for approval in principle subject to any conditions that may be required by the Special Events Advisory Committee.

- 1) **Event:** HBC Run for Canada
Location: Bowring Park Area
Date: July 1, 2008
Time: 8:00 am - 10:00 am

This event requires the following road closures: Waterford Bridge Road eastbound between Cowan Avenue and Water Street (residential access only) Southside Road westbound between Blackhead Road and Bay Bulls Road

- 2) **Event:** Canada's Big Birthday
Location: George Street – Prince Edward Plaza
Date: June 30 – July 1, 2008

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

- 3) **Event:** George Street Festival
Location: George Street – Prince Edward Plaza
Date: July 31 – August 5, 2008

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

- 4) **Event:** George Street Mardi Gras
Location: George Street – Prince Edward Plaza
Date: October 31 – November 1, 2008

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

- 5) **Event:** Royal Canadian Legion Memorial Parade and Service
Location: Downtown Area
Date: July 1, 2008

This event requires the road closures of Queen's Road, Church Hill, Duckworth Street between Bates Hill to Wood Street/Hill O'Chips and between Prescott Street to Cochrane Street, Cochrane Street and Water Street in the vicinity of the War Memorial

- 6) **Event:** Canada Day – Sunrise Ceremony
 Location: Signal Hill
 Date: July 1, 2008

This event requires the road closure of Signal Hill Road from the Interpretation Centre to Signal Hill from 3:30 am to 8:00 am.

- 7) **Event:** Fireworks – Canada Day Celebrations
 Location: Quidi Vidi Lake
 Date: July 1, 2008

This event requires the road closure of the Boulevard from Kings Bridge Road to East White Hills Road, Legion Road, and Lakeview Road from 5:00 pm to 11:00 pm.

- 8) **Event:** Canada Day Official Ceremony and Family Concert
 Location: Confederation Hill
 Date: July 1, 2008

This event requires the road closure of the Prince Phillip Parkway from Portugal Cove Road to Allandale Road from 12:00 pm to 6:00 pm

- 9) **Event:** Festival of Awareness by the Association for New Canadians
 Location: Bannerman Park, Bandstand
 Date: June 20, 2008
 Time: 10:00 am – 3:00 pm

Recommendation:

It is the recommendation of the Committee that Council approve the above noted events, subject to the conditions set out by the Special Events Advisory Committee.

Robin King, P. Eng.
Chairman, Special Events Advisory Committee

SJMC2008-06-16/370R

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

The motion being put was unanimously carried.

Animal Care and Control Committee Report dated May 29, 2008

Council considered the following Animal Care and Control Committee Report dated May 29, 2008:

In Attendance: Councillor Art Puddister, Chairperson
Acting Mayor Shannie Duff
Dr. Hugh Whitney, Provincial Veterinarian – Dept. of Natural Resources
Mr. David Buffett, President – SPCA Board of Directors
Ms. Susan Deir – Shelter Manager, SPCA
Mr. Paul Mackey, Director of Public Works and Parks
Mr. Jim Clarke, Manager of Streets and Parks
Ms. Cindy McGrath, Supervisor of Humane Services
Ms. Lisa Rowe, Humane Services Officer
Ms. Kelly Butler, Recording Secretary

1. Special Constable Status for Humane Services Staff

The Manager of Streets and Parks inquired about the request to the Province for Special Constable status for the City’s Humane Services staff. He noted that under the law, Humane Services staff cannot legally enter private property to remove an animal, which makes it difficult for them to enforce the City’s Animal Control Regulations. Staff can only legally enter private property if they are accompanied by a member of the RNC. The City had requested sometime ago that the Province give consideration to granting Special Constable status to its Humane Services staff, however, to date, nothing has been forthcoming. Mr. Buffett advised that the SPCA fully supports the City’s request.

Discussion ensued with respect to the best way to move forward on this issue. It was noted that an amendment to the Province’s Animal Protection Act may be necessary in order to have Humane Services staff listed under Section 13 pertaining to the eligibility for Special Constable status. Councillor Puddister suggested that a letter be written to the Minister of Natural Resources requesting that she give consideration to making an amendment to the Animal Protection Act to have the City’s Humane Services staff designated as Special Constables. The Committee agreed that the letter be drafted for the Acting Mayor’s signature.

The Committee recommends that the City’s Legal Department prepare a letter for the Acting Mayor’s signature to the Minister of Natural Resources requesting that urgent consideration be given to approving the City’s request for Special Constable status for its Humane Services staff, under the Province’s Animal Protection Act.

2. Enforcement of New Animal Control Regulations

The Manager of Streets and Parks advised that the City’s new Animal Control Regulations came into effect in February of this year. These regulations now contain specific guidelines for the housing of animals in outdoor pens, and Humane Services staff will be enforcing the regulations. He noted that there may be some complaints from citizens in this regard. He also suggested that prior to the commencement of enforcement by staff, it would be a good idea to undertake a public relations campaign to advise residents accordingly. The Manager of Streets and Parks stated that this issue is also tied to the issue of Special Constable status

because, as noted previously, it can be difficult for staff to enforce the regulations without having the authority to enter private property

The Committee agreed that Humane Services staff proceed to prepare public notifications for the City's weekly composite ad to advise the public that the City's new Animal Control Regulations are now in effect and will be enforced accordingly.

3. Restricted Dogs – CD# R2006-09-05/37

The Committee considered correspondence from a citizen requesting that the City consider amending its Animal Control Regulations to include a section dealing with "Restricted Dogs". A restricted dog may include any dog that has a history of chasing, attacking or biting people.

Discussion ensued with it being noted that people who own these types of dogs have to be held to a higher standard and this can be achieved by charging them higher licensing and impound fees. It was suggested that may be breed specific legislation should be considered. Acting Mayor Duff noted that the City discussed doing this sometime ago, and there was an outcry from pet owners. It was noted that breed specific bans aren't recommended, however, some provinces, such as Ontario, have instituted them. The Supervisor of Humane Services suggested that it would be better to use past behaviour and history rather than breed to categorize "restricted dogs".

The Committee agreed to defer a decision on this matter pending further research by staff to determine the practices of other Canadian municipalities in relation to restricted dog legislation. A report will be forwarded for the Committee's review and consideration.

4. Leashing/Muzzling of Dogs in Public – CD# R2006-10-16/18

Councillor Puddister advised that the above noted matter was raised by former Deputy Mayor O'Keefe in response to his concerns regarding dog owners who don't keep their dogs on a leash in public places. He also requested that consideration be given to having dogs muzzled when in public to prevent them from biting people or other dogs.

Councillor Puddister noted that he had discussed this issue with Linda Bishop, the City's Barrister/Solicitor, and she indicated that under the City's regulations, the only time a dog has to be leashed is when it is in a public park. Otherwise, the regulations just require that a dog be under the control of a responsible person, but not necessarily leashed. The Manager of Streets and Parks indicated that he would seek further clarification on this issue with Ms. Bishop.

Further discussion ensued with it being noted that the first way of having control of a dog is to have it leashed. If that isn't enough, then muzzling may be required. It was suggested that more research on this topic would be required before the Committee can make a recommendation.

The Committee agreed to defer a decision on this matter pending further research by staff to determine the requirements of other Canadian

municipalities in relation to leashing and muzzling dogs. A report will be forwarded for the Committee's review and consideration.

5. Open House at the Humane Services Shelter

Acting Mayor Duff suggested that the City consider holding an annual open house at the Humane Services Building as a way to educate the public on the role of the Humane Services Division, pet adoption and responsible pet ownership. It was noted that the shelter has been operating short-staffed, and if the City should decide to schedule an open house, adequate staffing is necessary to handle the additional inquiries and visitor traffic to the shelter in the following weeks.

The Committee agreed that staff would investigate the possibility of having an annual open house.

6. Euthanasia Requests

Ms. Deir advised that the SPCA has been increasingly receiving requests from the Humane Services Division to perform euthanasia's on animals when they have been brought to Humane Services on days when euthanasia services are not offered. She noted that the SPCA has a limited budget and cannot afford to cover these additional costs. Currently the Humane Services only offers euthanasia services on Tuesdays and Fridays. The Supervisor of Humane Services noted that staff only call the SPCA in special circumstances when it involves a severely wounded animal and it is on a day when euthanasia service is not scheduled. In those cases, the SPCA pays for the euthanasia and the City covers the cost of the disposal.

The Committee discussed the costs associated with offering free euthanasia services to the public with it being noted that perhaps the best way to deal with the issue would be for the SPCA to ask the City to increase its operating grant to cover the additional cost that it has been incurring. Dr. Whitney noted that in Ontario, if the euthanasia drug T61 is used, then someone other than a veterinarian is permitted to perform the euthanasia. In this regard, he suggested that the City may want to investigate this matter with the Newfoundland & Labrador Veterinarian Medical Association to see if this practice would be permitted in this province. It was also suggested that adding an additional euthanasia day might be another alternative, however, the Manager of Streets and Parks noted that to do this would cost approximately \$25,000-30,000 more per year.

Councillor Puddister indicated that it would be best to defer a decision on this issue to allow staff an opportunity to conduct further research. Ms. Deir noted that she could also provide approximately 12 months of statistics in regard to how often the City has requested this service.

The Committee agreed to defer a decision on this matter pending further review by staff. A report will be provided to the Committee for its review and consideration.

7. Spay and Neuter Program

Councillor Puddister suggested that if the City had a subsidized Spay and Neuter Program, it may benefit the animal shelter in the long run in terms of lowering the numbers of

unwanted and abandoned animals that it deals with each year. Anyone wanting to take advantage of the program would make an application, and if they meet the criteria, then the City would subsidize the spaying or neutering of their animal.

The Committee agreed that staff investigate the possibility of the City offering a subsidized Spay and Neuter Program, and research how similar programs work in other municipalities. A report will be forwarded for the Committee’s review and consideration.

Councillor Art Puddister
Chairperson

SJMC2008-06-16/371R

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

During discussion Councillor Colbert asked that the Chief Commissioner and City Solicitor verify that in fact the City’s Regulations do not require the leashing of dogs, except in public parks.

Following discussion the motion being put was unanimously carried.

Development Permits List for the period May 27, 2008 to June 5, 2008

Council considered the following Development Permits List for the period May 27, 2008 to June 5, 2008:

**DEVELOPMENT PERMITS LIST
DEPARTMENT OF PLANNING
FOR THE PERIOD OF June 6, 2008 TO June 12, 2008**

| Code | Applicant | Application | Location | Ward | Development Officer's Decision | Date |
|------|----------------------------|--|----------------------------------|------|--------------------------------|----------|
| COM | Bell – Aliant | OPI Site | Dorsey’s Lane | 5 | Approved | 08-06-09 |
| COM | Sandra Lee | Home Office Jolly Rovin’ Tours | Civic No. 73 Cabot Street | 2 | Approved | 08-06-12 |
| COM | Hennebury Engineering Ltd. | Parking Lot Upgarde | Civic No. 427 Newfoundland Drive | 1 | Approved | 08-06-11 |
| RES | Edward Whelan | One (1) Lot Subdivision (R1) Zone | Civic No. 66 Fourth Pond Road | 5 | Approved | 08-06-12 |
| RES | Barry Parsons | Demolition and Replacement of Dwelling | Civic No. 2 Blaketown Place | 4 | Approved | 08-06-12 |
| RES | Barrie Chaisson | Building Lot | Shoal Bay Road @ Alexis Place | 5 | Approved | 08-06-12 |
| | | | | | | |

| | | | | |
|----|---|---------------|-----------------------------|--------|
| * | Code Classification: | | | |
| | RES | | - Residential Institutional | INST - |
| | COM | | - Commercial Industrial | IND - |
| | AG | - Agriculture | | |
| ** | 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

SJMC2008-06-16/372R

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

2008/06/11

Permits List

CLASS: COMMERCIAL

| | | |
|-------------------------------|--------------------------------|-----------------------|
| MARY PHILLIPS | TORBAY ROAD-TORBAY RD MALL | CO SERVICE SHOP |
| BIDGOOD'S PROPERTY MANAGEMENT | 355B MAIN RD | RN CLUB |
| PENNY O'DEA | 2-4 CAMPBELL AVE | RN MIXED USE |
| ANQIN GAO | 176 FRESHWATER RD | CR SERVICE SHOP |
| PLAZACORP PROPERTY HOLDINGS | 80 KENMOUNT RD | SW OTHER |
| KEITH'S DINER | 395-419 MAIN RD, KEITH'S DINER | RN RESTAURANT |
| BELL ALIANT | 65 ELIZABETH AVE | NC COMMUNICATIONS USE |
| PRINCIPAL HOLDINGS LIMITED | 220 KENMOUNT RD | SW CAR SALES LOT |

THIS WEEK \$ 75,500.00
TO DATE \$ 17,148,025.00

CLASS: INDUSTRIAL

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

CLASS: GOVERNMENT/INSTITUTIONAL

| | | |
|---------------------------|-------------------------|------------------------------|
| PENTECOSTAL ASSEMBLIES OF | 565 KENMOUNT RD | NC ACCESSORY BUILDING |
| GOSPEL HALL | SMITH AVE | RN CHURCH |
| CITY SANITARY FILL | 340 EAST WHITE HILLS RD | NC ADMIN BLDG/GOV/NON-PROFIT |

THIS WEEK \$ 1,790,575.00
TO DATE \$ 24,121,058.00

CLASS: RESIDENTIAL

| | | |
|---------------------------------|--------------------------------|------------------------------|
| JEROME POWER | 17 ALDERBERRY LANE | NC ACCESSORY BUILDING |
| JOHN D. O'RIELLY | 9 APPLEDORE PL | NC ACCESSORY BUILDING |
| JOHN PROWSE CONSTRUCTION | 42 BRAD GUSHUE CRES, LOT 5-91 | NC SINGLE DETACHED DWELLING |
| TERRY TOBIN | 17 BRAD GUSHUE CRES | NC PATIO DECK |
| ERIC & CYNTHIA CARTER | 29 BRAD GUSHUE CRES | NC ACCESSORY BUILDING |
| CHARLES, JOAN & THOMAS FUREY | 25A CHAPMAN CRES | NC ACCESSORY BUILDING |
| TERRY WALSH CONSTRUCTION | 55 CHEROKEE DR, LOT 58 | NC SINGLE DETACHED DWELLING |
| DOUG BENNETT | 8 CHEYNE DR | NC FENCE |
| CLAYTON PENNEY | 52 CHEYNE DR, LOT 3.52 | NC SINGLE DETACHED DWELLING |
| ROCKWOOD HOMES | 54 CHEYNE DR, LOT 3.51 | NC SINGLE DETACHED DWELLING |
| RUTH WILSON | 12 CORNWALL HTS | NC PATIO DECK |
| CECIL & TINA BISHOP | 13 DILLON CRES | NC PATIO DECK |
| JEFF HATFIELD | 17 DOYLE'S RD | NC ACCESSORY BUILDING |
| BAXTER RICKS | 28 DUCKWORTH ST | NC ACCESSORY BUILDING |
| PAUL HARDING | 6 ELDERBERRY PL | NC FENCE |
| JAMES P. & M. JEAN TOBIN | 3 GAIRLOCK ST | NC ACCESSORY BUILDING |
| SHUBAYOGA HOMES INC. | 7 GALAXY CRES, LOT 24 | NC SINGLE DETACHED DWELLING |
| REARDON CONSTRUCTION & DEV LTD | 104 GISBORNE PL, LOT Q1 | NC TOWNHOUSING |
| REARDON CONSTRUCTION & DEV LTD | 106 GISBORNE PL, LOT Q2 | NC TOWNHOUSING |
| REARDON CONSTRUCTION & DEV LTD | 108 GISBORNE PL, LOT Q3 | NC TOWNHOUSING |
| REARDON CONST. & DEV LTD | GREEN ACRE DRIVE, LOT 51 | NC SINGLE DETACHED DWELLING |
| REARDON CONST & DEV LTD | GREEN ACRE DRIVE, LOT 71 | NC SINGLE DETACHED DWELLING |
| REARDON CNOST & DEV LTD | GREEN ACRE DRIVE, LOT 70 | NC SINGLE DETACHED DWELLING |
| ALEXANDER PETER FINN | 16 GULLIVER PL | NC ACCESSORY BUILDING |
| EARL HINDY | 50 HOPEDALE CRES | NC PATIO DECK |
| SHANNON MARTIN & KEALEY | 21 HOPEDALE CRES | NC ACCESSORY BUILDING |
| JDL ENTERPRISES LTD | 61 HOPEDALE CRES, LOT 177 | NC SINGLE DETACHED DWELLING |
| PAUL & BRIAN CLANCY | 81 HOPEDALE CRES | NC ACCESSORY BUILDING |
| GUARDIAN HOMES INC. | 10 JAMIE KORAB ST, LOT 138 | NC SINGLE DETACHED DWELLING |
| PAUL R. AND NOLA D. MURPHY | 11 LANCASTER ST | NC FENCE |
| GLENN PENNEY | 34 LARNER ST | NC FENCE |
| GIBRALTAR DEVELOPMENT | 19 LUCYROSE LANE, LOT 84 | NC SINGLE DETACHED & SUB.APT |
| TREVOR FRANCIS COSTIGAN | 33 MACLAREN PL | NC ACCESSORY BUILDING |
| CHRISTOPHER, NEIL & MARIE | 61 MELVILLE PL | NC ACCESSORY BUILDING |
| EDGAR PENNY MAYO | 118 MOSS HEATHER DR | NC ACCESSORY BUILDING |
| RICHARD MEANEY | 35 MUSGRAVE ST | NC ACCESSORY BUILDING |
| CHARACTER BUILDERS | 7 MYRICK PL - LOT 143 | NC SINGLE DETACHED & SUB.APT |
| CHARACTER BUILDERS LTD | 27 MYRICK PL, LOT 124 | NC SINGLE DETACHED & SUB.APT |
| BALNAFAD COMPANY LIMITED | 34 MYRICK PL, LOT 117 | NC SINGLE DETACHED DWELLING |
| BALNAFAD COMPANY LIMITED | 39 MYRICK PL, LOT 112 | NC SINGLE DETACHED DWELLING |
| DAVID PAYNE | 2 NAVAJO PL | NC FENCE |
| TERRY WALSH CONSTRUCTING | 1 OTTER DR, LOT 98 | NC SINGLE DETACHED DWELLING |
| WAYNE CHURCHILL | 98 OXEN POND RD | NC PATIO DECK |
| ALLOYSIUS POWER | 211 PENNYWELL RD | NC FENCE |
| KEN MELVIN | 273 PETTY HARBOUR RD | NC ACCESSORY BUILDING |
| JOHN C. & DARLENE E. COLLINS | 17 POINT VERDE PL | NC PATIO DECK |
| PAUL DROVER | 234 PORTUGAL COVE RD | NC ACCESSORY BUILDING |
| KAREN FURNEAUX | 184 AIRPORT HEIGHTS DR - LOT 6 | NC SINGLE DETACHED DWELLING |
| GEORGE W.N. SKINNER & | 45 RIDGEMOUNT ST | NC FENCE |
| LILLIAN POWER | 9 SALISBURY ST | NC FENCE |
| CAROLYN MICHELLE COOK | 11 SALISBURY ST | NC PATIO DECK |
| CHARLES & THERESA DALEY | 23 STENLAKE CRES | NC FENCE |
| ALFRED MARSHALL | 2 1/2 SYME'S BRIDGE | NC SINGLE DETACHED & SUB.APT |
| FRANK CROTTY | THORBURN RD | NC SINGLE DETACHED DWELLING |
| ANDREW B. STONE & | 12 WEXFORD ST | NC ACCESSORY BUILDING |
| ROBERT DOYLE | 7 WINNIPEG ST | NC ACCESSORY BUILDING |
| EUGENE W. & LORI D.G.LANDER | 101 WINSLOW ST | NC ACCESSORY BUILDING |
| GEORGE NOSEWORTHY | 14 TERRA NOVA RD | CR SUBSIDIARY APARTMENT |
| GLADYS DEERING | 147 CASEY ST | EX SINGLE DETACHED DWELLING |
| ALEXANDER ROCHE | 310 WATERFORD BRIDGE RD | EX SINGLE DETACHED DWELLING |
| GEOFFREY OAKLEY & LIONEL OAKLEY | 16 CENTRAL ST | RN SEMI-DETACHED DWELLING |
| LARRY P. WALSH | 568 EMPIRE AVE | RN SINGLE DETACHED DWELLING |
| JUSTIN MARTIN | 349 GROVES RD | RN SINGLE DETACHED DWELLING |
| HOT TUB PROS | 90 HALLEY DR | RN SINGLE DETACHED DWELLING |
| PETER WAKEHAM & KELLY READING | 21 MONROE ST | RN SEMI-DETACHED DWELLING |
| NFLD. & LAB. HOUSING CORP. | 5-37, 22-36 PORTIA PL | RN TOWNHOUSING |
| PETER DWYER | 12 ROTARY DR | RN SINGLE DETACHED DWELLING |

| | | |
|---------------------------------|-------------------------|------------------------------|
| CRAIG SHEPPARD,ROY SHEPPARD & | 19 SEABORN ST | RN SEMI-DETACHED DWELLING |
| JAMES DUNNE | 88 SPRINGDALE ST | RN TOWNHOUSING |
| JEANETTE BYRNE | 106 SPRINGDALE ST | RN PATIO DECK |
| STEPHEN HODDER | 23 SUDBURY ST | RN SINGLE DETACHED DWELLING |
| ROBERT TANCOCK | 560 TOPSAIL RD | RN SINGLE DETACHED & SUB.APT |
| WATSON PETROLEUM | 73 ALEXANDER ST | SW SINGLE DETACHED DWELLING |
| SHARON BURKE | 43 BELL'S TURN | SW SINGLE DETACHED DWELLING |
| DARREN MARTELL | 10 BUTTERWORTH PL | SW SINGLE DETACHED DWELLING |
| HOPE DAROL MURPHY | 38 MACKENZIE ST | SW SINGLE DETACHED DWELLING |
| DAVID MORGAN & MARINA WHITTEN | 98 PATRICK ST | SW SEMI-DETACHED DWELLING |
| CABOT DEVELOPEMMENT CORPORATION | 40 SHORTALL ST | SW CONDOMINIUM |
| ALEXANDER ROCHE | 310 WATERFORD BRIDGE RD | SW SINGLE DETACHED DWELLING |

THIS WEEK \$ 4,187,114.00
TO DATE \$ 44,812,223.00

CLASS: DEMOLITION

| | | |
|--------------------|------------------------|-----------------------------|
| BARRY PARSONS | 2 BLAKETOWN PL | DM SINGLE DETACHED DWELLING |
| CITY OF ST. JOHN'S | 145 SOUTHERN SHORE HWY | DM SINGLE DETACHED DWELLING |

THIS WEEK \$ 8,500.00
TO DATE \$ 535,500.00

THIS WEEK'S TOTAL: \$ 6,061,689.00

TOTAL YEAR TO DATE: \$ 88,371,806.00

REPAIR PERMITS ISSUED: 2008/06/05 TO 2008/06/11 \$ 85,600.00
2007/12/13 TO 2008/06/11 \$ 1,257,968.00 YTD

LEGEND

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

Payrolls and Accounts

SJMC2008-06-16/373R

**It was decided on motion of Councillor Hann; seconded by Councillor Colbert:
That the following Payrolls and Accounts for the week ending June 12, 2008 be
adopted as presented:**

**Weekly Payment Vouchers
For The
Week Ending June 12, 2008**

PAYROLL

| | |
|--------------------------|---------------|
| Public Works | \$ 284,632.92 |
| Bi-Weekly Amalgamation | \$ 607,735.85 |
| Bi-Weekly Management | \$ 547,695.78 |
| Bi-Weekly Administration | \$ 572,568.05 |

ACCOUNTS PAYABLE

| | |
|----------------------------|----------------|
| Cheque No. 133169 – 133451 | \$1,449,952.54 |
|----------------------------|----------------|

Total: \$3,462,585.14

Tenders

- a. Tender – Water Meters
- b. Tender – Helmets (St. John’s Regional Fire Department)
- c. Tender - Bunker Suits (St. John’s Regional Fire Department)
- d. Tender – Awarding of Contract for the Acquisition and Implementation of the CAMA, Tax and Land Management Systems

SJMC2008-06-16/374R

It was decided on motion of Councillor Hann; seconded by Councillor Colbert: That the recommendation of the Director of Finance and City Treasurer and the Associate Commissioner/Director of Corporate Services and City Clerk be approved and the tenders awarded as follows:

- a. **Elster Canada Meter Co. in the amount of \$203,180.00 (taxes not included)**
- b. **K & D Pratt in the amount of \$10,795.50 (90 helmets @ \$119.95 ea for a 3 year period) taxes not included**
- c. **Bren Kir in the amount of \$124,650.00 (90 suits at \$1,385.00 ea for 3 year period) taxes not included**
- d. **N. Harris Computer Corporation in the amount of \$2,275,000.**

Petition

Councillor Ellsworth tabled a petition the prayer of which reads as follows; and which was referred to the Planning and Housing Standing Committee and the Public Works, Environment and Protection Committee:

We, the undersigned, are deeply concerned about the implications of the City of St. John's failure to preserve agricultural land.

We know that buying local foods is better for the environment, the local economy, and our health. It is already a challenge to buy local foodstuffs here. We are decreasing our self-sufficiency and food system sustainability, and increasing our carbon footprint, every time our scarce agricultural land (especially key when located near urban areas) is lost.

As a framework for city planning, we urge you to commit to preserving farmland and to help make that land accessible to individuals who wish to be growing food for the residents of this region. Once this fertile land is developed, the loss is irreversible.

Notice of Motion

Councillor Hanlon gave the following Notice of Motion:

TAKE NOTICE that I will, at the next Regular Meeting of Council, introduce a motion to direct that a crosswalk be installed adjacent to the playground on Gairlock Street.

DATED at St. John's this 16th day of June, 2008.

Councillor Hanlon

9-11 Waldegrave Street – Salvation Army Thrift Shop

Council considered a memorandum dated June 10, 2008 from the Chief Commissioner and City Solicitor regarding the above noted.

SJMC2008-06-16/375R

It was decided on motion of Councillor Galgay; seconded by Councillor Hann: That the recommendation of the Chief Commissioner and City Solicitor that the City's Manager of Real Estate Services be authorized to provide a Letter of Consent for the Crown to grant the freehold interest in land at 9-11 Waldegrave Street to the Salvation Army, be approved.

Waste Management Lease – Newfoundland Drive

Council considered a memorandum dated June 12, 2008 from the Chief Commissioner and City Solicitor regarding the above noted.

SJMC2008-06-16/376R

It was decided on motion of Councillor Puddister; seconded by Councillor Coombs: That the recommendation of the Chief Commissioner and City

Solicitor that the Mayor and City Clerk be authorized to execute Assignment of Lease as presented, with respect to Assigning of the City's Lease from Remax Realty Specialists to Fantastic Realty Inc., Newfoundland Drive property, be approved.

Heritage Advisory Committee Membership

Council considered a memorandum dated June 3, 2008 from Acting Mayor Duff regarding the above noted.

SJMC2008-06-16/377R

It was decided on motion of Councillor Ellsworth; seconded by Councillor Hann: That the appointment of Ms. Robyn Pike by the Newfoundland Historic Trust, replacing Gerard Hayes as the Trust's representative, on the Heritage Advisory Committee, be ratified.

Phone Poll – Proposed Medical Clinics Building for Eastern Health Outpatient Services 29-57 Major's Path

SJMC2008-06-16/378R

It was moved by Councillor Puddister; seconded by Councillor Colbert: That the above noted phone poll be ratified.

Councillor Hickman who was out of town when the poll was conducted expressed concern with respect to the site location and the impact the development will have on Major's Path traffic and questioned whether the City had enough input into the site selection and planning process. It was pointed out by Councillor Puddister that the process was open and fair and staff have taken measures to mitigate the impact on the residents.

Following discussion, the motion being put was carried with Councillor Hickman dissenting.

Summer Meeting Schedule 2008

Council considered Memorandum dated June 13, 2008 from the City Clerk regarding the above noted.

SJMC2008-06-16/379R

It was moved by Councillor Coombs; seconded by Councillor Collins: That the following Summer Schedule for Regular and/or Special Meetings following the Meeting of June 30, 2008 be approved, with meetings to resume on Tuesday, September 2, 2008.

Tuesday, July 15, 2008
Monday, July 28, 2008
Monday, August 11, 2008
Monday, August 25, 2008

The motion being put was unanimously carried.

2008 Streets Rehabilitation Program

Council considered a memorandum dated June 12, 2008 from the Associate Commissioner and Director of Engineering regarding the above noted.

SJMC2008-06-16/380R

It was moved by Councillor Hickman; seconded by Councillor Collins: That the following list of streets be rehabilitated under the 2008 Streets Rehabilitation Program, noting streets marked Provisional may be undertaken, in whole or in part, if funding permits:

STREETS REHABILITATION

Main Road – Shoal Bay Rd. to Civic #866
Main Road – Bishops Line to Doyles Rd.
Airport Road – Vanguard Court to Craig Dobbin’s Way
Devine Place
Guy Street – Whiteway St. to Hoyles Ave.
Howe Place
Kelly Street
Alderdice Place
Backline Road – Doyles Rd. to Durdle Dr.
Backline Road – Spruce Grove Ave. (formerly Bidgood Ave.) to Keith Dr.
Bowring Place
Huntingdale Drive – Old Petty Harbour Rd. to Carondale Dr.
East White Hills Road – Veterans Rd. to RCMP Entrance
Birmingham Place
Mayor Avenue – Newtown Rd. to Merrymeeting Rd.
Blackhead Road – Blackhead Cres + 800 m to Maddox Cove Rd.
Hamel Street – Empire Ave. to Freshwater Rd.

PROVISIONAL STREETS REHABILITATION

Richmond Street
Bond Street – Kings Rd. to Cochrane Street
College Square

Munn Place
Balmoral Place
Cabot Street – Barter’s Hill to Lime Street
Cabot Street – Lime Street to Carter’s Hill
Logy Bay Road – Cambridge to Robin Hood Bay Rd.

The motion being put was unanimously carried.

2008 Retaining Wall Program

Council considered a memorandum dated June 13, 2008 from the Associate Commissioner and Director of Engineering regarding the above noted.

SJMC2008-06-16/381R

It was moved by Councillor Ellsworth; seconded by Councillor Galgay: That the following list of retaining walls be repaired under the Multi-Year Capital Works Program for the 2008 Retaining Wall Program, noting retaining walls marked provisional may be undertaken, in whole or in part, if funding permits.

RETAINING WALL REHABILITATION

Fort Waldegrave – #11
Cuckhold’s Cove Road – #8
Fort Amherst – Road to Lighthouse
Outer Battery – Opposite Rock Face
Lower Battery Road – Between #1-#2
Outer Battery – Opposite # 4-#7
Outer Battery – Opposite #14

PROVISIONAL RETAINING WALL REHABILITATION

Bowring Park – Adjacent River Opposite Cowan Avenue
Outer Battery – Opposite #3

The motion being put was unanimously carried.

Vera Perlin Society, 346 Pennywell Road

Council considered a memorandum dated June 5, 2008 from the Director of Building and Property Management regarding the above noted.

SJMC2008-06-16/382R

It was decided on motion of Councillor Ellsworth; seconded by Councillor Colbert: That permit fees associated with the roof replacement of the Perlin Pre- Vocational Training Centre at 346 Pennywell Road, be waived in accordance with section 257 of the City of St. John's Act.

The motion being put was unanimously carried.

Request for Banner- Ovarian Cancer Canada

SJMC2008-06-16/383R

It was decided on motion of Councillor Coombs; seconded by Councillor Hann: That a request from Ovarian Cancer Canada for a banner display to promote the Winners Walk of Hope taking place on September 7, 2008 be approved.

Councillor Galgay – Report on Big City Mayors Caucus and Federation of Canadian Municipalities Meeting – May 29 to June 2, 2008

Councillor Galgay tabled for information purposes a report on the Big City Mayors Caucus and Federation of Canadian Municipalities Meeting which he attended, May 29 to June 2, 2008.

Councillor Galgay also tabled annual reports, resolutions, sessions etc. which are on file with the City Clerk's office.

At this point Councillor Colbert mentioned Marine Atlantic's announcement that it will be increasing its fares by 27% to cover the rising fuel prices. He noted that Mr. Graham Letto, President of MNL plans to meet with the Provincial Minister and organize a group to travel to Ottawa to discuss the issue. Members of Council expressed concern relative to the severe impact this decision will have on travel, tourism, cost of living and quality of life.

SJMC2008-06-15/384R

It was moved by Councillor Hickman; seconded by Councillor Hann: That His Worship the Mayor on behalf Council write Federal Minister Lawrence Cannon objecting to the move by Martine Atlantic to increase fare rates.

The motion was unanimously carried.

Committee Chairs

Finance and Administration Standing Committee

SJMC2008-06-16/385

It was moved by Councillor Colbert; seconded by Councillor Hickman: That Council's decision at its special meeting held today to appoint Deputy Mayor Ellsworth as Chair of Finance and Administration Standing Committee be ratified.

The motion was unanimously carried.

Audit Committee of Council

SJMC2008-06-16/386R

It was moved by Councillor Coombs; seconded by Councillor Galgay: That Councillor Debbie Hanlon be appointed to serve as Chair of the Audit Committee of Council.

The motion being put was unanimously carried.

Councillor Hanlon accepted the appointment and thanked members of Council for their support.

Councillor Collins

Councillor Collins thanked the Goulds Boy Scouts for their efforts towards the Goulds Cleanup.

Councillor Collins mentioned the opening of the new Goulds Elementary School Playground and thanked the many sponsors who contributed to its funding.

Councillor Collins congratulated the gold medal winners of the Provincial Weight Lifting Competition held in Gander this past weekend with Justin Miller breaking the Newfoundland and Canadian records.

Councillor Hanlon

Councillor Hanlon asked that the issue surrounding the Ryan Property, 358 Airport Heights Drive be referred to Public Works, Environment and Protection Standing Committee for a full report. Mayor O'Keefe advised that he has documentation he can provide on the matter.

Councillor Hanlon referenced the ongoing issue surrounding Rodney Street bus stop and asked that the matter be referred to the St. John's Transportation Commission for further review.

Councillor Coombs

Councillor Coombs advised that he along with Councillor Galgay and colleagues from Mount Pearl and Paradise toured the Riverhead Waste Management Facility. He commended the magnitude of the project which he noted is a major move forward for the environment and residents of the City.

Councillor Galgay

Councillor Galgay reiterated Councillor Coombs comments on the Riverhead Waste Management Facility.

Councillor Galgay asked that a letter of congratulations be forwarded to Pastor Paul Grimes of the Elim Pentecostal Tabernacle on the opening of their new Church on Kenmount Road on June 8, 2008.

Councillor Galgay advised that June 18, 2008, 7:30 p.m. the Religious Action Committee of Newfoundland and Labrador will be holding a public meeting at the St. Augustine's Anglican Church, corner of Elizabeth Avenue and Westerland Road.

Councillor Galgay reminded residents particularly in the downtown area to ensure that their garbage nets/blankets are taken inside in a timely manner.

Councillor Puddister

Councillor Puddister congratulated Liberal MP Gerry Byrne on his initiative with respect to the passing of the Passenger Bill of Rights and also His Worship Mayor Woodrow French, CBS, for his involvement in the matter, and asked that His Worship the Mayor on behalf of Council write letters of congratulations in this regard.

Further, Council agreed that the Director of Economic Development, Tourism and Culture obtain the details of the legislation for inclusion in next week's Regular Council Meeting agenda.

Councillor Colbert

Councillor Colbert noted that it is important that airline travelers are aware that an extra \$15 fee will guarantee travelers a reserved seat while travelling. He asked that the Chief Commissioner and City Solicitor ensure that employees and the general public are aware of this information.

Councillor Hickman

Councillor Hickman alluded to Public Service Week and acknowledged and commended City of St. John's staff and all workers, on behalf of Council.

Councillor Colbert

Councillor Colbert advised that while he attended the MNL Board of Directors' meetings this past weekend in Port Rexton concern was raised that the Government of Newfoundland and Labrador is considering not paying property taxes for its clients in a social service program and that the responsibility will become that of the client, and for many towns such a move will create a huge problem. Councillor Colbert asked that the Chief Commissioner and City Solicitor find out the implications this action will have on the City of St. John's.

Councillor Colbert questioned whether the City should consider purchasing an Antique Fire Truck which, according to recent news story, is to be auctioned off. The matter was referred to the Chief Commissioner and City Solicitor for follow-up.

Councillor Ellsworth

Deputy Mayor Ellsworth advised that the St. John's Farmers Market takes place on Saturday 9 am to 2 pm at the Lions Chalet on Bonaventure Avenue.

He advised that the Community Garden Alliance Group are looking at developing community gardens throughout the City and encouraged members of Council to support the cause.

Mayor Dennis O’Keefe

Mayor Dennis O’Keefe provided an update on the 2008 Streets Repair Program at a total cost of \$8.1 million. He advised that this year the City is implementing timelines during which contractors must complete grind-and-patch and cut-and-patch work.

Mayor O’Keefe asked that a letter of sympathy be forwarded on behalf of Council, to the family of the late George Patrick Hussey, a former employee of the City for 32 years.

Adjournment

There being no further business, the meeting adjourned at 6:45 p.m.

MAYOR

CITY CLERK