

**March 17<sup>th</sup>, 2009**

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

Acting Mayor Ellsworth presided.

There were present also Councillors Colbert, Hickman, Hann, Puddister, Galgay, Coombs, Hanlon and Collins.

Regrets: Mayor O'Keefe and Councillor Duff.

The Chief Commissioner and City Solicitor, the Director of Planning, Manager, Corporate Secretariat and Recording Secretary were also in attendance.

### **Moment of Silence**

Acting Mayor Ellsworth called for a moment of silence in honor of the seventeen souls who lost their lives in the helicopter crash which occurred on Thursday, March 12<sup>th</sup>, 2009.

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

#### **SJMC2009-03-17/149R**

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

- a. Letter from Sharon Jeans, Executive Director, The Fluvarium, requesting that the City purchase a Corporate table in support of the Quidi Vidi/Rennie's River Development Foundation's and the Elaine Dobbin Centre for Autism joint fundraiser, Spring Soiree, March 21<sup>st</sup>, 2009.
- b. Memorandum dated March 17, 2009 from the Director of Planning re Southlands Area (Ward 5) & Southwest Development Area (Wards 3 and 4)
- c. Tender - Exterior Renovations, Non-Profit Housing Sites – McNeil Street, Mundy Pond Road & Queen's Road
- d. Mayor's Advisory Committee on Seniors Report dated March 6<sup>th</sup>, 2009

**Adoption of Minutes**

**SJMC2009-03-17/150R**

It was decided on motion of Councillor Hickman; seconded by Councillor Hann: That the Minutes of the March 9<sup>th</sup>, 2009 meeting be adopted as presented.

**Business Arising**

**Proposed Text Amendment**

**St. John's Development Regulations, Eating Establishments**

Under business arising, Council considered a memorandum dated March 10<sup>th</sup>, 2009 from the Director of Planning regarding the above noted.

**SJMC2009-03-17/151**

It was moved by Councillor Colbert; seconded by Councillor Coombs: That the following Resolution for the St. John's Development Regulations Amendment number 452, 2009 be adopted, which will then be referred to the Department of Municipal Affairs with a request for Provincial registration in accordance with the requirements of the Urban and Rural Planning Act:

**RESOLUTION  
ST. JOHN'S DEVELOPMENT REGULATIONS  
AMENDMENT NUMBER 452, 2009**

**WHEREAS** the City of St. John's wishes to modify the provisions of the St. John's Development Regulations respecting "Eating Establishments".

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

**Repeal Section 7.22 ("Taverns and Eating Establishments") and substitute the following new section.**

**"7.22 Taverns and Eating Establishments**

- (1) No Tavern shall be permitted within 50 metres of the Newfoundland War Memorial;**
- (2) No Tavern or Eating Establishment shall be permitted on the property situate between Airport Road and Portugal Cove Road which property was the subject of St. John's Development Regulations Amendment Number 325, 2004;**
- (3) An application for a Tavern shall be processed as a Discretionary Use where a Tavern is proposed to be located within 150 metres of a Church, a School or a Residential Zone; and**
- (4) An application for an outdoor eating area and/or a drive-thru associated with**

**an Eating Establishment shall be processed as a Discretionary Use where the Eating Establishment is located within 150 metres of a Church, a School or a Residential Zone.”**

**BE IT FURTHER RESOLVED** that the City of St. John’s requests the Minister of Municipal Affairs to register the proposed amendment in accordance with the requirement of the Urban and Rural Planning Act.

**IN WITNESS THEREOF** the Seal of the City of St. John’s has been hereunto affixed and this Resolution has been signed by the Mayor and the City Clerk on behalf of the City of St. John’s this **17th** day of **March, 2009**.

\_\_\_\_\_  
**Mayor**

\_\_\_\_\_  
**Acting City Clerk**

\_\_\_\_\_  
**Provincial Registration**

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

\_\_\_\_\_  
MCIP stamp and signature

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

**Notices Published**

**1. A Discretionary Use Application** has been submitted by Brian Mullooney requesting permission to construct one (1) Infill Housing Unit at **Civic No. 151 Pleasant Street**. The proposed unit will attach to the east side of the existing dwelling. One (1) additional on-site parking space will be created from this development. **(Ward 2)**

**(This application has been withdrawn)**  
**Letter from Mr. Brian Mullooney, March 9, 2009**

**2. A Variance of Nonconformity Application** has been submitted by Advanced Auto Works and Detail Centre requesting permission to construct a 30 m<sup>2</sup> (320 ft<sup>2</sup>) building to the north side of the subject property at **Civic Number 413 Bay Bulls Road**. The purpose of the extension is to accommodate office and storage use. **(Ward 5)**

**SJMC2009-03-17/152R**

**It was decided on motion of Councillor Collins; seconded by Councillor Puddister: That the application be approved.**

**Development Committee Report dated March 10<sup>th</sup>, 2009**

Council considered the following Development Committee Report dated March 10<sup>th</sup>, 2009:

**RECOMMENDATION OF REJECTION:**

- 1. Proposed Residential Dwelling  
Mr. James Whitten  
Civic No. 62-92 King's Hill Road  
Town of Portugal Cove-St. Philips  
Broad Cove River Watershed**

The Development Committee recommends that Council reject the above noted application pursuant to Section 104(4)(d) of the City of St. John's Act.

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

**SJMC2009-03-17/153R**

**It was decided on motion of Councillor Hann; seconded by Councillor Hanlon:  
That the Committee's recommendation of rejection be approved.**

**Audit Committee Report dated March 3<sup>rd</sup>, 2009**

Council considered the following Audit Committee Report dated March 3<sup>rd</sup>, 2009:

In Attendance:           Councillor Debbie Hanlon, Chairperson  
                                  Councillor Shannie Duff  
                                  Councillor Tom Hann  
                                  Councillor Art Puddister  
                                  Mr. Ron Penney, Chief Commissioner & City Solicitor  
                                  Mr. Bob Bishop, Director of Finance & City Treasurer  
                                  Mr. Kevin Breen, Director of Human Resources  
                                  Mr. Carl Keeping, Manager of Budgetary Services  
                                  Ms. Diane Winsor, Manager of Employee Relations  
                                  Mr. Jason Silver, City Internal Auditor  
                                  Mr. Sean Janes, Auditor I  
                                  Ms. Kelly Butler, Recording Secretary

- 1. Internal Audit Report – Department of Human Resources – Follow Up: Leave Management Program (Assignment No. 08-04)**

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The Committee considered the **attached** report and reviewed a presentation by Mr. Silver which highlighted the report's main points.

Mr. Silver advised that the initial review was completed in May 2006. At that time, a number of recommendations were made to management. The purpose of the follow up report is to ascertain if the risks previously identified have been adequately addressed. The two main areas of the review and their recommendations are noted below:

- 1.1 Employee Leave Policies
  - 1.1.1 Communication of Policies

Recommendation 1.1

*The leave management program should be continued and adapted over time to address or focus on specific issues that may arise relating to leave and leave management. As a part of this program, information sessions, like the ones held in the past, should be conducted on a regular basis to ensure managers and supervisors are educated on the most recent leave policies. In addition, we suggest that once the department has the ability to capture cost and further detail with the planned implementation of new software that these sessions should include that detail to inform the various divisions.*

*We would also suggest that incidents where employees forfeit annual leave should be identified with the reason for this forfeiture evaluated on a case by case basis to ensure risk to the City is minimized.*

- 2.1 Leave Statistics
  - 2.1.1 Sick Leave Trends
  - 2.1.2 System Limitations
  - 2.1.3 Workers Compensation Results

Recommendation 2.1

*We recommend that the Human Resources Department continue to compile, analyze, interpret and report information on leave across the City. The interpretation of the results to assist in refocusing efforts will be key to maintaining and possibly improving program effectiveness.*

Mr. Silver advised that management has reviewed the report and agrees with the recommendations made.

A brief discussion ensued regarding the issue of employees forfeiting annual leave, with it being noted that employees are only permitted to carry twice their annual leave allotment. If there is any leave in excess of that amount, arrangements should be made with employee's supervisor to take the leave as soon as possible so that it is not forfeited. Directors are allowed to carry over their annual leave with no maximum because it is oftentimes difficult for Directors to take the annual leave they are entitled to. With respect to the issue of sick leave trends, the City's sick leave figures are relatively consistent with its comparators, however, the figures for 2007 indicated that sick leave increased from the

previous years. The Director of Human Resources noted that in 2007, leave figures indicated that leave for the Management Group appeared to increase. He noted that there were a couple of employees within that group who had to deal with serious health issues, and this skewed the statistics. Overall, management sick leave is fairly low.

Following the discussion, the Committee recommended:

**That the attached report and its recommendations on the City's Leave Management Program be adopted as presented.**

**2. Internal Audit Report – Department of Finance – Program Review: Budget Process (Assignment No. 09-01)**

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The Committee considered the attached report and reviewed a presentation by Mr. Silver which highlighted the report's main points.

Mr. Silver advised that the review entailed research on the current budgetary process and on the Government Finance Officers Association (GFOA) budget best practices. Most of the research into the current budgetary process was based on examination of the City's 2009 budget process and was conducted through direct observation, review of budget documents and interviews with key stakeholders that were directly involved in the process in order to help identify key inputs and outputs of the budget process and to assess each for relative importance, risk and for effectiveness as part of the City's overall fiscal management framework. The report's recommendations are as follows:

Recommendation #1

*While the City's budget process is well understood by most and clearly laid out through the Fiscal & Service Strategy and the annual Operating Budget Guidelines, turnover in both staff and Council can result in some individuals not understanding the process or some components of the process. As a part of the City's ERP implementation system, training is planned to show everyone involved in the process how to use the new software being implemented. As a part of this training, the elements of the budget process and the key controls over the budget process should be re-communicated to all involved in the process. In addition, any changes in the process should be clearly outlined to ensure that the budget is prepared on a consistent basis and that everyone involved in the budget preparation and approval process is aware of their roles and responsibilities. Consideration could also be given to holding similar sessions on a regular, recurring basis (i.e. every few years).*

Recommendation #2

*Consideration should be given to adapting the current modified zero-based budgeting process in order to allow for the regular review by Council and the Senior Management Team of all service levels, including those approved by Council in prior years. This review should also focus on evaluating whether service levels are being broken down into sufficient detail to show the impact of Council decisions on the City's operations and to help focus the decision-making process. This would*

likely lead to an improved understanding of both the budget and operations on the part of Council, while also allowing for the adaptation of the identified priorities of taxpayers if or when they occur. If resources are not available to review all programs on an annual basis, consideration could be given to conducting a more in depth review of service levels on a rotating basis, so that all programs would be reviewed within a predetermined time period. In addition to reviewing all service levels, different options, along with their implications on the City's operations and budget could be presented and discussed as a part of these regular service level reviews, again enhancing the understanding of the City's operations by all involved.

Recommendation #3

To help focus Council deliberations on the annual budget, the ranking process should be altered to provide some separation between manageable and unavoidable costs. Unavoidable costs could be contractual or statutory in nature and really do not need to be discussed at this point in the budget process. This would allow the decision making process to focus on service levels where discretion is available on whether to provide them or at what level they should be provided. It should be noted that some costs are unavoidable in the short term (i.e. in the next year) but are management in the long term. These could be discussed during the more detailed review of service levels (per Recommendation #2) as opposed to during the deliberations on the final ranking as provided by staff to Council.

Recommendation #4

Time should be allocated during the budget deliberation process to discuss the long-term revenue and expenditure projections, along with the impact current budgetary decisions will have on these projections. This would help connect the budget deliberations to the City's long-term strategic plans, building on elements already present in the City's current budgetary process.

Recommendation #5

Budgetary controls, such as performance measurement and variance analysis could be enhanced by holding an annual budget performance review whereby Council and the City's Senior Management Team would review explanations for significant budget variances along with performance measures for all departments and divisions of the City to evaluate whether goals and objectives are being met with the planned spending levels. This review session would be held just prior to the commencement of the budget process for the following year to help provide a better understanding of City operations before embarking on the decision making process for the upcoming year. Reporting could also be provided to the public as part of the City's new public consultation process to enhance taxpayer understanding of the City's operations and its budget process and to enhance transparency and accountability. It should be noted that these elements are already either present or being developed as part of the current budget system, but combining them into either one or a short series of review sessions would help bring all elements of the big picture together for management, Councillors and the public.

Management's response to each of these recommendations is outlined in the report.

Discussion ensued regarding the public consultation process for the budget, with it being noted that the difficulty with public consultations is that it oftentimes results in gathering only the needs of a select few taxpayers or interest groups, which does not necessarily reflect the needs of the general public overall. The Director of Finance noted that he has participated in some sessions on public consultations through the GFOA, and the experience has provided some ideas to work with in order to enhance the City's public consultation process and get a broader base of consultations and information. Councillor Hann noted that citizens have a right to provide their opinions on the City's budget and should be given the opportunity to do so, whether they are private citizens or members of special interest groups.

Mr. Healy noted that a report on the Budget Process was brought to the Committee last year, and he inquired if the Internal Auditor could provide some comment on the different approach used for this report versus that of the earlier report. Mr. Silver noted that his report is based on the use of GFOA best practices, making comparisons with these practices and the City's own budget practices to determine if there are any areas of concern. A conclusion was then reached and recommendations made based on the comparison. The approach of the initial review mainly focused on the opinions of staff, management and Councillors across the City on the budget process

Following the discussion, the Committee recommended:

**That the attached report and its recommendations on the Budget Process be adopted as presented.**

**3. Attendance of City Internal Auditor at Meetings**

Mr. Silver noted that he would like to receive notification of all Committee and Council meetings and agendas for same. This will enable him to determine if there is a need to attend a meeting to discuss or address a specific issue.

**The Committee agreed that the City Internal Auditor be provided with meeting notifications and agendas for all Council meetings and Committee meetings.**

Councillor Debbie Hanlon  
Chairperson

**SJMC2009-03-17/154R**

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

Councillor Galgay referenced page 4 of the report, noting that there was a decision concerning the consultation process of having the general public and special interest groups



participate in the budget discussions. In response to his question of whether or not this is still intended, Deputy Mayor Ellsworth affirmed it was the case, noting that one has already been conducted and other public meetings will be scheduled for the future.

Councillor Hanlon commended the Departments of Human Resources and Finance for their professionalism and proactive stance in dealing with areas of concern which have led to significant improvements to the City.

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

**Nomenclature Committee Report dated March 12, 2009**

Council considered the following Nomenclature Committee Report dated March 12, 2009:

**1. George’s Pond Place (formerly upper section of Redmond’s Road)**

**a. George’s Pond Place**

**SJMC2009-03-17/155R**

**It was decided on motion of Councillor Hann; seconded by Councillor Puddister: That the Committee’s recommendations be approved.**

**Development Permits List**

Council considered as information the following Development Permit List for the period March 6<sup>th</sup>, 2009 to March 12<sup>th</sup>, 2009:

**DEVELOPMENT PERMITS LIST  
DEPARTMENT OF PLANNING  
FOR THE PERIOD OF March 6, 2009 TO March 12, 2009**

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
RES	Mike Griffiths	Demolition & Rebuild of Single Detached Dwelling	225 Airport Heights Drive	4	Approved	09-03-06
RES	Tracey & Cory Park	Proposed Building Lot for Single Detached Dwelling	161-163 Petty Harbour Road	5	Approved	09-03-11
RES	Perry McCarthy	Accessory Dwelling Unit and Accessory Building	Fowlers Road	5	Rejected Contrary 10.38.1	09-03-12
RES	Neil Dalton-Dalton's Home Hardware	Road Sign: Advertisement for Home Hardware	Robert E. Howlett Memorial Highway and Heavy Tree Rd.	5	Rejected Contrary to City Policy	09-03-12

Gerard Doran  
Development Officer  
Department of Planning

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

**Building Permits List**

**SJMC2009-03-17/156R**

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

2009/03/11

Permits List

**CLASS: COMMERCIAL**

DON WRIGHT	11 AUSTIN ST	CO OFFICE
SALTWATER IMAGES INC.	203 BLACKMARSH RD	MS RETAIL STORE
X-STATIC HAIR SALON	271 BLACKMARSH RD	MS SERVICE SHOP
BLACKMARSH MINI MART	711 BLACKMARSH RD	MS CONVENIENCE STORE
57770 NEWFOUNDLAND & LABRADOR	207 KENMOUNT RD	MS OFFICE
LOU'S AUTOMOTIVE INC.	468 LOGY BAY RD	MS COMMERCIAL GARAGE
KIELEY INVESTMENTS LIMITED	484-490 MAIN RD	MS RETAIL STORE
ABC SIDING & WINDOWS INC.	1 MARCONI PL	MS RETAIL STORE
SUN SPA	36 PEARSON ST	MS SERVICE SHOP
ARGOSY ENTERPRISES	36 PEARSON ST	MS RETAIL STORE
ICI CANADA INC.	40 ROPEWALK LANE	MS RETAIL STORE
PC MEDIC INCORPORATED	16 STAVANGER DR	MS RETAIL STORE
THE BUSINESS DEPOT LTD.	34 STAVANGER DR	MS RETAIL STORE
THE BUSINESS DEPOT LTD.	34 STAVANGER DR	MS RETAIL STORE
ARIZONA HEAT INC.	386 STAVANGER DR	MS SERVICE SHOP
MUSIC CITY	15-27 STAVANGER DR	MS RETAIL STORE
ANCHOR ENTERPRISES INC.	86 THORBURN RD	MS RETAIL STORE
PIPERS DEPARTMENT STORES	681 TOPSAIL RD	MS RETAIL STORE
GRANITE DEPARTMENT STORE INC.	272-276 TORBAY RD	MS RETAIL STORE
NORTH ATLANTIC REFINING LTD.	280 TORBAY RD	MS RETAIL STORE
COLOR YOUR WORLD	464 TORBAY RD	MS RETAIL STORE
JOSADA HAIR STUDIO	TORBAY ROAD-TORBAY RD MALL	MS SERVICE SHOP
PLAY IT AGAIN SPORTS	TORBAY ROAD-TORBAY RD MALL	MS RETAIL STORE
CASH CITY	TORBAY ROAD-TORBAY RD MALL	MS RETAIL STORE
FRENCHY'S CLOTHING STORE LTD.	TORBAY ROAD-TORBAY RD MALL	MS RETAIL STORE
FRENCHY'S CLOTHING STORE LTD.	TORBAY ROAD-TORBAY RD MALL	MS RETAIL STORE
WM. SUMMERS PROPERTY	411 TORBAY RD	MS RETAIL STORE
PETER'S PIZZA & GOLDEN FOODS	411 TORBAY RD	MS RETAIL STORE
MEGA WRAPS	585 TORBAY RD	MS RESTAURANT
NANCY DAY HOWARD	202 WATER ST, GINGERSNAP	CR RETAIL STORE

ULTRAMAR LTD	108 GEORGE ST W	RN CAR WASHING ESTABLISHMENT
BILLARD INSURANCE AGENCY LTD.	391-395 EMPIRE AVE	CR OFFICE
SUPERIOR OFF. INTERIORS LTD.	219-221 NEW GOWER ST	RN RETAIL STORE
NEWFOUNDLAND STRUCTURES INC.	8-10 ROWAN ST	CR OFFICE
RICK DAVIS	10 STAVANGER DR	EX RETAIL STORE
PODIATRY ASSOC, INC.	40 ABERDEEN AVE, SUITE 102	TI CLINIC
G J CAHILL & COMPANY	235 WATER ST	RN BANK
REGAL REALTY LIMITED	WATER STREET-BECKS COVE	RN HOTEL
JOHN HEARN ARCHITECT INC	120 STAVANGER DRIVE	NC RETAIL STORE

THIS WEEK \$ 4,202,700.00

**CLASS: INDUSTRIAL**

THIS WEEK \$ .00

**CLASS: GOVERNMENT/INSTITUTIONAL**

THIS WEEK \$ .00

**CLASS: RESIDENTIAL**

GRAHAM & DEBRA MUGFORD	89 BRAD GUSHUE CRES, LOT 5-153	NC SINGLE DETACHED DWELLING
STAN MACINTYRE	61 LARKHALL ST	NC PATIO DECK
PERHAM HOMES LTD	26 PETITE FORTE DR, LOT 312	NC SINGLE DETACHED DWELLING
MICHAEL & CHRISTINA EDWARDS	11 PLOVER ST	NC ACCESSORY BUILDING
DAVID BADRUDIN/LINDSAY MILLS	185 WATERFORD BRIDGE RD	NC ACCESSORY BUILDING
RESHELLE ADAMS	78 MACBETH DR	CO HOME OFFICE
KEVIN C LEWIS & KEVIN J LEWIS	27 NEPTUNE RD	CR SUBSIDIARY APARTMENT
TONY & LYNN BISHOP	25 NEWTOWN RD	CR SINGLE DETACHED DWELLING
CALVIN CANNING	8 POLINA RD	CR SUBSIDIARY APARTMENT
CLEMENT TREMBLETT	174 GROVES RD	EX ACCESSORY BUILDING
DONALD CLEARY	SAVANNAH PARK DR	EX SINGLE DETACHED DWELLING
ROSEMARY BOYD	15 ANDERSON AVE	RN SINGLE DETACHED DWELLING
RICHARD A. & ELSIE RYDER	44 BATTERY RD	RN SINGLE DETACHED DWELLING
AUSTIN K. B. CANNING	18 ERROL PL	RN SINGLE DETACHED DWELLING
MRS LEEANNE DRODGE	67A FAHEY ST	RN SEMI-DETACHED DWELLING
ANTHONY MA	15 GEAR ST	RN SEMI-DETACHED DWELLING
MICHELLE TEMPLE	60 MONROE ST	RN TOWNHOUSING
JASON OATES	41 MYRICK PL	RN SINGLE DETACHED DWELLING
CAROL RICHARDS	68 NASCOPIE CRES	RN TOWNHOUSING
DAVID BADRUDIN/LINDSAY MILLS	185 WATERFORD BRIDGE RD	RN LODGING HOUSE
CARL HIGDON	38 CLEARY DR	SW SINGLE DETACHED DWELLING
RODNEY SHEPPARD	42 THORBURN RD	SW SINGLE DETACHED DWELLING

THIS WEEK \$ 489,806.00

**CLASS: DEMOLITION**

CHARLES BUTLER	19 BALSAM ST	DM TOWNHOUSING
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THIS WEEK \$ 2,500.00  
THIS WEEK'S TOTAL: \$ 4,695,006.00

REPAIR PERMITS ISSUED: 2009/03/05 TO 2009/03/11 \$ 10,201.00  
LEGEND

CO CHANGE OF OCCUPANCY MS MOBILE SIGN

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

**Payrolls and Accounts**

**SJMC2009-03-17/157R**

**It was decided on motion of Councillor Hann; seconded by Councillor Hickman: That the following Payrolls and Accounts for the week ending March 12, 2009 be approved as presented:**

**Weekly Payment Vouchers  
For The  
Week Ending March 12, 2009**

**PAYROLL**

Public Works	\$ 372,916.67
Bi-Weekly Casual	\$ 14,794.44

**ACCOUNTS PAYABLE**

Cheque No. 143742 - 143997	\$ 2,695,742.45
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**Total: \$ 3,083,453.56**

**Tenders**

- a. Tender - Chlorine Bulk (two year period)
- b. Tender – Exterior Renovations, Non-Profit Housing Sites – McNeil Street, Mundy Pond Road & Queen’s Road

**SJMC2009-03-17/158R**

**It was decided on motion of Councillor Hann; seconded by Councillor Hickman: that the recommendation of the Director of Finance and City Treasurer and the Director of Building and Property Management be approved and the tenders awarded as follows:**

- a. Benntag Canada Ltd. @ \$1,157,170.00 (taxes not included)
- b. Coastal Building Products in the amount of \$146,000.00 which includes HST

**Notice of Motion**

Councillor Coombs gave the following Notice of Motion:

**TAKE NOTICE** that I will at the next regular meeting of the St. John's Municipal Council move to enact an amendment to the Rules of Procedure with respect to voting by Council.

**DATED** at St. John's, NL this 17<sup>th</sup> day of March, 2009.

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Councillor Keith Coombs

**Ad Hoc Committee on the Awarding of the Freedom of the City**

Council considered a memorandum from the Acting City Clerk dated March 11, 2009 regarding the above noted.

**SJMC2009-03-17/159R**

**It was decided on motion of Councillor Hickman; seconded by Councillor Colbert: That Councillors Hann, Hanlon and Galgay be appointed to the Ad Hoc Committee on the Awarding of the Freedom of the City.**

**Bulk Garbage & Recyclable Metals Collection Contracts**

Council considered a memorandum from the Director of Public Works & Parks dated March 12, 2009 regarding the above noted.

**SJMC2009-03-17/160R**

**It was decided on motion of Councillor Puddister; seconded by Councillor Hann: That the contracts for Bulk Garbage and Recyclable Metals Collection with Newfound Disposal be extended for a one year period in accordance with the terms of the existing contracts.**

**Snow Clearing Report for the period January 1<sup>st</sup> to March 13<sup>th</sup>, 2009**

Council considered as information the snow clearing report for the period January 1<sup>st</sup> to March 13, 2009 as prepared by the Director of Finance and City Treasurer and outlined in his memo dated March 12<sup>th</sup>, 2009. The report shows a negative variance of \$292,123.

**Request from the Fluvarium - Joint Fundraiser: Spring Soiree 2009**

Council tabled a letter dated March 10<sup>th</sup>, 2009 from Sharon Jeans, Executive Director of the Fluvarium requesting Council's support of the joint fundraiser of the Quidi Vidi/Rennie's River Development Foundation and the Elaine Dobbin Centre for Autism's Spring Soiree 2009, through the purchase of a corporate table.

**SJMC2009-03-17/161R**

**It was decided on motion of Councillor Puddister; seconded by Councillor Hickman: That the City purchase a corporate table for ten people at the cost of \$900.00 with charitable tax receipts to be provided.**

**Southlands Area (Ward 5) & Southwest Development Area (Wards 3 and 4)**

Council considered as information a memorandum dated March 17, 2009 from the Director of Planning regarding the above noted. The public meeting to discuss the proposed amendments to the Municipal Plan and the Development Regulations with regard to development above the 1290 metre contour, is April 14, 2009 at 7:00 pm at the Foran/Greene Room, City Hall.

**Councillor Tom Hann**

- Councillor Hann referenced his intention to bring forth the issue of Search and Rescue operations in light of the helicopter crash that occurred in the Atlantic Ocean this past Thursday wherein seventeen people lost their lives. It was agreed that this matter be deferred for the time being considering the complications involved and the timing sensitivity for the families now in mourning.
- Councillor Hann tabled the March 6<sup>th</sup> report of the Mayor's Advisory Committee on Seniors, wherein the following recommendations for Committee membership were outlined:

**Organizations:**

- **Kelly Heisz – Seniors Resource Centre**
- **Margaret Adey – CARP, St. John's Avalon Chapter**
- **Frank Lee – Anglican Homes Inc.**
- **Graham Hill – CN Pensioners' Association**

**Individuals:**

- Gerri Thompson
- Puran Singh Cheema
- Ethel Downey
- Lorraine Best

**SJMC2009-03-17/162R**

**It was decided on motion of Councillor Hann; seconded by Councillor Colbert: That Council accept the recommendation of the Mayor's Advisory Committee on Seniors with respect to the above noted membership appointments. The Chairperson of that Committee will be nominated at the next meeting and will be a representative from the general public chosen from the above noted list.**

- Councillor Hann made reference to the recycling depot at Airport Heights and the problem with cardboard and other debris ending up in the gutter in that area. It is a serious problem that needs to be addressed. Councillor Hanlon advised that this problem has been registered and channeled through the system.

**Councillor Frank Galgay**

- Councillor Galgay reminded Council and the general public about the ecumenical service taking place on Wednesday, March 18<sup>th</sup>, 2009 at 7:00 p.m. at the Basilica of St. John the Baptist in honour of those who lost their lives this past week due to the helicopter crash in the North Atlantic.

**Councillor Keith Coombs**

- Councillor Coombs referenced recent media reports about the sewage problem occurring in the Waterford River. He read into the record a memorandum from the Department of Engineering outlining the number of measures which have been taken to address these issues. A copy of this memo is on file with the City Clerk's Department.

**Councillor Debbie Hanlon**

- Councillor Hanlon referenced Canada Post's proposal to have municipalities take over the maintenance of the garbage receptacles situated near the super mailboxes. She questioned if any such discussions have been held with the City of St. John's in this regard. Concern was expressed by Deputy Mayor Ellsworth about the idea,

noting that it is a cost saving measure on the part of Canada Post who should instead be working in cooperation with municipalities to implement recycling solutions. It was also suggested that those receiving mail who do not wish to have flyers should take advantage of the Red Dot sticker program, the information for which is available on the Canada Post website.

- Councillor Hann also reminded the general public about the garbage day cycle which has moved ahead one day due to the civic holiday.

**Councillor Wally Collins**

- Councillor Collins expressed thanks and appreciation to the Canadian and American rescue teams who provided assistance during the helicopter crash and the recovery of bodies.

**Adjournment**

There being no further business, the meeting adjourned at 5:05 p.m.

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**MAYOR**

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**CITY CLERK**