

March 31st, 2008

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 O'Keefe presided.

There were present also Councillors Duff, Colbert, Hickman, Hann, Puddister, Galgay, Coombs, Ellsworth and Collins

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

Call to Order and Adoption of the Agenda

SJMC2008-03-31/184R

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

1. Tender – Non-Profit Housing, Project 1992-Infill
Floor Covering Replacement 16 Units
2. Letter dated March 24, 2008 from Acting Mayor O'Keefe to the Honourable Loyola Hearn re East-West Arterial
3. Request from Sport Newfoundland and Labrador that the City purchase a table for the upcoming Sports Stars Legends Gala, to be held on April 5, 2008 at the Delta at a cost of \$400.00

SJMC2008-03-31/185R

It was decided on motion of Councillor Duff; seconded by Councillor Puddister: That the following additional agenda items be deferred and referred to next week's regular meeting of Council for consideration:

1. Memorandum dated March 28, 2008 from the Director of Finance and City Treasurer re: Impact of Projects and Cost Increases on Water Tax Rates

2. Memorandum dated March 31, 2008 from the Associate Commissioner/Director of Engineering re Harbour Clean-up Project

Adoption of Minutes

SJMC2008-03-31/186R

It was decided on motion of Councillor Ellsworth; seconded by Councillor Hann: That the Minutes of the March 24th, 2008 meeting be adopted as presented.

Notices Published

1. **A Variance of Non-Conformity Application** has been submitted to the City by Bridges to Hope Inc. requesting permission to change the use of, renovate and expand an existing accessory building located at Civic No. **37-39 Cookstown Road** to accommodate a Community Food Pantry for the Bridges to Hope Food Bank. The existing accessory building has a floor area of approximately 35 square meters. The proposed extension will have a floor area of 17.5 square meters for a total floor area of approximately 52.7 square meters. **(WARD 2)**

SJMC2008-03-31/187R

It was decided on motion of Councillor Ellsworth; seconded by Councillor Hann: That the application be approved.

2. **A Variance of Non-Conformity Application** has been submitted by Mr. Jonathan Larder requesting permission to change the use of a portion of the building located at **Civic No. 55 Stamp's Lane** to accommodate a Garden Supply Store. The proposed business will occupy a floor area of approximately 50 square meters within the existing building. The applicant will be the sole employee. Off-street parking for three (3) vehicles is available on the site. **(WARD 4)**

SJMC2008-03-31/188R

It was decided on motion of Councillor Ellsworth; seconded by Councillor Hann: That the application be approved.

3. An application has been submitted by Mr. Floyd Cole and Ms. Mary Cole to rezone land at **Civic No. 420 Back Line**, opposite St. Kevin's High School from the Rural Residential Infill (RRI) Zone to the Residential Low Density (R1) Zone. The purpose of the rezoning is to accommodate subdivision of an existing approved, partially-serviced residential building lot into two (2) partially-serviced residential building lots. **(WARD 5)**

One (1) Letter of Objection

MEMORANDUM DATED MARCH 28, 2008 FROM THE ACTING DIRECTOR OF PLANNING

SJMC2008-03-31/189R

**It was moved by Councillor Ellsworth; seconded by Councillor Hann:
That the following Resolutions for St. John’s Municipal Plan Amendment Number 60, 2008 and St. John’s Development Regulations Amendment Number 431, 2008 be adopted-in-principle, subject to Provincial Release:**

RESOLUTION

ST. JOHN’S MUNICIPAL PLAN AMENDMENT NUMBER 60, 2008

WHEREAS the St. John’s Municipal Council wishes to permit residential development on partial municipal services (water and sanitary sewage) on the property located at Civic Numbers 418-420 Back Line.

BE IT THEREFORE RESOLVED that the St. John’s Municipal Council hereby adopts the following map amendment to the St. John’s Municipal Plan, in accordance with the Urban and Rural Planning Act, 2000:

Redesignate property at 418-420 Back Line from the Rural Land Use District to the Residential Low Density Land Use District, as shown on Map III-1A attached.

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

IN WITNESS THEREOF the Seal of the City of St. John’s has been hereunto affixed and this Resolution has been signed by the Acting Mayor and the City Clerk on behalf of Council this 31st day of March, 2008.

Acting Mayor

**Director of Corporate Services
& City Clerk**

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

MCIP

**RESOLUTION
ST. JOHN'S DEVELOPMENT REGULATIONS AMENDMENT NUMBER 431,
2008**

WHEREAS the St. John's Municipal Council wishes to permit residential development on partial municipal services (water and sanitary sewage) on the property located at Civic Numbers 418-420 Back Line.

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

Rezone property at 418-420 Back Line from the Rural Residential Infill (RRI) Zone to the Residential Low Density (R1) Zone, as shown on Map Z-1A attached.

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

IN WITNESS THEREOF the Seal of the City of St. John's has been hereunto affixed and this Resolution has been signed by the Acting Mayor and the City Clerk on behalf of Council this 31st day of March, 2008.

Acting Mayor

**Director of Corporate Services
& City Clerk**

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

MCIP

The motion being put was unanimously carried.

Development Committee Report dated March 25, 2008

Council considered the following Development Committee Report dated March 25, 2008:

RECOMMENDATION OF APPROVAL:

1. **Crown Land Grant Referral**
Ms. Mary Swanson
Main Road, Goulds (adjacent to St. Paul's Anglican Church) (Ward 5)

The Development Committee recommends that Council approve the Crown Land Grant. Should the applicant be successful in obtaining the Crown Land Grant, a formal development application must be submitted to the City for review and approval prior to the commencement of any development on the site.

2. **Crown Land License Referral**
Anemos Energy Corporation
Southern Shore Highway (opposition Bay Bulls Big Pond) (Ward 5)

The Development Committee recommends that Council approve the Crown Land License. Should the applicant be successful in obtaining the Crown Land License, a formal development application must be submitted to the City for review and approval prior to the commencement of any development on the site.

Art Cheeseman, Chairperson
Associate Commissioner/Director of Engineering

SJMC2008-03-31/190R

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

SJMC2008-03-31/191R

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

Finance and Administration Standing Committee Report dated March 19, 2008

Council considered the following Finance and Administration Standing Committee Report dated March 19, 2008:

In Attendance: Deputy Mayor Dennis O’Keefe, Chairperson
Councillor Shannie Duff
Councillor Tom Hann
Councillor Art Puddister
Councillor Frank Galgay
Councillor Wally Collins
Mr. Ron Penney, Chief Commissioner & City Solicitor
Mr. Art Cheeseman, Associate Commissioner/Director of Engineering
Mr. Neil Martin, Associate Commissioner/Director of Corporate Services & City Clerk
Mr. Bob Bishop, Director of Finance & City Treasurer
Mr. Dave Blackmore, Director of Building & Property Management
Mr. Kevin Breen, Director of Human Resources
Ms. Jill Brewer, Director of Recreation
Ms. Elizabeth Lawrence, Director of Economic Development, Tourism & Culture
Ms. Debbie Reid, City Internal Auditor
Ms. Kelly Butler, Recording Secretary.

1. Delegation – North Atlantic Fiddle Convention

The Committee met with Jean Hewson and Bev Diamond to discuss plans for the 2008 North Atlantic Fiddle Convention and a possible financial contribution from the City.

For the Committee’s information, Ms. Hewson provided a brief overview of the events planned as part of the North Atlantic Fiddle Convention (NAFCO). NAFCO is a one-time international event which will be taking place in St. John’s from August 3rd to the 7th, and will showcase traditional artists from around the North Atlantic rim in concerts, workshops, and solo performances. It is hoped that the event will initiate activities and networking opportunities that will encourage the ongoing artistic and economic development of the City’s cultural community. Memorial University’s School of Music and Department of Folklore have indicated their support for this event and have offered in-kind and financial support. Funding has also been confirmed from ACOA, Destination St. John’s, and Service Canada. It is hoped that the Provincial Government will provide funding as well. The organizing committee has estimated approximately 4700-5000 tickets will be sold for all NAFCO events, with 40% of those sales coming from outside the province. In addition, it is estimated that participants and/or attendees will account for approximately 5,000-6,000 hotel nights for the duration of the event.

(The delegation retired from the meeting.)

The Committee recommends that the City approve a contribution of \$25,000 for the North Atlantic Fiddle Convention subject to the criteria governing financial support for Special Events and Festivals which was recently adopted by Council.

2. Per Diem Meal Allowances While on Travel Status

Under business arising, the Committee considered a memorandum dated March 7, 2008, from the Director of Finance regarding the above noted matter.

The Committee recommends that the City's current per diem rates (\$53.50/day) be retained for travel within Canada and the US and the posted federal rates be used for travel in other countries.

3. Financial Statement Reporting

The Committee considered as information a memorandum dated March 12, 2008, from the Director of Finance regarding the above noted matter.

4. Requests for Financial Support for Meetings and Conventions

The Committee considered a memorandum dated March 14, 2008, from the Director of Corporate Services and City Clerk regarding the above noted matter.

The Committee recommends that the following grants be approved in accordance with Policy 04-09-02: Financial Support for Meetings and Conventions:

- a. **Canadian Assoc. of College & University Student Conference
\$750**
- b. **NLOWE Annual Provincial Conference
\$ 0**
- c. **Atlantic Regional Aircraft Maintenance Conference
\$750**

5. Support for ASLO Conference Reception

The Committee considered a memorandum dated March 6, 2008, from the Director of Economic Development, Tourism and Culture regarding the above noted matter.

The Committee recommends that Council host a closing reception on Friday, June 13, 2008, for the board members, session chairs and organizing committee volunteers for the ASLO Conference.

6. Slo-Pitch Newfoundland & Labrador – Request for Funding & In-Kind Assistance

The Committee considered a memorandum dated February 26, 2008, from the Director of Recreation regarding the above noted matter.

The Director of Recreation noted that these types of events typically make money, therefore, events of this calibre should be treated like conferences. In this regard, she indicated the group would be eligible for \$1,000 in funding under the City's existing policy on donations for meetings and conventions. In addition, she noted the rental fees for the fields at Mundy Pond, Wishingwell Park and Victoria Park could be waived. The City will ensure that the grounds are prepared as per standard competition requirements, however, SPNL will have to provide their own groundskeeper for the duration of the tournament.

The Committee recommends that the City provide a grant of \$1,000 to offset the cost of the Meet and Greet Social and waive the rental fees for the Mundy Pond, Wishingwell Park and Victoria Park fields.

7. Request to Sponsor a Reception for Railway Coastal Museum Volunteers

The Committee considered a letter dated February 20, 2008, from Mr. Gordon Barnes regarding the above noted matter.

The Committee recommends that the City host a reception for the volunteers of the Railway Coastal Museum sometime during the month of April 2008.

8. Request to Purchase a Table for GEO Centre Fundraiser Event

The Committee considered a letter dated February 20, 2008, from Messrs. Paul Dean and Paul Johnson regarding the above noted matter.

The Committee recommends that the City purchase a table, at a cost of \$1,750, for the GEO Centre Fundraiser Event being held on April 12, 2008.

9. Request for Donation for East Coast Trail Volunteer Recognition Event

The Committee considered correspondence from Ms. Louise Hustins regarding the above noted matter.

The Committee agreed that the Director of Recreation would provide some fitness passes to the East Coast Trail Association for prizes for their volunteer recognition event.

10. Request for the City to Become a Governor of the 2008 Junior Achievement NL Business Hall of Fame

The Committee considered a letter dated January 18, 2008, from Messrs. Glenn Barnes and Miller Ayre regarding the above noted matter.

The Committee recommends that the request for sponsorship be denied.

11. Request for Financial Contribution to Offset Competition Travel Costs – Newfoundland Sound

The Committee considered a letter dated February 5, 2008, from Ms. Madeline Power regarding the above noted matter.

The Committee recommends that the request for a financial contribution be denied as it contrary to City policy.

12. Request to Cost Share Budgetary Shortfall – Anna Templeton Centre

The Committee considered a letter dated March 4, 2008, from Ms. Katie Parnham regarding the above noted matter. It was noted that the shortfall was incurred due to the ongoing renovations of the centre and the need to move the Centre's programs to outside locations during that time period.

The Committee recommends that the City approve funding to cover one-third (1/3) of the \$25,000 budgetary shortfall for the Anna Templeton Centre.

13. Request for Financial Support for the Savour Food and Wine Show Event

The Committee considered a letter dated February 18, 2008, from Ms. Kathy Barbour regarding the above noted matter.

The Committee recommends that the request for financial support be denied as it is contrary to City policy.

14. Request for Financial Support for the Women and AIDS Retreat

The Committee considered a letter dated February 11, 2008, from Ms. Robyn Pardy regarding the above noted matter.

The Committee recommends that the request for financial support be denied as it is contrary to City policy.

Deputy Mayor Dennis O'Keefe
Chairperson

SJMC2008-03-31/192R

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

Discussion ensued during which Councillor Ellsworth expressed concern relative to recommendations # 1 and #12 which are unbudgeted items, noting that the City needs to be cautious on a go forward basis, and also that unbudgeted items should be identified.

Acting Mayor O'Keefe noted that the North Atlantic Fiddle Convention request falls within the criteria under the new Special Events Policy and because of the timing of the policy's implementation, Council has to consider such requests on an individual basis for this year and in 2009 there will be a budget allocation applicable to festival events. The Acting Mayor and other members of Council spoke of the benefits of such an event to the City from an artistic as well as an economic point of view.

Regarding Item #12 Councillor Galgay pointed out the Anna Templeton Centre is owned by the City and while renovations were taking place it was necessary to continue the programs outside the building. Councillor Duff pointed out that the project received federal/provincial funding.

Following discussion, the motion being put was unanimously carried.

Heritage Advisory Committee Report dated March 26, 2008

Council considered the following Heritage Advisory Committee Report dated March 26, 2008:

Attendees: Councillor Shannie Duff, Chairperson
Debbie O’Rielly, Heritage Foundation of NL
Craig Williams, NL Homebuilders Association
Ken O’Brien, Manager of Planning & Information
Peter Mercer, Heritage Officer
Margaret Donovan, Tourism Industry Coordinator
Karen Chafe, Recording Secretary

Report:

1. **Appointment of New Committee Member – Craig Williams**
The Committee acknowledges the appointment of Mr. Craig Williams by the Newfoundland and Labrador Homebuilders Association, replacing former member Andrew Ryan.

Council’s ratification of this appointment is hereby requested.

2. **Application for Demolition of Star of the Sea Hall - 40 Henry St. (Gary White)**
The Committee met with Mr. Gary White and Mr. Ed Sears to discuss Mr. White’s application to demolish the Star of the Sea Hall as he states that the building has outlived its use. Mr. White elaborated on the difficulty he has experienced with obtaining an adequate liquor license for the establishment, noting that the City has rejected his application. He stated that it was his intention to continue operating the building under its current use but given the City’s decision to reject, he feels that his only alternative is to demolish the structure and possibly construct townhouses on the site.

The mandate of the Heritage Advisory Committee is to consider the heritage merits of structures. The Star of the Sea Hall is a heritage designated structure and contains a statement of significance prepared by the Heritage Foundation of NL which is attached. It was also noted that the building is structurally sound and nowhere near the state of meriting demolition. Extensive renovations have been invested in this building in recent years, including new windows and siding.

The Star of the Sea Hall situated at 40 Henry St. is a designated heritage structure, and on that basis the Committee recommends rejection of the application to demolish. In view of the importance of this building to the character of the heritage conservation area, the

Committee would recommend referral back to the City's Planning Dept. to explore options for adaptive reuse.

3. 187 Water St. – Application for Rear Kitchen Exhaust

The Committee considered an application for a rear kitchen exhaust for 187 Water St. Architectural renderings are attached for reference.

The Committee recommends approval of the application as outlined.

**Councillor Shannie Duff
Chairperson**

SJMC2008-03-31/193R

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

Following discussion, the motion being put was unanimously carried.

Harbour Oversight Committee Report dated March 27, 2008

Council considered the following Harbour Oversight Committee Report dated March 27, 2008:

Attendees: Councillor Keith Coombs, Chairperson
Councillor Frank Galgay, City of St. John's
Councillor John Walsh, City of Mount Pearl
Councillor Allan English, Town of Paradise
Ron Penney, Chief Commissioner/City Solicitor
Art Cheeseman, Associate Commissioner/Director of Engineering
Bob Bishop, Director of Finance & City Treasurer
Gerard Lewis, Chief Administrative Officer, City of Mount Pearl
Ken Bartlett, City Engineer, City of Mount Pearl
Dave Strong, Chief Administrative Officer, Town of Paradise
Rick Appleby, Director of Operations, Town of Paradise
Karen Chafe, Recording Secretary

Report:

St. John's Harbour Clean-Up Project

Mr. Art Cheeseman, Associate Commissioner/Director of Engineering provided information on the cost increases for the Harbour Clean-up Project. The costs have risen to approximately \$137 million from the original \$93 million estimate of nine years ago for this project.

**1. Internal Audit Report B Department of Corporate Services Program Review:
Citizen Service Centre (Assignment No. 07-06)**

The City Internal Auditor and Mr. Silver provided an in-depth review of the above noted report for the Committee's information

The three main objectives of the review were to assess whether:

1. the service is being managed with due regard to risks and due diligence (risk management);
2. the process is being managed with due regard to control processes – i.e. policies, procedures, regulations, and Council Directives (control processes); and
3. processes and structures are implemented to inform, direct, manage and monitor activities that are intended to move the City toward the achievement of our strategic plan (governance processes)

Each objective was reviewed through interviews with staff in conjunction with a review of supporting documentation to identify the key service deliverables for the Citizen Service Centre division. Testing was also conducted using more recent workflows with a base date of January 1, 2006. Some information was tested for fiscal 2006, while other information also included data from 2007 and up to and including September 30, 2007. Recommendations were made with a view to improving the effectiveness and efficiency of various aspects of the Citizen Service Centre's service delivery.

Following the presentation from the Internal Auditor's Office, the Director of Corporate Services and the Manager of Citizen Services provided the Committee with their comments on various aspects of the report. The Director of Corporate Services noted that the City's Service Centre is a unique operation and much more than a standard "call centre". While there is a need to have a way to measure efficiency and performance, it is difficult to determine an appropriate set of benchmarks using standard protocols from other call centres. Councillor Ellsworth suggested that the City could prepare its own set of benchmarks using its own historical data. The Manager of Citizen Services referenced the report's mention of a "disconnect" between staffing levels and workflows. She suggested that there really is no disconnect as current staffing levels are as low as they can be given that management is bound by the provisions of the collective agreement. Regarding the recommendations for changes to cash-handling procedures, the Manager of Citizen Services advised that the recommendations are being implemented as required.

Councillor Ellsworth noted that overall Council is very pleased with the service centre and the service that is being provided to the public. The only issue is to determine how to accurately measure its performance. To this end, the Director of Corporate Services and the Manager of Citizen Services will be developing the appropriate benchmarks for the call centre and front counter services.

The Committee recommends that the attached report and its recommendations be adopted as presented.

**Councillor Ron Ellsworth
Chairperson**

SJMC2008-03-31/195R

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

The motion being put was unanimously carried.

Development Permit List

Council considered as information the following Development Permits List for the period March 20 to 27, 2008.

**DEVELOPMENT PERMITS LIST
DEPARTMENT OF PLANNING
FOR THE PERIOD OF MARCH 20, 2008 TO MARCH 27, 2008**

ISSUED FOR INFORMATION PURPOSES ONLY

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
Com.	Mr. Ken Moores	Proposed Doctors' Offices (Clinic)	Civic No. 290 LeMarchant Road	Ward 2	Application Approved	2008 03 25
Res.	David & Rose Howlett	Residential Building Lot	Main Road, Goulds	Ward 5	Application Approved	2008 03 25
Com.	Mr. Barry Rogers	Home Office: CST Consultants Inc.	Civic No. 19 1/2 Pine Bud Avenue	Ward 4	Application Approved	2008 03 25
Ind.	Challenger Construction Limited	Quarry Lease Renewal <i>File No. 711:4089</i>	TCH/Harbour Arterial Quarry Area	Ward 5	Application Approved	2008 03 26
Ind.	McCann Enterprises Limited	Quarry Lease Renewal <i>File No. 711:4596</i>	TCH/Northern Pond Road	Ward 5	Application Approved	2008 03 26
Res.	Mr. Mike O'Dea	Restoration of Single Detached Dwelling & Subsidiary Apartment	Civic No. 245 Topsail Road	Ward 3	Application Approved	2008 03 26
Com.	Mr. Mike O'Dea	Restoration of Non-Conforming Use (Convenience Store)	Civic No. 245 Topsail Road	Ward 3	Application Rejected: As per Sect. 7.12.2(a)	2008 03 26
Com.	Ms. Norine Bannister	Family Home Child Care Service (Maximum 6 Children)	Civic No. 29 Bugler Place	Ward 3	Application Approved	2008 03 26
Res.	Mr. Robin Hayes	Proposed Two (2) Residential Building Lots	Bay Bulls Road (Between Civic Nos. 184 & 200)	Ward 5	Application Approved	2008 03 26

Com.	Mr. Ross Squires	Installation of 3 Poles for Area Lighting	Civic No. 161 Thorburn Road	Ward 4	Application Approved As per the direction of the Development Committee	2008 03 27

* Code Classification:
 RES - Residential INST - Institutional
 COM - Commercial IND - Industrial
 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.

Ed Murray
Development Officer
Department of Planning

Building Permits List

SJMC2008-03-31/196R

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

2008/03/26

Permits List

CLASS: COMMERCIAL

ANAM KARA CENTRE	120 LEMARCHANT RD ANAM KARA	CO OFFICE
LIFE ON FIRE	120 LEMARCHANT RD-LIFE ON FIRE	CO OFFICE
NAILS BY NINA	120 LEMARCHANT RD-NAILS BY NIN	CO SERVICE SHOP
DANCECO	120 LEMARCHANT RD-DANCECO	CO COMMERCIAL SCHOOL
FOGO BOAT BROKERAGE	120 LEMARCHANT RD - FOGO BOAT	CO OFFICE
ANTHONY & CINDY HOWLETT	550 MAIN RD	CO RETAIL STORE
BRIAN HOOD	217A OLD BAY BULLS RD	CR COMMERCIAL GARAGE
KEN MOORES	290 LEMARCHANT RD	RN CLINIC
ALIAANT	MURPHY'S LN, ALIAANT	NC COMMUNICATIONS USE
BELL ALIAANT	PIPPY PLACE -ALIAANT	NC ACCESSORY BUILDING
N.D. DOBBIN PROPERTIES LIMITED	6-10 AUSTIN ST	SW PARKING LOT
10801 NEWFOUNDLAND INC.	120 GABRIEL RD	RN RECREATIONAL USE

THIS WEEK \$ 96,600.00
 TO DATE \$ 7,116,694.00

CLASS: INDUSTRIAL

LABATT BREWING COMPANY LIMITED	56 LESLIE ST	EX INDUSTRIAL USE
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THIS WEEK \$ 55,000.00
TO DATE \$ 1,755,000.00

CLASS: GOVERNMENT/INSTITUTIONAL

GOWER ST UNITED CHURCH GOWER ST, GOWER ST CHURCH RN CHURCH
ST.MATTHEW'S SCHOOL 119 COWAN AVE SW SCHOOL

THIS WEEK \$ 91,000.00
TO DATE \$ 3,172,571.00

CLASS: RESIDENTIAL

KARWOOD CONTRACTING LTD. EMPIRE AVE, ST JOHNS 1ST ASSEM NC APARTMENT BUILDING
JAMES DOBBIN & JANE RENDELL 24 KING'S BRIDGE RD NC ACCESSORY BUILDING
TERRY WALSH CONSTRUCTION 6 OTTER DR, LOT 96 NC SINGLE DETACHED DWELLING
INGRID GREG CLARKE 47 RUMBOLDT PL NC ACCESSORY BUILDING
JUDY WILLIAMS 78 GILLIES RD CO HOME OCCUPATION
STEPHEN POPE 56 GREAT EASTERN AVE CR SUBSIDIARY APARTMENT
HVAC SPECIALTIES INC. 3 MARKLAND ST CR SUBSIDIARY APARTMENT
BRENT WAY 174 UNIVERSITY AVE CR SUBSIDIARY APARTMENT
VLASTAMIL MASEK 16 WARREN PL EX SINGLE DETACHED DWELLING
JOSEPH & JOANN BOLAND 14 FIRDALE DR RN SINGLE DETACHED & SUB.APT
JOHN PROWSE CONSTRUCTIONH LTD. 16 HOPEDALE CRES RN SINGLE DETACHED DWELLING
FRANCISCO ACEVEDO 15 PINE BUD AVE RN SINGLE DETACHED DWELLING
DECLAN MARKEY/GILLIAN OSBORNE 9 DEANERY AVE RN APARTMENT BUILDING
LEON & JACQUELINE MILLS 54 HOLBROOK AVE SW SINGLE DETACHED DWELLING

THIS WEEK \$ 1,237,450.00
TO DATE \$ 9,081,761.00

CLASS: DEMOLITION

THIS WEEK \$.00
TO DATE \$ 314,500.00

THIS WEEK'S TOTAL: \$ 1,480,050.00

TOTAL YEAR TO DATE: \$ 21,440,526.00

REPAIR PERMITS ISSUED: 2008/03/20 TO 2008/03/26 \$ 18,900.00
2007/12/13 TO 2008/03/26 \$ 285,250.00 YTD

LEGEND

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

Payrolls and Accounts

SJMC2008-03-31/197R

It was decided on motion of Councillor Hann; seconded by Councillor Ellsworth: That the following Payrolls and Accounts for the week ending March 27, 2008 be adopted as presented:

**Weekly Payment Vouchers
For The
Week Ending March 27, 2008**

PAYROLL

Public Works	\$ 486,025.32
Bi-Weekly Casual	\$ 11,468.69

ACCOUNTS PAYABLE

Cheque No. 130034 – 130303	\$3,584,586.43
Total:	\$4,082,080.44

Tenders

1. Tender - Tender – Non-Profit Housing, Project 1992-Infill
Floor Covering Replacement 16 Units

SJMC2008-03-31/198R

It was decided on motion of Councillor Hann; seconded by Councillor Ellsworth: That the recommendation of the Director of Building and Property Management be approved and the tender awarded as follows:

1. **Crown Flooring in the amount of \$55,251.00 which includes HST**

Notice of Motion

Councillor Duff gave the following Notice of Motion:

TAKE NOTICE that I will at the next regular meeting of the St. John’s Municipal Council move, in accordance with Council Directive R2008-03-03/17, that the following by-laws and regulations be amended so as to provide that where outstanding fines to the City exist no further permits will be issued nor licenses renewed:

1. Amusement Machine By-Law of the City of St. John's
2. The St. John's Sanitation Regulations
3. The St. John's Plumbing By-Law
4. the St. John's Electrical By-Law
5. The St. John's Lodging House By-Law
6. St. John's Mobile Sign By-Law
7. St. John's Building By-Law
8. St. John's Heritage Area Sign By-Law
9. St. John's Taxi By-Law
10. St. John's Pool By-Law
11. St. John's Mobile Vending By-Law
12. St. John's Sign By-Law

Dated at St. John's, Newfoundland & Labrador this 31st day of March, 2008.

Sprung Green House Site Rezoning off Commonwealth Avenue

Council considered a memorandum dated March 28, 2008 from the Acting Director of Planning regarding the above noted.

SJMC2008-03-31/199R

It was moved by Councillor Coombs; seconded by Councillor Colbert: That the following Resolutions for St. John's Municipal Plan Amendment Number 56, 2008 and St. John's Development Regulations Amendment Number 426, 2008 be adopted-in-principle, subject to Provincial Release:

RESOLUTION

ST. JOHN'S MUNICIPAL PLAN AMENDMENT NUMBER 56, 2008

WHEREAS the St. John's Municipal Council wishes to permit residential development on the former Sprung Greenhouse property located off Commonwealth Avenue.

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

Redesignate the former Sprung Greenhouse property off Commonwealth Avenue from the Agricultural and Rural Land Use Districts to the Residential Low Density and Open Space Land Use Districts, as shown on Map III-1A attached.

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

IN WITNESS THEREOF the Seal of the City of St. John’s has been hereunto affixed and this Resolution has been signed by the Acting Mayor and the City Clerk on behalf of Council this 31st day of March, 2008.

Acting Mayor

**Director of Corporate Services
& City Clerk**

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

MCIP

RESOLUTION
ST. JOHN’S DEVELOPMENT REGULATIONS AMENDMENT NUMBER 426, 2008

WHEREAS the St. John’s Municipal Council wishes to permit residential development on the former Sprung Greenhouse property located off Commonwealth Avenue.

BE IT THEREFORE RESOLVED that the St. John’s Municipal Council hereby adopts the following map amendment to the St. John’s Development Regulations, in accordance with the Urban and Rural Planning Act, 2000:

Rezone the former Sprung Greenhouse property off Commonwealth Avenue from the Agricultural (AG) and Rural (R) Zones to the Residential Low Density (R1), Open Space (O), and Open Space Reserve (OR) Zones, as shown on Map Z-1A attached.

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

IN WITNESS THEREOF the Seal of the City of St. John’s has been hereunto affixed and this Resolution has been signed by the Acting Mayor and the City Clerk on behalf of Council this 31st day of March, 2008.

Acting Mayor

**Director of Corporate Services
& City Clerk**

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

MCIP

Discussion ensued during which Councillor Duff expressed concern over the loss of agricultural lands, noting the review being undertaken by the Province with respect to agricultural lands. She referred to a letter from Agriculture and Agri-Food Canada and their comments and observations regarding the zoning application. They expressed concern that there is no planned buffer zone between the Cool Climate Crop Research Centre and the proposed development. They expressed concern with respect to the equipment they use that broadcast various sounds, smells from manure and flooding on the bridges that lead from Brookfield Road to their buildings. They request the provision of adequate buffering as part of the approval as well that the developers be required to install a fence along the eastern boundary of the development.

SJMC2008-03-31/200R

It was then moved by Councillor Duff; seconded by Councillor Collins: That the motion be amended to the effect that the developer be required to advise potential purchasers that they are purchasing property adjacent to a working agricultural operation and may experience from time to time odors, noise etc.

The motion being put was unanimously carried.

Following discussion, the main motion as amended being put was unanimously carried.

Snow Clearing Report for the period January 1st to March 28th, 2008

Council considered the snow clearing report for the period January 1st to 28th, 2008 showing a negative variance of \$781,218.00.

Notice to Motorists

Council noted Notice to Motorists regarding the rescision of on-street parking ban, effective Tuesday, April 1, 2008.

East-West Arterial

Council considered as information a copy of a letter dated March 24, 2008 from Acting Mayor O'Keefe to the Honourable Loyola Hearn regarding East-West Arterial funding.

Council agreed that a meeting be convened with City MHA's following the June 3rd municipal by-election.

Request from Sport Newfoundland and Labrador that the City purchase a table for the upcoming Sports Stars Legends Gala, to be held on April 5, 2008 at the Delta at a cost of \$400.00

SJMC2008-03-31/201R

It was moved by Councillor Ellsworth; seconded by Councillor Colbert: That the City purchase a table for the upcoming Sports Stars Legends Gala, to be held on April 5, 2008 at the Delta at a cost of \$400.00

The motion being put was unanimously carried.

Councillor Colbert

Councillor Colbert asked the status of the staff's proposal to change to a fixed garbage collection day. Councillor Collins noted that he was advised by the Director of Public Works and Parks that there will be no change until January.

Councillor Colbert asked for more information on whether there are other options that could be pursued and if it might be more advantageous to start sooner rather than later on the implementation of a change to the current garbage collection day system. It was noted that the matter will be discussed by the Public Works Committee and a report will be provided for Council's consideration.

Councillor Hickman

Councillor Hickman reminded residents that the deadline for submission of nomination forms for the 17th Annual Tourism Awards scheduled for June is April 2, 2008.

Councillor Galgay

Councillor Galgay reminded members of Council and registered members that the Arts Symposium will be commencing Friday, April 4, 2008. He encouraged them to attend and reminded everyone of the very important role the arts community play in the development of St. John's.

Councillor Ellsworth

Councillor Ellsworth referenced a Telegram article dated March 30, 2008 containing comments by Scotia Recycling President Dwight Whyntott, regarding Robin Hood Bay Redevelopment to which he takes "major exception".

Mr. Whynott commented that they have built a recycling facility for \$2 to \$3 million and that \$38.5 million for Robin Hood Bay is excessive. Councillor Ellsworth indicated that Robin Hood Bay retrofit is more than a recycling facility and Mr. Whynott's comments are incorrect and need to be challenged.

Councillor Ellsworth noted a problem with Rottweilers causing distress and concern to residents in the Penetanguishene/Firdale Drive/Airport Heights area. He advised that he is following up on the matter and will publically name people if the situation is not resolved.

Councillor Collins

Councillor Collins advised that playground equipment has been installed in the Yetman Playground and extended thanks to Irving Oil for their generous donation towards the project. Councillor Collins noted that Shea Heights Committee are asking that the City plant some trees in the park which matter was referred to the Parks and Recreation Committee for consideration.

Acting Mayor O'Keefe

Acting Mayor O'Keefe referred to Crime Report contained in the March 24th edition of McLean's Magazine in which they carried an analysis of Cities across Canada, which showed the City of St. John's to be one of the safest cities in Canada coming in at 31% below the national level, ranking #63. Acting Mayor O'Keefe noted that this evaluation confirms the City's Department of Tourism marketing of the City as being one of the safest in Canada.

Acting Mayor O'Keefe also referred to Cruise North America Magazine which contained an ad placed in the magazine by the City's Department of Tourism advertising the City and portraying it as the Cultural Capital of Canada. He noted of special interest an article on the St. John's Festival in which it is noted that the City of St. John's is ranked among the top 30 world destinations for 2008.

Acting Mayor O'Keefe noted that obviously the work being done by the Tourism Department in marketing the City and the Province as a prime tourism destination is showing results based upon the economic impact. He noted that the annual

economic impact of tourism to the City is in the vicinity of \$225 million annually, and Provincially in the vicinity of \$800 million.

Adjournment

There being no further business, the meeting adjourned at 6:10 p.m.

MAYOR

CITY CLERK