

May 28, 2007

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

His Worship the Mayor presided.

There were present also Deputy Mayor O'Keefe, Councillors Hickman, Hann, Puddister, Galgay, Ellsworth, and Collins.

Regrets: Councillors Duff, Colbert and Coombs.

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

Call to Order and Adoption of the Agenda

SJMC2007-05-28/279R

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

- a. Request from St. James United Church for waiver of permit fees associated with St. James Restoration Program**
- b. Request from Tim Hortons for waiver of fees associated with Camp Day Fundraising Event on June 6, 2007**
- c. Email from the Manager of Corporate, Family and Leisure Services Division**
- d. Memorandum dated May 28, 2007 from the Director of Public Works and Parks re: Covering of Garbage Placed for Collection By-Law**
- e. Letter dated May 28, 2007 from residents of Battery/Signal Hill re Construction at 26 Battery Road, Request for Deferral**

Adoption of Minutes**SJMC2007-05-28/280R**

It was decided on motion of Councillor Ellsworth; seconded by Councillor Galgay: That the Minutes of May 22, 2007, be adopted as presented.

Proposed Text Amendment-St. John's Development Regulations, Definition of "Heritage Use"

Under business arising, Council considered a memorandum dated May 23, 2007 from the Director of Planning regarding the above noted.

SJMC2007-05-28/281R

It was moved by Councillor Puddister; seconded by Councillor Hann: That the following Resolution for St. John's Development Regulations Amendment Number 407, 2007 be adopted, which will then be forwarded to the Department of Municipal Affairs for Provincial registration in accordance with the requirements of the Urban and Rural Planning Act, 2000.

**RESOLUTION
ST. JOHN'S DEVELOPMENT REGULATIONS
AMENDMENT NUMBER 407, 2007**

WHEREAS the St. John's Municipal Council wishes to clarify Council's discretion with respect to "Heritage Use" and what could be considered compatible with adjoining residential properties.

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

Amend **Section 2 (DEFINITIONS)** by repealing the present definition of Heritage Use and substituting the following:

"HERITAGE USE means the Discretionary Use of a Heritage Building for two or more Dwelling Units; a Boarding or Lodging House; an Office; a Bed and Breakfast; a Handcraft Use; a Restaurant; and/or other uses, which are in Council's opinion, compatible with adjoining Residential Uses."

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 Mayor and the City Clerk on behalf of Council this 28th day of **May, 2007**.

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

Mayor

**Director of Corporate Services
& City Clerk**

The motion being put was unanimously carried.

Notices Published

1. **A Variance of Non-conformity Application** has been submitted by Patrick Hanlon requesting permission to renovate and convert the former Reardon's Convenience Store **at Civic No. 208 Mundy Pond Road** into two (2) residential apartment units. Off-street parking can accommodate four (4) vehicles. (**Ward 3**)

SJMC2007-05-28/282R

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

The motion being put was unanimously carried.

Development Committee Report - May 22, 2007

Council considered the following Development Committee Report dated May 22, 2007:

RECOMMENDATIONS OF APPROVAL:

1. **Proposed Accessory Building**
Mr. Paul Tucker
Civic No. 128 Old Broad Cove Road

**Town of Portugal Cove – St. Phillips
Winsor Lake Watershed**

The Development Committee recommends that Council approve the above noted application pursuant to Section 106 (2)(a) of the City of St. John's Act.

**2. Proposed Commercial Building
M.I.R. Limited
Duffy Place (Ward 4)**

The Development Committee recommends that Council grant approval-in-principle to the above noted application subject to the following conditions.

- a. compliance with all requirements of the Departments of Engineering and Planning;
- b. payment of all applicable fees and assessments;
- c. the proposed building be constructed in accordance with plans submitted on May 15, 2007; and
- d. the required Building Permits must be obtained from the Department of Building and Property Management prior to the commencement of any development.

**Ron Penney, Acting Chairperson
Chief Commissioner and City Solicitor**

SJMC2007-05-28//283R

Regarding Item #1: It was decided on motion of Councillor Ellsworth; seconded by Councillor Hann: That the Committee's recommendation to approve the application pursuant to Section 106 (2)(a) of the City of St. John's Act, be accepted.

SJMC2007-05-28/284R

Regarding Item #2: It was decided on motion of Councillor Ellsworth; seconded by Councillor Hann: That the Committee's recommendation of approval-in-principle subject to the conditions outlined, be accepted.

Finance and Administration Standing Committee Report dated May 17, 2007

Council considered the following Finance & Administration Standing Committee Report dated May 17, 2007:

In Attendance: Deputy Mayor Dennis O'Keefe, Chairperson
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. Robert Bishop, Director of Finance & City Treasurer
Mr. Kevin Breen, Director of Human Resources
Mr. Paul Mackey, Director of Public Works & Parks
Mr. Cliff Johnston, Director of Planning
Ms. Jill Brewer, Director of Recreation
Ms. Elizabeth Lawrence, Director of Economic Development, Tourism & Culture
Ms. Kelly Butler, Recording Secretary

Also in attendance was Ms. Barb Sweet with The Telegram.

1. Delegation – St. John's Jazz Festival

The Committee met with Mr. Kirk Newhook and Mr. Mark Peddle to discuss their proposal for sustaining funding for the St. John's Jazz Festival.

Mr. Newhook briefly outlined the history of the St. John's Jazz Festival, including the economic and artistic benefits the festival brings to the City. He also provided the Committee with a detailed budget summary for last year's festival and information on festival contributions made by other municipalities across Canada. Mr. Newhook also advised that this year, the St. John's Jazz Festival will be hosting a national/international jazz music festival/presenter conference and Atlantic Canadian Music Showcase as well as the Jazz Festivals Canada Annual General Meeting in July.

Following a brief question and answer period regarding budgetary details for this year's festival, the delegation retired from the meeting.

A brief discussion ensued regarding the increasing number of requests the City has been getting for sustaining funding from various groups and organizations. The Director of Economic Development, Tourism and Culture also advised that as per Council's

direction, an interdisciplinary committee comprised of staff from various departments has been reviewing the issue of support given by the City (both in-kind and financial) to various festivals and events and how other cities support their festivals and events. A report with recommendations is being prepared for Council's consideration.

The Committee recommends that the City not provide additional financial assistance to the St. John's Jazz Festival. However, the Committee also recommends that the City waive the insurance fees for this year's event as was done last year.

2. CD# S2007-04-12/3 – Cost Shared Capital Works

The Committee considered a memorandum dated May 14, 2007, from the Director of Finance regarding the above noted matter.

The Committee discussed the issue at length, with it being noted that it is necessary to have a specified amount allocated for future debt servicing of cost shared capital projects approved by Council. It was also noted that the more funding is allocated to these types of projects, the less is being spent on the City's infrastructure requirements. Concern was also expressed regarding the possibility of having to increase taxes in order to cover the City's operating costs.

The Committee recommends that the Council approve a future annual budget allocation of \$250,000 for future debt servicing of cost shared capital projects for 2007.

3. CD #R2006-09-11/15 – Request for Funding for Extension to Vera Perlin Centre

The Director of Finance noted that the above noted request for funding was denied by Council at its Regular Meeting of September 11, 2006. Since that time, the Vera Perlin Centre has been able to get a \$500,000 funding commitment from the Province for the project. Therefore, Deputy Mayor O'Keefe asked to have the matter reviewed by the Finance Committee.

Discussion ensued regarding the request, with it being noted that there are plenty of worthwhile organizations who will be looking to the City for similar consideration if funding is approved for this project. It was also noted that while the services provided by the Vera Perlin Centre are deemed to be Provincial responsibility, the City has provided funding to similar organizations in the past.

It was suggested that the City consider providing \$150,000 in funding towards the project over a three year period (\$50,000 per year). Deputy Mayor O'Keefe indicated that in order to reconsider the request, a Notice of Motion to Rescind Council's previous decision must be given first.

The Committee recommends that Council rescind its previous motion with respect to funding for extension/renovations to the Vera Perlin Centre.

(The appropriate Notice of Motion is attached.)

4. CD #R2006-04-17/23 – Council Salaries

The Committee considered a memorandum dated April 9, 2007, from the Director of Human Resources regarding the above noted matter.

The Committee recommends that the following salary increases for Mayor and Council be approved, retroactive to October 11, 2006:

October 11, 2006 – 3% October 11, 2007 – 2%

5. Amendment to Policy 03-04-14: Establishment of a Pension Plan

The Committee considered a memorandum dated April 9, 2007, from the Director of Human Resources regarding the above noted matter.

The Committee recommends that the attached policy as amended be adopted.

6. Amendment to Policy 03-03-10: Crossing Guard Policy

The Committee considered a memorandum dated March 9, 2007, from the Director of Human Resources regarding the above noted matter.

The Committee recommends that the attached policy as amended be adopted.

7. Amendment to Policy 05-01-03: Personal Use of City Owned Tools & Equipment

The Committee considered a memorandum dated March 23, 2007, from the Director of Human Resources regarding the above noted matter.

The Committee recommends that the attached policy as amended be adopted.

8. Amendment to Policy 03-11-08: Travel Expense

The Committee considered a memorandum dated March 9, 2007, from the Director of Human Resources regarding the above noted matter.

The Committee recommends that the attached policy as amended be adopted.

9. Reception for Cultural Capital of Canada Partners

The Committee considered a memorandum dated April 18, 2007, from the Director of Economic Development, Tourism and Culture regarding the above noted matter.

The Committee recommends that the City host a reception for its Cultural Capital of Canada partners.

10. Arts Jury Application – Sara Stoker

The Committee considered a memorandum dated April 18, 2007, from the Director of Economic Development, Tourism and Culture regarding the above noted matter.

The Director of Economic Development, Tourism and Culture advised that Ms. Stoker's application for an Arts Jury grant was received and processed, however, through an administrative error, the application was never brought before the jury for consideration. She noted that Ms. Stoker has received a grant in the past and would have likely been awarded one again this year.

The Committee recommends that in light of the administrative oversight, that Ms. Stoker be allocated \$910.00 in funding, representing the amount of funding she would have received under the Arts Jury program.

11. Request for Funding to Extend Hours of Operation for Visitor Information Centre

The Committee considered a memorandum dated April 27, 2007, from the Director of Economic Development, Tourism and Culture regarding the above noted matter.

The Committee recommends that Council approve additional funding in the amount of \$1,500 to cover the cost required to keep the Visitor Information Centre opened for one additional 1/2 hour per day from early June to early September.

12. Cygnus Gymnastics

The Committee considered a letter dated May 10, 2007, from Mr. Paul Whitten, Treasurer, Cygnus Gymnastics Training Centre, requesting an advance payment of its 2008 Capital Grant (\$25,000) in order to cover the start up costs associated with the move to their new facility this year.

The Committee recommends that the Council approve the request by Cygnus Gymnastics for an advance payment of its 2008 Capital Grant in the amount of \$25,000.

13. CD #S2007-05-07/4 – Request from Festival 500 for Additional Funding

The Director of Finance advised that representatives from Festival 500 had made a request to Council for an additional \$100,000 in funding. The matter was referred to the

Finance Committee for consideration. It was noted that the City already provides \$50,000 per annum in funding to the organization.

The Committee recommends that the request from Festival 500 for additional funding be denied.

14. Southlands Family Fun Day – Request for Funding

The Committee considered a letter from Mr. Peter White, Southlands Family Fun Day Organizing Committee, regarding the above noted matter.

The Committee recommends that Council approve \$1,500 for the Southlands Family Fun Day event.

15. Requests for Funding for Meetings and Conventions

The Committee considered a memorandum dated May 14, 2007, from the Director of Corporate Services regarding the above noted matter.

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

a.	Interchange on Canadian Studies Conference	\$750
b.	17th Annual Atlantic Regional Harley Owners Group Rally	\$1000
c.	National Correctional Officers Hockey Tournament	\$500
d.	National Conference on Learning Disabilities	\$1000
e.	Canadian Association of Business Incubators Conference	\$500
f.	Conference of National Executive Forum on Public Property	\$500
g.	Canadian Federation of Nurses Unions Convention	\$1000
h.	Canadian Association of Principals	\$1000

16. Request for Tax Exemptions

The Committee considered a memorandum dated May 14, 2007, from the Director of Finance regarding the above noted matter.

The Director of Finance advised that he had undertaken a survey of other municipalities across Canada to ascertain how they deal with tax exemptions for fraternal organizations. Other than the country-wide legislated exemption provided for registered charities, none of the municipalities contacted provides an exemption to fraternal organizations. However, under limited circumstances, exemptions have been granted to organizations which provide a significant contribution to a public purpose.

A brief discussion ensued regarding whether the City should provide tax exemptions to fraternal organizations, with it being noted that if the City agrees to provide an exemption, it will have to become effective in 2008 as the tax rates have already been set

for 2007. It was also noted that while there are some fraternal organizations having difficulty paying their taxes, other organizations are up to date on their accounts.

The Committee recommends that the status quo be maintained with respect to business occupancy tax for fraternal organizations.

17. Federation of Canadian Municipalities Conference

The Committee considered as information a memorandum dated May 14, 2007, from the Director of Finance regarding the above noted matter.

The Director of Finance noted that the City had budgeted for a deficit of \$370,000 for the FCM Conference, however, the final accounting shows a deficit of \$270,000, giving a positive variance of \$100,000.

18 Succession Planning

The Committee considered a memorandum dated March 14, 2007, from the Director of Human Resources regarding the above noted matter.

The Committee recommends that the attached document outlining the City's Management Succession Plan be approved.

19. World Youth Day 2008 – Sydney, Australia

The Committee considered a letter from Ms. Linda Maher, Youth Minister, Coordinator – World Youth Day 2008, requesting financial support for the youth of the R.C. Archdiocese of St. John's who are preparing to attend World Youth Day 2008.

The Committee recommends that the request for funding towards World Youth Day 2008 be denied as it is contrary to City policy.

20. Reception for Board of Directors – Canadian Race Relations Foundation

The Committee considered a letter dated May 2, 2007, from Mr. Ayman Al-Yassini, Executive Director, Canadian Race Relations Foundation, requesting that Council sponsor a reception at City Hall for the Board of Directors of the Canadian Race Relations Foundation.

The Committee recommends that the above noted request be denied as it does not meet the criteria for City sponsored receptions/events.

21. Request for Funding for 2007 Music Newfoundland & Labrador Conference & Awards

The Committee considered a letter dated May 7, 2007, from Mr. Denis Parker, Executive Director, Music Newfoundland & Labrador, regarding the above noted matter.

The Committee recommends that the City contribute \$2,000 towards this event.

22. Request for City Team Participation – Relay for Life – June 9, 2007

The Committee considered correspondence from Ms. Lori Hickey, Community Resource Coordinator regarding the above noted matter.

It was noted that participation in this event is usually up to the individual employees, and Council does not normally provide financial support for these types of events.

The Committee recommends that Council endorse the participation of its employees in the Canadian Cancer Society's Relay for Life event.

23. Request for Funding - Annual Atlantic Sports and Recreation Weekend

The Committee considered a letter dated May 10, 2007, from Ms. Elizabeth Mayo, President, Canadian Council for the Blind, requesting funding to send athletes to the annual Atlantic Sports and Recreation Weekend in Fredericton, New Brunswick.

The Committee recommends that the funding request be denied as it is contrary to City Policy.

24. Shriners Charity Golf Tournament

The Committee considered a letter dated March 23, 2007, requesting the City's participation in the above noted golf tournament.

The Committee recommends that this request be denied as the City only approves participation and/or sponsorship of golf tournaments for those agencies directly related to the City's mandate.

25. Canadian Red Cross Charity Golf Tournament

The Committee considered a letter dated April 26, 2007, from Mr. Roy Farrell, Canadian Red Cross, requesting the City's participation in the above noted golf tournament.

The Committee recommends that the City sponsor a team in the 11th Annual Canadian Red Cross Charity Golf Tournament which will be held on July 26, 2007.

26. Request for Funding –Canadian Red Cross National Annual General Meeting

The Committee considered a letter dated May 16, 2007, from Mr. Frank Nossereau, Fund Development, Canadian Red Cross, regarding the above noted matter.

The Committee recommends that in accordance with Policy 04-09-02: Financial Support for Meetings and Conventions, Council approve \$500 in funding for the Canadian Red Cross National Annual General Meeting.

27. SHAD Memorial 2007

The Committee considered a letter from Dr. Leonard Lye and Mr. Michael Rose, Program Directors, Shad Memorial 2007, requesting the City's sponsorship for this year's event.

The Committee recommends that the City host a luncheon at City Hall for the participants of Shad Memorial 2007.

28. Upcoming Media Activity

The Committee considered a memorandum dated May 17, 2007, from the Special Projects Coordinator outlining the list of media activities that will be taking place in the City over the next few months.

The Director of Economic Development, Tourism and Culture noted that there are some associated costs which will be incurred for the media visits, with most being in-kind contributions, however, there may be some financial costs as well.

The Committee recommends that Council approve the in-kind and financial costs associated with the upcoming media activities as outlined in the attached memorandum.

29. Request for Financial Assistance Towards Staffing at the St. John's Live Kiosk on Pier 7

The Committee considered a letter from Ms. Jennifer Deon, on behalf of the St. John's Live Kiosk Steering Committee, regarding the above noted request.

The Committee recommends that the City contribute \$2,500 towards the cost of staff the St. John's Live Kiosk on Pier 7.

30. Reception for Astraeus Airline Representatives

Councillor Puddister noted that he had discussed with the Director of Economic Development, Tourism and Culture and the Chief Commissioner/City Solicitor the possibility of the City hosting a reception for representatives of Astraeus Airlines and various industry stakeholders as a gesture of appreciation.

The Committee recommends that Council approve-in-principle that the City host a reception for representatives of Astraeus Airlines and various industry stakeholders.

Deputy Mayor Dennis O'Keefe
Chairperson

SJMC2007-05-28/285R

Regarding Item #2: It was moved by Deputy Mayor O'Keefe; seconded by Councillor Puddister: That the recommendation of the Committee be approved.

Discussion ensued during which Councillor Ellsworth noted his objection to the recommendation expressing concern about the increased spending, the possibility of increased taxes, and the need to divert funding into capital works, general maintenance, infrastructure, etc.

Other members of Council argued that many worthy projects have been funded through the 50/50 cost sharing program and were satisfied that the proposed cap is for this current year and is to be reviewed on an annual basis.

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

SJMC2007-05-28/286R

Regarding Item #8: Council adopted the policy as presented but agreed that a survey be conducted of other municipalities to determine their level of Per Diem Meal Allowance.

SJMC2007-05-28/287R

Regarding Item #13: It was moved by Councillor Puddister; seconded by Councillor Galgay: That the recommendation be deferred pending information on the group's request for Provincial funding.

The motion to defer being put there voted for it the mover, seconder, Deputy Mayor O'Keefe and Councillor Hickman. Voting against the motion were Councillors Ellsworth, Collins and Hann. The motion to defer was carried. The remaining Committee recommendations #'s 1,3,4,5,6,7,9,10,11,12 and #'s 14 to 30 were unanimously approved by Council.

Development Permits List

Council considered as information the following Development Permits List for the period of May 17 to May 24, 2007:

DEVELOPMENT PERMITS LIST
DEPARTMENT OF PLANNING
FOR THE PERIOD OF MAY 17, 2007 TO MAY 24, 2007

2007/05/23

Permits List

CLASS: COMMERCIAL

MODERN HOLDINGS LIMITED	TRANS CANADA HIGHWAY	NC ACCESSORY BUILDING
ALIAN T	40 ABERDEEN AVE - ALIAN T	SN RETAIL STORE
ALLIED CONSTRUCTORS INC.	397 STAVANGER DR	SN OFFICE
JOHN BRUCE	11 CHURCH HILL	NC FENCE
NFLD. POWER	40 STAMP'S LANE	NC ACCESSORY BUILDING
SOUTHWEST PROPERTIES	215 WATER ST, 5TH FLOOR	CR OFFICE
NEWFOUNDLAND MUSEUM	285 DUCKWORTH ST	CR ADMIN BLDG/GOV/NON-
PROFIT		

THIS WEEK \$ 2,737,000.00
TO DATE \$ 21,191,511.00

CLASS: INDUSTRIAL

THIS WEEK \$.00
TO DATE \$ 1,524,967.00

CLASS: GOVERNMENT/INSTITUTIONAL

THIS WEEK \$.00
TO DATE \$ 8,037,622.00

CLASS: RESIDENTIAL

DAVID O'DEA	204 BAY BULLS RD	NC ACCESSORY BUILDING
RANDY AND JOAN KIRBY	31 BAYBERRY PL	NC ACCESSORY BUILDING
KEITH & COLLEEN WYATT	9 BONCLODDY ST	NC PATIO DECK
SIMON-SAI MON CHIU & IRENE-LAI	34 BURRY PORT ST	NC ACCESSORY BUILDING
TERRY BLUNDON	17 BURRY PORT ST	NC FENCE
JOHN ALMORE PEYTON	20 CARMANVILLE ST	NC ACCESSORY BUILDING
ROGER & ELAINE LAITE	59 CHAPMAN CRES	NC ACCESSORY BUILDING
GEORGE RIOUX	59 CORNWALL AVE	NC FENCE
ADRIAN POWER &	17 CORPORAL JAMIE MURPHY ST	NC FENCE
PAUL & GERRIANN DILLON	77 DILLON CRES	NC ACCESSORY BUILDING
DUANE PENNEY & MICHELLE SNOW	9 DRUKEN CRES	NC ACCESSORY BUILDING
ERIC & BARBARA ALBRECHTSON S	27 DUBLIN RD	NC FENCE
PRO-TECH CONSTRUCTION LTD.	25 DUMBARTON PL	NC SINGLE DETACHED DWELLING
ISIDORE J. & LINDA BYRNE	24 DUNFIELD ST	NC ACCESSORY BUILDING
JAMES E. AND ELIZABETH TUFF	17 DURHAM PL	NC ACCESSORY BUILDING
SHERYL POWER	110 EDISON PL	NC FENCE
CARDINAL HOMES LTD.	131 GREEN ACRE DR, LOT 71A	NC SEMI-DETACHED DWELLING
CARDINAL HOMES LTD.	133 GREEN ACRE DR, LOT 71B	NC SEMI-DETACHED DWELLING
KENNETH & SHEILA LOCKYER	14 GREGORY ST	NC FENCE
AUSTIN AYLWARD	74 HALL'S RD	NC ACCESSORY BUILDING
REG & JOAN MERCER	35 HIGHLAND DR	NC FENCE
MODERN HOMES LTD.	41 HOPEDALE CRES, LOT 167	NC SINGLE DETACHED DWELLING
NICOLE PARDY	69 JAMES LANE	NC ACCESSORY BUILDING
DONALD WAYE	2 KEANE PL	NC FENCE
GARETH G. IGLOLIORTE & AIMEE R	11 KINCAID ST	NC ACCESSORY BUILDING
CAROLYN TURBRETT/S. SULLIVAN	5 MACBETH DR	NC ACCESSORY BUILDING
PRO-TECH CONSTRUCTION	73 MACBETH DR, LOT 6.63	NC SINGLE DETACHED DWELLING

HEATHER LEGGE &	25 MACLAREN PL	NC ACCESSORY BUILDING
FRED WILLIAMS	753-755 MAIN RD	NC ACCESSORY BUILDING
BOYCE T. MEWS	4 MARK NICHOLS PL	NC ACCESSORY BUILDING
ALEXANDER GARDNER &	12 MARSHALL PL	NC ACCESSORY BUILDING
NEIL E. BOLIVAR	27 NEW COVE RD	NC FENCE
DONALD RUSSELL	33 NOTRE DAME DR	NC ACCESSORY BUILDING
NEW VICTORIAN HOMES	20 OAKLEY PL, LOT 269	NC SINGLE DETACHED DWELLING
TERRY WALSH CONST	36 OTTER DR, LOT 81	NC SINGLE DETACHED DWELLING
PAUL JOSEPH DUNNE &	302 PENNYWELL RD	NC ACCESSORY BUILDING
PERHAM HOMES LIMITED	4 PETITE FORTE ST, LOT 231	NC SINGLE DETACHED & SUB.APT
JOHN PENDERGAST	14 PINSENT PL	NC ACCESSORY BUILDING
EDWARD & CATHERINE MURPHY	6 POLE CRES	NC PATIO DECK
PATRICIA E. THISTLE	44 POPLAR AVE	NC PATIO DECK
REARDON CONSTRUCTION & DEV LTD	2 SERPENTINE ST, LOT 1	NC SINGLE DETACHED DWELLING
REARDON CONSTRUCTION & DEV LTD	19 SERPENTINE ST, LOT 38	NC SINGLE DETACHED DWELLING
PRO-TECH CONSTRUCTION LTD.	12 SHORTALL ST, LOT 29	NC SINGLE DETACHED DWELLING
JAMES SULLIVAN	16 SILVERTON ST	NC ACCESSORY BUILDING
GLEN & LISA GEORGE	31 SORREL DR	NC FENCE
ROBERT MEADUS	3 STENLAKE CRES	NC ACCESSORY BUILDING
KEVIN COOMBS	5 STENLAKE CRES	NC ACCESSORY BUILDING
ALAIN O'DEA & CLAUDIA O'DEA	12 KENNA'S HILL	NC FENCE
MEGRET E. YABSLEY	24 TUNIS CRT	NC FENCE
NEW VICTORIAN HOMES	15 VEITCH CRES, LOT 221	NC SINGLE DETACHED DWELLING
NEW VICTORIAN HOMES	31 VEITCH CRES, LOT 213	NC SINGLE DETACHED DWELLING
ANTHONY & JOAN NOONAN	170 WATERFORD BRIDGE RD	NC FENCE
ANTHONY & JOAN NOONAN	170 WATERFORD BRIDGE RD	NC ACCESSORY BUILDING
GLEN & RAMONA MOLLOY	20 KEITH DR	EX SINGLE DETACHED DWELLING
SEAN VINNICOMBE	8 LINEGAR AVE	EX SINGLE DETACHED DWELLING
ELVIS GREGORY	145 LOGY BAY RD	EX SINGLE DETACHED & SUB.APT
TOM CONNORS	32 LONG POND RD	EX SINGLE DETACHED DWELLING
DAVID & LISA THOMPSON	91 RENNIE'S MILL RD	EX SINGLE DETACHED DWELLING
HOWARD YOUNG	53 HOLBROOK AVE	RN SINGLE DETACHED DWELLING
VIVIENNE M. KUESTER	26 KITCHENER AVE	RN FENCE
GERALD O'NEILL	29 MEADOW BROOK PARK RD	RN MOBILE HOME
JAMES WALSH	82 MAYOR AVE	RN SEMI-DETACHED DWELLING
MATTHEW R. WOODLAND	28 O'REGAN RD	RN SINGLE DETACHED DWELLING
GERARD & CAROL DORAN	18 PEARSON ST	RN SINGLE DETACHED DWELLING
PATRICIA E. THISTLE	44 POPLAR AVE	SW SEMI-DETACHED DWELLING
MRS. LAURA O'SHEA	95 WATERFORD BRIDGE RD	SW SINGLE DETACHED DWELLING
HELEN & DAREN HOWELL	26 BATTERY ROAD	NC SINGLE DETACHED
DWELLING		

THIS WEEK \$ 2,168,135.00
 TO DATE \$ 29,289,980.00

CLASS: DEMOLITION

JEAN STACEY	30 DUCKWORTH ST	DM SEMI-DETACHED DWELLING
		THIS WEEK \$ 5,000.00
		TO DATE \$ 202,956.00

THIS WEEK'S TOTAL: \$ 4,910,135.00

TOTAL YEAR TO DATE: \$ 60,247,036.00

REPAIR PERMITS ISSUED: 2007/05/17 TO 2007/05/23 \$ 75,550.00

2006/12/28 TO 2007/05/23 \$ 739,681.00 YTD

LEGEND

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

Councillor Galgay referred to a letter dated May 28, 2007 from Ms. Alison Dyer requesting, on behalf of a group of residents from the Battery/Signal Hill neighbourhood, deferral of approval of the construction of a dwelling at 26 Battery Road, and asking for an opportunity to meet with the Development Committee or the Planning Committee as soon as possible. Councillor Galgay pointed out that on May 24, 2007 a permit was issued to Helen and Darren Howell for the construction of a dwelling at 26 Battery Road noting that the development meets all the City's statutory requirements and was therefore approved by the Development Officer. During discussion it was pointed out that in this case Council did not exercise any discretionary rights, however, the application was processed and approved at the staff level. However, the residents have the right to file an appeal but should understand that unless there is a violation of the regulations there are no grounds to appeal and will only result in delaying the process.

No further action was taken by Council, therefore maintaining status quo.

Councillor Galgay clarified the fact that the list of Building Permits issued by the Department of Building and Property Management and the list of Development Permits issued by the Department of Planning are provided to Council each week for information purposes only.

Payrolls and Accounts**SJMC2007-05-28/289R**

It was decided on motion of Councillor Puddister; seconded by Councillor Hickman: That the following Payrolls and Accounts for the week ending May 24, 2007, be approved:

**Weekly Payment Vouchers
For The
Week Ending May 24, 2007**

PAYROLL

Public Works	\$ 274,680.94
Bi-Weekly Casual	\$ 17,482.86

ACCOUNTS PAYABLE

Cheque No. 116614- 116938 (Includes Direct Deposits/Transfers/Eqp. Leasing)	\$ 2,462,784.78
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Total:	\$2,754,948.58
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Tenders

- a. Tender for the Supply of Corrugated Metal Pipe
- b. Tender for the Supply of Manhole and Catch Basin Castings
- c. Tender for the Supply of Hydrant Parts
- d. Tender for the Supply of Water and Sewer Supplies
- e. Tender – Animal Care & Adoption Centre Sign

SJMC2007-05-28/290R

It was decided on motion of Councillor Puddister; seconded by Councillor Hickman: That the recommendations of the Director of Finance and City Treasurer and the Acting Director of Building and Property Management be approved and the tenders awarded as follows:

- a. Amtec Ltd. in the amount of \$25,286.25 (HST extra)
- b. Wolseley Canada in the amount of \$28,990.00 (HST extra)
- c. Emco Supply Waterworks Division in the amount of \$26,063.86 (HST extra)
- d. As per quotation Analysis Sheet dated May 24, 2007 (Memo from the Director of Finance and City Treasurer dated May 24, 2007)
- e. Spracklin's Construction (2000) Limited in the amount of \$21,866.00 which includes HST

Petitions

Deputy Mayor O'Keefe tabled a petition, the prayer of which reads as follows:

There are presently many children in the Kilbride area that would like to access Bowring Park daily but can't. With the development of 550 new building lots in this area the problem is going to get bigger.

The "MIDSTREAM" development in Bowring is going to be a magnet for these children, they shouldn't have to cross a four lane Arterial Route to access the park.

In my opinion, and that of the undersigned petitioners, a walk way over the Pitts Memorial Drive is long overdue to facilitate access of Bowring Park for the residents of Kilbride, both present and future.

I propose that the best location for this Pedestrian overpass is on Bay Bulls Road next to the Gaze Seed Nursery. The geography in this location best accommodates such a structure and is central to the Kilbride area. A walk way over the highway here would link Bay Bulls Road with the South Brook Trail and the "MIDSTREAM" or swimming pool area of the park.

This structure will go a long way toward averting a motor tragedy in our community. With the development of Kilbride and Bowring Park slated for the very near future, the number of children crossing this route is bound to increase and the potential for a disaster is imminent.

Councillor Collins suggested that the Department of Engineering provide a cost estimate to carry out the construction of a pedestrian access to Bowring Park from the Kilbride area.

Notice of Motion

Deputy Mayor O'Keefe gave the following Notice of Motion

TAKE NOTICE that I will at the next regular meeting of Council move a motion that Council rescind its decision of September 11, 2006, to accept the recommendation of the Finance and Administration Standing Committee Report dated September 6, 2007, to deny the request for funding for extension/renovations to the Vera Perlin Centre.

Article – Efforts of Graffiti Cleaning Crew - Nanaimo

Council considered as information the above noted article. Deputy Mayor O'Keefe advised that staff of the Departments of Parks and Recreation and Streets continue the work on cleaning up graffiti and that every effort is being made in terms of education and enforcement to deal with the problem. He further advised that St. John's Clean and Beautiful have started their Great Graffiti Paint Out and are encouraging both public and private property owners to paint over the graffiti. Deputy Mayor O'Keefe advised that members of staff along with representatives of St. John's Clean and Beautiful will be meeting with the RNC who have decided to dedicate a two man unit to work on the graffiti problem.

Covering of Garbage Placed for Collection By-Law

Council considered a memorandum dated May 28, 2007 from Director of Public Works and Parks containing information on the estimated rate of compliance for the Covering of Garbage Placed for Collection By-Law.

Councillor Galgay

Councillor Galgay advised that he has been getting a number of calls concerning the covering of garbage, one from a resident of Pennywell Road who has had his nets stolen, to which he advised he has no solution. Deputy Mayor O'Keefe noted that compliance of the by-law is high and is having a positive impact on cleaning up the City; however, if the theft of nets becomes a serious problem the matter can be revisited to find an alternate solution.

Letter from St. James United Church dated May 24, 2007

Council unanimously agreed that permit fees associated with T. James Restoration program be waived.

Letter dated May 25, 2007 from Tim Hortons

Council unanimously agreed that permission to hold the Tim Horton Annual Camp Day event, June 6, 2007 on the north-east corner of Duckworth Street and Prescott Street, be approved and that the associated \$50 vendor's fee be waived.

Federal Summer Grant Program

Council considered an email from the Manager, Corporate, Family & Leisure Services Division regarding the Federal Summer Grant Program. It was noted that the Federal Government has revisited the issue and reinstated a number of the grants.

Letter dated May 23, 2007 from Newfoundland and Labrador Athletics Association

Deputy Mayor O'Keefe tabled a letter dated May 23, 2007 from the Newfoundland and Labrador Athletics Association requesting that the City become a major sponsor of the Tely10. The matter was referred to the Associate Commissioner/Director of Engineering for consideration.

Councillor Puddister

Councillor Puddister referenced an email from the Director of Planning regarding the development of the Pleasantville lands advising that Canada Lands and Tract Consulting will be holding an information session on June 12, 2007 at the Royal Canadian Legion and encouraged residents of the Pleasantville/Boulevard area to attend.

Councillor Galgay

Councillor Galgay reminded residents of the Georgetown Neighbourhood Association of the annual meeting to be held May 29, 2007 at 7:30 p.m. in St. Bonaventure's Gymnasium.

Councillor Ellsworth

Councillor Ellsworth congratulated the Associate Commissioner/Director of Engineering along with other staff members on the official opening of the Windsor Lake Water

Treatment Facility and thanked them for their commitment towards bringing the project to completion.

Councillor Ellsworth noted that the McHappy Day fundraiser was a tremendous success raising approximately \$225,000 to support the St. John's Boys and Girls Club. He thanked the corporate community and all who contributed to its success.

Councillor Ellsworth noted that the Super Cities MS Walk was a huge success raising approximately \$67,000 and thanked the participants as well as the organizers of the event.

Councillor Collins

Councillor Collins thanked all the residents who helped towards the building of a new home for Mr. Whitty, Shea Heights.

His Worship the Mayor

His Worship the Mayor referenced the official opening of the Windsor Lake Water Treatment Facility and commended the Associate Commissioner/Director of Engineering as well as other staff members, along with the consulting companies CH2M Hill and Newfoundland Design Associates Ltd. Consulting Engineers involved in the successful completion of the project. He noted that these two companies are also consulting with the City on the Riverhead Waste Water Treatment Facility, doing a retrofit on Bay Bulls Big Pond noting as well as looking at eventually bringing back into service the Petty Harbour Long Pond facility. Currently the City is in the process of constructing a water system in concert with the Riverhead Waste Water Treatment Facility which will result in an infrastructure that will be able to handle development and prospective development within the City for the next 20 to 25 years. As noted by the Associate Commissioner/Director of Engineering, water operating costs are high so residents are encouraged to keep water production down by taking water conservation measures. He noted that the City is also conducting a household study on individual household water consumption and data in this regard will be available in the near future.

Adjournment

There being no further business, the meeting adjourned at 5:10 p.m.

MAYOR

CITY CLERK