

November 16th, 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.

His Worship the Mayor presided.

There were present also Deputy Mayor Duff, Councillors O'Leary, Hickman, Colbert, Hann, Breen, Galgay, Tilley, Hanlon and Collins

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

Call to Order and Adoption of the Agenda

SJMC2009-11-16/638R

It was decided on motion of Tilley; seconded by Councillor Breen: That the Agenda be adopted as presented with the following additional item:

- a. Tender – Exterior Upgrade – Municipal Non-Profit Housing

Adoption of Minutes

SJMC2009-11-16/639R

It was decided on motion of Duff; seconded by Councillor Hanlon: That the minutes of the November 9th, 2009 meeting be adopted as presented.

Budget Presentation

The Director of Finance and City Treasurer provided a powerpoint presentation on the 2010 City of St. John's budget, a copy of which is on file with the City Clerk's office. He explained the statutory background with respect to the budget process. He noted that the City will be holding two pre-budget consultation and discussion sessions to provide

organized groups and the general public an opportunity to comment on and discuss the City's operating budget for 2010.

Notices Published

1. **A Discretionary Use Application** has been submitted by April Kenny requesting permission to operate an Esthetics business as a **Home Occupation from Civic No. 36 Dooling's Line**. The proposed nail grooming business will occupy a floor area of 9 square metres and operate by appointment only, daily from 9 a.m. to 6 p.m. On-site parking can accommodate five (5) vehicles. The applicant will be the sole employee. **(Ward 5)**

SJMC2009-11-16/640R

It was moved by Councillor Collins; seconded by Deputy Mayor Duff: That the application be approved.

The motion being put was unanimously carried.

Committee Reports

Special Events Committee Report dated November 28, 2009

Council considered the following Special Events Committee Report dated November 28, 2009:

- 1) Event: Jingle Bell Walk/Run
 Location: Quidi Vidi Lake
 Date: November 22, 2009
 Time: 9:00 am – 1:30 pm

This event requires the following roads to be temporarily closed to all traffic except residents:

Lakeview Avenue	Carnell Drive
Boulevard	Quidi Vidi Village Road
Forest Road Westbound	Clancey Drive

- 2) Event: Downtown Christmas Parade
 Location: Downtown
 Date: November 29, 2009 (Alternative Date December 06, 2009)
 Time: 1:00 pm – 3:30 pm

This event requires the following Road Closures and No Parking –Tow Aways

Road Closures:

Factory Lane
Plymouth Road
Empire Avenue – Kings Bridge Road to Quidi Vidi Road
Kings Bridge Road – Empire Avenue to Cavendish Square
Cavendish Square
Ordinance Street
Duckworth Street – Temperance Street to Prescott Street
Water Street - Prescott Street to Patrick Street
New Gower Street

No Parking- Towing Aways:

Factory Lane
Plymouth Road
Empire Avenue – Rennies Mill Road to Quidi Vidi Road
Circular Road – Bannerman Road to Kings Bridge Road
Kings Bridge Road
Cavendish Square
Duckworth Street – Temperance Street to Prescott Street
Water Street – Prescott Street to Patrick Street

- 3) Event: Festival of Music & Lights
Location: Bowring Park
Date: December 05, 2009
Time: 4:00 pm – 5:00 pm

Recommendation:

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

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

SJMC2009-11-16/641R

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

The motion being put was unanimously carried.

Development Permits List

Council considered as information the following Development Permit List for the period November 6 to 12, 2009:

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

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
RES	J.M.J. Holdings Ltd.	Residential Condominium 20 Units	East Drive and Roosevelt Avenue	1	Approved	09-11-06

<p>* Code Classification: RES - Residential COM - Commercial AG - Agriculture</p>	<p>INST - Institutional IND - Industrial</p>
<p>** 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.</p>	

Gerard Doran
Development Officer
Department of Planning

Building Permits List

SJMC2009-11-16/642R

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

2009/11/11

Permits List

CLASS: COMMERCIAL

MICHELLE MURRAY	4-6 BATES HILL	CO OFFICE
MICHELLE MURRAY	4-6 BATES HILL	CO OFFICE
ELDON W. BESSEY	581 THORBURN RD, E. BESSEY	NC WAREHOUSE

DOWNEAST TAS COMMUNICATIONS	40 ABERDEEN AVE	MS RETAIL STORE
CORE INSIGHT CHIROPRACTIC	40 ABERDEEN AVE	MS CLINIC
PIZZA DELIGHT ENTERPRISES INC.	46 ABERDEEN AVE	MS RESTAURANT
U WEIGHT LOSS CLINIC	46A ABERDEEN AVE	MS CLUB
WAL-MART CANADA CORP.	90 ABERDEEN AVE	MS SERVICE SHOP
CHATTERS BEAUTY SALON	98 ABERDEEN AVE	MS SERVICE SHOP
REITMANS (CANADA) LIMITED	95C ABERDEEN AVE	MS RETAIL STORE
IRVING OIL MARKETING LIMITED	8 BAY BULLS RD	MS COMMERCIAL GARAGE
CHARLES HAMLYN	255 BAY BULLS RD	MS SERVICE SHOP
BLACKMARSH ESSO	113 BLACKMARSH RD	MS SERVICE STATION
PROFESSIONAL APPAREL MARKETING	203 BLACKMARSH RD	MS RETAIL STORE
GDP ENTERPRISES INC.	100 BROOKFIELD RD - NEEDS	MS CONVENIENCE STORE
INTIMATE DESIRES	3-7 CASHIN AVE	MS RETAIL STORE
BELL ALIANT	10 ELIZABETH AVE	SN RETAIL STORE
ELIZABETH PLAZA LIMITED/	92 ELIZABETH AVE	MS RETAIL STORE
NELLA LTD (J.W. ALLAN CO LTD)	94 ELIZABETH AVE	MS RETAIL STORE
TEN THOUSAND VILLAGES	98 ELIZABETH AVE	MS RETAIL STORE
ST. PATRICK'S MERCY HOME	146 ELIZABETH AVE	MS HOME FOR AGED
IRVING OIL LTD.	71-77 ELIZABETH AVE	MS SERVICE STATION
CUSTOM WHEELS	377 EMPIRE AVE	MS RETAIL STORE
NEEDS CONVENIENCE	174 FRESHWATER RD	MS CONVENIENCE STORE
10768 NEWFOUNDLAND LIMITED	336 FRESHWATER RD	MS OFFICE
SALON 56	15 GOLDSTONE ST	MS SERVICE SHOP
UPTOWN HAIR DESIGN &	169 HAMLYN RD	MS SERVICE SHOP
JUMBO VIDEO	12-20 HIGHLAND DR	MS RETAIL STORE
KENNY ENTERPRISES LIMITED	12-20 HIGHLAND DR	MS CONVENIENCE STORE
PENNEY'S UNISEX	12-20 HIGHLAND DR	MS SERVICE SHOP
STATION LOUNGE	7 HUTCHINGS ST	MS TAVERN
SJJ ENTERPRISE LTD.	58 KENMOUNT RD	MS RETAIL STORE
INDIGO BOOKS & MUSIC INC.	70 KENMOUNT RD	MS RETAIL STORE
SALVATION ARMY NAT.RECYCLING	49-51 KENMOUNT RD	MS RETAIL STORE
COHEN'S CARPET ONE	81 KENMOUNT RD	MS RETAIL STORE
ATHOME FURNISHINGS	193 KENMOUNT RD	MS RETAIL STORE
VOGUE	193 KENMOUNT RD	MS SERVICE SHOP
NL PRE-OWNED	207 KENMOUNT RD	MS RETAIL STORE
NEEDS CONVENIENCE	330 LEMARCHANT RD	MS CONVENIENCE STORE
LAKEVIEW CHIROPRACTIC	1 LOGY BAY RD	MS CLINIC
VORTAX AUTO	225 LOGY BAY RD	MS COMMERCIAL GARAGE
T.R.A.	430-432 MAIN RD - NEEDS	MS CONVENIENCE STORE
NORTH ATLANTIC PETROLEUM	484-490 MAIN RD	MS OFFICE
EDISON ELECTRONICS	355-367 MAIN RD	MS OTHER
MAJOR'S PATH AUTOMOTIVE	59 MAJOR'S PATH	MS COMMERCIAL GARAGE
TRAVEL QUEST	239 MAJOR'S PATH	MS OFFICE
ABC SIDING & WINDOWS INC.	1 MARCONI PL	MS RETAIL STORE
YW-YMCA	NEW COVE RD	MS CLUB
ESSENTIAL CHIROPRACTIC	119 NEW COVE RD	MS CLINIC
VACANT (SOOTHE)	119 NEW COVE RD	MS RETAIL STORE
CANTON RESTAURANT	200-232 NEWFOUNDLAND DR	MS RESTAURANT
ACTIVE WOMEN	446 NEWFOUNDLAND DR	MS CLUB
ACTION INSURANCE SERVICES INC.	446 NEWFOUNDLAND DR	MS OFFICE
NEEDS CONVENIENCE	449 NEWFOUNDLAND DR	MS CONVENIENCE STORE
CAREGIVERS	31 PEET ST	MS OFFICE
SPARTAN FITNESS EQUIPMENT	71 O'LEARY AVE	MS RETAIL STORE
SIGNAL HOBBIES	36 PEARSON ST	MS RETAIL STORE
ARGOSY ENTERPRISES	36 PEARSON ST	MS RETAIL STORE
NEW LOOK UPHOLSTERY	20 PEET ST	MS RETAIL STORE
NORTH ATLANTIC REFINING LTD.	154 PENNYWELL RD	MS SERVICE STATION
DOWNEAST-TAS COMMUNICATIONS	34 PIPPY PL	MS RETAIL STORE
MARIE'S MINI MART	27 AIRPORT HEIGHTS DR	MS CONVENIENCE STORE
STAND 'N' TAN LIMITED	20 ROPEWALK LANE	MS SERVICE SHOP
CANADIAN CANCER SOCIETY	70 ROPEWALK LANE	MS OFFICE
IRVING OIL MARKETING LIMITED	2 STAVANGER DR	MS RETAIL STORE
KENT	10 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
BELL ALIANT	430 TOPSAIL RD, BELL ALIANT	SN RETAIL STORE
KENNY ENTERPRISES LIMITED	462 TOPSAIL RD- MARIES MINI	MS CONVENIENCE STORE
IRVING OIL CO. LTD.	632 TOPSAIL RD	MS COMMERCIAL GARAGE
TOPSAIL BILLIARD INC.	681 TOPSAIL RD	MS PLACE OF AMUSEMENT
PIPERS DEPARTMENT STORES	681 TOPSAIL RD	MS RETAIL STORE
E C BOONE LIMITED	TORBAY ROAD - BILBOARD	SN PUBLIC USE
BELLA VISTA LIMITED	26-34 TORBAY RD	MS TAVERN
SUBWAY	46 TORBAY RD	MS EATING ESTABLISHMENT
DOWNEAST COMMUNICATIONS	10 ELIZABETH AVE	MS RETAIL STORE
LEGROWS TRAVEL	10 ELIZABETH AVE	MS OFFICE
IRVING OIL CO. LTD.	192-194 TORBAY RD	MS SERVICE STATION
GRANITE DEPARTMENT STORE INC.	272-276 TORBAY RD	MS RETAIL STORE
STEPPING STONE INC.	272-276 TORBAY RD	MS COMMERCIAL SCHOOL
NORTH ATLANTIC REFINING LTD.	280 TORBAY RD	MS RETAIL STORE
COLOR YOUR WORLD	464 TORBAY RD	MS RETAIL STORE
SUN SPA #1	145 TORBAY RD	MS SERVICE SHOP
SUN SPA #2	145 TORBAY RD	MS SERVICE SHOP
JOSADA HAIR STUDIO	TORBAY ROAD-TORBAY RD MALL	MS SERVICE SHOP
CASH CITY	TORBAY ROAD-TORBAY RD MALL	MS RETAIL STORE
FRENCHY'S CLOTHING STORE LTD.	TORBAY ROAD-TORBAY RD MALL	MS RETAIL STORE
KUMON	145 TORBAY ROAD,KUMON	MS RETAIL STORE
GLOBAL GYM	92 ELIZABETH AVE	RN CLUB
WAI KWAN CHAN	80 KENMOUNT RD, THE CASH STORE	RN BANK
POLLETT HOLDINGS LTD	62-64 CAMPBELL AVE	RN OFFICE
N.D. DOBBIN PROPERTIES LIMITED	10 AUSTIN STREET	NC ACCESSORY BUILDING
COUNTRY RIBBON INC.	NORTHERN POND RD-COUNTRY RIBBO	NC AGRICULTURE
KIM FOSTER	46B ABERDEEN AVE-U WEIGHT LOSS	TI CLUB
FFAW-CAW ETAL	368 HAMILTON AVE	CR OFFICE

THIS WEEK \$ 1,949,675.00

CLASS: INDUSTRIAL

THIS WEEK \$.00

CLASS: GOVERNMENT/INSTITUTIONAL

CITY OF ST JOHN'S	154 BLACKMARSH RD	MS ADMIN BLDG/GOV/NON-PROFIT
WATER TREATMENT PLANT	90 DENSMORE'S LANE	NC ACCESSORY BUILDING

THIS WEEK \$ 2,000.00

CLASS: RESIDENTIAL

MIKE TAYLOR	25 BAY BULLS RD	NC ACCESSORY BUILDING
ROSE HALLIDAY	4 BERGERON PL	NC ACCESSORY BUILDING
KARWOOD CONTRACTING LTD.	22 SPRUCE GROVE AVE, LOT 132	NC SINGLE DETACHED DWELLING
CLOVER CONSTRUCTION INC.	101 BRAD GUSHUE CRES, LOT 159	NC SINGLE DETACHED DWELLING
PRO TECH CONSTRUCTION LTD	90 CASTLE BRIDGE DR, LOT 38	NC SINGLE DETACHED DWELLING
PHILIP POWER & SON	CASTLE BRIDGE DR, LOT 61	NC SINGLE DETACHED DWELLING
TERRY WALSH CONSTRUCTION	67 CHEROKEE DR, LOT 64	NC SINGLE DETACHED DWELLING
PAUL COLLETT	12 COTTONWOOD CRES	NC ACCESSORY BUILDING
BAE NEWPLAN	47 DUCKWORTH ST -UNIT 101	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST, UNIT 102	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 103	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 104	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 105	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST -UNIT 106	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 107	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 108	NC CONDOMINIUM

BAE NEWPLAN	47 DUCKWORTH ST - UNIT 201	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 202	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 203	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST -UNIT 204	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 205	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST -UNIT 206	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST- UNIT 207	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST-UNIT 208	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 301	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 302	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST -UNIT 303	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 304	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST -UNIT 305	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 306	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 307	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 308	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 401	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST- UNIT 402	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 403	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST -UNIT 404	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST -UNIT 405	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 406	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 407	NC CONDOMINIUM
BAE NEWPLAN	47 DUCKWORTH ST - UNIT 408	NC CONDOMINIUM
PAUL KENNETH HATT & PRO TECH CONSTRUCTION	119 FOREST RD FRANCES STREET, LOT 56	NC ACCESSORY BUILDING NC SINGLE DETACHED DWELLING
MACINTYRE HOMES	25 GOLD MEDAL DR, LOT 179	NC SINGLE DETACHED DWELLING
PERHAM HOMES LIMITED	32 GREAT EASTERN AVE, LOT 54	NC SINGLE DETACHED & SUB.APT
DESMOND CLARKE	88 GREAT EASTERN AVE	NC ACCESSORY BUILDING
BRIAN ELLSWORTH	99 GREENSPOND DR	NC ACCESSORY BUILDING
GERALD WESTCOTT	17 HATCHER ST	NC ACCESSORY BUILDING
CARDINAL HOMES LIMITED	22 LIONS RD, LOT 16	NC SINGLE DETACHED DWELLING
CARDINAL HOMES LIMITED	27 LIONS RD, LOT 39	NC SINGLE DETACHED DWELLING
GIBRALTAR DEVELOPMENT LTD.	455-465 LOGY BAY RD	NC CONDOMINIUM
TRUMAN HOWELL	342 NEW PENNYWELL RD	NC SINGLE DETACHED DWELLING
YVONNE DAVIS	59 PENETANGUISHENE RD	NC ACCESSORY BUILDING
SKYMARK HOMES	41 PIPER ST, LOT 199	NC SINGLE DETACHED DWELLING
J. GORDON O'BRIEN	91 ST. CLARE AVE	NC ACCESSORY BUILDING
ERCO HOMES	72 SHORTALL ST, LOT 46	NC SINGLE DETACHED DWELLING
NEW VICTORIAN HOMES	10 SOLDIER CRES, LOT 42	NC SINGLE DETACHED DWELLING
FABIAN O'DEA	18 SPENCER ST/2 UNIT INFILL	NC INFILL HOUSING
SUSAN ABBOTT	314 STAVANGER DR	NC ACCESSORY BUILDING
DARREN FOWLER AND	28 SHAW STREET	NC SINGLE DETACHED DWELLING
RYAN PARSONS AND	17 WINSLOW ST	NC FENCE
CATHERINE TARRANT	6 POINT VERDE PL	CO HOME OFFICE
FAIRVIEW INVESTMENTS	14 HARRIS RD	CR SINGLE DETACHED & SUB.APT
DONNA MARIE & CALVIN MARTIN	22 NONIA ST	CR SUBSIDIARY APARTMENT
THOMAS MAHONEY	38 RIGOLET CRES	CR SUBSIDIARY APARTMENT
MARVA THORNHILL SMALLWOOD	13 CHARLOTTETOWN PL	EX SINGLE DETACHED DWELLING
LISE PETRIE	7 CORK PL	EX SINGLE DETACHED DWELLING
PETER LEWIS & TRACEY SHAVE	17 GLENRIDGE CRES	EX SINGLE DETACHED DWELLING
RON CROKE	65 WABUSH PL	EX SINGLE DETACHED DWELLING
H. BRANTDS BUYS	65 CRAIGMILLAR AVE	RN TOWNHOUSING
MIKE WARD	15 DINN'S AVE	RN SINGLE DETACHED DWELLING
LARRY MURPHY	39-41 DOYLE'S RD	RN SINGLE DETACHED DWELLING
PAULA GEORGE	6 LARKHALL ST	RN SINGLE DETACHED DWELLING
GLEN MOLLOY	70 LARKHALL ST	RN SINGLE DETACHED & SUB.APT
MARY O'NEILL	83 LIME ST	RN TOWNHOUSING
BROLEIGH CONSTRUCTION LTD.	11 MONKSTOWN RD	RN APARTMENT BUILDING
CHRIS WHITTEN	29 ALBANY ST	SW SINGLE DETACHED & SUB.APT
AMY MCGRATH	132 RICKETTS RD	SW TOWNHOUSING
ANNMARI TOUGUI	8 WINTER PL	SW SINGLE DETACHED DWELLING
JANET CULL PLANET ROCK	386 STAVANGER DR	MS RETAIL STORE

THIS WEEK \$ 7,572,999.00

CLASS: DEMOLITION

DARREN FOWLER AND

28 SHAW STREET

DM SINGLE DETACHED DWELLING

THIS WEEK \$ 5,000.00

THIS WEEK'S TOTAL: \$ 9,529,674.00

REPAIR PERMITS ISSUED: 2009/11/05 TO 2009/11/11 \$ 71,500.00

LEGEND

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

Payrolls and Accounts

SJMC2009-11-16/643R

It was decided on motion of Councillor Galgay; seconded by Councillor Tilley: That the following Payrolls and Accounts for the week ending November 12th, 2009, be approved:

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

PAYROLL

Public Works	\$ 305,172.30
Bi-Weekly Amalgamation	\$ 471,725.17
Bi-Weekly Management	\$ 599,794.26
Bi-Weekly Administration	\$ 650,045.61

ACCOUNTS PAYABLE

Cheque No. 154895 - 155218

Total: \$4,693,667.43

Tender

- a. Tender – New Year’s Eve Pyromusical Display
- b. Tender - Exterior Upgrade Municipal Non-Profit Housing

SJMC2009-11-09/644R

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

- a. Fireworks F/X Inc. in the amount of \$20,000.00
- b. i. Hamlyn Road (24 units) - Kelloway Const. in the amount of \$367,354.00 (HST included)
- ii. Rockcrest/Infill 1988 (23 units) Coastal Building in the amount of \$394,839.00 – (HST included)
- iii. Bastow/Mifflin (26 units) in the amount of \$554,000.00 - (HST included)
- iv. Various/Infill 1990 in the amount of \$496,000.00 - (HST included)

Petitions

Councillor Breen tabled a petition the prayer of which reads as follows and which was referred to the Parks and Recreation Standing Committee for consideration.

We the undersigned residents of Virginia Place and surrounding areas wish to present this petition to the City of St. John’s to reinstate the playground equipment in the open space between Virginia Place and Blake Place, formerly known as Blake Place Playground.

Council Meetings, Christmas Session

Council considered a memorandum dated November 13th, 2009 from the Associate Commissioner/Director of Corporate Services and City Clerk regarding the above noted.

SJMC2009-11-16/645R

It was moved by Councillor Hanlon; seconded by Councillor Breen: That Council suspend its meetings for December 21st and 28th, 2009 with the final meeting for 2009 being December 14th, and the first meeting for 2010 being January 4th.

The motion being put was unanimously carried.

Quarterly Travel Report

Council considered as information the quarterly travel report for the third quarter of 2009 in accordance with the City’s Freedom of Information By-Law.

Correspondence re Team Gushue Highway

Council considered a letter dated November 4th, 2009 from Mayor Randy Simms, City of Mount Pearl, a letter dated August 31, 2009 to Mayor Randy Simms from Mayor Dennis O'Keefe and a memorandum to Council dated January 6, 2006 from the Associate Commissioner and Director of Engineering concerning a traffic volume analysis of the proposed East West Arterial Road. Mayor O'Keefe has asked that the City of Mount Pearl agree to assume 25% of the costs of operating and maintaining the Team Gushue Highway. Mayor Simms advised that the City of Mount Pearl must decline the opportunity to participate, maintaining that the maintenance of this highway remains the responsibility of the Provincial Government.

Members of Council all agreed on the importance of Regional cooperation but felt it unfair to expect the residents of St. John's to bear the burden of the maintenance and operational costs of the highway given the fact the highway will have a significant impact on the City of Mount Pearl. It was suggested that maybe the City could look at tolling the highway. Councillor Galgay felt it important to see all the details of such a proposal and questioned if such a move might be precedent setting. The discussion continued and resulted in the following motion being put forward.

SJMC2009-11-16/646R

It was moved by Councillor Hann; seconded by Councillor Breen: That staff be directed to conduct a study on the feasibility of establishing a poll booth along the Team Gushue Highway as a means of providing the maintenance and operational costs of the highway.

The motion being put was unanimously carried.

**MACY Request for Luncheon
Memorandum dated November 12, 3009 from Recording Secretary**

SJMC2009-11-16/647R

It was moved by Councillor Colbert; seconded by Councillor Hickman: That the City sponsor a luncheon on December 15th, in appreciation of the contribution by members of the Mayor's Advisory Committee on Youth, which is comprised of representatives from the youth community, youth serving agencies and City staff.

The motion being put was unanimously carried.

Request to sponsor a table of ten at a cost of \$1,250.00 in support of Canadian Red Cross Annual Humanitarian Dinner

SJMC2009-11-16/648R

It was moved by Councillor Duff-; seconded by Councillor Hickman: That the City sponsor a table of ten at a cost of \$1,250.00 in support of the Canadian Red Cross Annual Humanitarian Dinner, in accordance with current City policy.

The motion being put was carried with Councillor Hann dissenting.

Resolution – Proposed NAFO Amendments

SJMC2009-11-16/649R

It was moved by Councillor Duff; seconded by Councillor Hann: That the following Resolution to reject proposed NAFO Amendments be adopted:

RESOLUTION TO REJECT PROPOSED NAFO AMENDMENTS

WHEREAS, the Northwest Atlantic Fisheries Organization (NAFO) has had a history of mismanaging fisheries outside Canada's 200 mile Exclusive Economic Zone (EEZ);

WHEREAS, proposed amendments to the Northwest Atlantic Fisheries Organization Convention make provision for NAFO to exercise control and management of fish stocks inside our 200 mile EEZ;

WHEREAS, a proposal to change NAFO's voting system from a simple majority to a two thirds majority will make it more difficult for Canada to gain support for conservation decisions and catch limits;

WHEREAS, the proposed amendments would compromise Canadian sovereignty over our 200 mile EEZ and allow foreign states to establish and enforce catch and quota allocations inside Canada's 200 mile zone;

WHEREAS, the proposed amendment would undermine our ability to rebuild and manage fish stocks off our coast;

WHEREAS, Newfoundland and Labrador coastal communities would be deprived of groundfish resources that have sustained them for centuries and have potential to do so long into the future;

WHEREAS, experts with years of experience with NAFO have called the proposed amendments "a sell-out of Canadian interests"; and

WHEREAS, no reasonable rationale has been offered for the proposed amendments to the NAFO Convention.

BE IT THEREFORE RESOLVED, that this Resolution calls on the Government of Canada to reject the proposed amendments and so inform NAFO and its member countries.

During discussion, Council asked that the Prime Minister, Peter MacKay, the Province's Federal representative in Cabinet, all Newfoundland MPs and Senators, Premier Danny Williams and Provincial Fisheries Minister, Tom Hedderson be copied on the Resolution and called upon to reject the proposed NAFO Amendments. In addition, Council called upon all municipalities across the Province to pass their own similar resolution.

The motion being put was unanimously carried.

Deputy Mayor Duff

Deputy Mayor Duff asked on behalf of the Pippy Park Commission if the City would be willing to donate to them one of its vehicles slated for public auction. The matter was referred to the Chief Commissioner and City Solicitor for follow-up.

Councillor Breen

Councillor Breen tabled a letter from Dr. Garry B. Stenson concerning the Crosby Drive development which was referred to the Development Committee for follow-up.

Councillor Tilley

Councillor Tilley tabled a letter from citizens of Ward 3 concerned about high speeds in their area, which was referred to the Police and Traffic Committee for consideration.

In this regard, Councillor Colbert asked if the City has looked at a device whereby speeders are picked up and automatically ticketed. The Chief Commissioner and City Solicitor advised that the City did consider red light technology which would require legislative amendments, however, the City has no authority over moving violations. As well, he noted that a number of years ago the City explored the idea of creating its own traffic division, seeking that authority, or contracting that service through the RNC, however, the concept was not well received.

The Associate Commissioner/Director of Engineering advised that at the previous meeting of the Police and Traffic Committee the Transportation Engineer brought forward a report about engaging a consultant to carry out a full report and study on traffic counting measures which a number of municipalities have taken on in an attempt to address issues like speeding on residential streets, and the City has included an allocation in the upcoming budget in order to engage in that process and look at what potentially could work in the City of St. John's.

Councillor Hanlon

Councillor Hanlon indicated she would like to see more consideration given to the development and planning of park space in subdivision developments. The matter was referred to the Planning and Housing Standing Committee for consideration.

Adjournment

There being no further business, the meeting adjourned at 6:16 p.m.

MAYOR

CITY CLERK