

October 6, 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.

His Worship the Mayor presided.

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

Regrets: Councillors Duff and Collins

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

Call to Order and Adoption of the Agenda

SJMC2008-10-06/609R

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

- a. Email from the Director of Finance re Request from SPCA
- b. Tender – Robin Hood Bay Landfill Re-Engineering
Contract 19B – 2008 Cover Material Production Contract

Adoption of Minutes

SJMC2008-10-06/610R

It was decided on motion of Councillor Galgay; seconded by Councillor Puddister: That the Minutes of the September 29th, 2008 meeting be adopted as presented.

Arnold's Loop – East White Hills Road – Proposed Noise Reduction Fence

Under business arising, Councillor Puddister raised the above noted item which was referred to the Public Works & Environment Standing Committee by Council on the recommendation of the Police and Traffic Committee. The Public Works Committee met

on September 30, 2008 and its recommendations will be brought forward to Council on October 14, 2008. However, Councillor Puddister asked that Council consider the Committee's recommendation at this time and made the following motion:

SJMC2008-10-06/611R

It was moved by Councillor Puddister; seconded by Councillor Hann: That the recommendation of the Public Works & Environment Standing Committee that the sound barrier fence be erected along East White Hills Road along the frontage of Arnold's Loop at a cost of \$33,500 and that the project be pre-committed from next year's capital works budget, be approved.

The motion being put was unanimously carried.

Arts Venue Needs Assessment & Feasibility Analysis

Under business arising, Councillor Hickman noted that he will be chairing the meeting with the performing arts community which is scheduled to be held on November 5, 2008 in the Foran/Green Room.

Notices Published

1. **A Discretionary Use Application** has been submitted by Cory Raymond requesting permission to establish and operate a Day Care from Alder Grove Plaza at **Civic Number 484 Main Road, Goulds**. The proposed day care will occupy a floor area of 120 m² (1300 ft.²). On-site parking will be provided.

SJMC2008-10-06/612R

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

Public Hearing Report dated September 23rd, 2008.

Councillor Galgay presented a Public Hearing Report dated September 23rd, 2008. The purpose of the hearing was to discuss the George Street Redevelopment Study which is co-funded by the City and the George Street Bar Owner's Association.

SJMC2008-10-06/613R

It was moved by Councillor Galgay; seconded by Councillor Hickman: That the public meeting report on the George Street Redevelopment Study be referred to Council for further evaluation and discussion before any final recommendation is made on the concept plan.

During discussion, Councillor Colbert asked that a farmers' market report commissioned by Council a number of years ago be brought forward and used in considering a proper location for a farmers' market. Also, he suggested that as Council moves forward with the plan, that consideration be given to a canopied artists' corner in the area of the Mile One/Convention Centre.

Following discussion, the motion being put was unanimously carried.

Planning and Housing Standing Committee Report dated October 1, 2008

Council considered the following Planning and Housing Standing Committee Report dated October 1, 2008:

In Attendance: Councillor Keith Coombs, Chairperson
Councillor Shannie Duff
Councillor Art Puddister
Councillor Wally Collins
Mr. Ron Penney, Chief Commissioner & Solicitor
Mr. Art Cheeseman, Associate Commissioner/Director of Engineering
Mr. Cliff Johnston, Director of Planning
Mr. Paul Mackey, Director of Public Works & Parks
Mr. Dave Blackmore, Director of Building & Property Management
Mr. Joe Sampson, Manager of Development
Mr. Ken O'Brien, Manager of Planning & Information
Mr. Peter Mercer, Heritage Officer
Ms. Linda Bishop, Senior Legal Counsel
Ms. Kelly Butler, Recording Secretary

1. Delegation re: Battery Guidelines Development Study (Ward 2)

The Committee met with Ms. Elaine Wychreschuk, Mr. Bill Clarke, and Mr. Alf Pike regarding the above noted matter. The Committee also considered the attached memorandum dated September 29, 2008, from the Director of Planning and a written submission from Ms. Wychreschuk.

The Committee recommends Council now direct the Department of Planning to prepare the necessary resolutions for the applicable text and map amendments to the St. John's Municipal Plan and the St. John's Development Regulations necessary to implement the main recommendations of the Battery Development Guidelines Study which has been adopted by Council. A description of these amendments was provided at the Public Meeting held on June 26, 2008, and also provided to the Planning and Housing Committee at its meeting of October 1, 2008.

It is further recommended that in preparing the amendments that references be included regarding the proposed changes for the property owned by Ms. Wychreschuk (Civic No. 15 Outer Battery Road) as referenced in the staff memorandum from the Director of Planning dated September 29, 2008. The Committee also recommends that the area at Murphy's Lane, off Signal Hill Road, proposed to be retained in the Comprehensive Development Area (CDA) Zone, include a metric building height limitation equivalent to a one storey building height for single detached dwellings.

When the amendments have been completed by staff, they will be referred to a future Regular Meeting of Council for consideration of adoption.

2. Delegation re: Rezoning Application for Property on Fowler's Road (Ward 5)

The Committee met with Mr. John Molloy and Mr. George MacIssac regarding the above noted matter. The Committee also considered the **attached** memorandum dated September 29, 2008, from the Manager of Planning and Information and the Director of Planning.

The Committee recommends that the rezoning application be rejected. Rezoning of the subject property to allow unserviced estate lots on 1-acre size along new roads is contrary to the policy of the Rural Land Use District and goes against the City's policy to encourage new development in serviced areas. Also, it should be noted that the area under consideration for rezoning is at the far limits of the City's municipal boundary.

3. St. John's Municipal Plan Review

The Committee considered as information the **attached** letter dated August 1, 2008, from the Minister of Municipal Affairs to His Worship the Mayor advising that the City's request to defer the review of the St. John's Municipal Plan and the St. John's Development Regulations have been approved .

4. St. John's Agricultural Development Area Review Commission Report

The Committee considered as information the **attached** memorandum dated September 25, 2008, from the Director of Planning regarding the above noted matter. (A full copy of the report is available from the Department of Planning.)

5. Condominium Act

The Committee considered the **attached** memorandum dated September 26, 2008, from the Director of Planning regarding the above noted matter.

The Committee recommends that the City write to the Department of Government Services regarding the preparation of the new Condominium Act. It is recommended that the brief include the following recommendations:

- a. the need to ensure that where condominium corporations are proposed to be established that the new Act have provisions to ensure that the condominium corporations are indeed established; and
- b. that the new Act ensure that there are provisions to require that prospective new condominium purchasers have the opportunity to review plain language text so that these persons will know exactly what their obligations as members of a condominium corporation will be and what condominium fees they will be required to pay, particularly with respect to snow clearing and road maintenance issues.

6. Proposed Residential Development – Marguerite’s Place – St. John’s Status of Women’s Council – Civic No. 162-174 Cashin Avenue (Ward 2)

The Committee considered the **attached** memorandum dated September 29, 2008, from the Manager of Planning and Information and the Director of Planning regarding the above noted matter.

The Committee agreed to direct the Department of Planning to schedule a public meeting on the rezoning application which will be chaired by a Member of Council.

7. Proposed Rezoning of Property – Edison King – Civic No. 5 Stamp’s Lane (Ward 3)

The Committee considered the **attached** memorandum dated September 29, 2008, from the Manager of Planning and Information and the Director of Planning regarding the above noted matter.

The Committee agreed to direct the Department of Planning to schedule a public meeting on the rezoning application which will be chaired by a Member of Council.

8. Proposed Rezoning of Property to Residential Special (RA) – Corpus Christi Parish Hall – Waterford Bridge Road (Ward 3)

The Committee considered the **attached** memorandum dated September 29, 2008, from the Manager of Planning and Information and the Director of Planning regarding the above noted matter.

The Committee agreed to direct the Department of Planning to schedule a public meeting on the rezoning application which will be chaired by a member of Council.

9. Proposed Rezoning of Property from Institutional (I) to Commercial Office Hotel (COH) – Jendore Limited – Littledale Complex – Civic No. 240 Waterford Bridge Road (Ward 3)

The Committee considered the attached memoranda dated September 26, 2008, and October 1, 2008, from the Director of Planning regarding the above noted application.

The Committee agreed to direct the Department of Planning to advertise the rezoning application for public review and comment. Upon completion of this process, the application will be referred to a future Regular Meeting of Council for consideration of approval.

10. Proposed Rezoning of Property from Open Space Reserve (OR) to Residential Low Density (R1) – Alex Smallwood – Civic No. 599 Southside Road (Ward 5)

The Committee considered the attached memorandum dated September 29, 2008, from the Manager of Planning and Information and the Director of Planning regarding the above noted matter.

The Committee recommends that the rezoning application be rejected. The subject property is presently zoned as Open Space Reserve (OR) because the site is steeply sloped, suffers from possible soil instability, and has significant storm sewer water run-off. In addition, there is a retaining wall along the front of the property line which effectively denies the site frontage and access from Southside Road. This retaining wall also poses a problem for servicing of the site.

11. Proposed Rezoning of Property – Shawn Croft – Civic No. 309-311 Main Road (Ward 5)

The Committee considered the attached memorandum dated September 29, 2008, from the Manager of Planning and Information and the Director of Planning regarding the above noted matter.

The Committee agreed to direct the Department of Planning to schedule a public meeting on the rezoning application to be chaired by a member of Council.

12. Proposed Rezoning of Property to Accommodate ½ Acre Residential Building Lots – Alexis Place (Ward 5)

The Committee considered the attached memorandum dated September 29, 2008, from the Manager of Planning and Information and the Director of Planning regarding the above noted matter.

The Committee recommends that the proposal to rezone properties along Alexis Place from Rural (R) to Rural Residential Infill (RRI) be rejected as it would be contrary to the City’s policy concerning residential development in the Rural Land Use District.

Councillor Keith Coombs
Chairperson

SJMC2008-10-06/614R

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

Discussion ensued during which Councillor Coombs referenced a presentation by Elaine Wychreschuk outlining her concerns with the Battery Guidelines Development Study. As well Councillor Colbert mentioned Mr. Alf Pike's concerns with the Study and asked that the recommendation not be voted on pending further consultation with Mr. Pike. Councillor Colbert then made the following motion.

SJMC2008-10-06/615R

**It was moved by Councillor Colbert; seconded by Deputy Mayor Ellsworth:
That the Committee's recommendation re Battery Guidelines Development
Study be deferred pending further review and consultation with the
concerned parties.**

The Director of Planning advised that if Council decides to move ahead with the amendments there will have to be a Commissioner's hearing for a portion of the amendments to permit the Battery Guidelines Study and the appropriate Resolutions for the amendments will be forwarded to Council who will have another opportunity for discussion prior to making a final decision. He further advised that the Battery Guidelines will not completely prohibit development and property owners will be given an opportunity to present their proposals.

Councillor Puddister noted that the Battery Study has received overwhelming support and that Ms. Wychreschuk and Mr. Pike have been accommodated as much as possible.

Following discussion, members of Council were satisfied that property owners would get another opportunity to voice their concerns and Councillor Colbert withdrew his motion to defer.

Regarding Item #2, Councillor Puddister reminded Council of a rezoning application received from Mr John Molloy a few years ago for residential rural development, which was supported by Council against the advice of staff. He noted that he regrets not

following the advice of staff and asked, not only this Council but future Council to research the documentation that is on file in this regard.

Regarding Item #8, the Director of Planning noted the Planning Department received direction from the Planning and Housing Committee to schedule a public meeting on the proposed rezoning application and advised Council earlier today that October 23, 2008 is being looked at. However, he noted that staff's recommendation to Council was that staff would schedule a public meeting once additional technical information is received on servicing issues from the applicant which he doesn't anticipate receiving in time for October 23 and therefore will only schedule the meeting once the required information on the application is received. Council concurred.

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

Affordable Housing Action Committee Report dated September 24, 2008

The Committee considered the following Affordable Housing Action Committee Report dated September 24, 2008:

Attendees: Ed Power, Co-Chairperson
Councillor Shannie Duff
Glenn Furlong, CMHC
Bruce Pearce, St. John's Community Advisory Committee
Dave Blackmore, Director of Building & Property Management
Helen Handrigan, Senior Housing Officer – Urban Living
Gord Tucker, Manager – Division of Property Management
Karen Chafe, Recording Secretary

Public Forum on Affordable Housing

The Affordable Housing Action Committee has been in the process of developing an agenda for a three-day forum on affordable housing issues. This Committee is comprised of community and private sector housing leaders and the purpose of the proposed forum is to involve City Councillors, City staff and private sector and community partners to come together to further develop the ten-year affordable housing action plan adopted by Council in December 2007. The Committee has identified the following key issues to be discussed at the Forum:

- Capital Improvement and redevelopment of existing housing infrastructure;
- Funding levels and improved access to RRAP

- Potential for conversion of lower end of market rent agreements and rent geared to income properties
- Development of partnerships between government and non-government agencies in the delivery of housing and support services
- Improved communication between the levels of government and NGO's and private sector on matters within the community

The Committee proposes a joint sponsorship of guest speakers from three Canadian municipalities co-funded by the Canada Mortgage & Housing Corporation, the St. John's Community Advisory Committee on Homelessness and the City of St. John's. These guest speakers would elaborate on the innovative strategies, (some of which are award-winning), used to enhance affordable housing and which are considered appropriate models for the City of St. John's. The current realities and future challenges of providing affordable housing will also be elaborated upon from the local perspective of various non-governmental organizations and the Provincial Government.

Canada Mortgage and Housing Corporation has also agreed to provide \$5000.00 to offset costs of the symposium and it is recommended the City of St. John's will provide the venue and lunches for both days as well as incidental costs associated with facilitating the presentations. The St. John's Advisory Committee on Homelessness has also agreed to facilitate the Forum's discussions from which a report will be developed.

The Committee recommends Council's approval to sponsor the Affordable Housing Forum which is scheduled to be held from December 2nd – 4th, 2008 at the Foran/Greene Room, City Hall.

**Ed Power
Co-Chairperson**

SJMC2008-10-06/616R

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

The motion being put was unanimously carried, with the Chief Commissioner and City Solicitor to confirm what the sponsorship entails.

Development Permits List

Council considered as information the following Development Permits List for the period September 26 to October 2, 2008.

**DEVELOPMENT PERMITS LIST
DEPARTMENT OF PLANNING
FOR THE PERIOD OF September 26, 2008 TO October 2, 2008**

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
RES	Colin Moss	Building Lot	Airport Height Drive @ Hercules Place	4	Approved	08-09-29
COM	MAE Design Limited	Eastern Health Clinic Site development plan	29-57 Major's Path	1	Approved	08-10-02
RES	Nolan Hall	Place Bonaventure Building "B" Site development plan	35 Bonaventure Ave	2	Approved	08-09-26

* Code Classification:
RES- Residential
COM- Commercial
AG - Agriculture

INST - Institutional
IND - Industrial

** This list is issued for information purposes only. Applicants have been advised in writing of the Development Officer's decision and of their right to appeal any decision to the St. John's Local Board of Appeal.

**Gerard Doran
Development Officer
Department of Planning**

Building Permits List

SJMC2008-10-06/617R

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

2008/10/01

Permits List

CLASS: COMMERCIAL

SEAMUS DOOLEY	371-373 DUCKWORTH ST	CO TAVERN
LITTLE PEOPLES WORKSHOP LTD.	120 LEMARCHANT RD, LITTLE PEOP	CO DAY CARE CENTRE
A.I.M.E. PHYSIOTHERAPY INC.	204-206 MAIN RD	MS CLINIC
GOULDS KICKERS SOCCER ASSOC	434-438 MAIN RD	MS PARISH HALL
SIMON R.BURCH & JEAN	280 DUCKWORTH ST	RN APARTMENT BUILDING
AVALON SPORTS INC.	BOULEVARD	NC ACCESSORY BUILDING
CROMBIE PROPERTY HOLDINGS LTD	45 ROPEWALK LANE	NC ACCESSORY BUILDING
DONALD BARRY	118 DUCKWORTH ST	RN RETAIL STORE
ARIZONA HEAT INC.	38 ROPEWALK LANE	CR SERVICE SHOP

C'EST MOI CLOTHING CO.	8-10 ROWAN ST	TI RETAIL STORE
SOUTHWEST PROPERTIES	215 WATER ST, 5TH FLOOR	RN OFFICE
CLAYTON INNS LTD.	390 DUCKWORTH ST	RN TAVERN
DR. KAMAL OHSON	59 AIRPORT RD, DR. OHSON	NC CLINIC
DOUG O'REILLY	431-435 MAIN RD	NC WAREHOUSE

THIS WEEK \$ 365,400.00
TO DATE \$ 38,964,990.00

CLASS: INDUSTRIAL

THIS WEEK \$.00
TO DATE \$ 2,535,000.00

CLASS: GOVERNMENT/INSTITUTIONAL

ENERCON BUILDING INC.1 & #1A)	304 BROOKFIELD RD	NC ADMIN BLDG/GOV/NON-PROFIT
GOVERNMENT OF NL & LAB	304 BROOKFIELD RD	NC ADMIN BLDG/GOV/NON-PROFIT

THIS WEEK \$ 245,000.00
TO DATE \$ 29,911,708.00

CLASS: RESIDENTIAL

DAN CARROLL	268 BAY BULLS RD	NC ACCESSORY BUILDING
JOSEPH MCGRATH	108 CARRICK DR	NC PATIO DECK
DESMOND WILLIAM RYAN	10 CHEROKEE DR	NC ACCESSORY BUILDING
PRO-TECH CONSTRUCTION	13 COULTAS ST - LOT 7	NC SINGLE DETACHED DWELLING
UPLAND HOLDINGS LIMITED	235 CRAIGMILLAR AVE	NC PATIO DECK
GERALDINE M. DOODY	3 DAWE'S AVE	NC ACCESSORY BUILDING
VIRGINIA HOUSE	35 DEVINE PL	NC PATIO DECK
BOB NOSEWORTHY	15 EMPIRE AVE	NC FENCE
SHUBAYOGA HOMES INC.	15 GALAXY CRES, LOT 10	NC SINGLE DETACHED DWELLING
MICHAEL & DEBRA MCNIVEN	\4 GLENEYRE ST	NC ACCESSORY BUILDING
MICHAEL & DEBRA MCNIVEN	24 GLENEYRE ST	NC FENCE
EDMUND & MARSHA ANTLE	48 GREAT EASTERN AVE	NC ACCESSORY BUILDING
BRIAN & ROCHELLE ELLIOTT	35 GREEN ACRE DR	NC ACCESSORY BUILDING
KENNETH & SHEILA LOCKYER	14 GREGORY ST	NC ACCESSORY BUILDING
NORMAN'S CONTRACTING	8 JAMIE KORAB ST, LOT 5-139	NC SINGLE DETACHED DWELLING
TASHA REID/MARK WILSON	14 JAMIE KORAB ST	NC FENCE
JARRETT MORGAN	69 JORDAN PL	NC SINGLE DETACHED DWELLING
NOEL & SHARON BARRINGTON	18 LEONARD PL	NC ACCESSORY BUILDING
GIBRALTAR DEVELOPMENT	20 LUCYROSE LANE, LOT 100	NC SINGLE DETACHED DWELLING
HERMAN AVERY	47 MACBETH DR	NC ACCESSORY BUILDING
TERRY WALSH CONSTRUCTION	103 MACBETH DR, LOT 141	NC SINGLE DETACHED DWELLING
ALLAN & JUDY GIBBONS	15 MACLAREN PL	NC FENCE
ALEXANDER GARDNER	12 MARSHALL PL	NC FENCE
RICK NOFTLE	62 MOSS HEATHER DR	NC ACCESSORY BUILDING
JOSEPH & JACQUELINE WHIFFEN	46 MOUNTBATTEN DR	NC ACCESSORY BUILDING
GREGORY MURRAY	10 NAVAJO PL	NC ACCESSORY BUILDING
JEROME BERESFORD	332 NEWFOUNDLAND DR	NC ACCESSORY BUILDING
SUZANNE FITZGERALD	47 OAKRIDGE DR	NC FENCE
TERRY WALSH CONTRACTING	56 OTTER DR, LOT 71	NC SINGLE DETACHED DWELLING
BRIAN & JULIE KELLY	80 PALM DR	NC ACCESSORY BUILDING
RAYMOND STODLEY	154 AIRPORT HEIGHTS DR	NC ACCESSORY BUILDING
GEORGE MORGAN	28 TANNER ST	NC ACCESSORY BUILDING
MATTHEW LEONARD	24 TREE TOP DR	NC FENCE
KAREN COLLINS	38 VANCOUVER ST	NC FENCE
BRYAN SMITH & MICHELLE GUSHUE	49 VISCOUNT ST	NC PATIO DECK
HARRY & DIANE SPURRELL	286 WATERFORD BRIDGE RD	NC PATIO DECK
NINO CONSTRUCTION	16 WHITEFORD PL	NC ACCESSORY BUILDING

MRS. MARIE O'REILLY	10 DORSET ST	CO SUBSIDIARY APARTMENT
PRECISION ELECTRIC	66 GREAT EASTERN AVE	CR SUBSIDIARY APARTMENT
HARRIS & LISA TUCKER	48 COWAN AVE	EX SINGLE DETACHED DWELLING
ELEANOR & MARY SWANSON	108 ENNIS AVE	EX SINGLE DETACHED & SUB.APT
JOSEPH WHIFFEN	46 MOUNTBATTEN DR	EX SINGLE DETACHED DWELLING
JAMES MURPHY	6 ALLAN SQ	RN TOWNHOUSING
ROBERT CARTER	20 BLUE PUTTEE DR	RN SINGLE DETACHED WELLING
KARA INVESTMENTS LTD.	37 BRAD GUSHUE CRES., LOT 5-54	RN SINGLE DETACHEDDWELLING
SAMUEL J. RYAN	70 COCHRANE ST	RN SEMI-DETACHED DWELLING
JAMIE SESK	31 DRUKEN CRES	RN SINGLE DETACHEDDWELLING
CARL JOHN WHITE	26 DUCKWORTH ST	RN TOWNHOUSING
PAUL C. ANDERSON	207 HAMILTON AVE	RN SINGLE DETACHEDDWELLING
GERALD DAVIS	124 MILITARY RD	RN SEMI-DETACHED DWELLING
MIKE HEFFERNAN	15 MOUNTAINVIEW DR	RN SINGLE DETACHEDDWELLING
LORNE & TINA HARNUM	10 MULLOCK ST	RN TOWNHOUSING

THIS WEEK \$ 1,355,070.00
TO DATE \$115,241,232.00

CLASS: DEMOLITION

GENO COLLINS	5 TOP BATTERY RD	DM SINGLE DETACHEDDWELLING
PROVINCIAL GOVERNMENT	61 JANEWAY PL	DM ADMIN BLDG/GOV/NON-POFIT

THIS WEEK \$ 444,000.00
TO DATE \$ 1,513,800.00

THIS WEEK'S TOTAL: \$ 2,409,470.00

TOTAL YEAR TO DATE: \$188,166,730.00

REPAIR PERMITS ISSUED:	2008/09/25	TO 2008/10/01	\$ 123,357.00
	2007/12/13	TO 2008/10/01	\$ 3,113,290.00 YTD

LEGEND

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

Payrolls and Accounts

SJMC2008-10-06/618R

It was decided on motion of Councillor Colbert; seconded by Councillor Hanlon: That the following Payrolls and Accounts for the week October 2, 2008 be approved as presented:

**Weekly Payment Vouchers
For The
Week Ending October 2, 2008, 2008**

PAYROLL

Public Works	\$ 295,570.44
Bi-Weekly Amalgamation	\$ 481,631.19
Bi-Weekly Management	\$ 570,918.38
Bi-Weekly Administration	\$ 610,683.98

ACCOUNTS PAYABLE

Cheque No. 137819 - 138089	\$3,954,227.02
Total:	\$5,913,031.01

Tenders

- a. Tender – 2008 Retaining Wall Program
- b. Tender – Robin Hood Bay Landfill Re-Engineering
Contract 19B – 2008 Cover Material Production Contract

SJMC2008-10-06/619R

It was decided on motion of Councillor Colbert; seconded by Councillor Hanlon: That the recommendations of the Associate Commissioner/Director of Engineering be approved and the tenders awarded as follows:

- a. Carew Services Limited in the amount of \$302,265.67
- b. Cabot Ready Mix Limited in the amount of \$2,315,935.00

11 Major’s Path

Council considered a memorandum dated October 2, 2008 from the Chief Commissioner and City Solicitor regarding the above noted.

SJMC2008-10-06/620R

It was decided on motion of Deputy Mayor Ellsworth; seconded by Councillor Hickman: That the recommendation of the Chief Commissioner and City Solicitor that the easement on land at 11 Major’s Path be acquired at a cost of \$2,000 to accommodate NF Power’s pole-line relocation in order to upgrade Major’s Path, be approved.

17 Anderson Avenue

Council considered a memorandum dated October 2, 2008 from the Chief Commissioner and City Solicitor regarding the above noted.

SJMC2008-10-06/621R

It was moved by Deputy Mayor Ellsworth; seconded by Councillor Hann: That the Mayor and City Clerk be authorized to execute the Boundary Line Agreement as presented with respect to 17 Anderson Avenue.

Councillor Colbert asked that staff determine the status of the land ownership at the corner of Anderson Avenue and Howlett Avenue, noting if it is City owned consideration should be given to disposing of it.

The motion being put was unanimously carried.

October 2008 Economic Update

Council considered as information the October 2008 Economic Update.

Travel by His Worship the Mayor to Corner Brook to attend Meeting of Municipalities Newfoundland and Labrador October 9 to 11, 2008

SJMC2008-10-06/622R

It was decided on motion of Councillor Hickman; seconded by Councillor Coombs: That travel by His Worship the Mayor to Corner Brook to attend Meeting of Municipalities Newfoundland and Labrador October 9 to 11, 2008, be approved.

E-Mail from Libby Carew re SPCA Gala – October 25, 2008

SJMC2008-10-06/623R

It was moved by Councillor Puddister; seconded by Councillor Coombs: That the City sponsor a table at the SPCA Gala Event to be held October 25, 2008 at Clovelly Golf Club at a cost of \$600.

The motion being put was unanimously carried.

Councillor Hanlon

Councillor Hanlon noted that concern has been raised by residents of Airport Heights relative to cleaning up of the the old dump site . The matter was referred to the Director of Building and Property Management for follow-up.

Councillor Coombs

Councillor Coombs asked that the Chief Commissioner and City Solicitor follow up on his letter to the RNC regarding St. Mary's School Playground.

Councillor Coombs reported on a meeting held last week with residents of Alderberry Lane concerning the ongoing issue of teenage rowdiness in the area and skateboarding in the middle of the street. He noted since the "media spot light" there has not been a recurrence. He noted that residents were asked to call 311 and the RNC, and as well the City's Enforcement Division under the direction of the Transportation Engineer will respond to future instances and if law breaking can be identified charges will be laid by the RNC.

Councillor Galgay

Councillor Galgay alluded to the Gower Street United Church Rededication Service of the Casavant Pipe Organ and paid tribute to Mr. David Norris, Chair of the Organ Restoration Fund Committee and Mr. David Roberts, Chair of the official board.

Councillor Galgay tabled a brief overview of the Ocean Tech Expo held in Providence, Rhode Island on September 30 to October 3, 2008.

Councillor Puddister

Councillor Puddister advised that he has contacted the Chief Commissioner and City Solicitor and the Director of Building and Property Management regarding an illegal business operation on Carrick Drive, which is causing site distance problems for residents due to vehicles parking on the street.

Councillor Hickman

Councillor Hickman encouraged residents to support the upcoming funding raising event "Ladies of Country Music" in aid of the Autism Society.

Councillor Hickman encouraged everyone to support the upcoming National Championships of Senior Soccer, hosted in St. John's.

Councillor Colbert

Councillor Colbert tabled a letter from Mr. Bruce Blackwood, Hillgate Developments regarding a complaint about their sign and banners associated with Hometel B & Bs. Mr. Blackwood is asking that Council reconsider its decision with respect to their signage. Councillor Colbert asked that the letter be referred to Council and staff and gave the following Notice of Motion:

“TAKE NOTICE” that I will at the next Regular Meeting of Council move to rescind Council’s decision with respect to the sign for “Hometel” on Signal Hill, as it relates to size, content and location.

Deputy Mayor Ellsworth

Deputy Mayor Ellsworth commended staff of Mile One Stadium under the leadership the Tanya Haywood, for their work towards making the Elton John Concerts as well as the Hockey events a great success.

Councillor Colbert reminded organizations of the spinoff benefits of Mile One Stadium events noting that the School Lunch Program used the weekend events to raise money for the School Lunch Program by holding a family skate raising approximately \$5000 for the cause. He thanked the organization and commended the staff for a great job towards ensuring a successful weekend of events.

Adjournment

There being no further business, the meeting adjourned at 5:50 p.m.

MAYOR

CITY CLERK