

September 8th, 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.

Deputy Mayor Ellsworth presided

There were present also Councillors Duff, Colbert, Hickman, Hann, Puddister, Galgay, Coombs, 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, the Director of Planning, and Manager, Corporate Secretariat were also in attendance.

Call to Order and Adoption of the Agenda

SJMC2009-09-08/498R

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

- a. Proposed Resolution by Mayor Dennis O'Keefe
- b. Deli at Civic No. 73 Hayward Avenue
Letter of Support from Lois Brown
Letter of objection from Samuel White

Adoption of Minutes

SJMC2009-09-08/499R

It was decided on motion of Councillor Coombs; seconded by Councillor Galgay: That the Minutes of the August 24th, 2009 meeting be adopted as presented.

56 Amherst Heights – Mr. Jonathan Simon

Under business arising, Council considered a memorandum dated August 31, 2009 from the Chief Commissioner and City Solicitor regarding the above noted

SJMC2009-09-08/500R

It was moved by Councillor Coombs; seconded by Councillor Duff: That the Chief Commissioner and City Solicitor be authorized to respond to Mr. Simon to the effect that the City has no obligation to repair his driveway which is on City land, however, has no objection to Mr. Simon arranging for the paving at his expense.

The motion being put was unanimously carried.

Battery Development Guidelines

Under business arising, Council considered a memorandum dated September 3, 2009 from the Director of Planning regarding the above noted.

SJMC2009-09-08/501R

It was moved by Councillor Galgay; seconded by Councillor Duff: That the following Resolutions for St. John's Municipal Plan Amendment Number 72, 2009 and St. John's Development Regulations Amendment Number 463, 2009 be adopted; and further that Ms. Marie White, who is a member on the City's Commissioners list be appointed as the commissioner to conduct a public hearing on these amendments. The proposed date for the hearing being Tuesday, October 27, 2009.

**RESOLUTION
ST. JOHN'S MUNICIPAL PLAN
AMENDMENT NUMBER 72, 2009**

WHEREAS the City of St. John's wishes to amend the St. John's Municipal Plan to introduce measures to implement the key recommendations of the Battery Development Guidelines Study.

BE IT THEREFORE RESOLVED that the City of St. John's hereby adopts the following map amendments to the St. John's Municipal Plan pursuant to the provisions of the Urban and Rural Planning Act, 2000:

- 1. Redesignate land in the Cabot Avenue area from the Commercial General Land Use District to the Residential Medium Land Use District as shown on Map III - 1A attached.**
- 2. Redesignate land in the vicinity of Murphy's Right-of-Way and Dead Man's Pond off Signal Hill Road from the Residential Low Density Land Use District to the Open Space Land Use District as shown on Map III - 1A attached.**
- 3. Repeal existing Map III - 3 - Heritage Areas and replace it with a new Map III - 3 - Heritage Areas dated June, 2009 which adds a portion of the**

Battery/Signal Hill Road area of “Planning Area 2 - East End, the Battery, Quidi Vidi Village” to the Heritage Area.

BE IT FURTHER RESOLVED that the City of St. John’s requests the Minister of Municipal Affairs to register the proposed amendment in accordance with the 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 **8th** day of **September, 2009**.

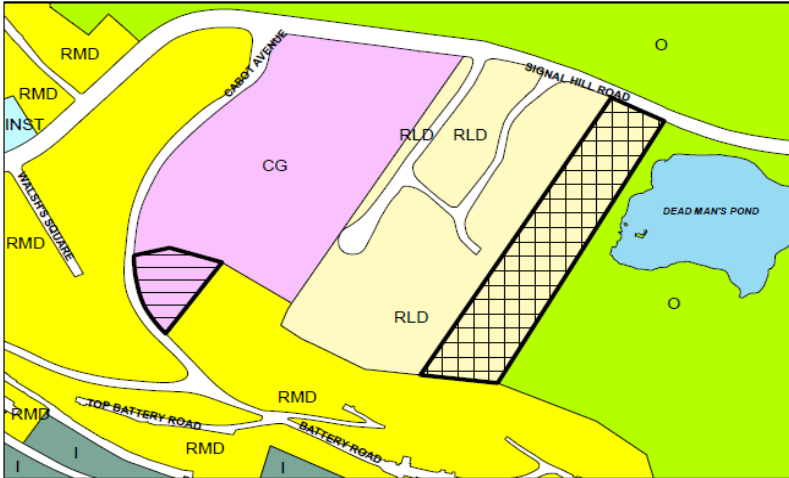
Mayor

**Director of Corporate Services
and City Clerk**

Provincial Registration

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

MCIP



**CITY OF ST. JOHN'S
MUNICIPAL PLAN
Amendment No. 72, 2009
[Map III-1A] MAP 1 OF 2**

2009 06 01 SCALE: 1:2500
CITY OF ST. JOHN'S
DEPARTMENT OF PLANNING

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



AREA PROPOSED TO BE REDESIGNATED FROM
COMMERCIAL GENERAL (CG) LAND USE DISTRICT TO
RESIDENTIAL MEDIUM DENSITY (RMD) LAND USE DISTRICT



AREA PROPOSED TO BE REDESIGNATED FROM
RESIDENTIAL LOW DENSITY (RLD) LAND USE DISTRICT
TO OPEN SPACE (O) LAND USE DISTRICT

SIGNAL HILL ROAD & CABOT AVENUE

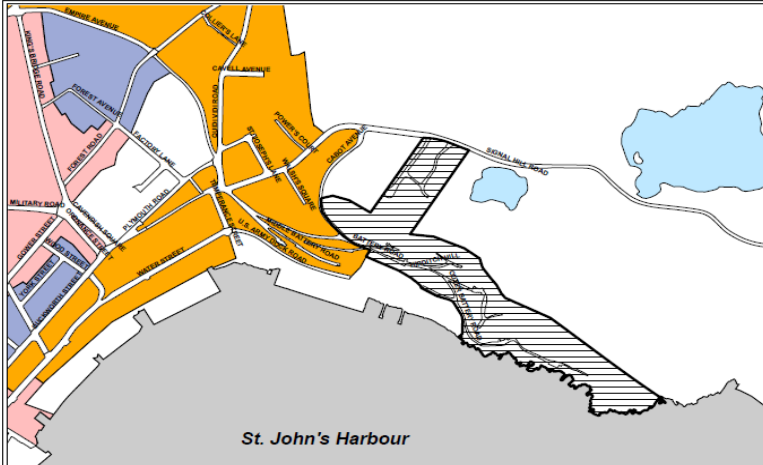
M.C.I.P. signature and seal

Mayor

Director of Corporate Services/City Clerk

Council Adoption

Provincial Registration



**CITY OF ST. JOHN'S
MUNICIPAL PLAN
Amendment No. 72, 2009
[MAP III-3] MAP 2 OF 2**

2009 06 01 SCALE: 1:7500
CITY OF ST. JOHN'S
DEPARTMENT OF PLANNING

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



PROPERTIES TO BE
INCLUDED IN HERITAGE AREA

M.C.I.P. signature and seal

Mayor

Director of Corporate Services/City Clerk

Council Adoption

Provincial Registration

**RESOLUTION
ST. JOHN'S DEVELOPMENT REGULATIONS
AMENDMENT NUMBER 463, 2009**

WHEREAS the City of St. John's wishes to amend the St. John's Development Regulations in order to introduce measures to implement the key recommendations of the Battery Guidelines Study.

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

1. **Rezone land in the Cabot Avenue area from the Commercial Office Hotel (COH) Zone to the Residential Battery (RB) Zone as shown on Map Z-1A attached.**
2. **Rezone land in the vicinity of Murphy's Right-of-Way and Dead Man's Pond off Signal Hill Road from the Comprehensive Development Area (CDA) – Signal Hill Zone to the Open Space (O) Zone as shown on Map Z-1A attached.**
3. **Repeal Map E "Heritage Areas" in Section 3 of the Regulations and replace it with the new attached Map E – "Heritage Areas," dated June 2009 which adds a portion of the Battery/Signal Hill Road area to Heritage Area 3.**

BE IT FURTHER RESOLVED that the City of St. John's requests the Minister of Municipal Affairs to register the proposed amendment in accordance with the 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 8th day of **September, 2009**.

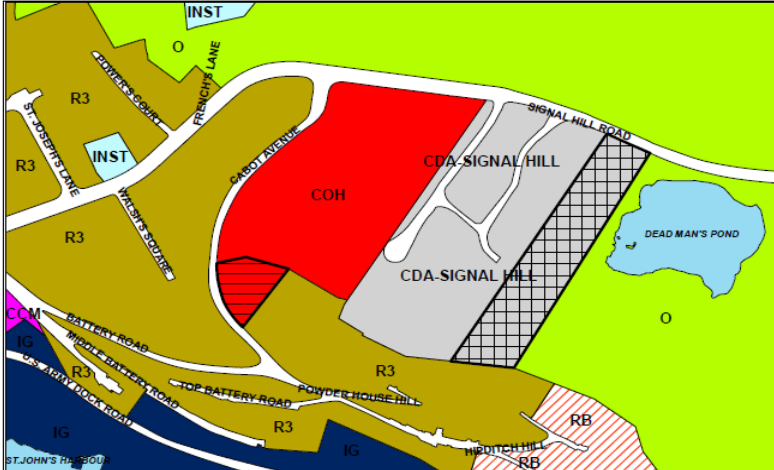
Mayor

**Director of Corporate Services/
City Clerk**

Provincial Registration

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


MCIP




**CITY OF ST. JOHN'S
DEVELOPMENT REGULATIONS
Amendment No. 463, 2009
[Map Z-1A] MAP 1 OF 2**

2009 06 01 SCALE: 1:3000
CITY OF ST. JOHN'S
DEPARTMENT OF PLANNING

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

 AREA PROPOSED TO BE REZONED FROM
COMMERCIAL OFFICE HOTEL (COH) LAND USE ZONE
TO RESIDENTIAL BATTERY (RB) LAND USE ZONE

 AREA PROPOSED TO BE REZONED FROM
COMPREHENSIVE DEVELOPMENT AREA
(CDA)-SIGNAL HILL LAND USE ZONE
TO OPEN SPACE (O) LAND USE ZONE

SIGNAL HILL ROAD & CABOT AVENUE

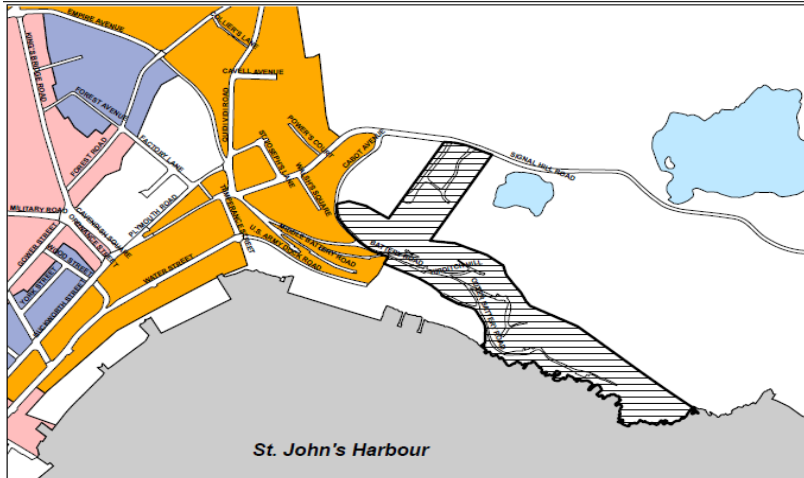
M.C.I.P. signature and seal

Mayor

Director of Corporate Services/City Clerk

Council Adoption

Provincial Registration



**CITY OF ST. JOHN'S
DEVELOPMENT REGULATIONS
Amendment No. 463, 2009
[MAP E] MAP 2 OF 2**

2009 06 01 SCALE: 1:7500
CITY OF ST. JOHN'S
DEPARTMENT OF PLANNING

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

 PROPERTIES TO BE
INCLUDED IN HERITAGE AREA 3

M.C.I.P. signature and seal

Mayor

Director of Corporate Services/City Clerk

Council Adoption

Provincial Registration

The motion being put was unanimously carried.

Notices Published

1. A Discretionary Use Application has been submitted by Ms. Amy Small requesting permission to operate a Cheerleading Gym at **Civic No. 3 Vanguard Court** as a Commercial School. The proposed floor area of the business is 269.4m² and will be operated during the evenings and weekends. On-Site parking is provided. **(WARD 1)**

SJMC2009-09-08/502R

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

The motion being put was unanimously carried.

2. **A Variance of Non-conformity Application** has been submitted by Steve Curtis requesting permission to establish and operate a Deli style retail store at **Civic No. 73 Hayward Avenue**, formerly *Lazer Point Atlantic*. The proposed store will occupy 45m² on the main floor offering take-out food service only. The business will operate from Monday to Saturday 10:00am to 6:00pm and employ a staff of three (3). There is no on-site parking included with this application. **(WARD 2)**

Eleven (11) submissions of objection
Two (2) submissions of concern
Three (3) submissions of support

SJMC2009-09-08/503R

It was moved by Councillor Galgay; seconded by Councillor Duff: That the application be deferred.

Councillor Galgay advised that the proponent requested through the City Clerk's office deferral of this application to allow him the opportunity to meet with some of the area residents to explore their concerns with respect to his proposed application, and as well it is understood he will be attending the annual general meeting of the Georgetown Residents Association.

The motion to defer being put was unanimously carried.

3. **A Discretionary Use Application** has been submitted by Mr. Craig Connors requesting permission to construct two (2) separate infill dwelling units on the property located at **Civic No. 44 McKay Street**. This property is located in the R3 (Residential High Density) Zone. The two additional units will not be attached to the main house and will be fronting on Richmond Street. At least one off-street parking space per unit will be provided. **(WARD 2)**

With regards to this application Councillor Galgay noted that some residents have enquired as to the proponent's plans with respect to the vacant building, recently damaged by a fire, located on the subject property. The Director of Planning advised that it is his understanding that the building has been adequately secured and meets current requirements of the building and property management department.

SJMC2009-09-08/504R

It was the moved by Councillor Galgay; seconded by Councillor Hickman: That the application be approved.

The motion being put was unanimously carried.

4. An application has been submitted by K & P Contracting to redevelop **Civic No. 55-57 Mayor Avenue** into a five (5)-unit residential townhouse development. This proposal will entail the demolition of the existing buildings currently on the site. As part of the proposal, three (3) of the building lots which are 90 m² in lot area, are considered Infill Housing Lots. Infill Housing is a Discretionary Use in the Residential High Density (R3) Zone. Each dwelling will provided off street parking by means of in-house garages. (**WARD 2**)

One (1) Submission of objection

SJMC2009-09-08/505R

It was moved by Councillor Galgay; seconded by Councillor Puddister: That the application being approved.

The motion being put was unanimously carried.

5. **A Variance of Non-Conformity Application** has been submitted by Saltwater Images Inc. requesting permission to operate a **Retail Store at Civic No. 57 Blackler Avenue**. The proposed business will offer the sale of personalized products, imprinted items, art and photos. Business hours proposed are Monday to Saturday from 9:30 a.m. to 5:30 p.m. and there will be two (2) employees. One-site parking can accommodate six (6) vehicles. (**Ward 3**)

SJMC2009-09-08/506R

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

The motion being put was unanimously carried.

Development Committee Report August 25th, 2009

Council considered the following Development Committee Report dated August 25th, 2009:

RECOMMENDATION OF APPROVAL:

1. **Crown Lands Lease Referrals**
Glenview Farms
Cochrane Pond Development Area (Ward 5)

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

Dave Blackmore, Acting Chairperson
Director of Building & Property Management

SJMC2009-09-08/507R

It was moved by Councillor Duff; seconded by Councillor Collins : That the Committee's recommendation of approval be approved.

The motion being put was unanimously carried.

Planning and Housing Standing Committee Report dated September 2nd, 2009

Council considered the following Planning and Housing Committee Report dated September 2nd, 2009:

In Attendance: Councillor Keith Coombs, Chairperson
 Deputy Mayor Ron Ellsworth
 Councillor Shannie Duff
 Councillor Sandy Hickman
 Councillor Art Puddister
 Councillor Debbie Hanlon
 Mr. Ron Penney, Chief Commissioner & City Solicitor
 Mr. Art Cheeseman, Associate Commissioner/Director of Engineering
 Mr. Cliff Johnston, Director of Planning
 Mr. Dave Blackmore, Director of Building & Property Management
 Mr. Jim Clarke, Acting Director of Public Works & Parks
 Mr. Joe Sampson, Manager of Development
 Mr. Ken O'Brien, Manager of Planning & Information
 Ms. Kelly Butler, Recording Secretary

1. Delegation – Compusult Ltd. re: Proposed Office Building – Civic No. 345-349 Water Street (Ward 2)

The Committee met with Mr. Paul Mitten and Mr. Barry O'Rourke from Compusult Ltd. and Mr. Ron Hickey, Chimo Construction, to discuss a proposed office building at Civic No. 345-349 Water Street (the former Arcade Store site).

The Committee also considered the **attached** memoranda dated July 3rd and August 31st, 2009, from the Department of Planning and reviewed a Power Point presentation regarding street imagery of the proposed office building prepared by the Department of Planning. **(A copy of this Power Point presentation will be forwarded under separate cover.)**

The office building project as proposed would have a building height of 21.3 metres as measured from Water Street; a Floor Area Ratio (FAR) of approximately 3.27; approximately 35 off-street parking spaces and approximately 20 off-street stacked parking spaces. The present zoning of the application site, which is the Commercial Central Retail (CCR) Zone, allows a maximum building height of four (4) storeys, not exceeding 15 metres, with a maximum Floor Area Ratio (FAR) of 3.0. In order to accommodate the project as proposed, it would be necessary to undertake amendments to the St. John's Municipal Plan

Comment [kob1]:

Comment [kob2]:

and the St. John's Development Regulations to designate the application site as a "bonus site" for greater building height and bulk under the CCR Zone.

The Committee recommends, on motion of Councillor Duff; seconded by Councillor Hickman: That the office building project as proposed not be considered for approval. It is noted that although the application site is located within the Parking Exempt Area as defined by the St. John's Development Regulations, and would meet the present off-street parking requirements of the Development Regulations, the Committee is of the opinion that the minimal amount of proposed off-street parking to be provided for the new office building would exacerbate existing Downtown parking problems.

The Committee further recommends that City staff be directed to meet with the property owners in the block and review and prepare a comprehensive plan for the potential redevelopment of the entire block of land located between Steers Cove, Bishop's Cove, Harbour Drive and Water Street.

Comment [kob3]:

2. Proposed Rezoning of Property – Lawton's Drugs – Civic No. 38-42 Bay Bulls Road (Ward 5)

The Committee considered the attached memorandum dated August 28, 2009, from the Director of Planning and the Manager of Planning & Information regarding the above noted matter.

The Committee recommends, on motion of Councillor Duff; seconded by Councillor Hickman: That a public meeting, to be chaired by a member of Council, be held on the application once the City staff technical review of the application has been completed.

3. Proposed Rezoning of Property to Accommodate One (1) Residential Building Lot – Jeff McGrath – Donovan's Road (Ward 5)

The Committee considered the attached memorandum dated August 31, 2009, from the Director of Planning and the Manager of Development regarding the above noted matter.

The Committee recommends, on motion of Councillor Hickman; seconded by Councillor Hanlon: That the application be rejected as a portion of the proposed building lot is located outside the Ultimate Service Area.

4. Proposed Text Amendment – St. John's Development Regulations – Residential Battery (RB) Zone

The Committee considered the attached memorandum dated August 31, 2009, from the Director of Planning regarding the above noted matter.

The Committee recommends, on motion of Councillor Hickman; seconded by Councillor Hanlon: That City staff be directed to draft and advertise the proposed text amendment to the St. John's Development Regulations regarding the minimum rear yard area for single detached dwellings in the Residential

Battery (RB) Zone. Upon completion of the advertising process, the proposed amendment would be referred to a future Regular Meeting of Council for consideration of adoption.

5. CD# R2009-08-10/31 – Noise Petition – Wexford Street

The Committee considered the **attached** memorandum dated August 19, 2009, from the Director of Building and Property Management regarding the above noted matter.

The Committee recommends that, as the owner of 342 Freshwater Road has been found to be in compliance with all applicable regulations of the City of St. John's, that no further action is required in this matter.

Comment [kob4]:

The Director of Building and Property Management will advise the complainant of the Committee's decision.

6. Proposed Housing Coordinator Position

The Committee considered the **attached** memorandum dated August 20, 2009, from the Recording Secretary of the Affordable Housing Action Committee regarding the above noted matter.

The Committee recommends that the creation of the proposed Housing Coordinator Position, as per the recommendation of the Affordable Housing Action Committee, be referred to the 2010 Budget Review for consideration.

Councillor Keith Coombs
Chairperson

SJMC2009-09-08/508R

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

Following discussion, the motion to approve the Committee's recommendations being put was unanimously carried.

Nomenclature Committee Report dated August 27th, 2009

Council considered the following Nomenclature Committee Report dated August 27th, 2009:

1. New Street Name – Canso Place
Canso Place Subdivision (off Airport Heights Drive)

Phyllis Bartlett
Manager, Corporate Secretariat

SJMC2009-09-08/509R

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

The motion being put was unanimously carried.

Special Events Advisory Committee Recommendations dated September 1st, 2009

Council considered the following Special Events Advisory Committee Recommendations dated September 1st, 2009:

- 1) **Event:** Thomas Amusements
Location: St. John's Racing and Entertainment Centre
Date: September 29 - October 4, 2009
Time: 9:00 pm – 11:00 pm
- 2) **Event:** 5km. Road Race
Location: Quid Vidi Lake
Date: September 13, 2009
Time: 8:00 am – 8:40 am
- 3) **Event:** NL Sexual Assault Crisis Center Parade
Location: Starts at Bannerman Park, ends at City Hall
Date: September 18, 2009
Time: 7:00 pm – 9:00 pm
- 4) **Event:** Targa Motor Sport
Location: Confederation Building Grounds and Roads
Date: September 13, 2009
Time: 2:00 pm – 5:00 pm

Allandale Rd. between Higgins Line and Elizabeth Ave.; Prince Philip Drive between Portugal Cove Rd. and Westerland Rd.

- 5) **Event:** NLAA Provincial Marathon
Location: Mount Pearl Track and Field
Date: September 27, 2009
Time: 6:00 am – 1:00 pm

Eastbound Lanes on Brookfield Road may be closed for the event.

The Organizer will be required to distribute notices to residents, run public service announcements for the closures prior to and on the day of the event, and post warning signs on the roads to be closed. Access will be maintained for residents at all times.

- 6) **Event:** Battle of Britian Parade (Air Force Association of Canada)
Location: CLB Armoury to War Memorial at Water Street
Date: September 20, 2009
Time: 10:15 am - 1:15 pm

The organizer has requested permission for a “fly past” over Water Street.

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

SJMC2009-09-08/510R

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

The motion being put was unanimously carried.

(At this point, Councillor Duff assumed chairing the meeting while the Deputy Mayor presented the following report)

Finance and Administration Standing Committee Report dated August 27th, 2009

Council considered the following Finance and Administration Standing Committee Report dated August 27th, 2009:

In Attendance: Deputy Mayor Ron Ellsworth, Chairperson
Councillor Shannie Duff
Councillor Tom Hann
Councillor Art Puddister
Councillor Frank Galgay
Mr. Ron Penney, Chief Commissioner & City Solicitor
Mr. Neil Martin, Associate Commissioner/Director of Corporate Services & City Clerk
Mr. Bob Bishop, Director of Finance & City Treasurer
Mr. Dave Blackmore, Director of Building & Property Management
Mr. Kevin Breen, Director of Human Resources

Ms. Jill Brewer, Director of Recreation
Ms. Elizabeth Lawrence, Director of Economic Development,
Tourism, & Culture
Mr. Cliff Johnston, Director of Planning
Mr. Jim Clarke, Acting Director of Public Works & Parks
Mr. Jason Silver, City Internal Auditor
Ms. Kelly Butler, Recording Secretary

Also in attendance was Mr. Craig Ennis, with the St. John's Board of Trade.

Delegation – Gloria Robins, Sagacity and Lori King, Project Velocity re: Project Velocity Employee Survey Results

The Committee met with Gloria Robins, Sagacity Consulting, and Lori King, Project Velocity Consultant, and reviewed a Power Point presentation on the results of the Project Velocity Employee Survey conducted in May. (A copy of the Power Point presentation is on file with the City Clerk's Department and forms part of these minutes.)

Ms. Robbins provided a detailed overview of the results from the Employee Survey. She noted that the survey was done online and included all those employees with an email address (554 employees in total). The group included those directly impacted by Project Velocity as well as those who were not. There was a 76% response rate, with 422 employees participating in the survey. The survey questionnaire was developed in consultation with the Project Velocity team. For the most part, employees have positive feelings about the implementation of the new systems, are confident of their own capabilities but not their co-workers, and feel that more communication about the project is necessary. Ms. Robbins noted that this survey was done in May, prior to the commencement of any training sessions, and with only one newsletter having been issued. Since the survey was done, training sessions have begun, more newsletters have been issued, town hall meetings have been held, and communication boards have been set up around City Hall.

A short question and answer period followed the presentation. Councillor Hann inquired about the role of Bristol Communications in the preparation and distribution of the survey. Ms. Robbins advised that she subcontracted the online data collection and collation to Bristol as her company did not have the facilities for that portion of the contract. As a former shareholder and senior employee with Bristol, she was knowledgeable of their capabilities, and chose them for that reason. Only Bristol has access to the raw data to ensure the anonymity of the employees who participated in the survey.

The Chief Commissioner & City Solicitor expressed his appreciation of the employees who are working on Project Velocity, noting that a lot is being demanded of them in terms of workloads. In some cases, employees are looking after their own jobs and also taking on additional work that is required of them for the project.

(Ms. Robbins and Ms. King retired from the meeting.)

Adoption of Agenda

The agenda was adopted with the following additions:

- a. Memorandum dated August 26, 2009, from Councillor Shannie Duff re: Funding Request – Multicultural Women’s Association of Newfoundland & Labrador
- b. Letter dated August 18, 2009, from Rennie So – Magic Wok Eatery, Robert Yetman – Gaze Seed Company, and Emma Butler – Emma Butler Gallery re: Impact on Business Because of Ongoing Construction for the Harbour Sewer Interceptor Project

Adoption of Minutes

The minutes of the July 15, 2009, meeting were adopted on motion of Councillor Duff; seconded by Councillor Hann.

Extension of Para-Transit Contract with Wheelway Transportation

The Committee considered a memorandum dated August 24, 2009, from the Director of Finance regarding the above noted matter.

The Director of Finance advised that the extension of Wheelway’s contract as the para-transit system provider initially expired in May 2009, however, because of the ongoing review of the system, Council agreed to extend the contract to December 2009. The consultants are now recommending a further contract extension to December 2010, in order to allow sufficient time to develop and issue a Request for Proposals for the service that better reflects the needs of the users and up-to-date contractual requirements. He outlined the financial cost to the City should the contract extension be approved, including the terms of a termination penalty clause should Wheelway no longer be the service provider after December 2010.

The Committee recommends the following, on motion of Councillor Puddister; seconded by Councillor Hann:

- a. **That the City accede to the proposed additional \$23,625 plus HST per month for the extension period; and**
- b. **That the City agree to the \$250,000 termination penalty to be held in trust with the City rather than with Wheelway’s lawyer, but only paid if Wheelway Transportation Ltd. is no longer the service provider after December, 2010.**

2010 Fiscal and Service Strategy

The Committee considered as information a memorandum dated August 24, 2009, and the related document from the Director of Finance regarding the above noted item.

The Director of Finance advised that the 2010 Fiscal and Service Strategy document provides staff with the background and details necessary for preparing their budgets. The projections in the document show a substantial surplus for 2010 based on preliminary assessment values.

The possibility of a mil rate reduction was discussed, with the Director of Financial cautioning that these are only preliminary figures which could change depending on the outcome of the assessment appeal court and the Provincial Government's decision on whether or not to implement its new fiscal framework.

Councillor Puddister noted that the Assessment Notices appear to have been sent out to households earlier this year than in 2006, and he inquired if there was a reason for doing so. The Director of Corporate Services advised that the notices were sent out early to ensure that the Assessment Roll was as accurate as possible by December 15th, when Council sets its mil rate for the following year. Councillor Puddister asked if the Director of Corporate Services could find out when the Assessment Notices were sent out in 2006.

Interim Financial Statements to June 30, 2009

The Committee considered as information a memorandum dated August 25, 2009, from the Director of Finance regarding the above noted matter.

The Director of Finance advised that there is a small deficit for the first six months of 2009, however, this will likely decrease by the end of the year.

Amendment to Policy No. 03-12-01: Awarding of Scholarships

The Committee considered a memorandum dated August 18, 2009, from the Director of Human Resources regarding the above noted matter.

The Committee recommends, on motion of Councillor Duff; seconded by Councillor Galgay: That the policy be amended and the value of the scholarships be increased to \$1,000 each.

Project Velocity Status Report

The Committee considered as information a memorandum dated July 31, 2009, from the ERP Project Management Team regarding the above noted matter. The Director of Corporate Services advised that the project is on time and on budget.

Financial Support for Meetings and Conventions

The Committee considered a memorandum dated August 24, 2009, from the Director of Corporate Services regarding the above noted matter.

Councillor Duff noted that the purpose of the policy is to acknowledge the contributions that regional, national, and international meetings, conventions, and sporting events can have on the local economy by providing cash or in-kind support. She referenced the Housing Conference (From the Outside In) which is not recommended for funding because it is a provincial conference, however, she noted there will still be an economic benefit for the City as those from other areas of the province attending the conference will require hotel rooms and meals. In this regard, she suggested that the eligibility criteria of this policy be reviewed.

The Committee recommends, on motion of Councillor Puddister, seconded by Councillor Hann: That the following grants be awarded as per Policy 04-09-02 – Financial Support for Meetings and Conventions:

- | | | |
|----|---|-------|
| 1. | Community Conference – From the Outside In | \$0* |
| 2. | 2009 Pee Wee Boys Eastern Cdn. Fastpitch Championship | \$500 |

* This request did not meet the criteria for funding as it is a provincial conference.

Canadian Association of Fire Chiefs 2012 Annual Conference

The Committee considered a memorandum dated August 12, 2009, from the Director of Regional Fire Services (Fire Chief) regarding the above noted matter.

The Committee recommends, on motion of Councillor Hann; seconded by Councillor Galgay: That City host a partners' event and contribute \$2,500 in funding towards the 2012 Annual Fire Chiefs Conference, should the City be successful in its conference application.

International Symposium on Oil and Gas Resources in Western Newfoundland

The Committee considered correspondence from Michelle Walsh, Business Resource Centre, City of Corner Brook, requesting sponsorship for the above noted event.

The Director of Economic Development, Tourism, & Culture noted that the City did provide financial support for this symposium a couple of years ago but did not provide any funding for last year's event. No funding has been identified for this event from this year's budget.

The Committee discussed the request at length, with it being noted that providing funding for this event would be contrary to policy, and there is no direct benefit to the City of St. John's. It was suggested that the City could purchase an ad in the conference booklet, which would support the symposium and also provide some benefit to the City of St. John's. Councillor Duff indicated that she could not agree with providing funding for the symposium, when the Committee is recommending against providing funding for the Housing Conference, which would provide a direct benefit to the City.

Following the discussion, no recommendation was put forward by the Committee.

Request for Financial and Other Support for 2012 AGM of the Professional Institute of the Public Service of Canada

The Committee considered a letter dated August 10, 2009, from Andrew Gize, Program Development Officer, Professional Institute of the Public Service of Canada, regarding the above noted matter.

The Director of Corporate Services indicated that the organization is currently trying to determine where its 2012 AGM will be held, and is requesting information on the level of support that the City of St. John's is willing to provide.

The Committee agreed that staff write Mr. Gize and provide him with a copy of the City's policy regarding financial support for meetings and conventions.

Daybreak Parent Child Centre Play-Garden Project – Request for Funding

The Committee considered a letter dated June 30, 2009, from Paula Rodgers and Leslie Hardy regarding the above noted matter.

The Committee recommends that the request be denied. However, the Committee also recommends that the group be advised to apply for funding through the City's 2010 Grants and Subsidies Program.

50th Session of the Newfoundland & Labrador Youth Parliament

The Committee considered a letter dated August 20, 2009, from Alexander Troake, Newfoundland and Labrador Youth Parliament requesting financial or in-kind support for the above noted event.

The Committee recommends that the City offer the use of the Foran Room and provide refreshments for the 50th session of the Newfoundland and Labrador Youth Parliament.

George Street United Church – Request for Waiver of Meter Rental Fees

The Committee considered a letter dated August 24, 2009, from Ron Bussey, George Street United Church, regarding the above noted matter.

Councillor Galgay advised that the church has been experiencing some parking issues in recent years, and staff from the Traffic Division met with Mr. Bussey last week to try and find a resolution to the problem. The Traffic Division has agreed to provide the church with five parking meter bags to reserve the meters adjacent to the church during services and funerals. There is a rental charge of \$10 per meter when the meters are bagged during weekdays for services taking place at the church. Mr. Bussey is requesting that the City waive the meter rental fees.

The Committee recommends, on motion of Councillor Galgay; seconded by Councillor Duff: That the City waive the parking meter rental fees for George Street United Church.

SPCA Gala Fundraiser

The Committee considered correspondence from Libby Carew, SPCA Volunteer, requesting that the City consider purchasing a table for the upcoming SPCA Gala Fundraiser taking place on October 3rd.

The Committee recommends that the City purchase a table for the SPCA Gala Fundraiser taking place on October 3rd.

It was suggested that some tickets for the gala be offered to the Humane Services staff.

Request for Reduction in Business and Property Taxes Due to Lost Business Because of Construction from the Ongoing Harbour Clean Up Project

The Committee considered a letter from the owners of the Magic Wok, the Gaze Seed Company and the Emma Butler Gallery regarding the above noted matter.

The Committee discussed the request at length, with it being noted that access has been maintained to these businesses during construction. The only time that compensation is considered for lost business is in the case where access has been cut off. To provide a reduction in taxes as compensation would set a precedent, and businesses in other areas of the downtown would expect the same consideration. Councillor Duff noted that she had spoken to the DDC about the situation, and they have suggested that the City install signage throughout the downtown which highlights the benefits of the project to the City and its citizens, including business owners. It was also suggested that when the construction is nearing completion, that the City put a couple of ads in the local newspaper thanking business owners and residents in the downtown for their patience during the ongoing construction.

Following the discussion, the Committee recommends that the Director of Finance advise the owners of the Magic Wok, the Gaze Seed Company, and the Emma Butler Gallery be advised that the City cannot provide a reduction in their taxes as compensation for any business lost during construction for the Harbour Clean Up Project as it is contrary to policy.

Funding Request – International Food and Craft Fair

The Committee considered a memorandum dated August 26, 2009, from Councillor Shannie Duff regarding the above noted matter. She noted that during the Council meeting on June 15th, a discussion took place regarding allocation of the remaining \$11,000 in the Special Events and Festival Fund. Council decided that the reserve fund be held. In this regard, she asked for clarification of this decision, i.e. is the funding held for future projects or is it held and put back into general revenue. She noted that staff have indicated the Multicultural Women's Association's event meets the eligibility criteria for festival funding.

Councillor Puddister indicated that it was his understanding that the funding would be held and put back into general revenue. Councillor Hann noted that he felt the intent was that the \$11,000 would be held and be added to next year's budget for festival funding. The Director of Economic Development, Tourism, & Culture advised that while the application for the International Food and Craft Fair might meet the eligibility criteria, it did not meet the submission deadline. It was noted that any surplus funding in the Special Events and Festival Budget will revert back to general revenue at the end of the year.

Councillor Duff requested that the application submission deadline for special event and festival funding be revisited. She noted that there are many festivals and events that take place throughout the year, not just in the summer months, and there should be contingency funding available for those groups as well.

Committee to Review Condominium Services

Councillor Puddister advised that Councillor Coombs will be setting up a meeting of this new Committee sometime next week. Councillor Duff requested that when the date has been set for the meeting, that all members of Council be advised.

Adjournment

There being no further business, the meeting adjourned at 1:35 p.m.

Deputy Mayor Ron Ellsworth
Chairperson

SJMC2009-09-08/511R

**It was moved by Deputy Mayor Ellsworth; seconded by Councillor Hanlon:
That the Committee’s recommendations be approved.**

Regarding Item #14, Councillor Hann noted that the owners of Magic Wok met with the Mayor recently following which it was decided that appropriate arrangements be made to change the “Buddy Bus” route” to accommodate the business thereby allowing easier access to the restaurant.

Following discussion, the motion being put was unanimously carried.

(Deputy Mayor Ellsworth assumed the Chair)

Resolutions

Council agreed to defer consideration of a proposed resolution by His Worship the Mayor re Property Tax Legislation pending his return.

Development Permits List

Council considered as information the following Development Permit List for the period August 21st, 2009 to September 3rd, 2009:

**DEVELOPMENT PERMITS LIST
DEPARTMENT OF PLANNING
FOR THE PERIOD OF August 21, 2009 To September 3, 2009**

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date

IND	Farrell's Excavating Ltd	Maintenance/ Accessory Building	Trans Canada Highway – Quarry Lease No. 116796	5	Approved	09-08-26
COM	Doug Elton	Digital Sign	102-108 Kenmount Road Ramada Inn	4	Approved	09-08-27
RES	Eric Hammond	Building Lot	180-182 Forest Road	2	Approved	09-08-19
COM	David Clarke	Retail Store	141 New Gower Street	2	Approved	09-08-31
COM	Bell Aliant	OPI Site Installation	Tiffany Village – Stage 1-Tiffany Lane	4	Approved	09-08-31
INST	Dept. of Works and Transportation	Extension to Health Sciences Parking Lot	Clinch Crescent	4	Approved	09-08-31
RES	PJP Enterprises	Topsoil Screening and Topsoil Storage	462 Thorburn Road	4	Rejected Contrary to Sections 10.33 and 10.38	09-09-01
COM	Seamless Solutions	Home Office	31 Cornwall Avenue	2	Approved	09-09-02

* Code Classification:			
RES		- Residential	INST -
COM		- Institutional	IND -
AG	- Agriculture	- Commercial	
		- 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

SJMC2009-09-08/512R

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

2009/09/03

Permits List

CLASS: COMMERCIAL

BOBBY BESSEY
PAT O'CALLAGHAN
IMRAN DAR

286 TORBAY RD, SHAKTI YOGA
30 QUEEN'S RD
272 DUCKWORTH ST

CO CLUB
NC FENCE
SN RESTAURANT

DICKS AND COMPANY LIMITED	385 EMPIRE AVE	MS OFFICE
NORTH ATLANTIC PETROLEUM	484-490 MAIN RD	MS OFFICE
ASHLEY FELTHAM SCHOOL OF DANCE	484-490 MAIN RD	MS COMMERCIAL SCHOOL
TIMBERMART	355B MAIN RD	MS RETAIL STORE
EDISON ELECTRONICS	355-367 MAIN RD	MS OTHER
PETER'S PIZZA	431-435 MAIN RD	MS TAKE-OUT FOOD SERVICE
NEW LOOK UPHOLSTERY	20 PEET ST	MS RETAIL STORE
EASTSIDE MARIO'S	180 PORTUGAL COVE RD	MS RESTAURANT
FUTURE SHOP	20 STAVANGER DR	MS RETAIL STORE
SHOPPER'S DRUG MART	390 TOPSAIL RD	MS CLINIC
BOBBY BESSEY S INC.	286 TORBAY RD, SHAKTI YOGA	SN CLUB
PIZZA EXPRESS LIMITED	TORBAY ROAD-TORBAY RD MALL	MS RESTAURANT
PIZZA EXPRESS LIMITED	TORBAY ROAD-TORBAY RD MALL	MS RESTAURANT
KUMON	145 TORBAY ROAD,KUMON	MS RETAIL STORE
WM. SUMMERS PROPERTY	411 TORBAY RD	MS RETAIL STORE
PETER'S PIZZA & GOLDEN FOODS	411 TORBAY RD	MS RETAIL STORE
AVIS	1 CLIFT'S - BAIRD'S COVE	SN PARKING LOT
GOLFDAL E ENTERTAINMENT	470 TOPSAIL RD	RN PLACE OF AMUSEMENT
JOHN FRANKLIN	193 WATER ST, PROPANE	RN HOTEL
COOK HOLDINGS LIMITED	1 NEW GOWER ST	CR OFFICE
TYRONE W. POWER	1 DUCKWORTH ST	RN CONVENIENCE STORE
HAIR FACTORY	8-10 ROWAN ST	RN SERVICE SHOP
T-ZONE VIBRATION TECHNOLOGY	460 TORBAY RD	CR CLINIC
AVIS RENT A CAR	1 CLIFT'S - BAIRD'S COVE	CR COMMERCIAL GARAGE
PAUL DAVIS SERVICES	368 HAMILTON AVE	RN RETAIL STORE
O'LEARY IND PARK CONDO CORP.	57 PIPPY PL	RN MIXED USE
FORTIS PROPERTIES CORPORATION	139 WATER ST	RN OFFICE
IMRAN-ANILA, SHAGION RAJPOT	272 DUCKWORTH ST	CR EATING ESTABLISHMENT
LE CHATEAU	430 TOPSAIL RD (LE CHATEAU)	TI RETAIL STORE
GREEN FOOD INDUSGTRIES INC.	56A KENMOUNT RD	CR RESTAURANT
DAVID COX	541 KENMOUNT RD - ROGERS CABLE	EX OFFICE

THIS WEEK \$ 1,400,252.00

CLASS: INDUSTRIAL

THIS WEEK \$.00

CLASS: GOVERNMENT/INSTITUTIONAL

MEMORIAL UNIVERSITY OF NFLD.	194 ELIZABETH AVE, BLACKALL HO	RN ADMIN BLDG/GOV/NON-PROFIT
------------------------------	--------------------------------	------------------------------

THIS WEEK \$ 2,500,000.00

CLASS: RESIDENTIAL

GEOFFREY OAKLEY	13 ALLAN SQ	NC PATIO DECK
ROSS WILLIAMS	404-406 BACK LINE	NC ACCESSORY BUILDING
RON CHAFE	325 BACK LINE	NC ACCESSORY BUILDING
JAMES FLYNN	3 BALLY HALY PL	NC ACCESSORY BUILDING
DAVID SQUIRES	47 BARROWS RD	NC SINGLE DETACHED DWELLING
ANGUS ERICKSON MCLEOD COOK &	60 BAYBERRY PL	NC FENCE
STEVEN JACKSON	58 BEAUFORD PL	NC FENCE
BRIAN KENNY	61 BEAVER BROOK DR	NC ACCESSORY BUILDING
ALFRED MARSHALL	BELL'S TURN	NC ACCESSORY BUILDING
EUGENE HAYNES	130 BLACKMARSH RD	NC ACCESSORY BUILDING
DEANNE LOIS VELEY	126 BROOKFIELD RD	NC PATIO DECK
TINA MURRINS	10 BUCKMASTER'S CIR	NC ACCESSORY BUILDING
ANTHONY BRODERS & MICHELLE	42 BURTON ST	NC ACCESSORY BUILDING
NANCY HEALEY	88 CARRICK DR	NC FENCE
BERNIE CONNORS	149 CASEY ST - ADJT. TO #147	NC SEMI-DETACHED DWELLING

BERNIE CONNORS	149 CASEY ST - ADJT. TO # 151	NC SEMI-DETACHED DWELLING
PRO-TECH CONSTRUCTION	27 CASTLE BRIDGE DR. LOT 127	NC SINGLE DETACHED DWELLING
PRO TECH CONSTRUCTION	28 CASTLE BRIDGE DR, LOT 8	NC SINGLE DETACHED DWELLING
AUSTIN W. CHILDS AND	55 CHEROKEE DR	NC ACCESSORY BUILDING
TERRY WALSH CONSTRUCTION	63 CHEROKEE DR, LOT 62	NC SINGLE DETACHED DWELLING
CARL CLEARY	35 CRAIGMILLAR AVE	NC PATIO DECK
WALTER K. ROLLINGS	75 CRAIGMILLAR AVE	NC PATIO DECK
JOHN & PAULINE O'KEEFE	135 DOYLE'S RD	NC ACCESSORY BUILDING
WAYNE LANNON	2 DURHAM PL	NC ACCESSORY BUILDING
CHRISTOPHER/ROSE BRAGG	8 ELDERBERRY PL	NC FENCE
GERALD & SHERRI FRAMPTON	61 FIRDALE DR	NC FENCE
JUDY GULLAGE	13 FOGWILL PL	NC FENCE
KARA INVESTMENTS LIMITED	110B FOREST RD	NC SINGLE DETACHED DWELLING
ROSS MICHAEL LAMBE AND	103 FRECKER DR	NC ACCESSORY BUILDING
CALCO HOMES	28 GREAT EASTERN AVE - LOT 56	NC SINGLE DETACHED & SUB.APT
CALCO HOMES	29 GREAT EASTERN AVE - LOT 88	NC SINGLE DETACHED & SUB.APT
SPENCER & KIMBERLEY DIAMOND	154 GREEN ACRE DR	NC FENCE
LESLEY COLLINS	23 GREGORY ST	NC FENCE
COREY & NIKKI STRICKLAND	20 GULLAGE ST	NC PATIO DECK
BARRY PETERS AND MELISSA PATEY	101 HALL'S RD	NC ACCESSORY BUILDING
FREEMAN & DOREEN MOYLES	16 HEFFERNAN'S LINE	NC PATIO DECK
DOUG STRICKLAND	33 HORLICK AVE	NC SINGLE DETACHED DWELLING
EDWARD WOODFORD/HEATHER DALTON	59 HUNTINGDALE DR	NC FENCE
TRIPLE L CONTRACTING LTD	66 ICELAND PL, LOT 29	NC SINGLE DETACHED DWELLING
GLENN BUTT	5 JESSEAU PL	NC ACCESSORY BUILDING
KENRIC PAYNE	61 JULIEANN PL	NC FENCE
WAYNE H. IVANY	12 KATIE PL	NC ACCESSORY BUILDING
KEITH MOORE	36 LESTER ST	NC FENCE
BARRY DELANEY	150 LINEGAR AVE	NC ACCESSORY BUILDING
BERNARD WOODFINE	8 LIVERPOOL AVE	NC FENCE
MICHAEL ROBERT HARTMAN	24 LOBELIA ST	NC ACCESSORY BUILDING
TERRY S. BLUNDON	89 MACBETH DR	NC PATIO DECK
DARRYL COOZE	2 MAHOGANY PL	NC ACCESSORY BUILDING
CHRIS MARNELL	35 MARSLAND PL - LOT 30	NC SINGLE DETACHED DWELLING
KEVIN & CAROL NASH	8 MOGRIDGE ST	NC PATIO DECK
DANIELLE DALTON	18 MURPHY'S AVE	NC ACCESSORY BUILDING
THOMAS MURPHY	5 MURPHY'S AVE	NC FENCE
CYRIL BRUCE STRONG	35 NEW COVE RD	NC ACCESSORY BUILDING
SHANNON STACEY	24 NEWHOOK PL	NC ACCESSORY BUILDING
GREGORY J. DUKE &	286-310 NEW PENNYWELL RD	NC SINGLE DETACHED DWELLING
ANDRE GUILLEMETTE &	50 OLD BAY BULLS RD	NC ACCESSORY BUILDING
LAWRENCE & MARGARET MURPHY	57 OLD PETTY HARBOUR RD	NC SINGLE DETACHED DWELLING
RICHARD & RITA MAHONEY	26 OTTER DR	NC FENCE
CHRISTOPHER & MELANIE POWER	3 OTTER DR	NC ACCESSORY BUILDING
TERRY WALSH CONSTRUCTION	67 OTTER DR, LOT 130	NC SINGLE DETACHED DWELLING
ATLANTIC HOMES LTD	17 PETITE FORTE DR, LOT 294	NC SINGLE DETACHED & SUB.APT
FABIAN PENNELL AND	31 PITCHER'S PATH - LOT 18	NC SINGLE DETACHED DWELLING
ATLANTIC HOMES LTD.	12 PLOVER ST, LOT 24	NC SINGLE DETACHED DWELLING
PAUL J. & JOANNE HEFFERNAN	54 REID ST	NC PATIO DECK
RICHARD WOODMAN	21 ROSSCOMMON PL	NC ACCESSORY BUILDING
STEPHEN COADY	26 ST. LAURENT ST	NC ACCESSORY BUILDING
NEW VICTORIAN HOMES	48 SGT. CRAIG GILLAM AVE LOT19	NC SINGLE DETACHED DWELLING
HANN CONSTRUCTION LTD.	7 SGT. CRAIG GILLAM AVE LOT 69	NC SINGLE DETACHED DWELLING
SAMUEL J. WHIFFEN	45 SGT. CRAIG GILLAM AVE	NC ACCESSORY BUILDING
REARDON CONSTRUCTION &	26 SPRUCEDALE DR, LOT 145	NC SINGLE DETACHED DWELLING
GEOFF GREENING	25 STENLAKE CRES	NC FENCE
BRENDAN COOKE	2 THETIS PL	NC FENCE
STEPHEN ROBERT DWYER	34 VALLEYVIEW RD	NC ACCESSORY BUILDING
STELLA NOEL	16 VIRGINIA PL	NC PATIO DECK
GERARD & JUANITA GRIFFIN	71 WABUSH PL	NC FENCE
COLIN BROWN	78 WINSLOW ST	NC PATIO DECK
JOHN HYNES	13 WOODWYND ST	NC PATIO DECK
CARDINAL PROPERTIES LIMITED	74 FAULKNER ST	CR SUBSIDIARY APARTMENT
JOSHUA SWAMIDAS	88 LARKHALL ST	CR SINGLE DETACHED & SUB.APT

SHARON A. BURRY	293 NEWFOUNDLAND DR	CR SUBSIDIARY APARTMENT
ANGELICA DOLLIMONT	13 ODERIN PL	CR HOME OFFICE
DELORES S. DOHERTY	151 PENNYWELL RD	CR SUBSIDIARY APARTMENT
ANNE BLANCHE PARDY	70 CHEYNE DR	EX SINGLE DETACHED DWELLING
JASON & ANDREA HUNT	85 DOYLE'S RD	EX SINGLE DETACHED DWELLING
JOHN & BARBARA MOSHER	22 LIMERICK PL	EX SINGLE DETACHED DWELLING
TERRY G. O'ROURKE &	22 PILOT'S HILL	EX SEMI-DETACHED DWELLING
CHARLOTTE BARBOUR	11 ALLAN SQ	RN SINGLE DETACHED DWELLING
ANITA M. MCGEE	23 BARNES RD	RN SEMI-DETACHED DWELLING
NEW VICTORIAN HOMES	5 SPRUCE GROVE AVE	RN SINGLE DETACHED DWELLING
DAN JACKSON	35 BONAVENTURE AVE - UNIT 122	RN CONDOMINIUM
EDWARD & DIANNE WADE	15 CHARLOTTETOWN PL	RN SINGLE DETACHED DWELLING
SUSAN N RIDEOUT	42 COCHRANE ST	RN TOWNHOUSING
SEBASTIEN DONNET &	65 FEILD ST	RN SEMI-DETACHED DWELLING
THELMA WHITE	7 GOLF AVE	RN SINGLE DETACHED DWELLING
NICHOLAS HENDER	116 GOWER ST	RN SEMI-DETACHED DWELLING
HEDLEY FORWARD	16 GREGORY ST	RN SINGLE DETACHED DWELLING
SIMON STORY	157 HAMILTON AVE	RN SEMI-DETACHED DWELLING
WILLIAM LANE	35 HARRIS RD	RN SINGLE DETACHED & SUB.APT
GILBRALTAR DEVELOPMENT	3 KATIE PL	RN SINGLE DETACHED DWELLING
10714 NEWFOUNDLAND LTD.	20 KING EDWARD PL - UNIT 1	RN CONDOMINIUM
10714 NEWFOUNDLAND LTD.	20 KING EDWARD PL - UNIT 2	RN CONDOMINIUM
10714 NEWFOUNDLAND LTD.	20 KING EDWARD PL - UNIT 3	RN CONDOMINIUM
10714 NEWFOUNDLAND LTD.	20 KING EDWARD PL - UNIT 4	RN CONDOMINIUM
10714 NEWFOUNDLAND LTD.	20 KING EDWARD PL - UNIT 5	RN CONDOMINIUM
10714 NEWFOUNDLAND LTD.	20 KING EDWARD PL - UNIT 6	RN CONDOMINIUM
DARRELL HOPKINS	22 LEMARCHANT RD	RN SINGLE DETACHED DWELLING
PETER DWYER	10 LIONS RD	RN SINGLE DETACHED DWELLING
KIMBERLEY DAWN MULLINS	10 LOGY BAY RD	RN SINGLE DETACHED DWELLING
CRAIG CONNERS	44 MCKAY ST	RN SINGLE DETACHED DWELLING
GUARDIAN HOMES INC.	19 MIKE ADAM PL	RN SINGLE DETACHED DWELLING
LAWRENCE & MURIEL FELT	11 MONKSTOWN RD	RN APARTMENT BUILDING
RICHARD SMITH	37 MONROE ST	RN SEMI-DETACHED DWELLING
LEWIS S. CRANFORD	501 NEWFOUNDLAND DR	RN SINGLE DETACHED & SUB.APT
DANNY DUMARESQUE	213 PORTUGAL COVE RD	RN SINGLE DETACHED DWELLING
GERRY ENGLISH	15 PRINCE OF WALES ST	RN MIXED USE
LORI ROGERS	114 QUIDI VIDI RD	RN ACCESSORY BUILDING
LORI ROGERS	114 QUIDI VIDI RD	RN SEMI-DETACHED DWELLING
NFLD & LABRADOR HOUSING CORP.	146 ST. CLARE AVE	RN SINGLE DETACHED DWELLING
WILLIAM HARRIS	28 SILVERTON ST	RN SINGLE DETACHED DWELLING
ELLSWORTH PROPERTY MANAGEMENT	32 SKANES AVE	RN SINGLE DETACHED & SUB.APT
JAMES P. LUKANG-ORACH	25 SUVLA ST	RN SINGLE DETACHED & SUB.APT
LOUISE RICE	85 VIRGINIA PL	RN SINGLE DETACHED DWELLING
NFLD & LABRADOR HOUSING CORP.	11 WIGMORE CRT	RN APARTMENT BUILDING
BRIAN JOSEPH MALONE	5 WOODWYND ST	RN SINGLE DETACHED DWELLING
ROBERT & SONYA MARSH	122 BRANSCOMBE ST	SW SINGLE DETACHED DWELLING
MICHAEL H. PARSONS &	90-92 DONOVAN'S RD	SW FENCE
TROY STUCKLESS	39 PADDY DOBBIN DR	SW SINGLE DETACHED DWELLING
CHRIS O'BRIEN	48 PALM DR	SW SINGLE DETACHED DWELLING
JENIVEVE & BERNARD BARRETT	22-24 PARK LANE	SW SINGLE DETACHED DWELLING
SCOTT BARRETT & SHARON BARRETT	259 PETTY HARBOUR RD	SW SINGLE DETACHED DWELLING

THIS WEEK \$ 5,819,543.00

CLASS: DEMOLITION

URBAN CONTRACTING LIMITED	92 FRESHWATER RD	DM SEMI-DETACHED DWELLING
PARA ENGINEERING	278B WATERFORD BRIDGE RD	DM RETAIL STORE
NATIONAL ENTERPRISES	246-248 WATER ST	DM RESTAURANT
PARA ENGINEERING	278B WATERFORD BRIDGE RD	DM RETAIL STORE
PROJECT MANAGEMENT	368 HAMILTON AVE	DM RETAIL STORE

THIS WEEK \$ 200,000.00

THIS WEEK'S TOTAL: \$ 9,919,795.00

REPAIR PERMITS ISSUED: 2009/08/20 TO 2009/09/03 \$ 360,077.00

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

SJMC2009-09-08/513R

It was decided on motion of Councillor Hann; seconded by Councillor Colbert: That the following Payrolls and Accounts for the weeks ending August 27th, 2009 and September 3rd, 2009, be approved:

**Weekly Payment Vouchers
For The
Week Ending August 27, 2009**

PAYROLL

Public Works	\$ 300,529.34
Bi-Weekly Casual	\$ 160,410.12

ACCOUNTS PAYABLE

Cheque No. 151325 - 151591	\$3,323,456.38
Total:	\$ 3,784,395.84

**Weekly Payment Vouchers
For The
Week Ending September 3, 2009**

PAYROLL

Public Works	\$ 309,160.55
--------------	---------------

Bi-Weekly Amalgamation	\$ 486,052.33
Bi-Weekly Management	\$ 602,409.92
Bi-Weekly Administration	\$ 657,650.99

ACCOUNTS PAYABLE

Cheque No. 151592 – 151931	\$7,623,777.89
Total:	\$9,679,051.68

Tenders

- a. Tender - Open Order for Supply and Delivery of 1000 Tonnes of Pre-Wet Road Salt
- b. Tender – Open Order for Supply and Installation of Chain Link Fencing
- c. Tender – Purchased of a Compact Service Van

SJMC2009-09-08/514R

It was decided on motion of Councillor Hann ; seconded by Councillor Colbert: That the recommendation of the Director of Finance and City Treasurer be approved and the tenders awarded as follows:

- a. **A. Harvey & Co in the amount of \$298,000.00 (taxes not included)**
- c. **Provincial Fence in the amount of \$39,665.00 (taxes not included)**
- d. **Avalon Ford Sales in the amount of \$32,899.00 (taxes not included)**

Park Lane Easement – Eric and Madonna Chafe

Council considered a memorandum dated September 2, 2009 from the Chief Commissioner and City Solicitor regarding the above noted.

SJMC2009-09-08/515R

It was moved by Councillor Colbert; seconded by Councillor Hickman: That the recommendation of the Chief Commissioner and City Solicitor that Eric and Madonna Chafe be compensated the appraised value in the amount of \$1,260.00 plus legal fees, for the drainage easement expropriated by the City on their land at Park Lane, be approved.

The motion being put was unanimously carried.

Powder House Hill –Power House Developers

Council considered a memorandum dated September 3, 2009 from the Chief Commissioner and City Solicitor regarding the above noted.

SJMC2009-09-08/516R

It was moved by Councillor Colbert; seconded by Councillor Coombs: That the recommendation of the Chief Commissioner and City Solicitor that land developed by Power House Developers at Top Battery Road, be sold at a rate of \$10.00 per square foot (\$13,800.00), as the site has already been developed and units sold, and since the street is no longer required, be approved.

The motion being put was unanimously carried.

Phone Polls

SJMC2009-09-08/517R

It was decided on motion of Councillor Colbert ; seconded by Councillor Puddister: That the following Phone Polls be ratified:

- a. Committee to Review Condominium Services
(Councillor Puddister noted that the Committee membership also consists of Mr. Reg Reid, Clovelly Condo Assoc., whose name was inadvertently omitted from the list presented).
- b. 651 Main Road, Goulds, Larry LeDrew
Notice of Expropriation Waterline Easement required by the City
- c. Tender – Purchase of a Compact Extended Cab Pickup, Avalon Ford
\$28,131.00 (taxes not included)
- e. Tender – Purchase of Playground Equipment
Murray’s Landscape Services \$55,590.00 (taxes not included)

September 2009 Economic Update

Council considered as information the September 2009 Economic Update.

Councillor Duff

Councillor Duff referenced World Energy Cities Partnership and Climate Change Accord and Council’s decision to refer the matter to the public meeting of Council for discussion. She noted that the United Nations Climate Change Conference is set for Copenhagen, December 2009, and the need for Council to make a decision on whether or not Council

supports the proposal brought forward by World Energy Cities. She asked that the information tabled last week by her along with the information by the Economic Development Division be brought forward to next week's Regular Meeting of Council.

Councillor Colbert

Councillor Colbert asked that City staff look at the possibility of trimming trees in front of the Shea Heights Seniors Manor to add to the residents view as well as the view from the tour buses.

(His Worship the Mayor returned and assumed the Chair)

Councillor Coombs

Councillor Coombs advised that at a meeting held last week at Bowring Park Bungalow residents expressed strong objection to the proposed location of a maintenance depot and a parking lot in Bowring Park. He therefore made the following motion:

SJMC2009-09-08/518R

It was moved by Councillor Coombs; seconded by Councillor Collins: That the location of a maintenance depot and parking lot in Bowring Park as proposed under the Bowring Park Master Plan be rescinded, and referred back to staff for further review and recommendation, followed by referral to a public hearing.

The motion being put was unanimously carried.

Councillor Hanlon

Councillor Hanlon asked that staff be requested to continue the planting of the shrubs in the area of Zachary's Place playground on Gairlock Street onto the area where the mailboxes were removed.

Councillor Collins

Collins Collins asked the status of the study being conducted with regards to installing a sewer line from Goulds to Valleyveiw Road. The Associate Commissioner/Director

of Engineering noted that the study was to be completed late October. He agreed to follow-up with the consultant on ensuring the deadline is met.

Deputy Mayor Ellsworth

Deputy Mayor Ellsworth tabled a petition signed by residents and/or property owners living on or near Densmore Lane objecting to the development of a water treatment plant on land at the end of Densmore’s Lane, which has been referred to the Associate Commissioner/Director of Engineering.

(Deputy Mayor Ellsworth assumed the Chairing of the meeting while the Mayor presented the following Resolution):

Be it Resolved that Council direct the Finance Department to review the Property Taxation legislation in other provincial jurisdictions and report to Council on changes to the City of St. John's Municipal Taxation Act that would have the effect of easing the impact on taxpayers of significant increases in property assessments that may occur during the tri-annual property assessment cycle.

SJMC2009-09-08/519R

It was moved by His Worship the Mayor; seconded by Councillor Hanlon: That the Resolution be adopted as presented.

Following discussion, the motion being put was unanimously carried.

Adjournment

There being no further business, the meeting adjourned at 6:45 p.m.

MAYOR

CITY CLERK