

## MINUTES

### REGULAR MEETING - CITY COUNCIL

May 28, 2018 – 4:30 p.m. - Council Chambers, 4<sup>th</sup> Floor, City Hall

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- Present** Mayor Danny Breen  
Deputy Mayor Sheilagh O'Leary  
Councillor Deanne Stapleton  
Councillor Sandy Hickman  
Councillor Debbie Hanlon  
Councillor Wally Collins  
Councillor Jamie Korab
- Regrets** Councillor Dave Lane  
Councillor Ian Froude  
Councillor Maggie Burton  
Councillor Hope Jamieson
- Others** Lynnann Winsor, Deputy City Manager of Public Works  
Jason Sinyard, Deputy City Manager of Planning, Engineering and  
Regulatory Services  
Tanya Hayward, Deputy City Manager, Community Services  
Cheryl Mullett, City Solicitor  
Ken O'Brien, Chief Municipal Planner  
Elaine Henley, City Clerk  
Kenessa Cutler, Legislative Assistant

### CALL TO ORDER/ADOPTION OF AGENDA

Mayor Breen called the meeting to order and read the following statement:

"We respectfully acknowledge the Province of Newfoundland & Labrador, of which the City of St. John's is the capital City, as the ancestral homelands of the Beothuk. Today, these lands are home to a diverse population of indigenous and other peoples. We would also like to acknowledge with respect the diverse histories and cultures of the Mi'kmaq, Innu, Inuit, and Southern Inuit of this Province."

#### **SJMC2018-05-28/304R**

**Moved – Councillor Collins; Seconded – Deputy Mayor O'Leary**

**That the agenda be adopted with the following additions:**

- **Decision Note dated May 25, 2018 re: Affordable Housing Working Group Membership**
- **Decision Note dated May 23, 2018 re: Request for Proposals - Design of Cumberland Crescent Storm Sewer Replacement**

**CARRIED UNANIMOUSLY**

**ADOPTION OF MINUTES**

**SJMC2018-05-28/305R**

**Moved – Councillor Hickman; Seconded – Councillor Stapleton**

**That the minutes of May 22, 2018 be adopted as presented**

**CARRIED UNANIMOUSLY**

**NOTICES PUBLISHED**

• **1 Duckworth Street**

Two submissions received.

A Discretionary Use Application has been submitted by The Battery Café requesting municipal approval for an Outdoor Eating Area for the café located at 1 Duckworth Street.

**SJMC2018-05-28/306R**

**Moved – Deputy Mayor O’Leary; Seconded – Councillor Hanlon**

**That Council approve the above listed application subject to all applicable City requirements.**

**CARRIED UNANIMOUSLY**

• **21 Campbell Avenue**

No submissions received.

A change of Non-Conforming Use application has been submitted requesting permission to change the occupancy of 21 Campbell Avenue to a Pet Supply Retail Store.

**SJMC2018-05-28/307R**

**Moved – Councillor Korab; Seconded – Councillor Hickman**

**That Council approve the above listed application subject to all applicable City requirements.**

**CARRIED UNANIMOUSLY**

• **230 Green Acre Drive**

No submissions received.

A Discretionary Use application has been submitted requesting permission for a Home Occupation for Holistic Therapy using Energy Healing at 230 Green Acre Drive.

**SJMC2018-05-28/308R**

Moved – Councillor Collins; Seconded – Deputy Mayor O’Leary

That Council approve the above listed application subject to all applicable City requirements.

**CARRIED UNANIMOUSLY**

**COMMITTEE REPORTS**

**Committee of the Whole Report – May 23, 2018**

Council considered the above noted report and the recommendations therein:

- a. **Decision Note dated May 15, 2018 re: Regular, Special, and Committee of the Whole (COTW) Meetings – Summer Schedule**

**SJMC2018-05-28/309R**

Moved – Councillor Hickman; Seconded – Councillor Stapleton

That Council approve the proposed summer schedule for Regular, Special and Committee of the Whole meetings for the months of July and August.

**CARRIED UNANIMOUSLY**

- b. **Decision Note dated May 4, 2018 re: 2018 Heritage Grant Applications**

**SJMC2018-05-28/310R**

Moved – Deputy Mayor O’Leary; Seconded – Councillor Stapleton

That Council approve the thirteen (13) grant applications as summarized in the attached tables subject to compliance with the requirements of the Heritage Financial Incentives Grant Program and the City’s heritage requirements.

**CARRIED UNANIMOUSLY**

**SJMC2018-05-28/311R**

Moved – Deputy Mayor O’Leary; Seconded – Councillor Stapleton

That Council approve the original staff recommendation and refuse the application for 22 Wood Street as it is outside of the permitted time frame.

**CARRIED UNANIMOUSLY**

**SJMC2018-05-28/312R**

**Moved – Deputy Mayor O’Leary; Seconded – Councillor Stapleton**

**That Council reject the Panel’s recommendation to reopen the Heritage Financial Incentives Grant Program for a second round of funding.**

**CARRIED UNANIMOUSLY**

**SJMC2018-05-28/313R**

**Moved – Deputy Mayor O’Leary; Seconded – Councillor Stapleton**

**That Council change Section 3.2 of the Heritage Financial Incentives Grant Program terms to allow consideration of work undertaken prior to grant approval if the application is received within two (2) years of the date the Building Permit was issued.**

**CARRIED UNANIMOUSLY**

- c. Decision Note dated May 16, 2018 re: Clearing and Grubbing Policy – Fee Exemption**
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**SJMC2018-05-28/314R**

**Moved – Councillor Collins; Seconded – Deputy Mayor O’Leary**

**That Council exempt farming operations in Agricultural (AG) Zones from being required to pay the \$50,000 per hectare clearing and grubbing security.**

**CARRIED UNANIMOUSLY**

- d. Decision Note dated May 16, 2018 re: Temporary Exemption to Noise By-Law**
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**SJMC2018-05-28/315R**

**Moved – Councillor Korab; Seconded – Councillor Hanlon**

**That Council permit the exemption to the Noise By-Law subject to the hours and time frame applied for, public notification and announcements to take place prior to work starting.**

**CARRIED UNANIMOUSLY**

- e. Decision Note dated May 16, 2018 re: Rennie’s River East Traffic Pattern Review**
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**SJMC2018-05-28/316R**

**Moved – Councillor Hanlon; Seconded – Deputy Mayor O’Leary**

**That Council approve the recommendations (below) of the Rennie's River East Traffic Pattern Review and that the budget identified as required to complete the proposed changes be allocated when available.**

- 2. Permit eastbound left turn movements at the Dominion Access onto King's Bridge Road outside of morning and evening weekday peak hours.**
- 3. Construct a sidewalk connection along the south side of Circular Road between Bannerman Road and King's Bridge Road.**
- 4. Construct the proposed curb extension and traffic calming concept along Carpasian Road at the Empire Avenue and the Circular Road intersections and permit left and through movements on Empire Avenue at Carpasian Road outside of morning and evening weekday peak hours.**

**Further, that the order of actions outlined in #1 be modified as follows:**

- 1. The City is eliminating the entry restriction on Winter Avenue at King's Bridge Road and will consult with area residents about the installation of permanent speed bumps along Winter Avenue. Should the City proceed with the speed bump installation, they will be installed before the removal of the sign.**

**CARRIED UNANIMOUSLY**

#### **DEVELOPMENT PERMITS LIST**

Council considered as information, the above noted for the period of May 17, 2018 to May 23, 2018.

#### **BUILDING PERMITS LIST**

Council considered the above noted for the period of May 17, 2018 to May 23, 2018.

**SJMC2018-05-28/317R**

**Moved – Councillor Hanlon; Seconded – Councillor Korab**

**That Council approve the above listed building permits list as presented.**

**CARRIED UNANIMOUSLY**

## **REQUISITIONS, PAYROLLS AND ACCOUNTS**

Council considered the requisitions, payrolls and accounts for the week ending May 23, 2018.

### **SJMC2018-05-28/318R**

**Moved – Councillor Hanlon; Seconded – Councillor Korab**

**That the requisitions, payrolls and accounts for the week ending May 23, 2018 in the amount of \$1,371,417.78 be approved as presented.**

**CARRIED UNANIMOUSLY**

## **TENDERS/RFPS**

### **Tender 2018055 – Oils & Lubricants**

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Council considered the above noted.

### **SJMC2018-05-28/319R**

**Moved – Councillor Hickman; Seconded – Councillor Korab**

**That Council award the above listed tender to the lowest bidders meeting specifications, as detailed in the above Decision Note.**

**CARRIED UNANIMOUSLY**

### **Tender 2018074 – Protective Clothing**

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Council considered the above noted.

### **SJMC2018-05-28/320R**

**Moved – Councillor Hickman; Seconded – Councillor Stapleton**

**That Council award the above listed tender to the lowest bidders meeting specifications, as detailed in the above Decision Note.**

**CARRIED UNANIMOUSLY**

### **Tender 2018092 – Supply of Winter Parkas**

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Council considered the above noted.

### **SJMC2018-05-28/321R**

**Moved – Councillor Hickman; Seconded – Councillor Korab**

**That Council award the above listed tender to the lowest bidder meeting specifications, Chandler. in the amount of \$19,699.67, as per the Public Procurement Act.**

**CARRIED UNANIMOUSLY**

**Tender 2018096 – 2018 Streets Rehabilitation Contract 1**

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Council considered the above noted.

**SJMC2018-05-28/322R**

**Moved – Councillor Hickman; Seconded – Councillor Collins**

**That Council award the above listed tender to the lowest bidder meeting specifications, Pyramid Construction Limited, as per the Public Procurement Act.**

**CARRIED UNANIMOUSLY**

**Tender 2018097 – 2018 Streets Rehabilitation Contract 2**

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Council considered the above noted.

**SJMC2018-05-28/323R**

**Moved – Councillor Hickman; Seconded – Councillor Stapleton**

**That Council award the above listed tender to the lowest bidder meeting specifications, Modern Paving Limited, as per the Public Procurement Act.**

**CARRIED UNANIMOUSLY**

**Decision Note dated May 23, 2018 re: Request for Proposals - Design of Cumberland Crescent Storm Sewer Replacement**

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Council considered the above noted.

**SJMC2018-05-28/324R**

**Moved – Councillor Hickman; Seconded – Deputy Mayor O’Leary**

**That Council award engineering consulting services to EXP Services Inc. for the amount of \$184,425.50 (HST included).**

**CARRIED UNANIMOUSLY**

**NEW BUSINESS**

**Decision Note dated May 18, 2018 re: Assessment Rates for 2018**

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Council considered the above listed Decision Note.

**SJMC2018-05-28/325R**

**Moved – Councillor Hickman; Seconded – Councillor Korab**

**That Council approve the Assessment Rates for 2018.**

**CARRIED UNANIMOUSLY**

**Decision Note dated May 24, 2018 re: Notice of Expropriation of 55B Linegar Avenue**

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Council considered the above listed Decision Note.

**SJMC2018-05-28/326R**

**Moved – Councillor Collins; Seconded – Deputy Mayor O’Leary**

**That Council approve the expropriation of this easement with compensation to be determined.**

**CARRIED UNANIMOUSLY**

**OTHER BUSINESS**

**Decision Note dated May 25, 2018 re: Affordable Housing Working Group Membership**

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Council considered the above listed Decision Note.

**SJMC2018-05-28/327R**

**Moved – Councillor Korab; Seconded – Councillor Stapleton**

**That Council adopt the following:**

**That the following representatives be appointed for a two-year period beginning May 28, 2018 in accordance with Section 3.1.1 of the Terms of Reference with the opportunity to renew for two more years as community sector members involved in Housing solutions:**

- 1. Stella’s Circle – Gail Thornhill**
- 2. Choice’s for Youth – Ayon Shahed**
- 3. St. John’s Native Friendship Centre – Andrew Harvey**

**That the following five representatives/organizations be appointed as well:**

- 1. Canadian Homebuilders Association – Victoria Belbin**
- 2. End Homelessness St. John’s – Bruce Pearce**
- 3. Canadian Mortgage Housing Corporation – Jill Snow**
- 4. Newfoundland and Labrador Housing Corporation – Madonna Walsh**
- 5. Provincial Government – Aisling Gogan**

**CARRIED UNANIMOUSLY**

**Decision Note dated May 28, 2018 re: E-Poll Ratification – Exemption from Noise By-Law**

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Council considered the above listed Decision Note.



**SJMC2018-05-28/328R**

**Moved – Councillor Hickman; Seconded – Councillor Hanlon**

**That Council ratify the above listed e-poll.**

**CARRIED UNANIMOUSLY**

**Deputy Mayor O’Leary**

Deputy Mayor O’Leary asked staff to consider tiny homes and whether the development regulations could permit them in future. Mayor Breen responded that there will be a presentation at an upcoming Committee of the Whole meeting on the subject.

**Councillor Korab**

Councillor requested that staff consider having a bulk garbage pick-up service in the spring as well as the fall and asked that they provide information as to what that would entail.

**ADJOURNMENT**

There being no further business, the meeting adjourned at 5:25 p.m.

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**MAYOR**

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**CITY CLERK**