

**MINUTES
REGULAR MEETING - CITY COUNCIL
November 16, 2015 - 4:30 p.m. - Council Chambers**

Present Deputy Mayor R. Ellsworth
Councillor T. Hann
Councillor S. Hickman
Councillor D. Lane
Councillor A. Puddister
Councillor D. Breen
Councillor J. Galgay
Councillor B. Tilley
Councillor W. Collins

Regrets Mayor O'Keefe
Councillor B. Davis

Others City Manager
Deputy City Manager of Community Services
Deputy City Manager of Corporate Services
Deputy City Manager of Planning, Development &
Engineering
Acting Deputy City Manager of Financial Management
Acting Deputy City Manager of Public Works
City Solicitor
Chief Municipal Planner
City Clerk
Supervisor of Legislative Services

CALL TO ORDER/ADOPTION OF AGENDA

SJMC2015-11-16/516R

Moved – Councillor Collins; Seconded – Councillor Tilley

That the agenda be adopted as presented.

CARRIED UNANIMOUSLY

ADOPTION OF MINUTES

SJMC2015-11-16/517R

Moved – Councillor Galgay; Seconded – Councillor Breen

That the minutes of November 9, 2015 be adopted as presented.

CARRIED UNANIMOUSLY

BUSINESS ARISING

Exploring Public Wi-Fi Opportunities

Council considered a Decision Note dated September 25, 2015 from Director of Strategy & Engagement and Director of Corporate Services regarding the exploration of public Wi-Fi opportunities.

SJMC2015-11-16/518R

Moved – Councillor Lane; Seconded – Councillor Hann

That Council proceed with the issuing of an EOI for Public Wi-Fi.

Though members of Council supported the motion, reference was made to concerns about the costs to be incurred and whether or not the provision of public Wi-Fi will compete with other businesses. When evaluating the submissions received, these concerns should be kept at the forefront.

CARRIED UNANIMOUSLY

NOTICES PUBLISHED

Council considered the following:

- A Discretionary Use (Restoration of Non-Conforming Use) Application has been submitted to rebuild the home at 40 Bennett Avenue. The new home is proposed to be the same footprint as the previous dwelling and will have a maximum total floor area of approximately 132 m².

SJMC2015-11-16/519R

Moved – Councillor Tilley; Seconded – Councillor Lane

That the application be approved subject to all applicable City requirements.

CARRIED UNANIMOUSLY

COMMITTEE REPORTS

Development Committee Report of November 10, 2015

[Link to Report](#)

Council considered the above noted report.

SJMC2015-11-16/520R

Moved – Councillor Puddister; Seconded – Councillor Hickman

That the report be adopted as presented.

Councillor Collins stressed the importance of strictly enforcing the stipulation outlined in the second paragraph of the report and that the land only be used to develop the proposed ATV staging area and parking lot. He expressed concern about the possibility of the proliferation of trails as a result. Deputy Mayor Ellsworth noted that final approval rests with Council who will ensure adherence to the conditions outlined.

CARRIED UNANIMOUSLY

Police & Traffic Committee Report of November 13, 2015

[Link to Report](#)

Council considered the above noted report which was tabled:

SJMC2015-11-16/521R

Moved – Councillor Hickman; Seconded – Councillor Galgay

That Item # 1 of the report be adopted as presented.

CARRIED UNANIMOUSLY

SJMC2015-11-16/522R

Moved – Councillor Hickman; Seconded – Councillor Tilley

That option # 4 presented by the Transportation Engineer be approved as follows.

The fourth alternative is to provide a head start to pedestrians in the crosswalk signal timing. This would see the walk signal

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illuminated 3 to 6 seconds before the green indication is shown to the vehicles on Hamlyn Road and exiting Waterford Valley High. The main impact to drivers for this option would be that the advance left turn arrow for motorists on Hamlyn Road would not be provided. However, based on the recent traffic counts this is likely to only be a very small impact.

With this option pedestrians that are waiting to cross will get a head start on their crossing while all cars are faced with a red light. This way pedestrians can safely start their crossing with no conflicting vehicles in the intersection. After the pedestrians have begun their crossing the normal operation of the traffic control signal resumes. This is an established method of increasing pedestrian safety that is well suited to this location.

The Leading Pedestrian Interval is a small change in timing that can be implemented during only the lunch period if desired. However, it is recommended that if implemented it would be in effect throughout the day to increase consistency at the signal and accommodate students walking at other times of the day.

Councillor Collins requested that Metrobus be consulted with respect to the traffic modifications proposed as their routes will be impacted by these changes.

CARRIED UNANIMOUSLY

SJMC2015-11-16/523R

Moved – Councillor Hickman; Seconded – Councillor Puddister

That the City begin discussions with the Provincial Government with a view to cost sharing the allocation of funds for the construction of a pedway at Topsail Road.

Councillor Lane spoke against the motion noting that he was uncomfortable pursuing a costly measure that might be more effectively solved by using traffic control modifications.

CARRIED

WITH COUNCILLOR LANE DISSENTING

DEVELOPMENT PERMITS LIST

[Link to List](#)

Council considered as information the Development Permits List for the period November 5 – 11, 2015.

BUILDING PERMITS LIST

[Link to List](#)

Council considered the Building Permits list for the period of November 5 – 11, 2015.

SJMC2015-11-16/524R

Moved – Councillor Tilley; Seconded - Councillor Hann

That the building permits list for the period November 5 – 11, 2015 be approved as presented.

CARRIED UNANIMOUSLY

REQUISITIONS, PAYROLLS AND ACCOUNTS

[Link to Memo](#)

Council considered the requisitions, payrolls and accounts for the week ending November 10, 2015.

SJMC2015-11-16/525R

Moved – Councillor Tilley; Seconded – Councillor Hann

That the Payrolls and Accounts for the week ending November 10, 2015 be approved.

CARRIED UNANIMOUSLY

OTHER BUSINESS

Councillor Breen

SJMC2015-11-16/526R

Moved – Councillor Breen; Seconded – Councillor Collins

That the Mayor write a letter to the Federal Minister of Fisheries & Oceans expressing the City's support for the reopening of the Marine Rescue Center but that rescue services be provided on a 24/7 basis and to ensure adequate personnel and equipment coverage is in place.

CARRIED UNANIMOUSLY

Councillor Puddister

SJMC2015-11-16/527R

Moved – Councillor Puddister; Seconded – Councillor Galgay

That the Mayor write a letter to the Mayor of Paris expressing condolences on behalf of the City of St. John's in relation to the recent Paris attacks resulting in significant loss of life.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:19 p.m.

MAYOR

CITY CLERK

REPORTS/RECOMMENDATION

Development Committee

November 10, 2015 – 10:00 a.m. – Conference Room A, 4th Floor, City Hall

1. Request for Approval of Crown Land Grant for ATV Staging Area – 800 Foxtrap Access Road – CRW1500009

It is recommended by the Development Committee that Council grant an Approval-in-Principle for the Crown Land Grant subject to the submission of a Development Application to develop the ATV staging area and parking lot at 800 Foxtrap Access Road.

Once the Development Application has been processed, it is further recommended that Council approve the Crown Land Grant with the condition that the land can only be used to develop the proposed ATV Staging area and parking lot.

Jason Sinyard
Acting Chair

Addendum to Council Minutes from November 16, 2016

**REPORT
POLICE & TRAFFIC COMMITTEE - CITY COUNCIL**

November 13, 2015 – 10:00 p.m. – Conference Room A

Present: Councillor Sandy Hickman, Chairperson
Deputy Mayor Ron Ellsworth
Councillor Art Puddister
Councillor Jonathan Galgay
Councillor Bruce Tilley
Kevin Breen, Associate City Manager
Jill Brewer, Deputy City Manager of Community Development
Brendan O'Connell, Director of Engineering
Don Brennan, Director of Roads & Traffic
Garrett Donaher, Transportation Engineer
Bill MacDonald, Supervisor of Traffic Signals
Stephen Fagan, Supervisor of Traffic
Chris Pitcher, Supervisor of Parking Services
Chris Whelan, Metrobus
Joe Boland, Royal Newfoundland Constabulary
Dave Didham, Royal Newfoundland Constabulary
Don Byrne, St. John's Regional Fire Department
Karen Chafe, Supervisor of Legislative Services

Media: The Telegram, VOXM and the CBC were also present.

1. Buchanan Street – Residential Parking Issue

Deputy Mayor Ellsworth raised the above noted matter. Buchanan St. is a small residential street in the Downtown intersecting New Gower, George and Water Streets. It is situated in parking permit area 3 and is currently surrounded by a commercial area and metered parking. Residents who live here, though they have permit parking, still have problems with those who willingly and illegally park to attend events at Mile One Stadium. As well, other residents with area 3 parking permits are also permitted to park in this congested area, thus severely limiting parking availability for those who live closest on Buchanan St.

Moved – Councillor Galgay; Seconded – Councillor Puddister

That Council designate a new zone within which Buchanan St. will be situated.

2. Decision Note re: Topsail Road at Waterford Valley High School

The Committee considered the above noted, background information attached.

Moved - Councillor Tilley; Seconded - Deputy Mayor Ellsworth:

That option # 4 presented by the Transportation Engineer be approved as follows.

The fourth alternative is to provide a head start to pedestrians in the crosswalk signal timing. This would see the walk signal illuminated 3 to 6 seconds before the green indication is shown to the vehicles on Hamlyn Road and exiting Waterford Valley High. The main impact to drivers for this option would be that the advance left turn arrow for motorists on Hamlyn Road would not be provided. However, based on the recent traffic counts this is likely to only be a very small impact.

With this option pedestrians that are waiting to cross will get a head start on their crossing while all cars are faced with a red light. This way pedestrians can safely start their crossing with no conflicting vehicles in the intersection. After the pedestrians have begun their crossing the normal operation of the traffic control signal resumes. This is an established method of increasing pedestrian safety that is well suited to this location.

The Leading Pedestrian Interval is a small change in timing that can be implemented during only the lunch period if desired. However, it is recommended that if implemented it would be in effect throughout the day to increase consistency at the signal and accommodate students walking at other times of the day.

CARRIED UNANIMOUSLY

Moved - Councillor Galgay; Seconded - Councillor Puddister

That the City begin discussions with the Provincial Government with a view to cost sharing the allocation of funds for the construction of a pedway at Topsail Road.

MOTION CARRIED

Deputy Mayor Ellsworth would only agree with the motion above if it considered all school areas in the City given that traffic problems are prevalent in many other areas as well as on Topsail Road.

Councillor Sandy Hickman
Chairperson

DEVELOPMENT PERMITS LIST
DEPARTMENT OF PLANNING, DEVELOPMENT AND ENGINEERING
FOR THE PERIOD OF November 5, 2015 TO November 11, 2015

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
RES		Replacement of Dwelling	421A Empire Avenue	3	Approved	15-11-06
COM	Kavanagh Associates	Parking Lot expansion	222 LeMarchant Road	2	Approved	15-11-10
RES	Skymark Contracting Limited	Proposed Single Detached Dwelling w/ Subsidiary Apartment	52 Pennywell Road	2	Rejected	15-11-10

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

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

Gerard Doran
Development Supervisor
Development Division –
PDE Department

Addendum to Council Minutes from November 16, 2016

Building Permits List

Council's November 16, 2015 Regular Meeting

Permits Issued: 2015/11/05 To 2015/11/11

CLASS: COMMERCIAL

57 Gillies Rd	Co	Home Office
685 Water St 1st Floor	Co	Retail Store
385 Empire Ave	Ms	Office
302 Kenmount Rd	Sn	Restaurant
38-42 Ropewalk Lane	Sn	Eating Establishment
632 Topsail Rd Mary Brownes	Sn	Eating Establishment
148 Torbay Rd-Bldg.4, Suite 1f	Rn	Apartment Building
595 Kenmount Rd, Terra Nova	Rn	Commercial Garage
67 O'leary Ave	Sw	Wholesale Business
67 O'leary Ave	Sw	Wholesale Business
159 Pennywell Rd	Ex	Drycleaning Establishment
595 Kenmount Rd	Rn	Commercial Garage

This Week \$ 896,000.00

Class: Industrial

This Week \$.00

Class: Government Institutional

This Week \$.00

Class: Residential

122 Bonaventure Ave	Nc	Fence
3 Capulet St	Nc	Accessory Building
20 Glen Abbey St, Lot 335	Nc	Single Detached & Sub.Apt
24 Glenlonan St	Nc	Fence
297 Groves Rd, Parcel "B"	Nc	Single Detached Dwelling
71 James Lane	Nc	Accessory Building
19 Leslie St	Nc	Patio Deck
26 Linegar Ave	Nc	Accessory Building
26 Linegar Ave	Nc	Single Detached Dwelling
25 Orlando Pl, Lot 269	Nc	Single Detached & Sub.Apt
8 Sugar Pine Cres	Nc	Fence
39 Sugar Pine Cres, Lot 273	Nc	Single Detached Dwelling
244 Freshwater Rd	Co	Home Office
31 Calver Ave	Rn	Single Detached Dwelling
130 Circular Rd	Rn	Single Detached Dwelling
120 Donovan's Rd	Rn	Single Detached Dwelling
353 Airport Heights Dr	Rn	Accessory Building
55 Valleyview Rd	Rn	Single Detached Dwelling
47 Veitch Cres	Rn	Single Detached Dwelling
3 Winter Pl	Rn	Single Detached Dwelling

This Week \$ 1,059,750.00

Addendum to Council Minutes from November 16, 2016

Class: Demolition

672 Main Rd

Dm Single Detached Dwelling

This Week \$ 1,500.00

This Week' S Total: \$ 1,957,250.00

Repair Permits Issued: 2015/11/05 To 2015/11/11 \$ 39,000.00

Legend

Co Change Of Occupancy Rn Renovations
 Cr Chng Of Occ/Renovtns Sw Site Work
 Ex Extension Ms Mobile Sign
 Nc New Construction Sn Sign
 Oc Occupant Change Dm Demolition

8 Greenspond Drive - Your application for a second drive is rejected as contrary to Section 10.4.3(5) of the 1994 Development Regulations.

Year To Date Comparisons			
November 16, 2015			
TYPE	2014	2015	% VARIANCE (+/-)
Commercial	\$163,989,000.00	\$123,840,000.00	-24
Industrial	\$123,300.00	\$0.00	-100
Government/Institutional	\$77,940,000.00	\$14,950,000.00	-81
Residential	\$130,164,000.00	\$76,554,000.00	-41
Repairs	4,912,000.00	3,962,000.00	-19
Housing Units (1 & 2 Family Dwellings)	296	205	
TOTAL	\$377,128,300.00	\$219,306,000.00	-42

Respectfully Submitted,

Jason Sinyard, P. Eng., MBA
 Director of Planning & Development

MEMORANDUM

**Weekly Payment Vouchers
For The
Week Ending November 10, 2015**

Payroll

Public Works	\$ 427,789.38
Bi-Weekly Casual	\$ 24,403.13
Accounts Payable	\$ 3,566,160.02

Total: \$ 4,018,352.53

Addendum to Council Minutes from November 16, 2016

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DEPARTMENT OF FINANCE

CITY OF ST. JOHN'S PO BOX 908 ST. JOHN'S NL CANADA A1C 5M2 WWW.STJOHNS.CA