

MINUTES

REGULAR MEETING - CITY COUNCIL

November 27, 2017 – 4:30 p.m. - Council Chambers, 4th Floor, City Hall

Present Mayor Danny Breen
Deputy Mayor Sheilagh O’Leary
Councillor Maggie Burton
Councillor Dave Lane
Councillor Debbie Hanlon
Councillor Deanne Stapleton
Councillor Hope Jamieson
Councillor Jamie Korab
Councillor Ian Froude
Councillor Wally Collins
Councillor Sandy Hickman

Others Kevin Breen, City Manager
Derek Coffey, Deputy City Manager of Finance and Administration
Jason Sinyard, Deputy City Manager of Planning, Engineering and
Regulatory Services
Lynnann Winsor, Deputy City Manager of Public Works
Tanya Haywood, Deputy City Manager of Community Services
Cheryl Mullett, City Solicitor
Elaine Henley, City Clerk
Kenessa Cutler, Legislative Assistant

CALL TO ORDER/ADOPTION OF AGENDA

SJMC2017-11-27/525R

Moved – Councillor Jamieson; Seconded – Councillor Lane

That the agenda be adopted as presented with the following additions:

- Decision Note dated November 24, 2017 re: Request for Proposals – Quidi Vidi Park Redevelopment Project – Marquee Building
- Decision Note dated November 24, 2017 re: Council Meetings – Christmas Schedule

CARRIED UNANIMOUSLY

ADOPTION OF MINUTES

SJMC2017-11-27/526R

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

That the minutes of November 20, 2017 be adopted as presented.

CARRIED UNANIMOUSLY

BUSINESS ARISING FROM THE MINUTES

Notice of Motion – Councillor Hickman - Amendment to the St. John's Accommodation Tax By-Law

Councillor Hickman presented the above listed motion.

SJMC2017-11-27/527R

Moved – Councillor Hickman; Seconded – Councillor Lane

That Council enact an amendment to the St. John's Accommodation Tax By-Law to reflect the current accommodation tax rate as approved by Council and to align the collection dates with the administrative processes for the City.

CARRIED UNANIMOUSLY

NOTICES PUBLISHED

COMMITTEE REPORTS

Committee of the Whole Report – November 15, 2017

[Link to Report](#)

Council considered the above noted report and the recommendations therein.

SJMC2017-11-27/528R

Moved - Councillor Korab; Seconded – Councillor Lane

That Council approve the following recommendation pertaining to the Special Events Advisory Committee Report dated November 8, 2017.

Recommendation: That the requested preliminary date/time/location for the 2018 Iceberg Alley Performance Tent be approved.

CARRIED UNANIMOUSLY

SJMC2017-11-27/529R

Moved – Councillor Jamieson; Seconded – Councillor Froude

That Council approve the following recommendation pertaining to Decision Note dated July 19, 2017 re: End of Operating Agreements.

Recommendation: That the City extend the notice period for its non-profit housing rent increases from three months to six.

CARRIED UNANIMOUSLY

SJMC2017-11-27/530R

Moved - Councillor Froude; Seconded – Deputy Mayor O’Leary

That Council approve the following recommendation pertaining to Decision Note dated November 8, 2017 re: Automated Garbage Collection – Public Engagement.

Recommendation: That Council approve supplying users with the medium sized 240L bin as this was the preferred option in the public engagement process. It also supports on-going waste diversion efforts and environmental sustainability goals.

That Council approve the initial supply of the medium sized 240L bin at no additional fee. Replacement bins will be charged at full cost recovery.

CARRIED UNANIMOUSLY

SJMC2017-11-27/531R

Moved - Councillor Burton; Seconded – Councillor Collins

That Council approve the following recommendation pertaining to Decision Note dated November 6, 2017 re: Built Heritage Experts Panel Report - October 24, 2017 - Item #1: 85 Military Road – Laura Bloomquist and Gary Long.

Recommendation: That Council designate 85 Military Road as a Heritage Building by directing Legal to undertake a Designation By-law for Council’s consideration and further that detailed plans come back to the Panel for review and consideration.

CARRIED UNANIMOUSLY

SJMC2017-11-27/532R

Moved - Councillor Burton; Seconded – Councillor Collins

That Council approve the following recommendation pertaining to Decision Note dated November 6, 2017 re: Built Heritage Experts Panel Report - October 24, 2017 - Item #2: Decision Note dated October 16, 2017 re: 345 Duckworth Street – Application for Signage.

Recommendation: That the application for the installation of signage on the MIX located at 345 Duckworth Street be approved provided the lights of the sign do not change in intensity/brightness and colour more frequently than

once per day, and the sign is non-animated.

CARRIED UNANIMOUSLY

SJMC2017-11-27/533R

Moved - Councillor Burton; Seconded – Councillor Collins

That Council approve the following recommendation pertaining to Decision Note dated November 6, 2017 re: Built Heritage Experts Panel Report - October 24, 2017 - Item #3: Decision Note dated October 17, 2017 re: 345 Duckworth Street, Addition of Patio and Glass Guard Rail.

Recommendation: To approve the addition of a patio with a glass guard rail to the MIX development located at 345 Duckworth Street.

CARRIED UNANIMOUSLY

SJMC2017-11-27/534R

Moved - Councillor Burton; Seconded – Councillor Collins

That Council approve the following recommendation pertaining to Decision Note dated November 6, 2017 re: Built Heritage Experts Panel Report - October 24, 2017 - Item #4: Decision Note dated October 17, 2017 re: 131 Patrick Street Extension and Façade Renovations.

Recommendation: To approve the addition of a third storey with realignment of the windows, and further to reject the garage and French balcony as part of the façade renovation.

CARRIED UNANIMOUSLY

SJMC2017-11-27/535R

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

That Council approve the following recommendation pertaining to Discussion regarding the development of a Heritage Policy Subcommittee under the Built Heritage Experts Panel (as requested at the Regular Meeting of November 6, 2017).

Recommendation: That Council approve the creation of a Heritage Policy Working Group to develop a City of St. John's Heritage policy.

CARRIED UNANIMOUSLY

SJMC2017-11-27/536R

Moved - Councillor Burton; Seconded – Councillor Stapleton

**That Council approve the following recommendation pertaining to Decision Note dated November 7, 2017 re: Application to Rezone Land to the Apartment Medium Density (A2) Zone for development of a Personal Care Home - REZ1700018 - 100 Churchill Avenue
Applicant: 79963 NL & Labrador Inc./ Kirby Group of Companies.**

Recommendation: That Council approve the recommendation that the rezoning application for 100 Churchill Avenue from the Commercial Mixed-Use – Pleasantville (CM-Pleasantville) and Residential Medium Density – Pleasantville (R-2 Pleasantville) Zones to the Apartment Medium Density (A2) Zone be considered. It is also recommended that a text amendment to the Apartment Medium Density (A2) Zone that would allow a Personal Care Home as a Permitted Use and to add Uses Complementary to a Personal Care Home as a Discretionary Use be considered. Staff recommend that the application be referred to a Public Meeting chaired by a member of Council. Following the public meeting, the application would be referred to a regular meeting of Council for consideration. At a later date, a Public Hearing chaired by an independent commissioner would be required.

CARRIED UNANIMOUSLY

SJMC2017-11-27/537R

Moved – Councillor Lane; Seconded – Councillor Korab

That Council approve the following recommendation pertaining to Decision Note dated November 9, 2017 re: Public Engagement Evaluation Report.

Recommendation: That Council accept the evaluation report and its recommendations.

CARRIED UNANIMOUSLY

Development Committee Report – November 21, 2017

[*Link to Report*](#)

Council considered the above noted report and the recommendations therein.

1. Crown Land Lease for Powerline Easement – CRW1700025 – 2668 Trans-Canada Highway – Newfoundland Power

SJMC2017-11-27/538R

Moved – Councillor Burton; Seconded – Councillor Jamieson

To approve the Crown Land Lease.

CARRIED UNANIMOUSLY

2. INT1700154 – Request for 1.75% Variance on Flanking Road Side Yard – 23 First Avenue

SJMC2017-11-27/539R

Moved – Councillor Burton; Seconded – Councillor Jamieson

To approve the 1.75% variance on the flanking road side yard.

CARRIED UNANIMOUSLY

3. Proposed Change of Occupancy for Non-Conforming Use – Broad Cove Watershed – INT1700148 – 1082-1088 Thorburn Road

SJMC2017-11-27/540R

Moved – Councillor Burton; Seconded – Councillor Jamieson

To grant the Change of Occupancy to allow the proposed convenience store.

CARRIED UNANIMOUSLY

DEVELOPMENT PERMITS LIST

[Link to List](#)

Council considered as information, the above noted for the period November 16, 2017 to November 22, 2017.

BUILDING PERMITS LIST

[Link to List](#)

Council considered, for approval, the above noted for the period dated November 16, 2017 to November 22, 2017.

SJMC2017-11-27/541R

Moved – Councillor Hanlon; Seconded – Councillor Stapleton

That the building permits list dated November 16, 2017 – November 22, 2017 be adopted as presented.

CARRIED UNANIMOUSLY

REQUISITIONS, PAYROLLS AND ACCOUNTS

[Link to Memo](#)

Council considered the requisitions, payrolls and accounts for the week ending November 22, 2017.

SJMC2017-11-27/542R

Moved – Councillor Hanlon; Seconded – Councillor Stapleton

That the requisitions, payrolls and accounts for the week ending November 22, 2017 in the amount of \$ 2,808,837.24 be approved as presented.

CARRIED UNANIMOUSLY

TENDERS/RFPS

Council Approval – Tender 2017222 – Community Service Bussing for After School Program

Council considered the above noted tender.

SJMC2017-11-27/541R

Moved – Councillor Korab; Seconded – Councillor Jamieson

To award this tender to the lowest and only bidder, as shown above, meeting the specifications for the Community Service Bussing for After School Program, as per the Public Tendering Act. This contract is for a two year period with the option to extend for one an additional one year period. Taxes (HST) included.

CARRIED UNANIMOUSLY

Decision Note dated November 24, 2017 re: Request for Proposals – Quidi Vidi Park Redevelopment Project – Marquee Building

Council considered the above noted RFP.

SJMC2017-11-27/542R

Moved – Councillor Hickman; Seconded – Councillor Lane

To award the engineering consulting services to Tract Consulting Inc. for the amount of \$74,278.59 (including HST).

CARRIED UNANIMOUSLY

NOTICES OF MOTION, RESOLUTIONS, QUESTIONS AND PETITIONS

OTHER BUSINESS

Decision Note dated November 17, 2017 re: Public Meeting Chairing

Council considered the above noted Decision Note.

SJMC2017-11-27/543R

Moved – Councillor Hickman; Seconded – Councillor Froude

That Council rotate Chairing of public meetings on a per meeting basis as opposed to a monthly basis.

**MOTION CARRIED
WITH COUNCILLOR COLLINS DISSENTING**

Decision Note dated November 24, 2017 re: Council Meetings – Christmas Season

Council considered the above noted Decision Note.

SJMC2017-11-27/544R

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

That approval be given to rescind Minute SJMC2016-12-05/485R to allow the Regular Council Meetings scheduled for December 27, 2017 and January 2, 2018 to be cancelled with resumption of the Council meeting schedule on January 8, 2018.

CARRIED UNANIMOUSLY

Council Referrals and Staff Requests

Deputy Mayor O’Leary

Asked that staff consider providing child care for staff members who are required to attend public meetings after hours. She also asked that staff research co-housing as an affordable housing option and bring their recommendations to a future meeting.

ADJOURNMENT

There being no further business, the meeting adjourned 5:43 p.m.

MAYOR

CITY CLERK