The Regular Meeting of the St. John's Municipal Council was held in the Council Chamber, City Hall at 4:30 p.m. today.

Mayor Dennis O'Keefe presided.

There were present also: Deputy Mayor Ellsworth, Councillors Hann, Puddister, Hickman, Breen, Lane, Galgay, Davis, Tilley and Collins.

The City Clerk; Deputy City Manager of Corporate Services; Deputy City Manager of Planning, Development & Engineering; Deputy City Manager of Financial Management; Deputy City Manager of Community Services; Director of Roads and Traffic; City Solicitor; and Senior Legislative Assistant were also in attendance.

Call to Order and Adoption of the Agenda

SJMC2014-10-20/457R

It was decided on motion of Councillor Tilley; seconded by Councillor Puddister: That the Agenda be adopted as presented.

The motion being put was unanimously carried.

Adoption of Minutes

SJMC2014-10-20/458R

It was decided on motion of Councillor Hickman; seconded by Councillor Davis: That the minutes of October 14, 2014 be adopted as presented.

The motion being put was unanimously carried.

Business Arising

a. <u>Relocation of Fire Works Celebration to Downtown St. John's</u>

Councillor Galgay tabled a briefing note that he asked to have placed on official record and brought forward at the next public meeting. The purpose of the note was to answer questions regarding the Fire Department's role in the relocation of fireworks from Downtown to Quidi Vidi Lake.

b. <u>New City of St. John's App</u>

Councillor Davis informed Council and the public of an additional way to connect with the City via an app for iPhones called '311 St. John's'. He noted the primary benefit of the app for residents is they are able to report problems or concerns when and where they notice them. The ability to attach a picture and give GPS coordinates will allow staff to better respond to matters being reported. He reminded the public of the other vehicles that can be used to contact the City such as:

- online via web submission at www.stjohns.ca/access-311;
- by phone at 311 or 754-CITY (2489); and
- in person from Mondays to Fridays, 8:30 a.m. to 5 p.m. on the first floor of City Hall.

c. Elimination of door-to-door mail delivery by Canada Post

Mayor O'Keefe registered concern with Canada Post's decision to work toward the elimination of door-to-door mail delivery in the City of St. John's. He stated that the entire city will be affected with the exception of the postal code area "A1C" which is mainly due to the unavailability of space to accommodate the construction of community mailboxes. Upon question, the City Solicitor confirmed that Canada Post has an unfettered right to place these mailboxes on sidewalks and public streets. The matter was discussed with introduction of the following motion:

SJMC2014-10-20/459R

It was decided on motion of Councillor Galgay; seconded by Deputy Mayor Ellsworth: That a letter be written to Federal Minister Lisa Raitt, Federal Minister of Transport responsible for Canada Post Corporation, requesting reconsideration of its.

The motion being put was unanimously carried.

d. <u>CD#R2013-07-08-15 – Parking Fee Exemption Program for Veterans</u>

Council was reminded that in the Fall of 2013, Council agreed to implement a Parking Fee Exemption Program for Veterans eligible under the Nationally established criteria to receive a Veteran's License Plate, with certain stipulations to be established by the Parking Services Division.

As part of the implementation process, it was determined due to the broad definition of a "Veteran", much abuse can take place with offering such programs. A report was

presented to Council on this issue, and staff was directed to establish other ways to honour our Veterans.

<u>SJMC2014-10-20/460R</u>

It was decided on motion of Councillor Galgay; seconded by Deputy Mayor Ellsworth: That the City provide free metered parking on City regulated spaces for Veteran's who have a Veteran's License Plate for the period of Nov. 1 - 11, annually, providing the parking rules are adhered to.

The motion being put was unanimously carried.

Notices Published

Council considered the following notices published:

• <u>34 Aldershot Street – Residential High Density (R3) Zone</u>

A Discretionary Use Application has been submitted requesting permission to occupy **34 Aldershot Street** as a home occupation for a catering business.

The proposed business will offer two lines of products; meal boxes and cakes. It will occupy a floor area of approximately 26 m^2 and will operate Monday - Friday from 9 a.m. - 5 p.m. The business estimates approximately 25 meal boxes and 3 cakes per day. This service will be for delivery only. No on-site parking required as no clients will visit the business. The applicant is the sole employee.

No submissions were received.

• <u>644 Main Road – Rural Residential (RR) Zone</u>

A Discretionary Use (Restoration of Non-Conforming Use) Application has been submitted to rebuild the dwelling at **644 Main Road**. The proposed dwelling will be 22m wide and will be set back 34m from the front property line.

No submissions were received.

SJMC2014-10-20/461R

It was moved by Councillor Galgay; seconded by Councillor Collins: That Council approve the above noted applications subject to all applicable City requirements.

Committee Reports

Finance and Administration Standing Committee Report – October 14, 2014

Council considered the above-noted report as follows:

IN ATTENDANCE:

Councillor Danny Breen, Chairperson Deputy Mayor Ron Ellsworth Councillor Tom Hann Councillor Bruce Tilley Councillor Bernard Davis Councillor Sandy Hickman Mr. Robert Bishop, Deputy City Manager, Financial Management Ms. Jill Brewer, Deputy City Manager, Community Services Ms. Maureen Harvey, Senior Legislative Assistant

1. <u>Memorandum dated October 8, 2014 from The City Clerk, re: Requests for</u> Financial Support for Meetings and Conventions.

The Committee considered requests for financial support for the following events:

- Mineral Resources Review 2014
- Tri Com Bantam AAA Team
- Catholic Women's league of St. Pius X 35th Annual Provincial Catholic Women's League Convention

As the above noted requests do not meet the criteria of City policy the following recommendation is brought forward:

Recommendation:

Moved by Councillor Hickman; seconded by Councillor Tilley: That the requests from Mineral Resources Review 2014, Tri Com Bantam AAA Team and the Catholic Women's League of St. Pius X be denied as the events do not meet the criteria for approval under City policy.

2. <u>Memorandum dated October 7, 2014 from Councillor Galgay, re: Monument</u> Vandalism at the Royal Canadian Legion on Blackmarsh Road.

The Committee considered Councillor Galgay's request for funding assistance to repair the monument at the Royal Canadian Legion on Blackmarsh Road.

Recommendation

Moved by Deputy Mayor Ellsworth; seconded by Councillor Hickman: That the City deny a request for financial support to assist with repairs to the monument at the Royal Canadian Legion on Blackmarsh Road on the basis that the monument is privately owned and outside the City's jurisdiction.

3. <u>Request for Sponsorship from the Rotary Club of St. John's for the Gathering</u> <u>Place 2014 Annual Gala and Auction.</u>

The Committee considered a request for sponsorship of an event being hosted by the Rotary Club of St. John's for the Gathering Place Annual Gala and Auction.

Recommendation

Moved by Deputy Mayor Ellsworth; seconded by Councillor Davis: That the City deny the request for sponsorship as requested on the basis that it has already made a substantial financial contribution to the Gathering Place in 2014.

4. <u>Memorandum dated September 26, 2014 from the Deputy City Manager –</u> Corporate Services, re: Smoke Free Workplace Policy.

Consideration was given to the above noted policy.

Recommendation

Moved by Councillor Hann; seconded by Councillor Hickman that approval be given to the Smoke Free Workplace Policy.

5. <u>Memorandum dated September 4, 2014 from the Deputy City Manager –</u> <u>Corporate Services, re: Use of Mobile Devices in the Workplace.</u>

The Committee reviewed the above noted policy and the following recommendation was presented:

Recommendation

Moved by Councillor Tilley; seconded by Councillor Hickman: That approval be given to the implementation of the revised policy, Use of Mobile Devices in the Workplace.

6. <u>Memorandum dated September 26, 2014 from the Deputy City Manager –</u> Corporate Services, re: Loss of Driver's License Policy.

The Committee reviewed the proposed policy dealing with the Loss of Driver's Licence and the following recommendation was presented:

Recommendation

Moved by Councillor Davis; seconded by Councillor Tilley: That approval be given to the policy "Loss of Driver's License."

7. <u>Request from St. John's Rotary Club re: Advertising for family musical Fiddler on the Roof.</u>

Consideration was given to the above-noted request which is not in keeping with City policy.

Recommendation

The Committee recommends denial of a request to advertise in the program Fiddler on the Roof.

8. <u>Request from MUN Engineering Society "B" for sponsorship of the 9th Annual</u> <u>Winter Charity Ball</u>

The Committee was informed this request is outside the scope of City policy.

Recommendation

The Committee recommends denial of a request for sponsorship of the 9th Annual Winter Charity Ball.

9. <u>Request from Canadian Cancer Society for Financial Support to Upgrade Daffodil</u> <u>Place.</u>

The Committee discussed the above noted request which explained the Cancer Society is undertaking a fundraising campaign to help offset the cost of refurbishment of the City of St. John's Guest Room. It requests an amount of \$5,000 to address things such as paint, mattresses, drapery and/or blinds, televisions and heating units.

The merits of the request were discussed with some Councillors supporting while others were concerned with the use of taxpayer money to direct funds into a project that had already received a substantial contribution from the City. Discussion also took place as to whether this request was considered to be a capital or maintenance item.

Recommendation

Moved by Councillor Davis; seconded by Councillor Hickman: That an amount of \$5,000 be approved as a donation to the Canadian Cancer Society for the upgrading of Daffodil Place.

- Voting in favor of the recommendation: Tilley, Hickman, Davis
- Voting against the recommendation: Ellsworth, Hann, Breen
- There being a tie vote the recommendation to approve a donation failed

Councillor Danny Breen Chairperson

SJMC2014-10-20/462R

It was decided on motion of Councillor Breen; seconded by Councillor Hickman: That the recommendations outlined in the Finance and Administration Standing Committee report of October 14, 2014 be approved as presented with the exception of item 9. Request from the Canadian Cancer Society for financial support to upgrade Daffodil Place which will be addressed under separate motion.

The motion being put was unanimously carried.

<u>Request from Canadian Cancer Society for Financial Support to Upgrade Daffodil</u> Place.

As noted above, the recommendation of the Finance & Administration Standing Committee failed, however discussion took place on the merits of this request and the question was raised whether this should be considered a capital or maintenance request.

Discussion concluded with the introduction of the following motion:

SJMC2014-10-463/R

It was decided on a motion by Councillor Davis; seconded by Councillor Tilley: That the request from the Canadian Cancer Society for \$5,000 to assist with the upgrading of Daffodil Place be approved.

There voting in favor of the motion were the mover, seconder and Councillors Puddister and Hickman. Dissenting were: Deputy Mayor Ellsworth; Councillors Breen, Collins, Lane, Galgay, Hann The motion was defeated.

Heritage Committee Report – October 10, 2014

Council considered the above-noted report as follows:

In Attendance: Councillor Dave Lane, Co-Chairperson Deputy Mayor Ron Ellsworth Councillor Tom Hann George Chalker, Heritage Foundation Peter Jackson, NL Historic Trust Shannie Duff, Citizen Representative Maria Lear, Citizen Representative Wayne Purchase, Downtown St. John's Jeremy Bryant, NL Association of Architects Lindsay Lyghtle Brushett, Planner Karen Chafe, Recording Secretary

Report:

1. <u>8 Kenna's Hill – Application for Replacement of Sunroom Extension</u>

The Committee met with Mr. Seamus O'Rielly and Mr. Gil Robichaud to discuss their application to replace the existing sun room at 8 Kenna's Hill with a sun room manufactured by CraftBilt. It is intended that there will be minimal change in the exterior aesthetic and the roof will consist of sloped glazing with metal framing. The Committee expressed serious concerns about the expansion and contraction of this material, particularly during the winter months, making it susceptible to leaks, loss of heat and continuous maintenance as a result. Such material is more efficient in warmer climates.

The Committee recognizing that 8 Kenna's Hill is a heritage designated building in which the existing sun room was not an original feature, would prefer that any renovation would conform as much as possible to the original entrance as illustrated in the artist rendering attached. However, as the wall was removed to accommodate the opening for the existing sun room, the Committee prefers that the new extension consist of a shingled roof with a proper membrane structure underneath. This would enable the extension to be more reminiscent of the original porch but larger. Such a design would be far more practical from an energy efficiency (enhanced R value) and long term maintenance perspective, not to mention more economical to build. As well, a more complementary aesthetic would be achieved from the use of a traditional shingled roof that is more in keeping with the overall design of this heritage designated property. The applicant may also wish to consider the extension of the existing roof lines within the proposed addition.

The Committee recommends that the applicant consult further with the Heritage Officer to develop an alternative design for the sun room that incorporates a shingled roof instead of glazing and metal framing and that the design be reviewed by the Committee before approval is given.

2. <u>35 Monkstown Road – Renovation of Porch</u>

The Heritage Advisory Committee discussed the above noted matter, noting that the porch renovation has been delayed indefinitely.

The Committee recommends that the Heritage Officer send an immediate notice to the property owner directing the enclosure of the shell which has been exposed to the elements since at least last year. This will offset any future damage that will be caused as a result in the delay of the contractor's being able to complete this job.

Councillor Dave Lane Co-Chair

<u>SJMC2014-10-20/464</u>

It was decided on motion of Councillor Lane seconded by Councillor Hickman: That the recommendations outlined in the Heritage Advisory Committee report of October 14, 2014 be approved as presented.

The motion being put was unanimously carried.

Development Permits List

Council considered as information the following Development Permits List for the period

October 9 – 16th, 2014.

DEVELOPMENT PERMITS LIST DEPARTMENT OF PLANNING, DEVELOPMENT AND ENGINEERING FOR THE PERIOD OF October 9, 2014 TO October 16, 2014

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
СОМ	Ron Fourgere Associates Ltd.	Office/ Warehouse Building	178 Major's Path	1	Approved	14-10-16

*	Code Classification: RES- Residential COM- Commercial AG - Agriculture OT - Other	inst Ind	- Institutional - Industrial
**	This list is issued for information purposes or writing of the Development Officer's decision to the St. John's Local Board of Appeal.		

Gerard Doran Development Supervisor Department of Planning

Building Permits List

Council considered the Building Permits list for the period October 9 to October 15th, 2014.

SJMC2014-10-20/465R

It was decided on motion of Councillor Collins: seconded by Councillor Hann: That the recommendations of the Director of Planning and Development with respect to the following Building Permits list for the period October 9th to October 15th, 2014 be approved:

Building Permits List Council's October 20, 2014 Regular Meeting

Permits Issued:

2014/10/09 To 2014/10/15

Permits List

Class: Commercial

500 Topsail Rd	Co	Retail Store
48 Allandale Rd	Sw	Communications Use
59 Blackmarsh Rd	Ms	Office
40 Hebron Way	Sn	Retail Store
35 Hebron Way	Ms	Office
2 Stavanger Dr	Sn	Service Station
28 Stavanger Dr	Ms	Retail Store
673 Topsail Rd	Ms	Commercial School
192-194 Torbay Rd	Ms	Eating Establishment
790 Kenmount Rd	Nc	Accessory Building
6 Wood St	Co	Storage-Auxillary
59 Harvey Rd	Cr	Eating Establishment
115-119 Queen's Rd	Rn	Condominium
650 Thorburn Rd-Cbc Tower Site	Nc	Accessory Building
25 Hebron Way	Rn	Retail Store
428 Empire Ave	Rn	Retail Store

This Week \$ 632,500.00

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This Week $ .00
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Class: Government/Institutional

This Week \$.00

Class: Residential

Class: Industrial

8 Aldergrove Pl, Lot 251	Nc	Single Detached & Sub.Apt
12 Appledore Pl	NC	Fence
14 Bartlett Pl	NC	Accessory Building
15a Bay Bulls Rd	Nc	Accessory Building
5 Biscay Pl, Lot 25a	Nc	Single Detached & Sub.Apt
21 Blue River Pl	Nc	Accessory Building
139 Castle Bridge Dr	Nc	Fence
45 Donovan's Road	Nc	Single Detached Dwelling
100 Elizabeth Ave, Unit 801	Nc	Patio Deck
190 Green Acre Dr	Nc	Fence
29 Green Acre Dr	Nc	Accessory Building
234 Hamilton Ave	Nc	Fence
16 Heffernan's Line	Nc	Patio Deck
34 Jennmar Cres	Nc	Accessory Building
57 Jensen Camp Rd	Nc	Fence
68-70 Lake View Dr	Nc	Accessory Building
24 Meeker Pl	Nc	Accessory Building
48a Quidi Vidi Village Rd	Nc	Single Detached Dwelling
37 Rosalind St	Nc	Accessory Building
49 Savannah Park Dr	Nc	Accessory Building
27 Skanes Ave	Nc	Accessory Building
9 Tigress St, Lot 632	Nc	Single Detached & Sub.Apt
4 Westview Ave, Lot 2 Base Bld	Nc	Condominium

6 Westview Ave,Lot 3 Base Bldg	Nc	Condominium
8 Westview Ave, Lot 4, Base Bl	Nc	Condominium
10 Westview Ave,Lot 5, Base Bl	Nc	Condominium
12 Westview Ae,Lot 6, Base Blg	Nc	Condominium
21 Winthrop Pl	Nc	Accessory Building
24 Portugal Cove Rd	Co	Office
34 Alexander St	Rn	Semi-Detached Dwelling
15 Boncloddy St.	Rn	Single Detached Dwelling
132 Circular Rd	Rn	Single Detached Dwelling
28 Monkstown Rd	Rn	Single Detached Dwelling
45 Mullock St	Rn	Townhousing
241 Pennywell Rd	Rn	Single Detached Dwelling
96-98 Queen's Rd	Rn	Townhousing
163 Queen's Rd	Rn	Townhousing
34 Meadowbrook Park Rd	Sw	Single Detached Dwelling

This Week \$ 1,791,150.00

Class: Demolition

160 Patrick St 5 Hallett Cres	Dm Dm	Semi-Detached Warehouse	Dwelling	
			This Week \$	130,000.00
		This Week	's Total: \$	2,553,650.00
Repair Perm	its Issued: 201	4/10/09 To 2014	\$/10/15 \$	101,600.00
		Legend	1	
Co Cr Nc Oc	Change Of Occup Chng Of Occ/Rer New Constructio Occupant Change	novtns Ms on Sn	Site Work Mobile Sign Sign Extension	

	Rn Renovations	Dm Demoliti	
	YEAR TO DATE CO	MPARISONS	
	October 20,	, 2014	
TYPE	2013	2014	% VARIANCE (+/-)
Commercial	\$79,121,000.00	\$154,298,000.00	95
Industrial	\$131,000.00	\$125,300.00	-4
Government/Institutiona l	\$78,136,000.00	\$77,760,000.00	0
Residential	\$138,836,000.00	\$122,374,000.00	-12
Repairs	\$4,039,000.00	\$4,637,000.00	15
Housing Units (1 & 2 Family Dwellings)	392	277	
TOTAL	\$300,263,000.00	\$359,194,300.00	20

Respectfully Submitted,

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

The motion being put was unanimously carried.

Requisitions, Payrolls and Accounts

Council considered the requisitions, payrolls and accounts for the week ending October 8, 2014.

SJMC2014-10-20/466R

It was decided on motion of Councillor Collins; seconded by Councillor Hann: That the following Payrolls and Accounts for the week ending October 15th, 2014 be approved.

Weekly Payment Vouchers For The Week Ending October 15, 2014

Payroll

Public Works	\$ 394,638.72
Bi-Weekly Casual	\$ 19,968.66
Accounts Payable	\$ 5,770,560.96

Total:

\$ 6,185,168.34

The motion being put was unanimously carried.

Tenders

Council considered the following tenders:

a. Supply and Installation of Culverts

SJMC2014-10-20/467R

It was decided on motion of Councillor Collins seconded by Councillor Hann: That the tender for the supply and installation of culverts as per Tender 2014088 be awarded as follows:

Section A – to Greenslades Construction at a cost of \$64,500 hst extra Section B – to Greenwood Services at a cost of \$82,339 hst extra

The motion being put was unanimously carried.

b. <u>Snowclearing Streets and Lanes</u>

SJMC2014-10-20/468R

It was decided on motion of Councillor Collins; seconded by Councillor Hann: That Tender No. 2014090 for Snow Clearing Streets and Lanes be awarded as follows:

Section "A" West – South PawTransport at a cost of \$20,796.30 hst extra Section "B" East – Mercer's Paving at a cost of \$39,800 hst extra.

The motion being put was unanimously carried.

c. <u>Tender – Mobile Litter Fencing</u>

SJMC2014-10-20/469R

It was decided on motion of Councillor Collins seconded by Councillor Hann: That tender no. 2014091 for the supply of mobile litter fencing for Robin Hood Bay be awarded to Provincial Fence at a cost of \$10,850 each section for a total of \$217,000 hst extra.

The motion being put was unanimously carried.

Other Business

a. Engage! St. John's Task Force Report

Councillor Dave Lane presented the above-noted report noting that nearly a year ago, the City undertook to develop a new framework for public engagement. The report includes a new policy direction for the City for public engagement which is based on the International Association for Public Participation values and is built around four principles: commitment, accountability, clear and timely communication; and inclusiveness. It also includes a planning and implementation engagement strategy "how to" for staff which will be shared internally in the coming months.

Additionally, there are a number of recommendations that support such things as:

- Engagement for development
- Communication and engagement, e.g., websites portals and social media
- Capacity-building for engagement, i.e., providing the foundations and tools for engagement
- Neighbourhood associations and partners and the role they can play.

The report provides a starting point for trying a new approach to public engagement, on that facilitates dialogue with the right people, using the right tools and at the right time on subject areas of mutual interest.

SJMC2014-10-20/470R

It was decided on motion of Councillor Lane; seconded by Councillor Hickman: That the Engage! St. John's Task Force be adopted as presented and approval given for the implementation of the recommendations outlined in the report.

The motion being put was unanimously carried.

b. Memorandum from the Manager of GIS re: New Street Names for Bawnmoor Subdivision

Consideration was given to the above-noted memorandum which recommended the following street names: Bawnmoor Street and Cape Ballard Place.

SJMC2014-10-20/471R

It was decided on motion of Councillor Breen; seconded by Councillor Galgay: That approval be given to name Street "B" located of Walsh's Lane as Bawnmoor Street and Street "A' located off Bawnmoor Street as Cape Ballard Place.

The motion being put was unanimously carried.

It was noted that these names have been approved by the St. John's Regional Fire Department.

Councillor Collins

• Councillor Collins commended staff on the clean up that had taken place at North Pond Road (adjacent to Cochrane Pond) and suggested that unless the access to the area is restricted the City will be faced with the same problems in 2015. It was agreed that this would be analyzed with the Department of Public Works in collaboration with the Department of Planning, Engineering and Development.

Councillor Davis

• Councillor Davis questioned the status of reopening of Kiwanis Street. He also advised that he is receiving calls from Tiffany Lane with respect to poles and pylons wondering when it will be upgraded to a better standard. Mayor Avenue was also referenced in terms of when it will be ready for opening. The Deputy City Manager of Planning, Engineering and Development advised as follows:

- The Mayor Avenue project should be concluded as soon as the pavement is completed.
- o Tiffany Lane requires reassessment
- The opening of Kiwanis Street will be resolved as soon as the traffic control device has been synchronized properly.

Councillor Davis also extended congratulations to Councillor Bruce Tilley who was given honorary membership recognition at the 122nd anniversary celebrations of the CLB.

Councillor Tilley

- Councillor Tilley requested information on roadworks being contemplated as follows:
 - a. A list of streets that will be undergoing construction between now and year end
 - b. A list of streets that will be undergoing construction in the winter/spring of 2015
 - c. The status on the Team Gushue Highway with an estimate on the timeframe for completion.

Councillor Hann

 Councillor Hann requested the Legal Department look on the action that can be taken in the event North Pond Road becomes an illegal dumping ground and asked that City staff collaborate with officials of the Department of Environment to see what can be done collectively to address the recurring problem.

Deputy Mayor Ellsworth

• Deputy Mayor Ellsworth made reference to the City's housing initiative and recent media attention that has been given to slum landlords. He noted that the Shea Heights residential development should be awarded by the City in the coming weeks which, when completed, will provided much needed housing for people in need. He also requested the cooperation of the general public in submitting complaints if they are currently being housed in sub-standard units.

<u>Adjournment</u>

There being no further business the meeting adjourned at 5:47 p.m.

MAYOR

CITY CLERK