

September 29, 2014

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, Galgay, Davis, Tilley and Collins.

Regrets: Councillor Lane.

The City Manager; City Clerk; Deputy City Manager of Public Works; Deputy City Manager of Financial Management; Deputy City Manager – Community Services; Deputy City Manager of Corporate Services; Deputy City Manager of Planning, Development & Engineering; City Solicitor; Chief Municipal Planner; and Senior Legislative Assistant were also in attendance.

Call to Order and Adoption of the Agenda

SJMC2014-09-29/431R

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

Adoption of Minutes

SJMC2014-09-29/432R

It was moved by Councillor Breen; seconded by Councillor Puddister: That the minutes of September 22, 2014 be adopted with the following amendment on page 21 of the minutes under the heading "Councillor Puddister", related to the Media Relations Policy:

- **The following wording be struck: "*in the event that the Mayor, Councillors or City Manager is not available*" and to read as follows:**

Councillor Puddister requested that consideration be given to revising the City's Media Relations Policy to allow Deputy City Managers to address the media.

The motion being put was unanimously carried.

**St. John's Municipal Plan Amendment Number 130, 2014
Amendment to the Residential Land Use Designations**

Council considered the memorandum dated September 24, 2014 from the Chief Municipal Planner regarding the above noted matter.

SJMC2014-09-29/433R

It was decided on motion of Councillor Hann; seconded by Councillor Tilley, with Councillor Davis dissenting: That the Resolution for the St. John's Municipal Plan Amendment Number 130, 2014 be adopted and that City staff now refer this resolution to the Department of Municipal And Intergovernmental Affairs with a request for Provincial registration.

Development Committee Report of September 23, 2014

Consideration was given to the Development Committee Report of September 23, 2014 as follows:

- 1. Department of Planning File No. DEV1400280
Proposed Replacement of Accessory Building
Art Miller Services for Canadian Broadcasting Corporation (CBC)
Civic No. 662 Thorburn Road
Windsor Lake Watershed (W) Zone**

The Development Committee recommends that Council approve the noted application pursuant to Section 106(2)(c) of the City of St. John's Act. Final approval is subject to the applicant satisfying all requirements of the Department of Planning, Development & Engineering.

(Original Signed)

Jason Sinyard, Director of Planning and Development
Acting Chair – Development Committee

SJMC2014-09-29/434

It was decided on motion of Councillor Hann; seconded by Councillor Breen: That the recommendations outlined in the Development Committee report of September 23, 2014 be approved as presented.

Public Works Standing Committee – September 18, 2014

Council considered the following Public Works Standing Committee of September 18, 2014:

In Attendance: Councillor Jonathan Galgay, Chairperson
 Councillor Sandy Hickman
 Councillor Tom Hann
 Councillor Bruce Tilley
 Paul Mackey, Deputy City Manager of Public Works
 Brendan O’Connell, Director of Engineering
 Don Brennan, Director of Roads & Traffic
 Steve Colford, Manager of Waste & Recycling
 Phil Hiscock, Manager of Roads
 David Crowe, Operations Supervisor
 Karen Chafe, Senior Legislative Assistant

1. **Litter Collection Program Update**

The Committee considered a memorandum dated September 15, 2014 from the Deputy City Manager of Public Works as well as a memorandum dated September 11, 2014 from the Manager of Waste & Recycling regarding proposed changes to the garbage and recycling schedule which would eliminate double day collection. The main purpose for eliminating double day collection is to address concerns about employee wellness. On a typical double day collection, employees have to pick up an average of 246 tonnes of garbage and recycling in one day. The average length of a shift for a double day is twelve (12) hours and also requires the Robin Hood Bay Landfill to stay open late. The excessive work load on double day pick-ups has made it difficult for collectors to work on the following day. The Committee recommends approval of the following recommendation as put forth by staff and which is seen to have the least impact on the general public while having the most benefit to the wellness of City employees:

The statutory holidays observed by the garbage and recycling collectors would remain the same. Garbage and recycling collection for each area would move ahead one day following the holiday for the remainder of that week only. Collection would be required on Saturdays in order to get caught up. The fixed schedule would resume on the following Monday, i.e. if the statutory holiday was on Thursday, Thursday’s waste collection would be picked up on Friday and Friday’s waste collection would be done on Saturday. Monday the fixed schedule would resume.

There are six (6) Saturdays that would require garbage and recycling collection in 2015. One double day of collection would still be required during the Christmas week due to the two holidays (Christmas Day and Boxing Day) occurring on consecutive days. The City will have to advertise this revised change in schedule to inform and educate the

public. However, there are only two weeks in 2015 where all five days would be shifted (Victoria and Labour Day holidays).

This bumping ahead for one day would also occur after snow storms that result in the cancellation of collection. However, if the snow storm cancellation occurred on a week where we had already moved the collection day because of a holiday, we would have to do a double day. In either of these cases, we would have to advertise the changes to the public as is the present practice, i.e. via social media, the “City Minute” section of the Telegram, etc.

Based on a worst case scenario of working eight hours on Saturdays, it is expected that this will cost an additional \$13,900 in overtime. However, if collection takes only an average of six hours then there will probably be a cost savings. Another benefit of this arrangement is that Robin Hood Bay Landfill is already open on Saturdays reducing the need for extra overtime on double days. An example of the proposed new schedule for 2015 is attached.

These recommended changes in schedule would be reviewed if automated garbage comes into effect in the City.

**Councillor Jonathan Galgay
Chairperson**

SJMC2014-09-29/435

It was decided on motion of Councillor Galgay; seconded by Councillor Tilley: That the recommendation outlined in the Public Works Standing Committee report of September 18, 2014 be approved as presented.

Development Permits List

Council considered as information the following Development Permits List for the periods September 18th to 25th, 2014.

**DEVELOPMENT PERMITS LIST
DEPARTMENT OF PLANNING, DEVELOPMENT AND ENGINEERING
FOR THE PERIOD OF September 18, 2014 TO September 25, 2014**

Code	Applicant	Application	Location	Ward	Development Officer's Decision	Date
RES		Home Office for Car Sales	104 Highland Drive	1	Approved	14-09-19
RES	Brookside Developments	Demo Re-Build of Mobile Home	36 Riverside Drive West	5	Approved	14-09-18
RES		Home Office for J-Tech Electrical	4 Falkland Street	4	Approved	14-09-23
RES		Subdivide for 1 Additional Dwelling	41-43 Fleming Street	2	Approved	14-09-24
OT	City of St. John's	Playground in Bannerman Park	100 Military Road	2	Approved	14-09-24

<p>* Code Classification: RES- Residential COM- Commercial AG - Agriculture OT - Other</p>	<p>INST- Institutional IND- Industrial</p>
<p>** 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.</p>	

Gerard Doran
Development Supervisor
Department of Planning

Building Permits List

Council considered the Building Permits list for the periods of September 18th and September 25th, 2014.

SJMC2014-09-29/436R

It was decided on motion of Deputy Mayor Ellsworth; seconded by Councillor Tilley: That the recommendations of the Director of Planning and Development with respect to the following Building Permits list for the period September 18th and 25th, be approved:

Building Permits List Council's September 29, 2014 Regular Meeting

Permits Issued: 2014/09/18 To 2014/09/24

Class: Commercial

8-10 Rowan St	Co	Restaurant
55 Duckworth St	Nc	Fence
245-247 Duckworth St	Oc	Retail Store
111 Cowan Ave	Ms	Day Care Centre
20 Peet St	Ms	Car Sales Lot
410 Stavanger Dr	Ms	Retail Store
110 Water St,Lush Consignment	Sn	Retail Store
250 Blackmarsh Rd, M. Browns	Rn	Restaurant
383 Duckworth St	Rn	Tavern
88 Water St, Crows Nest	Rn	Club
145-147 Duckworth St	Rn	Office
Southlands Blvd - Galway Estat	Nc	Accessory Building
10 Factory Lane (Rooftop)	Rn	Communications Use
188 Lemarchant Rd	Rn	Communications Use
61 James Lane	Sw	Warehouse
69 Elizabeth Ave	Rn	Communications Use
35 Major's Path	Rn	Office
5-7 Pippy Pl	Cr	Office
351 Water St	Cr	Office
1025 Southlands Blvd	Sw	Other

This Week \$ 10,355,603.00

Class: Industrial

This Week \$.00

Class: Government/Institutional

Churchill Ave-Bldg 223	Sw	Admin Bldg/Gov/Non-Profit
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This Week \$ 7,800.00

Class: Residential

25 Beaver Brook Dr	Nc	Single Detached Dwelling
17 Boncloddy St	Nc	Semi-Detached Dwelling
19 Boncloddy St	Nc	Semi-Detached Dwelling
49 Brownsdale St	Nc	Accessory Building
1 Cambridge Ave	Nc	Fence
11 Capulet St	Nc	Fence
24 Cherrybark Cres - Lot 218	Nc	Single Detached Dwelling
28 Cherrybark Cres, Lot 220	Nc	Single Detached & Sub.Apt
31 Cormack St	Nc	Accessory Building
40 Eastbourne Cres	Nc	Fence
24 Glenlonan St	Nc	Accessory Building
2 Grant Pl	Nc	Accessory Building
6 Kenai Cres	Nc	Fence
192 Ladysmith Dr	Nc	Accessory Building
233 Ladysmith Dr , Lot 590	Nc	Single Detached & Sub.Apt
26 Leslie St	Nc	Accessory Building
111a Mayor Ave	Nc	Fence

30 Nascopie Cres	Nc	Fence
69 Nautilus St, Lot 149	Nc	Single Detached Dwelling
118 Old Petty Harbour Rd	Nc	Accessory Building
63 Orlando Pl, Lot 199	Nc	Single Detached Dwelling
31 Riverside Dr W	Nc	Patio Deck
54 Rosalind St	Nc	Accessory Building
68 Rosalind St	Nc	Accessory Building
22 Sequoia Dr	Nc	Fence
38 Shoal Bay Rd	Nc	Accessory Building
625 Southside Rd	Nc	Single Detached & Sub.Apt
39 Stanford Pl	Nc	Accessory Building
230 Stavanger Dr	Nc	Fence
23 Sitka St	Nc	Accessory Building
15 Westmount Pl	Nc	Accessory Building
15 Westmount Pl	Nc	Fence
1 Bindon Pl	Ex	Single Detached Dwelling
30 Paddy Dobbin Dr	Ex	Single Detached Dwelling
292-296 Petty Harbour Rd	Ex	Accessory Building
11 Boggan St	Rn	Semi-Detached Dwelling
24 Cairo St	Rn	Single Detached Dwelling
131 Castle Bridge Dr	Rn	Single Detached Dwelling
73 Cheyne Dr	Rn	Single Detached Dwelling
105-109 Dooling's Line	Rn	Single Detached Dwelling
3 Empire Ave	Rn	Semi-Detached Dwelling
43 Freshwater Rd	Rn	Townhousing
34 Howley Ave Exten	Rn	Single Detached Dwelling
30 Margaret's Pl	Rn	Townhousing
3 Markland St	Rn	Single Detached Dwelling
44 Pine Bud Ave	Rn	Single Detached Dwelling
47 Quidi Vidi Rd	Rn	Townhousing
23 Rennie's Mill Rd	Rn	Lodging House
77 Rennie's Mill Rd	Rn	Single Detached Dwelling
234 Stavanger Dr	Rn	Single Detached Dwelling
6 Warbury St	Rn	Single Detached Dwelling
180 Great Eastern Ave	Sw	Single Detached Dwelling
13 London Rd	Sw	Single Detached Dwelling

This Week \$ 2,454,127.00

Class: Demolition

45 Aldershot St	Dm	Single Detached Dwelling
200 New Pennywell Rd	Dm	Single Detached Dwelling

This Week \$ 17,000.00

This Week's Total: \$ 12,834,530.00

Repair Permits Issued: 2014/09/18 To 2014/09/24 \$ 174,000.00

30 Valleyview Road - Your Application For A 16'x16' Accessory Building Extension Is Rejected As Per Section 8.3.3(2)(I) St. John's Development Regulations.

Legend

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

Year To Date Comparisons			
September 29, 2014			
TYPE	2013	2014	% VARIANCE (+/-)
Commercial	\$74,771,000.00	\$124,327,000.00	66
Industrial	\$131,000.00	\$125,300.00	-4
Government/Institutional	\$77,236,000.00	\$77,760,000.00	1
Residential	\$125,330,000.00	\$116,623,000.00	-7
Repairs	\$3,875,000.00	\$4,068,000.00	5
Housing Units (1 & 2 Family Dwellings)	357	262	
TOTAL	\$281,343,000.00	\$322,903,300.00	15

Respectfully Submitted,

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

Requisitions, Payrolls and Accounts

Council considered the requisitions, payrolls and accounts for the week ending September 24, 2014:

SJMC2014-09-29/437R

It was decided on motion of Deputy Mayor Ellsworth; seconded by Councillor Tilley: That the following Payrolls and Accounts for the week ending September 24, 2014 be approved.

**Weekly Payment Vouchers
For The
Week Ending September 24, 2014**

Payroll

Public Works	\$ 420,264.72
Bi-Weekly Administration	\$ 776,818.67
Bi-Weekly Management	\$ 770,973.63
Bi-Weekly Fire Department	\$ 651,913.16
Accounts Payable	\$ 2,445,321.53
Total:	\$ 5,065,291.71

Notice of Motion

Councillor Galgay gave the following Notice of Motion:

TAKE NOTICE that I will, at the next meeting of Council, move a Motion to amend the Litter By-law and the Commercial Maintenance By-Law in order to enhance controls on the migration of deleterious and/or injurious substances from private and/or commercial property onto public property.

DATED at St. John's, NL this 29th day of September, 2014.

Petitions

Councillor Hickman tabled a petition from residents in the area of 251 Empire Avenue seeking Council's support to reject the application from Rogers Communications to install telecommunications towers at the said location. The matter was referred to the Department of Planning, Development & Engineering for referral to Council's next meeting under the Notices Published section of the agenda.

Councillor Art Puddister

- Referenced the problem with panhandlers frequenting the intersections of major arterial routes, specifically the location at Thorburn Road and Columbus Drive. This is a major safety issue and Council was requested to write a letter to the RNC asking them to monitor and step up enforcement to offset the potential for safety hazards in these areas. Mayor O'Keefe advised that prior to such a letter being sent, the City's Legal Department is investigating the issue and is in the process of preparing a memorandum to Council in this regard.

Councillor Bernard Davis

- Councillor Davis referenced concerns from constituents about the traffic congestion caused by the work being done on Bonaventure Avenue which has resulted in a number of detours in the area. He requested that the Deputy City Manager of Planning, Development & Engineering relay to the contractor a request to install more flag persons, particularly in the Allandale Road/Pinebud Avenue area. The Deputy City Manager agreed to contact the contractor as well as staff of the City's Traffic Division for their input and direction.

Councillor Wally Collins

- Requested that staff investigate the overgrowth of trees along Maddox Cove Road which he felt was a real safety issue. The matter was referred to the Department of Public Works for investigation.

Adjournment

There being no further business the meeting adjourned at 5:28 p.m.

MAYOR

CITY CLERK