

ST. JOHN'S

Minutes of Regular Meeting - City Council

Council Chamber, 4th Floor, City Hall

June 17, 2019, 4:30 p.m.

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

Regrets: Councillor Hope Jamieson

Staff: Kevin Breen, City Manager
Derek Coffey, Deputy City Manager of Finance & Administration
Tanya Haywood, Deputy City Manager of Community Services
Jason Sinyard, Deputy City Manager of Planning, Engineering & Regulatory Services
Lynnann Winsor, Deputy City Manager of Public Works
Cheryl Mullett, City Solicitor
Elaine Henley, City Clerk
Maureen Harvey, Legislative Assistant

Others: Susan Bonnell, Manager of Communications and Marketing

Land Acknowledgement

The following statement was read into the record:

“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.”

1. **CALL TO ORDER**

Mayor Breen called the meeting to order at 4:50 pm

2. **PROCLAMATIONS/PRESENTATIONS**

Mayor Breen proclaimed the following and welcomed representatives to speak on behalf of their respective organizations:

- Stroke Month
- First Light St. John's Native Friendship Centre.

3. **APPROVAL OF THE AGENDA**

3.1 **Agenda of June 17, 2019**

SJMC-R-2019-06-17/169

Moved By Councillor Collins

Seconded By Councillor Lane

That the agenda be adopted as presented,

CARRIED UNANIMOUSLY

4. **ADOPTION OF THE MINUTES**

4.1 **Regular Minutes of June 10, 2019**

SJMC-R-2019-06-17/170

Moved By Councillor Froude

Seconded By Councillor Hanlon

That the minutes of the Regular Meeting of June 10, 2019 be adopted as presented.

CARRIED UNANIMOUSLY

5. **BUSINESS ARISING FROM THE MINUTES**

6. **NOTICES PUBLISHED**

6.1 **411 Torbay Road - Commercial Highway (CH) Zone - Ward 1**

A Discretionary Use Application has been submitted requesting approval for two Outdoor Eating and Lounge Areas at **411 Torbay Road**.

Supporting documentation for these minutes can be found here

Green Sleeves Uptown will have an area of approximately 65.5 m² and will be located at the front of the main entrance. This area will be seasonal and will be removed during the winter season.

Mama Soula's will have an area of 57.57 m² and it will be located on the side of the building and will be a permanent structure.

The proposed operating hours for both patios will be Monday-Wednesday 9 a.m. - 2 a.m. and Thursday to Sunday 9 a.m. - 3 a.m.

(One submission received)

SJMC-R-2019-06-17/171

Moved By Councillor Stapleton

Seconded By Councillor Hanlon

That the Discretionary Use application for two Outdoor Eating and Lounge Areas at 411 Torbay Road be approved subject to all applicable City requirements.

CARRIED UNANIMOUSLY

**6.2 345-353 Duckworth Street (Commercial Central Mixed (CCM) Zone)-
Ward 2**

A Discretionary Use application has been submitted by Cork'd Lounge requesting approval for a Lounge at **345-353 Duckworth Street**.

The Lounge will be located on the ground floor of the building and have a floor area of 85.9 m². Hours of operation are Monday - Wednesday 12 - 11:30 p.m. and Thursday - Saturday 12 p.m. - 1:30 a.m.

(One submission received)

SJMC-R-2019-06-17/172

Moved By Councillor Burton

Seconded By Councillor Lane

That the Discretionary Use application for a lounge at 345 - 353 Duckworth Street be approved subject to all applicable City requirements.

CARRIED UNANIMOUSLY

6.3 122 Prowse Avenue - Residential Medium Density (R2) Zone - Ward 2

A Discretionary Use application has been submitted requesting approval for a Home Occupation for creating Essential Oils at **122 Prowse Avenue**.

The proposed will occupy a floor area of 10.2 m² and will operate Monday-Friday 9 a.m. – 5 p.m. No clients will visit the property all products will be sold off site.

(One submission received)

SJMC-R-2019-06-17/173

Moved By Councillor Burton

Seconded By Councillor Hickman

That the Discretionary Use application for a Home Occupation for creating Essential Oils at 122 Prowse Avenue be approved subject to all applicable City requirements.

CARRIED UNANIMOUSLY

7. PUBLIC HEARINGS/MEETINGS

8. COMMITTEE REPORTS

8.1 Development Committee Report - June 11, 2019

1. Decision Note dated June 12, 2019 re: Parking Relief - INT1900055 681 Topsail Road

SJMC-R-2019-06-17/174

Moved By Councillor Burton

Seconded By Councillor Korab

That parking relief be granted for 67 parking spaces.

CARRIED UNANIMOUSLY

2. Decision Note dated June 11, 2019 re: Request for Council to Set Zone Requirements - DEV1900034 - 226 Danny Drive

SJMC-R-2019-06-17/175

Moved By Councillor Burton

Seconded By Councillor Hanlon

That Council approve the proposed zone requirements as presented.

Supporting documentation for these minutes can be found here

CARRIED UNANIMOUSLY

- 3. **Decision Note dated June 12, 2019 re: Crown Land Permissin to Establish Floating Boom - CRW1900012 - Virginia River (170 The Boulevard)**

SJMC-R-2019-06-17/176

Moved By Councillor Burton

Seconded By Councillor Hanlon

That the Crown Land permission be approved.

CARRIED UNANIMOUSLY

9. **RESOLUTIONS**

10. **DEVELOPMENT PERMITS LIST**

11. **BUILDING PERMITS LIST**

11.1 **Building Permits List for Period June 6 - 12, 2019**

SJMC-R-2019-06-17/177

Moved By Councillor Hanlon

Seconded By Deputy Mayor O'Leary

That the Building Permits List for the period June 6 - 12, 2019 be approved as presented.

CARRIED UNANIMOUSLY

12. **REQUISITIONS, PAYROLLS AND ACCOUNTS**

12.1 **Weekly Payment Vouchers for Week Ending June 12, 2019**

SJMC-R-2019-06-17/178

Moved By Councillor Hanlon

Seconded By Deputy Mayor O'Leary

That the Weekly Payment Vouchers for the week ending June 12, 2019 in the amount of \$4,583,494.66 be approved as presented.

CARRIED UNANIMOUSLY

13. **TENDERS/RFPS**

Supporting documentation for these minutes can be found here

13.1 Bid Approval Note 2019116 - Kenmount Road Storm Sewer Replacement Phase 1B

SJMC-R-2019-06-17/179

Moved By Councillor Froude

Seconded By Councillor Stapleton

That Bid Approval Note 2019116 for Kenmount Road Storm Sewer Replacement Phase 1B be awarded to Weirs Construction Limited in the amount of \$3,629,328.48 (HST included), the lowest bidder meeting specifications as per the Public Procurement Act.

CARRIED UNANIMOUSLY

13.2 Bid Approval Note 2019125 - Infrastructure Maintenance Contract 1

SJMC-R-2019-06-17/180

Moved By Councillor Froude

Seconded By Councillor Hickman

That Bid Approval No. 2019125 for Infrastructure Maintenance Contract 1 be awarded to Infinity Construction Ltd. in the amount of \$258,698.25 (HST included), the lowest bidder meeting specifications as per the Public Procurement Act.

CARRIED UNANIMOUSLY

14. NOTICES OF MOTION, RESOLUTIONS QUESTIONS AND PETITIONS

14.1 Petition - Cedar Brae Crescent

Councillor Froude presented a petition signed by approximately 25 families on Cedar Brae Crescent which claims unfair taxation based on the following:

Fire Protection Compromised

- No fire hydrants
- Compromised fire protection
- Much less protection in the case of household fire
- Higher rates for Insurance

Water Treatment Non-Existent

Supporting documentation for these minutes can be found here

- Wells only. We have to maintain and/or replace at our own complete expense.

Storm Sewer Non-existent

- No curb and gutter
- No catch basins
- Flooding is inevitable when there are heavier than normal rainfalls together with washouts to private dwellings and landscaping.

Sanitary Sewer Non-existent

- We have to incur full cost of expensive septic field, tanks, etc. together with replacement costs for maintenance and repairs, etc.

Sidewalks Non-existent

- The cosmetic appearance or curb appeal of our properties is lessened by the lack of proper sidewalks and gravel areas. Similarly, there are no walking trails and no access to the new Messenger Drive waterpark, which is almost immediately adjacent to our properties.

Metrobus

- Non-existent in the in-serviced areas of Thorburn Road

Repayment of Capital Debt

- Windsor Lake and Bay Bulls Big Pond water treatment plant. Why are we paying for these?
- Riverhead Waste Water Treatment Plant. Why should we contribute?
- Staff Infrastructure for all of the above. Why do we pay for it? We do acknowledge garbage collection and snow clearing, but how much time and effort is required at City Hall to plan for these two services? Why do we pay for General Administration Expenses, Planning Department, etc. at city Hall. We have been advised there is absolutely consideration of providing any of the above services for the next 10 years so these Departments are not working for rural in-serviced areas such as ours.

FOR ALL OF THE ABOVE SERVICES LACKING, WE DEMAND AN IMMEDIATE AND RETROACTIVE 70% REDUCTION IN PROPERTY TAXES.

Supporting documentation for these minutes can be found here

The petition was referred to staff for an appropriate response.

15. OTHER BUSINESS

15.1 Decision Note dated June 12, 2019 re: St. John's Sports and Entertainment Ltd. (SJSE) - Board of Directors

SJMC-R-2019-06-17/1812

Moved By Councillor Hickman

Seconded By Councillor Hanlon

That Council appoint Paul Rogers to the St. John's Sports and Entertainment Board of Directors based on his skill set and experience.

CARRIED UNANIMOUSLY

15.2 Decision Note dated June 13, 2019 re: Special Event Advisory Committee Requests.

SJMC-R-2019-06-17/182

Moved By Councillor Korab

Seconded By Councillor Lane

That Council approve the following events as recommended by the Special Events Advisory Committee:

1. Reel Downtown - St. John's Day Event - June 24, 2019
2. National Indigenous People's Day Sunrise Ceremony - June 21, 2019
3. Tely 10 Road Race - July 29, 2019
4. George Street - Canada's Big Birthday Bash - June 30, 2019
5. George Street Festival - August 1-7, 2019
6. Kids of Teel - August 7, 2019
7. Newfoundland and Labrador Folk Festival - August 9 - 11, 2019
8. St. John's Triathlon - August 11, 2019

CARRIED UNANIMOUSLY

16. ADJOURNMENT

There being no further business, the meeting adjourned at 5:30 pm

Supporting documentation for these minutes can be found here

MAYOR

CITY CLERK