

## MINUTES

### REGULAR MEETING - CITY COUNCIL

December 17, 2018 – 4:30 p.m. – Foran/Greene Room, 4<sup>th</sup> Floor, City Hall

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

**Others** Kevin Breen, City Manager  
Derek Coffey, Deputy City Manager of Finance & Administration  
Tanya Haywood, Deputy City Manager, Community Services  
Jason Sinyard, Deputy City Manager, Planning, Engineering & Regulatory Services  
Lynnann Winsor, Deputy City Manager, Public Works  
Cheryl Mullett, City Solicitor  
Ken O’Brien, Chief Municipal Planner  
Elaine Henley, City Clerk  
Karen Chafe, Supervisor – Office of the City Clerk

### Land Acknowledgement

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Mayor Breen read the following statement:

*“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.”*

### PROCLAMATIONS

### CALL TO ORDER/ADOPTION OF AGENDA

#### SJMC2018-12-17/755R

Moved – Councillor Jamieson; Seconded – Councillor O’Leary

That the agenda be adopted as presented.

**CARRIED UNANIMOUSLY**

**ADOPTION OF MINUTES**

**SJMC2018-12-17/756R**

**Moved – Councillor Stapleton; Seconded – Councillor Collins**

**That the minutes of December 10, 2018 be adopted as presented.**

**CARRIED UNANIMOUSLY**

**BUSINESS ARISING FROM THE MINUTES**

**St. John’s Municipal Plan Amendment Number 151, 2018 and  
St. John’s Development Regulations Amendment Number 688, 2018  
Text Amendment to Enable Distillery as a Discretionary Use  
MPA1800008  
140 Harbour Drive  
Applicant: Project Peat Inc./Wooden Walls Distilling**

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**SJMC2018-12-17/757R**

**Moved – Councillor Burton; Seconded – Councillor Lane**

**That Council adopt-in-principle the resolutions for St. John’s Municipal Plan Amendment 151, 2018 and St. John’s Development Regulations Amendment 688, 2018, which would add Craft Brewery/Distillery as a permitted use to the Commercial Industrial (CI) Zone and the Industrial General (IG) Zone and as a discretionary use to the Industrial Quidi Vidi (IQ) Zone, the Commercial Central Mixed Use (CCM) Zone, the Commercial Central Retail (CCR) Zone, the Commercial Highway (CH) Zone, the Commercial Mixed Use (CM) Zone, the Commercial Regional (CR) Zone.**

**The Development Regulations amendment would add a definition and conditions for the Craft Brewery/Distillery use. A text amendment to the St. John’s Municipal Plan is also required to enable these changes.**

**The amendments as adopted-in-principle by Council, will be sent to the Department of Municipal Affairs and Environment with a request for provincial release. Once the release is received, the amendment will be referred back to a future regular meeting of Council for consideration of formal adoption and the appointment of a commissioner to conduct a public hearing, as required by the Urban and Rural Planning Act.**

**CARRIED UNANIMOUSLY**

**NOTICES PUBLISHED**

**A Discretionary Use Application: 36 Exmouth Street, Home Occupation for a Registered Massage Therapist**

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A Discretionary Use application has been submitted requesting to occupy a portion of **36 Exmouth Street** as a Home Occupation for a Registered Massage Therapist. The proposed business will occupy a floor area of approximately 14 m<sup>2</sup> and will operate Monday – Friday 8 a.m.- 8:30 p.m. Sessions will be by appointment only with one (1) client per session and 15-minute intervals between each appointment with a maximum six (6) sessions per day. On-site parking is available. One (1) submission received.

**SJMC2018-12-17/758R**

**Moved – Councillor Burton; Seconded – Councillor Froude**

**That Council approve the above-noted application subject to all applicable City requirements.**

**CARRIED UNANIMOUSLY**

**COMMITTEE REPORTS**

**Development Committee Report – December 11, 2018**

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1. Crown Land Grant for extension of Private Property  
CRW180018  
880 Main Road
- 

**SJMC2018-12-17/759R**

**Moved – Councillor Burton; Seconded – Councillor Collins**

**That Council approve the Crown Land Grant for 880 Main Road.**

**CARRIED UNANIMOUSLY**

2. Demolition and Rebuild of Townhouse Dwelling  
DEV 1800201  
46 Signal Hill Road
- 

**SJMC2018-12-17/760R**

**Moved – Councillor Burton; Seconded – Councillor Hanlon**

**That Council approve the dwelling in accordance with Section 7.28 of the St. John’s Development Regulations, the Battery Development Area.**

**CARRIED UNANIMOUSLY**

**Special Events Advisory Committee Report – December 13, 2018**

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1. Event: City of St. John's New Years Eve Celebration & Fireworks  
Date: December 31, 2018
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**SJMC2018-12-17/761R**

**Moved – Councillor Korab; Seconded – Councillor Stapleton**

**That Council approve the above noted event and the associated road closure and extension to the noise by-law.**

**CARRIED UNANIMOUSLY**

**Committee of the Whole Report – December 5, 2018**

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1. Decision Note dated November 5, 2018 re: Bay Bulls Big Pond Water Treatment Plant Capital Reserve Fund Expense Procurement of Replacement SCADA Server & License Upgrades
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**SJMC2018-12-17/762R**

**Moved – Councillor Froude; Seconded – Councillor Hickman**

**That funding be made available through the Capital Reserve Fund to support the purchase and installation of the SCADA Server as essential equipment for reliable and continuous operation for the Bay Bulls Big Pond Water Treatment Plant.**

**CARRIED UNANIMOUSLY**

2. Decision Note dated November 22, 2018 re: Council approval for the supply of replacement microfiltration membranes at the Windsor Lake Water Treatment Plant.
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**SJMC2018-12-17/763R**

**Moved – Councillor Froude; Seconded – Councillor Burton**

**That Council approve funding through the Capital Reserve Fund to support the purchase of the replacement modules as per Council Directive R2018-10-22/12. And further that Council approve the purchase of 80 membrane modules from the original manufacturer Evoqua Water Technologies LLC at a cost of \$64,000 USD.**

**CARRIED UNANIMOUSLY**

**Community Services & Events – Councillor Jamie Korab**

**3. Decision Note dated November 27, 2018 re: Healthy City St. John’s Strategy**

**SJMC2018-12-17/764R**

**Moved – Councillor Korab: Seconded – Councillor Jamieson**

**That Council approve the development and execution of a Healthy City of St. John’s Strategy and its desired outcomes. Further that the City of St. John’s take a leadership role in formally establishing the Northeast Avalon Healthy Communities Alliance headed by the Mayor and supported by Council and City staff.**

**CARRIED UNANIMOUSLY**

**4. Decision Note dated November 22, 2018 re: City Hall Flag Reconfiguration**

**SJMC2018-12-17/765R**

**Moved – Councillor Jamieson: Seconded – Councillor Lane**

**That Council approve the modified City Hall Flag Configuration for implementation upon Council approval of the draft Protocol Policy.**

**CARRIED UNANIMOUSLY**

**5. Decision Note dated November 27, 2018 re: Protocol Policy & Procedures**

**SJMC2018-12-17/766R**

**Moved – Deputy Mayor O’Leary: Seconded – Councillor Hanlon**

**That Council approve the draft Protocol Policy and the rescission of Policy 09-15-01 Granting of Freedom of the City.**

**CARRIED UNANIMOUSLY**

**6. Decision Note dated November 27, 2018 re: Text Amendment to Enable Lounge as a Discretionary use in the Commercial Industrial (CI) Zone – 22 O’Leary Avenue**

**SJMC2018-12-17/767R**

**Moved – Councillor Burton: Seconded – Councillor Hickman**

**That the application for a text amendment to the Development Regulations to enable lounge as a discretionary use be considered.**

Further, that the application be advertised for public review and comment. The application would then be referred to a regular meeting of Council for consideration of adoption.

**CARRIED UNANIMOUSLY**

7. Decision Note dated November 28, 2018 re: Development Agreement Registration Cost
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**SJMC2018-12-17/768R**

**Moved – Councillor Burton: Seconded – Councillor Korab**

**That Council approve the two-hundred (\$200.00) fee for all applications which require a Development Agreement to offset the cost of registration with the Registry of Deeds.**

**CARRIED UNANIMOUSLY**

8. Decision Note dated November 19, 2018 re: Review of Parking Restrictions – Craigmillar Ave
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**SJMC2018-12-17/769R**

**Moved – Councillor Hanlon: Seconded – Councillor Burton**

**That Council change the parking situation on Craigmillar Avenue and surrounding areas and rescind the previously communicated practice of allowing parking on sidewalks in contravention of the Highway Traffic Act and Ticketing Amendment By-Law.**

**CARRIED WITH COUNCILLOR  
HICKMAN DISSENTING**

**DEVELOPMENT PERMITS LIST**

Council considered, for information, the Development Permits List for the period December 6, 2018 to December 13, 2018

**BUILDING PERMITS LIST**

Council considered the above noted for the period of December 6, 2018 to December 13, 2018

**SJMC2018-12-17/770R**

**Moved – Councillor Jamieson; Seconded – Councillor Hanlon**

That Council approve the above cited building permits list as presented.

**CARRIED UNANIMOUSLY**

**REQUISITIONS, PAYROLLS AND ACCOUNTS**

Council considered the requisitions, payrolls and accounts for the week ending December 12, 2018.

**SJMC2018-12-17/771R**

**Moved – Councillor Jamieson; Seconded – Councillor Hanlon**

That the requisitions, payrolls and accounts for the week ending December 12, 2018 in the amount of \$6,183,471.35 be approved as presented.

**CARRIED UNANIMOUSLY**

**TENDERS/RFPs**

Bid Approval Note – Gas Detection for City Buildings

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**SJMC2018-12-17/772R**

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

That the contract without open call be awarded to C&E Group Ltd, in the amount of \$102,005.00, (HST included) as per the Public Procurement Act.

**CARRIED UNANIMOUSLY**

Departmental Approval Request – RFP Contact Centre Solution (Citizen Contact Centre), Bid # 2018222

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**SJMC2018-12-17/773R**

**Moved – Councillor Korab; Seconded – Councillor Jamieson**

That Council award the RFP to Onx in the amount of \$160,032 based on an evaluation of the proposals by the City’s evaluation team as per the Public Procurement Act.

**CARRIED UNANIMOUSLY**

Departmental Approval Request – Request for Proposals - Agenda and Meeting Management Software (Council Chambers), Bid # 2018227

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**SJMC2018-12-17/774R**

**Moved – Councillor Korab; Seconded – Councillor Jamieson**

**That Council award the RFP to eScribe in the amount of \$306,245 based on an evaluation of the proposals by the City's evaluation team as per the Public Procurement Act.**

**CARRIED UNANIMOUSLY**

Departmental Approval Request – Request for Proposals – Cisco Standing Offer Agreement, Bid # 2018241

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**SJMC2018-12-17/775R**

**Moved – Councillor Korab; Seconded – Councillor Jamieson**

**That Council award the RFP to OnX in the amount of \$250,000 based on an evaluation of the proposals by the City's evaluation team as per the Public Procurement Act.**

**CARRIED UNANIMOUSLY**

Decision Note dated December 17, 2018 re: Travel Authorization – Councillor Hickman – FCM Board Meeting

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**SJMC2018-12-17/776R**

**Moved – Councillor Jamieson; Seconded – Councillor Hanlon**

**That Council approve the costs associated with Councillor Hickman's travel to the FCM Board meeting in Penticton, BC March 12-15, 2019**

**CARRIED UNANIMOUSLY**

**OTHER BUSINESS**

Decision Note dated December 4, 2018 re: Transfer of City Land – Adjacent to 358 Airport Heights Drive

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**SJMC2018-12-17/777R**

**Moved – Councillor Stapleton; Seconded – Councillor Hanlon**

**That Council approve the transfer of the property adjacent to 359 Airport Heights Drive for the nominal fee of \$1.00**

**CARRIED UNANIMOUSLY**



Decision Note dated November 30, 2018 re: Sale of City Land – Adjacent to 425 Southside Road

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**SJMC2018-12-17/778R**

**Moved – Councillor Collins; Seconded – Councillor Korab**

**That Council approve the sale of the two parcels of land adjacent to 425 Southside Road for the negotiated price as outlined in the above cited Decision Note.**

**CARRIED UNANIMOUSLY**

Decision Note dated December 13, 2018 re: BIA Election – Board of Management – Downtown St. John’s

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**SJMC2018-12-17/779R**

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

**That as per Sections 10 and 14(2) of the St. John’s Downtown Business Improvement Area By-Law, that Council appoint the following six (6) nominees to the Board of Management of Downtown St. John’s:**

- 1. Andrew Collingwood - Bowring Properties**
- 2. Byron Murphy - Byron’s Clothing for Men**
- 3. Joanne Slaney - Altus Group Limited**
- 4. Mari-Lynn Nicole Taylor - Model Citizens**
- 5. S. Nycole Temple-Delisle - Hempware NFLD**
- 6. Gloria Young - Cox & Palmer**

**CARRIED UNANIMOUSLY**

Decision Note dated December 13, 2018 re: St. John’s Transportation Commission

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**SJMC2018-12-17/780R**

**Moved – Councillor Collins; Seconded – Councillor Froude**

**That Council approve the reappointment of Colleen Galgay and Shawn Skinner as citizen members of the St. John’s Transportation Commission (SJTC).**

**CARRIED UNANIMOUSLY**

**ADJOURNMENT**

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

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**MAYOR**

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**CITY CLERK**