

January 19, 2016

Dear [REDACTED]

**Re: Request for Access to Information under Part II
of the Access to Information and Protection Privacy Act
File: PB/26/2016**

On January 12, 2016 the City of St. John's received your request for access to the following information:

“Information regarding City Council's decision to permit a music concert to take place on July 11/2015, in the field south of the Confederation Building and adjacent to residential properties located on Gooseberry Lane, Shea Street and Osbourne Street, including any subsequent council matters arising from the concert. The information requested includes the costs incurred by the City and matters addressed at special or privileged meetings of council that were not ratified by the city council according to the requirements outlined in the Municipalities Act.”

Enclosed is the information you requested with the exception of “***matters addressed at special or privileged meetings of council that were not ratified by the city council according to the requirements outlined in the Municipalities Act.***” The City of St. John's is regulated by the City of St. John's Act and not the Municipalities Act. Any information discussed at a special meeting of Council is not subject to disclosure pursuant to section 28(1)(c) of ATIPPA, 2015 which states:

Local public body confidences

28. (1) The head of a local public body may refuse to disclose to an applicant information that would reveal

(c) the substance of deliberations of a meeting of its elected officials or governing body or a committee of its elected officials or governing body, where an Act authorizes the holding of a meeting in the absence of the public.

Section 40 of the City Act authorizes special meetings of Council and Section 41(1) states that minutes of these meetings are not subject to disclosure.

Special meetings

40. Special or privileged meetings of the council may be called at the times that the mayor may consider necessary, or on the written request of 3 members of the council.

Minutes to be public

41. (1) Ratepayers may obtain a copy of minutes of the council other than minutes of a special or privileged meeting on written application.

ST. JOHN'S

[REDACTED]
January 19, 2016

[REDACTED] now consider this matter completed and will be closing the file. If you have any further questions, please feel free to contact the undersigned by telephone at 576-8202 or by e-mail: ehenley@stjohns.ca

Yours [REDACTED]



Elaine A. Henley
City Clerk

Enclosures

ST. JOHN'S



Re: ATIPPA Request Received January 12, 2016 

Tanya Haywood to: Karen Chafe
Cc: Derek G Coffey, Elaine Henley

2016/01/15 01:46 PM

Karen

Chris Pitcher, Supervisor with Parking Services has advised that 5 Parking Enforcement Officers (PEO's) were assigned to work on July 10, 2015 as a result of the Confederation Hill concert. They worked a total of 56 hours at a cost to the City of St. John's of \$2,833. These PEO's were assigned to enforce parking restrictions put in place by the City in the immediate neighboring residential area. The restrictions and their enforcement ensured there was no congestion in the area allowing emergency vehicles to retain full access to the neighborhood.

All costs associated with traffic control on the Parkway the Confederation Building parking lot and set up of the concert site itself were at the expense of the promoter.

Tanya Haywood
Deputy City Manager
Department of Community Services
City Of St. John's
w. 709.576.8405
c. 709.728.3091
www.stjohns.ca

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Karen Chafe

The attached is for your review and response:

2016/01/12 06:01:23 PM

From: Karen Chafe/CSJ
To: Tanya Haywood/CSJ@CSJ, Derek G Coffey/CSJ@CSJ
Cc: Elaine Henley/CSJ@CSJ
Date: 2016/01/12 06:01 PM
Subject: ATIPPA Request Received January 12, 2016

The attached is for your review and response:

Karen Chafe
Supervisor of Legislative Services
City Clerk's Department
City of St. John's
PO Box 908
St. John's, NL A1C 5M2
work: (709) 576-8619
fax: (709) 576-8474
www.stjohns.ca

[attachment "ATIPPA Memo to Staff.doc" deleted by Tanya Haywood/CSJ]

COUNCIL DIRECTIVE

REGULAR MEETING

Date: 2015/07/14 12:00:00 AM

CD# R2015-07-14/19

To: Elaine Henley
Position: City Clerk
RE: E-poll - Mighty Quinton Productions - Rod Stewart Concert
DECISION: Council ratified the above noted E-poll to have Prince Philip Drive (from Allandale Road to Portugal Cove Road) closed to traffic beginning 7 p.m. on Friday, July 10 until 6 a.m. on Sunday, July 12.

Action: As required.
Date: 2015/07/14
Signed by: Karen Chafe
Recording Secretary; Supervisor - Legislative Services; Acting City Clerk

Status Comments:

kd
cc:

Response Required: YES
Response deadline: 2015/08/31
Response Received:

Attachments:



E-poll.pdf

MEMORANDUM

Date: July 10, 2015
To: His Worship, The Mayor and Members of Council
From: Elaine Henley, City Clerk
Re: **E-poll – Mighty Quinton Productions – Rod Stewart Concert**

An e-poll was conducted on July 8 seeking approval from Council to have Prince Philip Drive (from Allandale Road to Portugal Cove Road) closed to traffic beginning 7 p.m. on Friday, July 10 until 6 a.m. on Sunday, July 12.

The results of the e-poll are noted below:

Council approval to have Prince Philip Drive (from Allandale Road to Portugal Cove Road) closed to traffic beginning 7 p.m. on Friday, July 10 until 6 a.m. on Sunday, July 12 to accommodate the Rod Stewart Concert on Confederation Hill		
Mayor and Councillors	Agree	Disagree
Mayor Dennis O'Keefe	X	
Deputy Mayor Ron Ellsworth	X	
Councillor Danny Breen	X	
Councillor Jonathan Galgay	X	
Councillor Bruce Tilley	X	
Councillor Bernard Davis	X	
Councillor Wally Collins		
Councillor Tom Hann	X	
Councillor Sandy Hickman	X	
Councillor Dave Lane	X	
Councillor Art Puddister		

We now require ratification by Council.

Elaine Henley

Elaine Henley

ST. JOHN'S

CITY MANAGER

CITY OF ST. JOHN'S PO BOX 908 ST. JOHN'S NL CANADA A1C 5M2 WWW.STJOHNS.CA

MINUTES

REGULAR MEETING - CITY COUNCIL

July 14, 2015 – 4:30 p.m. – Council Chambers

- Present**
- Mayor D. O’Keefe
 - Deputy Mayor R. Ellsworth
 - Councillor T. Hann
 - Councillor S. Hickman
 - Councillor D. Lane
 - Councillor D. Breen
 - Councillor J. Galgay
 - Councillor B. Tilley
 - Councillor B. Davis
 - Councillor W. Collins
 - Councillor A. Puddister
- Others**
- Acting City Manager
 - Deputy City Manager of Planning, Development and Engineering
 - Deputy City Manager of Public Works
 - Acting City Solicitor
 - Chief Municipal Planner
 - Acting City Clerk
 - Senior Legislative Assistant

CALL TO ORDER/ADOPTION OF AGENDA

SJMC2015-07-14/322R

Moved – Councillor Davis; Seconded – Councillor Collins

That the agenda be adopted with the following five additions.

- Memo dated July 10, 2015 from the City Clerk re: E-poll – Mighty Quinton Productions – Rod Stewart Concert
- Memo dated July 10, 2015 from the Senior Buyer Re: Council Approval Tender 2015099 Chafe’s Lane Playground
- Request for Proposals – Torbay North Road Commercial Area Follow-Up Transportation Impact Study
- Request for Proposals – Blackmarsh Road/Empire Avenue – Water Transmission Main Replacement
- Request for Proposals – Torbay North

CARRIED UNANIMOUSLY

ADOPTION OF MINUTES

SJMC2015-07-14/323

Moved – Councillor Tilley; Seconded – Councillor Lane

That the minutes of June 29, 2015 be adopted as presented.

CARRIED UNANIMOUSLY

BUSINESS ARISING

- PDE File # EAR1500055
7 Garrison Hill (Howard House), Ward 2
Proposed Text Amendment to Grant Relief from Full Compliance with the Requirements of the Downtown Parking Standard (Institution Use)
St. John's Development Regulations Amendment No. 610, 2015

SJMC2015-07-14/324R

Moved – Councillor Hann; Seconded – Councillor Hickman

That Council adopt the resolution for the St. John's Development Regulations Amendment Number 610, 2015; staff will write the Minister of Municipal and Intergovernmental Affairs to request that the amendment be registered. The amendment will come into effect on the date a Notice of Registration is published in the *The Newfoundland and Labrador Gazette*.

CARRIED UNANIMOUSLY

NOTICES PUBLISHED

- A Discretionary Use Application has been submitted by Premier Executive Suites requesting to convert an interior floor area space within the "Converted Building" located at 22 St. Joseph's Lane (Signal Hill Gate) into two (2) additional dwelling units.
- A Discretionary Use Application has been submitted to the City of St. John's by Rogers Communications Inc. requesting concurrence to construct a telecommunications tower located at 39 Airport Heights Drive.

SJMC2015-07-14/325R

Moved – Councillor Galgay; Seconded – Councillor Breen

That the 22 St. Joseph’s Lane (Signal Hill Gate) application be approved subject to all applicable City requirements.

CARRIED UNANIMOUSLY

SJMC2015-07-14/326R

Moved – Councillor Hann; Seconded – Councillor Hickman

That Item #2 re: 39 Airport Heights be deferred.

CARRIED UNANIMOUSLY

COMMITTEE REPORTS

Community Services and Housing Standing Committee – June 25, 2015

[Link to Report](#)

Council considered the above noted Committee report.

SJMC2015-07-14/327R

Moved – Councillor Davis; Seconded – Deputy Mayor Ellsworth

That the recommendation of the Community Services and Housing Standing Committee Report dated June 25, 2015 be approved as presented.

CARRIED UNANIMOUSLY

Committee of the Whole – Election Finance By-Law Review - June 29, 2015

[Link to Report](#)

Councillor Davis requested to separate the two items from this report and vote separately.

Item no. 1 – Reporting Contributions

SJMC2015-07-14/328R

Moved – Councillor Davis; Seconded – Deputy Mayor Ron Ellsworth

That each candidate be required to report all corporate contributions regardless of amount and any individual contributions in excess of \$250.00.

CARRIED UNANIMOUSLY

Item no. 2 – MOTION – In-Kind Contributions

SJMC2015-07-14/329R

Moved – Councillor Galgay; Seconded – Councillor Davis

To refer in-kind campaign contributions to the Municipalities NL Conference in November for discussion.

CARRIED UNANIMOUSLY

Planning & Development Committee Report – July 2, 2015

[Link to Report](#)

Council considered the above noted report:

SJMC2015-07-14/330R

Moved – Councillor Hann; Seconded – Councillor Davis

That the recommendations of the Planning & Development Report of July 2, 2015 be approved.

CARRIED UNANIMOUSLY

Development Committee Report – July 14, 2015

[Link to Report](#)

Council considered the above noted report:

SJMC2015-07-14/331R

Moved – Councillor Hann; Seconded – Deputy Mayor Ellsworth

That the recommendations of the Development Committee Report dated July 14, 2015 be approved.

CARRIED UNANIMOUSLY

Nomenclature Committee – July 6, 2015

[Link to Report](#)

Council considered the above noted report.

Brier Avenue – Team Gushue Highway

SJMC2015-07-14/332R

Moved – Councillor Tilley; Seconded – Councillor Lane

To approve naming the collector road for Team Gushue Highway from Columbus Drive (part of which is currently Old Pennywell Road), Brier Avenue.

CARRIED UNANIMOUSLY

French's Lane – Request for street naming

SJMC2015-07-14/333R

Moved – Councillor Galgay; Seconded – Councillor Tilley

To refer this request back to Staff for consideration of placing a marker to acknowledge French's Lane and its historic significance. Councillor Galgay advised that this would not interfere with street renaming/renumbering or cause any confusion particularly in the event of an emergency.

CARRIED UNANIMOUSLY

Special Events Advisory Committee - July 6, 2015

[Link to Report](#)

Council considered the above noted report:

SJMC2015-07-14/334R

Moved – Councillor Galgay; Seconded – Councillor Hickman

That the recommendations of the Special Events Committee Report dated June 25, 2015 be approved with a follow up with the Traffic Division as it was suggested there may be a discrepancy in the road closure times. It was thought that the time given in the report for New Gower Street West Lane should read 1:00 pm – 2:15 pm versus the 12:00 pm – 2:15 pm shown.

CARRIED UNANIMOUSLY

DEVELOPMENT PERMITS LIST - June 25 – July 9, 2015

[Link to List](#)

Council considered as information the Development Permits List for the period June 25 – July 9, 2015.

BUILDING PERMITS LIST - June 25 – July 9, 2015

[Link to List](#)

Council considered the Building Permits list for the period of June 25 – July 9, 2015.

SJMC2015-07-14/335R

Moved – Councillor Puddister; Seconded - Councillor Davis

That the building permits list for the period June 25 – July 9, 2015 be approved as presented.

CARRIED UNANIMOUSLY

REQUISITIONS, PAYROLLS AND ACCOUNTS – June 30 and July 8, 2015

[Link to Memo](#)

Council considered the requisitions, payrolls and accounts for the weeks ending June 30, 2015 and July 8, 2015.

SJMC2015-07-14/336R

Moved – Councillor Puddister; Seconded – Councillor Davis

That the Payrolls and Accounts for the weeks ending June 30, 2015 and July 8, 2015 be approved.

CARRIED UNANIMOUSLY

TENDERS/RFPS

Council considered the following tenders/RFPs:

- Tender 2015095 Charter Avenue Bridge Replacement – \$1,352,926.40
- Tender 2015099 Chafe’s Lane Playground – \$98,980.00
- RFP: Torbay Road North Commercial Area Follow-up Transportation Impact Study - \$89,970.60
- RFP: Blackmarsh Road/Empire Avenue Water Transmission Main Replacement - \$521,246.40 (including HST)
- RFP: Scanlon’s Lane Mural - \$20,000

SJMC2015-07-14/337R

Moved - Councillor Collins; Seconded – Councillor Galgay

That the following tenders/RFPs be approved:

- **Charter Avenue Bridge Replacement: Pyramid Construction, \$1,352,926.40**
- **Chafe's Lane Playground: Coastline Specialties Limited, \$98,980.00**
- **RFP: Torbay Road North Commercial Area Follow-up Transportation Impact Study, \$89,970.60**
- **RFP: Blackmarsh Road/Empire Avenue Water Transmission Main Replacement, \$521,246.40 (including HST)**
- **RFP: Scanlon's Lane Mural, \$20,000**

CARRIED UNANIMOUSLY

OTHER BUSINESS

E-poll – Mighty Quinton Production- Rod Stewart Concert

SJMC2015-07-14/338R

Moved - Councillor Lane; Seconded – Councillor Collins

That Council ratify the above noted E-poll to have Prince Phillip Drive (from Allandale Road to Portugal Cove Road) closed to traffic beginning 7 p.m. on Friday, July 10 until 6 a.m. on Sunday, July 12, 2015.

CARRIED UNANIMOUSLY

Economic Outlook 2015

Council considered the above noted document for information purposes.

ADJOURNMENT

There being no further business, the meeting adjourned at 5:44 pm.

MAYOR

CITY CLERK