

ST. JOHN'S

Minutes of Regular Meeting - City Council

Council Chamber, 4th Floor, City Hall

October 5, 2020, 3:00 p.m.

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

Regrets: Councillor Dave Lane
Councillor Ian Froude

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
Ken O'Brien, Chief Municipal Planner
Shanna Fitzgerald, Legislative Assistant
Kelly Maguire, Public Relations & Marketing Officer

Others: Sherry Colford, Director of Regional Fire Services
Gary Power, Fire Prevention Officer

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

2. PROCLAMATIONS/PRESENTATIONS

2.1 Fire Prevention Week 2020

Chief Sherry Colford and Officer Gary Power were in attendance for the Fire Prevention Week 2020 proclamation.

3. APPROVAL OF THE AGENDA

3.1 Adoption of Agenda

SJMC-R-2020-10-05/488

Moved By Councillor Collins

Seconded By Deputy Mayor O'Leary

That the Agenda be adopted as presented.

For (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, and Councillor Collins

MOTION CARRIED (8 to 0)

4. ADOPTION OF THE MINUTES

4.1 Adoption of Minutes - September 28, 2020

SJMC-R-2020-10-05/489

Moved By Councillor Stapleton

Seconded By Councillor Hanlon

That the minutes of the meeting held on September 28, 2020 be adopted as presented.

For (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, and Councillor Collins

MOTION CARRIED (8 to 0)

5. BUSINESS ARISING FROM THE MINUTES

5.1 Notice of Motion - Heritage Designation - 172 Campbell Avenue

Councillor Burton presented the following Heritage Designation By-Law for 172 Campbell Avenue.

SJMC-R-2020-10-05/490

Moved By Councillor Burton

Seconded By Councillor Korab

That Council adopt a Heritage Designation By-Law for 172 Campbell Avenue (PID #24149) so as to have the structure situated on this property designated as a Heritage Building.

For (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, and Councillor Collins

MOTION CARRIED (8 to 0)

6. NOTICES PUBLISHED

6.1 133 Old Bay Bulls - Residential Low Density (R1) Zone - Ward 5

Application

A Discretionary Use application has been submitted to operate a Home Occupation in a portion of the Dwelling at 133 Old Bay Bulls Road. The proposed business will offer a Dog Training and Dog Wash Service.

Description

Training Services will be limited to two dogs at a time, and all training will take place inside the Dwelling. The dogs will be accompanied and controlled by the owners at all times and will be leashed when entering and leaving the business. The wash services are for shampoo, brush and dry only, limited to one dog at a time.

The proposal will have a floor area of 44.77m². The business will be available by appointment only on Monday, Wednesday and Friday 9 a.m.–5 p.m., Tuesday and Thursday 11 a.m.–3 p.m. and 7 p.m.–9 p.m. (evenings for training only) and Saturday 11 a.m.–3 p.m. Training services will take place in 1-hour intervals. The property owner is the sole employee. On-site parking is provided.

2 submissions received.

SJMC-R-2020-10-05/491

Moved By Councillor Collins

Seconded By Councillor Hanlon

That Council approve the application for a Home Occupation offering a Dog Training and Dog Wash Service in a portion of the Dwelling at 133 Old Bay Bulls Road, subject to meeting all applicable requirements.

For (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, and Councillor Collins

MOTION CARRIED (8 to 0)

6.2 520 Main Road - Residential Low Density (R1) Zone - Ward 5

Application

A Change of Non-Conforming Use Application has been submitted at 520 Main Road to change the Use from a convenience store to a Pet Grooming Salon

Description

The proposed business will occupy a floor area of 46.5 m². The proposed hours of operation are Tuesday to Friday and every second Saturday, 10:30 a.m. to 5 p.m. Clients are by appointment only, ranging 1-6 hours in length and 1 client at a time. Drop off and pick up only. The business will employ 1 person with 1 additional employee in the future. On-site parking is provided.

No submissions received.

SJMC-R-2020-10-05/492

Moved By Councillor Collins

Seconded By Councillor Hickman

That Council approve the Change of Non-Conforming Use Application submitted at 520 Main Road to change the Use from a convenience store to a Pet Grooming Salon, subject to meeting all applicable requirements.

For (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, and Councillor Collins

MOTION CARRIED (8 to 0)

7. COMMITTEE REPORTS

7.1 Development Committee Report

1. Request for Increased Height for an Accessory Building in the Watershed - 88 Clarke's Hillview Road, Town of Paradise - INT2000088

SJMC-R-2020-10-05/493

Moved By Councillor Burton

Seconded By Councillor Korab

That Council reject the proposed height increase to 4.4m for an Accessory Building at 88 Clarke's Hillview Road, Town of Paradise, as it is contrary to the Watershed Agreement between the City of St. John's and the Town of Paradise.

For (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, and Councillor Collins

MOTION CARRIED (8 to 0)

2. Request to set the parking requirement for a Service Shop - 55 Kiwanis Street - INT2000091

SJMC-R-2020-10-05/494

Moved By Councillor Burton

Seconded By Deputy Mayor O'Leary

That Council set 12 parking spaces as the requirement for parking at 55 Kiwanis Street for the proposed Service Shop.

For (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, and Councillor Collins

MOTION CARRIED (8 to 0)

3. Set Parking Requirement for proposed Custom Workshop Use - 60 O'Leary Avenue - INT2000090

SJMC-R-2020-10-05/495

Moved By Councillor Burton

Seconded By Councillor Stapleton

That Council set 26 parking spaces as the parking requirement for the proposed Custom Workshop Use (Kitchen Building and Supply Shop) at 60 O'Leary Avenue.

For (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, and Councillor Collins

MOTION CARRIED (8 to 0)

8. DEVELOPMENT PERMITS LIST (FOR INFORMATION ONLY)

8.1 Development Permits List for the Period of September 24 - 30, 2020

Council considered the above noted for information.

9. BUILDING PERMITS LIST

9.1 Building Permits List for the Period of September 24 - 30, 2020

SJMC-R-2020-10-05/496

Moved By Councillor Hickman

Seconded By Councillor Hanlon

That Council approve the Building Permits List for the period of September 24 to September 30, 2020.

For (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, and Councillor Collins

MOTION CARRIED (8 to 0)

10. REQUISITIONS, PAYROLLS AND ACCOUNTS

10.1 Weekly Payment Vouchers for the Week Ending September 30, 2020

SJMC-R-2020-10-05/497

Moved By Deputy Mayor O'Leary

Seconded By Councillor Collins

That Council approve the Weekly Payment Vouchers for the week ending September 30, 2020 in the amount of \$7,607,164.12.

For (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, and Councillor Collins

MOTION CARRIED (8 to 0)

11. TENDERS/RFPS

11.1 2020138 - Snow Clearing & Ice Control at Water Treatment Plants

SJMC-R-2020-10-05/498

Moved By Councillor Korab

Seconded By Deputy Mayor O'Leary

That Council award this open call to the lowest bidder meeting specifications, Fairview Investments Limited, for \$87,543.75 (HST Included) as per the Public Procurement Act.

For (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, and Councillor Collins

MOTION CARRIED (8 to 0)

11.2 2020144 - Downtown Sidewalk Snow Clearing and Ice Control

Minutes of October 5th amended to correct Councillor Hanlon's incorrect abstention in the following vote. The abstention was submitted in error.

SJMC-R-2020-10-05/499

Moved By Deputy Mayor O'Leary

Seconded By Councillor Hanlon

That Council award this open call to the lowest bidder meeting specifications, Alltask Excavating Inc. for \$129,900.00 per year (HST Included) as per the Public Procurement Act.

For (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, and Councillor Collins

MOTION CARRIED (8 to 0)

11.3 2020136 - Standing Offer to supply anthracite and sand media

SJMC-R-2020-10-05/500

Moved By Councillor Hickman

Seconded By Councillor Stapleton

That Council award open call 2020136 Standing Offer to supply and deliver anthracite and sand filter media to the lowest bidder meeting specification, Ornamental Concrete, for the sum of \$143,249.75 (HST included) as per the Public Procurement Act.

Please note this contract was originally approved by Council to be awarded to Anthrafilter Media & Coal Ltd. (SJMC-R-2020-08-31/434) this vendor was not willing to supply the required documentation to finalize the award process and therefore disqualified.

For (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, and Councillor Collins

MOTION CARRIED (8 to 0)

12. **NOTICES OF MOTION, RESOLUTIONS QUESTIONS AND PETITIONS**

13. **OTHER BUSINESS**

14. **ADJOURNMENT**

There being no further business, the meeting adjourned at 3:36 pm.

MAYOR

CITY CLERK