

ST. JOHN'S

Minutes of Regular Meeting - City Council

Council Chamber, 4th Floor, City Hall

March 29, 2021, 3:00 p.m.

Present: Mayor Danny Breen
Councillor Sandy Hickman
Councillor Debbie Hanlon
Councillor Deanne Stapleton
Councillor Jamie Korab
Councillor Ian Froude
Councillor Wally Collins
Councillor Shawn Skinner

Regrets: Deputy Mayor Sheilagh O'Leary
Councillor Maggie Burton

Staff: Kevin Breen, City Manager
Tanya Haywood, Deputy City Manager of Community Services
Jason Sinyard, Deputy City Manager of Planning, Engineering & Regulatory Services
Cheryl Mullett, City Solicitor
Susan Bonnell, Manager - Communications & Office Services
Elaine Henley, City Clerk
Maureen Harvey, Legislative Assistant

Others: Brian Head, Manager of Parks & Open Space

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 **Global Meetings Industry Day April 8, 2021**

Mayor Breen declared Global Meetings Industry Day on April 8, 2021.

3. **APPROVAL OF THE AGENDA**

3.1 **Adoption of Agenda**

SJMC-R-2021-03-29/121

Moved By Councillor Collins

Seconded By Councillor Hanlon

That the Agenda be adopted as presented.

For (8): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (8 to 0)

4. **ADOPTION OF THE MINUTES**

4.1 **Adoption of Minutes - March 22, 2021**

SJMC-R-2021-03-29/122

Moved By Councillor Hickman

Seconded By Councillor Stapleton

That the minutes of March 22, 2021 be adopted noting that Councillor Froude had inadvertently voted on the community grants not being in aware that he was in a conflict of interest position. His vote will be adjusted to reflect his abstention. It has no impact as the original motion was carried 7-0.

For (8): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (8 to 0)

5. BUSINESS ARISING FROM THE MINUTES

6. DEVELOPMENT APPLICATIONS

6.1 Establishing Building Line Setback 67
Bay Bulls Road
DEV2100030

SJMC-R-2021-03-29/123

Moved By Councillor Collins

Seconded By Councillor Skinner

That Council approve the 10.04 metre Building Line setback at 67 Bay Bulls Road to accommodate the construction of a Single Detached Dwelling.

For (8): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (8 to 0)

6.2 Discretionary Use for Eating Establishment
11 Barrows Road
DEV2100015

SJMC-R-2021-03-29/124

Moved By Councillor Skinner

Seconded By Councillor Korab

That Council approve the application for a temporary Eating Establishment with outdoor seating at 11 Barrows Road until November 2022, subject to all applicable requirements.

For (6): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Korab, Councillor Froude, and Councillor Collins

Against (2): Councillor Stapleton, and Councillor Skinner

MOTION CARRIED (6 to 2)

6.3 Home Occupation 221
Hamilton Avenue
DEV2000199

SJMC-R-2021-03-29/125

Moved By Councillor Skinner

Seconded By Councillor Hanlon

That Council approve the application for a Home Occupation for Indoor Hydroponic Vegetable Production at 221 Hamilton Avenue, subject to all applicable requirements.

For (8): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (8 to 0)

6.4 Home Occupation
273 Thorburn Road
DEV2100021

SJMC-R-2021-03-29/126

Moved By Councillor Froude

Seconded By Councillor Collins

That Council approve the Home Occupation application for creating specialty teas at 273 Thorburn Road, subject to all applicable requirements.

For (8): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (8 to 0)

6.5 Home Occupation 29
Collier's Lane
DEV2100023

SJMC-R-2021-03-29/127

Moved By Councillor Skinner

Seconded By Councillor Stapleton

That Council approve the application to operate a Bakery as a Home Occupation at 29 Collier's Lane, subject to all applicable requirements.

For (8): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (8 to 0)

6.6 Outdoor Eating Area 48
Kenmount Road
DEV2100022

SJMC-R-2021-03-29/128

Moved By Councillor Froude

Seconded By Councillor Korab

That Council approve the application submitted by Five Guys Burger and Fries for an Outdoor Eating Area at 48 Kenmount Road, Avalon Mall, subject to all applicable requirements.

For (8): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (8 to 0)

6.7 Home Occupation 72
Golf Avenue
DEV2100020

SJMC-R-2021-03-29/129

Moved By Councillor Skinner

Seconded By Councillor Hanlon

That Council approve the application to operate a Speech-Language Pathology practice as a Home Occupation at 72 Golf Avenue, subject to staff consulting with the applicant to consider an adjustment to the requested times between appointments.

For (8): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (8 to 0)

7. COMMITTEE REPORTS

7.1 Committee of the Whole Report - March 24, 2021

1. Downtown Pedestrian Mall Road Closure 2021

SJMC-R-2021-03-29/130

Moved By Councillor Hanlon

Seconded By Councillor Skinner

That Council approve the following from July 2 to September 6:

1. Close Water Street from Adelaide Street to Prescott Street.
2. Due to the reasons outlined in the presentation at the March 24 Committee of the Whole, that sections 2, 4, and 5 of Duckworth Street are not included in the road closure.
3. As sections 1 and 3 have no identified barriers preventing a road closure, that Council include both of these sections in the 2021 Downtown Pedestrian Mall.

For (8): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (8 to 0)

8. DEVELOPMENT PERMITS LIST (FOR INFORMATION ONLY)

9. BUILDING PERMITS LIST (FOR INFORMATION ONLY)

9.1 Building Permits List for the week of March 24, 2021

10. REQUISITIONS, PAYROLLS AND ACCOUNTS

10.1 Weekly Payment Vouchers for the Week Ending March 24, 2021

SJMC-R-2021-03-29/131

Moved By Councillor Hanlon

Seconded By Councillor Stapleton

That Council approve the weekly payment vouchers for the week ending March 24, 2021 in the amount of \$10,011,180.04

For (8): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (8 to 0)

11. TENDERS/RFPS

11.1 2021021 – Bunker Gear

SJMC-R-2021-03-29/132

Moved By Councillor Froude

Seconded By Councillor Collins

That Council award 2021021 – Bunker Gear to the lowest bidder meeting specification, K&D Pratt Group Inc., as per the Public Procurement Act, for \$91,252.50, HST included, per year.

For (8): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (8 to 0)

11.2 2021028 – One (1) Single Axle Sander

SJMC-R-2021-03-29/133

Moved By Councillor Hickman

Seconded By Councillor Skinner

That Council award open call 2021028 – Single Axle Sander to the lowest bidder meeting specification, Harvey & Company Ltd, as per the Public Procurement Act, for \$283,345.58, HST included.

For (8): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (8 to 0)

11.3 2021029 – Four (4) Tandem Sanders

SJMC-R-2021-03-29/134

Moved By Councillor Hickman

Seconded By Councillor Froude

That Council award open call 2021029 - Tandem Sanders to the lowest bidder meeting specification, Harvey & Company Ltd, as per the Public Procurement Act, for \$1,262,384.44, HST included.

For (8): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (8 to 0)

11.4 2021038 - Three (3) Garbage Trucks

SJMC-R-2021-03-29/135

Moved By Councillor Hickman

Seconded By Councillor Stapleton

That Council award open call 2021038 – Three (3) Garbage Trucks to the lowest bidder meeting specification, Shu-Pak Equipment Inc, as per the Public Procurement Act, for \$1,200,600.00, HST included.

For (8): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (8 to 0)

11.5 2021041 – One (1) Recycling Truck

SJMC-R-2021-03-29/136

Moved By Councillor Hickman

Seconded By Councillor Stapleton

That Council award open call 2021041 – One (1) Recycling Truck to the lowest bidder meeting specification, Shu-Pak Equipment Inc, as per the Public Procurement Act, for \$414,000.00 HST included.

For (8): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (8 to 0)

11.6 2021026 Supply and Delivery of Bulk Fuels

SJMC-R-2021-03-29/137

Moved By Councillor Hickman

Seconded By Councillor Korab

That Council award this open call to the lowest bidders meeting specifications, Harvey's Oil Limited (Section 1 - Furnace Fuel), Western Petroleum Newfoundland Limited (Section 2 – Regular Unleaded Gasoline), and North Atlantic (Section 3 - Ultra Low Sulfur Diesel) with an estimated total contract value of \$3,920,229.90 per year (HST not included) as per the Public Procurement Act.

For (8): Mayor Breen, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (8 to 0)

12. NOTICES OF MOTION, RESOLUTIONS QUESTIONS AND PETITIONS

Councillor Froude gave notice that at a future Regular Meeting of Council, move a motion to have City Council direct staff to undertake a comprehensive public engagement process regarding the potential future use of the Rennie's River Trail and the Virginia River Trail as a shared-use path; and the consideration of alternative routes that achieve the north-south connectivity required for an effective network.

13. OTHER BUSINESS

14. ACTION ITEMS RAISED BY COUNCIL

14.1 Update on Panhandling in the Downtown

Staff was requested to provide Committee of the Whole with an update on efforts to reduce panhandling in the downtown core.

15. ADJOURNMENT

There being no further business, the meeting adjourned at 4:06 pm

MAYOR

CITY CLERK