

# **ST. JOHN'S**

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## **Minutes of Regular Meeting - City Council**

**Council Chamber, 4th Floor, City Hall**

**May 3, 2021, 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 Ian Froude
- Councillor Wally Collins
- Councillor Shawn Skinner

**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
- Susan Bonnell, Manager - Communications & Office Services
- Elaine Henley, City Clerk
- Ken O'Brien, Chief Municipal Planner
- Maureen Harvey, Legislative Assistant
- Kelly Maguire, Public Relations & Marketing 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 **Youth Week Proclamation**

Lori Letto from the Community Services Department was present for this matter. Mayor Breen read the attached proclamation and proceeded to welcome and congratulate the following recipients:

Junior Youth of the Year - Margaret Peters

Senior Youth of the Year - Jorja Hinks

2.2 **Pick It Up - Clean Up Campaign 2021**

Mayor Breen read the attached proclamation declaring May 3rd, 2021 as the start of this spring's **Pick it Up for YYT Clean Up Campaign** in the City of St. John's.

3. **APPROVAL OF THE AGENDA**

3.1 **Adoption of Agenda**

SJMC-R-2021-05-03/196

**Moved By** Councillor Froude

**Seconded By** Councillor Skinner

That the Agenda be adopted as presented.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

**MOTION CARRIED (10 to 0)**

4. **ADOPTION OF THE MINUTES**

4.1 **Adoption of the Minutes - April 27, 2021**

SJMC-R-2021-05-03/197

**Moved By** Councillor Hanlon

**Seconded By** Deputy Mayor O'Leary

That the minutes of April 27, 2021 be adopted as presented.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

**MOTION CARRIED (10 to 0)**

**5. BUSINESS ARISING FROM THE MINUTES**

**5.1 28 Eric Street, Adoption REZ1900015**

Deferred from Regular Meeting of March 22, 2021

SJMC-R-2021-05-03/198

**Moved By** Councillor Burton

**Seconded By** Councillor Froude

That Council adopt St. John's Development Regulations Amendment Number 717, 2021, which will rezone a portion of land at 28 Eric Street from the Open Space (O) Zone to the Residential High Density (R3) Zone.

Further, that Council approve a Floor Area Ratio of 1.14 for the middle Townhouse unit proposed at 28 Eric Street.

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

Against (2): Deputy Mayor O'Leary, and Councillor Skinner

**MOTION CARRIED (8 to 2)**

**5.2 3 Park Place, Adoption REZ2000006 (Revised)**

SJMC-R-2021-05-03/199

**Moved By** Councillor Burton

**Seconded By** Councillor Skinner

That Council adopt the revised St. John's Development Regulations Amendment Number 715, 2021, which will expand Heritage Use to allow the development of a Dwelling Unit in a designated Carriage House.

Further, that Council approve the discretionary use of 3 Park Place as a Heritage Use (Carriage House).

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

**MOTION CARRIED (10 to 0)**

**6. DEVELOPMENT APPLICATIONS**

**6.1 Request for Crown Land Lease for Agricultural Use – Trans-Canada Highway - CRW2100002**

SJMC-R-2021-05-03/200

**Moved By** Councillor Burton

**Seconded By** Councillor Collins

That Council approve the Crown Land Lease for 28 hectares of land within the City of St. John's, located off the Trans-Canada Highway.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

**MOTION CARRIED (10 to 0)**

**6.2 Request for Accessory Building and Fence in the Floodplain Buffer - 42 Gallipoli Street – INT2100039**

SJMC-R-2021-05-03/201

**Moved By** Councillor Burton

**Seconded By** Councillor Stapleton

That Council approve the construction of the proposed Accessory Building and Fence at 42 Gallipoli Street, which is within the Floodplain Buffer.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

**MOTION CARRIED (10 to 0)**

7. **COMMITTEE REPORTS**

8. **DEVELOPMENT PERMITS LIST (FOR INFORMATION ONLY)**

8.1 **Development Permits List April 22 - April 28, 2021**

9. **BUILDING PERMITS LIST (FOR INFORMATION ONLY)**

9.1 **Building Permit List for the week April 28, 2021**

10. **REQUISITIONS, PAYROLLS AND ACCOUNTS**

10.1 **Weekly Payment Vouchers for the Week Ending April 28, 2021**

SJMC-R-2021-05-03/202

**Moved By** Councillor Hanlon

**Seconded By** Deputy Mayor O'Leary

That the weekly payment vouchers for the week ending April 28, 2021 be approved in the amount of \$1,196,293.68.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

**MOTION CARRIED (10 to 0)**

11. **TENDERS/RFPS**

11.1 **2021051 - Asphalt Lab Renovation**

SJMC-R-2021-05-03/203

**Moved By** Councillor Hickman

**Seconded By** Councillor Collins

That Council award this open call to the lowest bidder that meets specifications, J & T Construction Limited, for \$357,378.83 (HST Included) as per the Public Procurement Act.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

**MOTION CARRIED (10 to 0)**

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

**13. OTHER BUSINESS**

**13.1 142 Old Pennywell Road – Adoption – REZ2000012**

SJMC-R-2021-05-03/204

**Moved By** Councillor Froude

**Seconded By** Councillor Burton

That Council adopt St. John's Development Regulations Amendment Number 719, 2021, which will rezone property at 142 Old Pennywell Road [Parcel ID 22428] from the Residential Low Density (R1) Zone to the Residential Medium Density (R2) Zone.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

**MOTION CARRIED (10 to 0)**

**13.2 2021 Streets Rehabilitation Program List**

Councillor Hickman presented the attached information note and reported that staff will proceed with public tender(s) for the 2021 Streets Rehabilitation Program based on the lists provided. The smaller program will be tendered if the City does not receive approval on the new MYCW cost shared program with the Province. If additional MYCW funding is approved within the next week, staff will go to tender with the larger program. If additional funding is approved after the smaller program is

tendered, the City will proceed with other tenders as required to complete the larger program.

**13.3 Envision St. John's Municipal Plan and Development Regulations – Adoption**

SJMC-R-2021-05-03/205

**Moved By** Councillor Burton

**Seconded By** Deputy Mayor O'Leary

That Council adopt the Envision St. John's Municipal Plan and the Envision St. John's Development Regulations, dated April 2021.

That Council appoint Marie Ryan as an independent commissioner to conduct a virtual public hearing on Envision St. John's, tentatively scheduled for Wednesday, June 9, 2021, at 7:00 p.m., using Microsoft Teams.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

**MOTION CARRIED (10 to 0)**

**13.4 Residential Driveways in Floodplain – Adoption – REZ2000011**

SJMC-R-2021-05-03/206

**Moved By** Councillor Burton

**Seconded By** Councillor Collins

That Council adopt St. John's Development Regulations Amendment Number 720, 2021, which will allow the development of driveways in a floodplain under certain conditions where the grade of the land would not be changed.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

**MOTION CARRIED (10 to 0)**

**13.5 Mobile Vendors Association of Newfoundland – Downtown Pedestrian Mall Proposal**

SJMC-R-2021-05-03/207

**Moved By** Councillor Hanlon

**Seconded By** Councillor Stapleton

That Council approve two food mobile vending units and two non-food mobile vending units, which do not require generators or electrical hook ups, within the Downtown Pedestrian Mall. These units would be managed by the Mobile Vending Association of NL. This would be in addition to the current lease holder on Water Street.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

**MOTION CARRIED (10 to 0)**

**13.6 Senior of the Year 2021 - Update**

SJMC-R-2021-05-03/208

**Moved By** Councillor Stapleton

**Seconded By** Deputy Mayor O'Leary

That Council agree that the announcement of the Senior of the Year Award will take place on Monday, September 27, 2021 during the Council Meeting. If COVID-19 guidelines restrict the in-person Council Meeting, the award will be presented in a COVID-19 friendly setting on October 1st- National Seniors Day.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

**MOTION CARRIED (10 to 0)**

**13.7 68 Queen's Road Hearing Commissioner – MPA1900002**



SJMC-S-2021-05-03/209

**Moved By** Councillor Burton

**Seconded By** Councillor Hickman

That Council appoint Mr. Dan Noseworthy as the commissioner for the townhouse part of the application, for a public hearing May 5, 2021.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

**MOTION CARRIED (10 to 0)**

14. **ACTION ITEMS RAISED BY COUNCIL**

15. **ADJOURNMENT**

There being no further business, the meeting adjourned at 4:36 pm

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MAYOR

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CITY CLERK