

# **ST. JOHN'S**

---

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

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

**June 8, 2020, 3:00 p.m.**

**Present:**

- Mayor Danny Breen
- Deputy Mayor Sheilagh 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

**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
- Lynnnann Winsor, Deputy City Manager of Public Works
- Cheryl Mullett, City Solicitor
- Elaine Henley, City Clerk
- Ken O'Brien, Chief Municipal Planner
- Maureen Harvey, Legislative Assistant
- Susan Bonnell, Manager - Communications & Office Services

### **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 Senior of the Year Award**

Mayor Breen announced the recipient of this year's Senior of the Year Award. This award, sponsored by Kenny's Pond Retirement Home, recognizes an outstanding senior who is making a difference in our community through leadership, volunteering, or improving the quality of life for our citizens through community involvement in a variety of activities such as music, sport, recreation, art, or community service.

This year's award recipient is Margaret Thorne. This inspirational lady is 94 years young and has dedicated every week for the last 14 years to volunteering at Saint Luke's Home. She provides support to the residents during meal time, helping with prayer service, and to watering plants; you name it and she's helped. During Christmas, Margaret and her friends will go above and beyond to provide the residents that don't have much with a little gift bag on behalf of St. Vincent De Paul. She offers volunteer time by helping with Church services in her community and food banks at Corpus Christi Parish. And what is most amazing is that Margaret travels by foot everywhere she goes and keeps a smile on her face while she does it.

Recognition was also given to other nominees for their volunteer efforts, namely Janice Baird and James Collins.

**3. APPROVAL OF THE AGENDA**

**3.1 Adoption of Agenda**

**SJMC-R-2020-06-08/260**

**Moved By** Councillor Hanlon

**Seconded By** Deputy Mayor O'Leary

That the agenda be adopted as presented.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**4. ADOPTION OF THE MINUTES**

**4.1 Adoption of Minutes - May 25, 2020**

**SJMC-R-2020-06-08/261**

**Moved By** Councillor Froude

**Seconded By** Councillor Lane

That the minutes of May 25, 2020 be adopted as presented.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**5. BUSINESS ARISING FROM THE MINUTES**

**5.1 Notice of Motion - 1 Cliff's-Baird's Cove**

At the May 25, 2020 meeting of Council Deputy Mayor Sheilagh O'Leary gave notice of her intent to bring forward a motion rescinding the following resolution from the Regular Meeting of May 11, 2020:

**1 Cliff's-Baird's Cove, MPA1900005**

**SJMC-R-2020-05-11/236**

**Moved By** Councillor Burton

**Seconded By** Councillor Hickman

That Council approve the attached resolutions for St. John's Municipal Plan Amendment Number 147, 2020 and St. John's Development Regulations Amendment Number 680, 2020, as adopted.

That Council approve the Discretionary Use of 1 Cliff's-Baird's Cove as a Hotel located on the 9th and/or higher Storeys of a Building in the A.P. Parking Garage Zone.

That Council approve the Discretionary Use of 1 Cliff's-Baird's Cove as ground floor Retail Store or Office in the A.P. Parking Garage Zone, as proposed in the November 2019 Land Use Assessment Report for 1

Cliff's-Baird's Cove.

That Council approve parking relief for 21 spaces for the proposed use of 1 Cliff's-Baird's Cove, as per Section 9.1.2(1) of the Development Regulations.

**MOTION CARRIED (6 to 5)**

**SJMC-R-2020-06-08/262**

**Moved By** Deputy Mayor O'Leary

**Seconded By** Councillor Burton

That Council rescind Resolution No. **SJMC-R-2020-05-11/236 giving approval for the application at 1 Cliff's-Baird's Cove, MPA1900005 for the following:**

Resolutions for St. John's Municipal Plan Amendment Number 147, 2020 and St. John's Development Regulations Amendment Number 680, 2020, as adopted.

Discretionary Use of 1 Cliff's-Baird's Cove as a Hotel located on the 9th and/or higher Storeys of a Building in the A.P. Parking Garage Zone.

Discretionary Use of 1 Cliff's-Baird's Cove as ground floor Retail Store or Office in the A.P. Parking Garage Zone, as proposed in the November 2019 Land Use Assessment Report for 1 Cliff's-Baird's Cove.

Parking relief for 21 spaces for the proposed use of 1 Cliff's-Baird's Cove, as per Section 9.1.2(1) of the Development Regulations.

For (1): Deputy Mayor O'Leary

Against (10): Mayor Breen, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION LOST (1 to 10)**

**6. NOTICES PUBLISHED**

**6.1 Notices Published June 8, 2020**

**1. 150 New Gower Street**

Discretionary Use Application submitted by Hilton Garden Inn for an Outdoor Eating and Lounge Area at 150 New Gower Street

Description

The area will be approximately 75.3m<sup>2</sup> and be located along New Gower Street at ground level on the exiting patio. The hours for the Outdoor Area will be 6 am to 11 pm daily.

**SJMC-R-2020-06-08/263**

**Moved By** Councillor Jamieson

**Seconded By** Councillor Hanlon

That Council approve a Discretionary Use Application submitted by Hilton Garden Inn for an Outdoor Eating and Lounge Area at 150 New Gower Street subject to all applicable regulatory requirements.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**7. COMMITTEE REPORTS**

**7.1 Development Committee Report**

- 1. Request 10% Lot Frontage Variance  
45 Ryan's Place – Rural Residential Infill (RRI) Zone  
DEV1800211**

**SJMC-R-2020-06-08/264**

**Moved By** Councillor Burton

**Seconded By** Councillor Collins

That Council approve the 10% lot frontage variance for the proposed new building lot at 45 Ryan's Place.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**7.2 Committee of the Whole Report - May 27, 2020**

- 1. Residential and Commercial Permits Fees**

**SJMC-R-2020-06-08/265****Moved By** Councillor Lane**Seconded By** Councillor Hanlon

That Council ratify an e-poll conducted which, effective May 27, 2020, Council approved waiving residential and commercial permit fees for the following construction projects for the remainder of the calendar year:

- Patios and decks
- Fences
- Accessory buildings (such as sheds)
- General Repairs

Residents will still be required to make a permit application for decks, fences, accessory buildings and general repairs and must comply with all applicable regulations and bylaws, however the minimum fee of \$50 for these permits and the additional \$9 fee per \$1000 in construction value is waived for the 2020 construction season.

In addition, the renewal of expired residential parking permits has been further deferred until July 1, 2020. The City will not issue tickets to vehicles that are displaying expired 2019 residential parking permits, provided permits are used in the correct area.

As of July 1, residents will be given the opportunity to renew their 2019 permits and a further announcement on the process will be made closer to that date.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**2. Streets Rehabilitation Program Contract #2**

**SJMC-R-2020-06-08/266****Moved By** Councillor Froude**Seconded By** Councillor Collins

That Council maintain the previously approved level of spending of \$360,000 for grind & patch which lists the following streets: Bay Bull's Road, Brookfield Road, Columbus Drive, Cowan Avenue, Doyle's Road, Main Road, Old Petty Harbour Road, Pearltown Road, Petty Harbour Road, Ruby Line, Southlands Boulevard, Teakwood Drive, Topsail Road, Waterford Bridge Road

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**3. Regular, Special and COTW Meetings – Summer Schedule**

Council considered the following schedule of meetings for the summer of 2020.

Regular/Special Meetings

- Monday, June 8, 2020
- Tuesday, June 23, 2020
- Monday, July 6, 2020
- Monday, July 20, 2020
- Tuesday, August 4, 2020
- Monday, August 17, 2020
- Monday, August 31, 2020

Committee of the Whole Meetings

- Wednesday, June 10, 2020
- Wednesday, June 24, 2020
- Wednesday, July 8, 2020
- Wednesday, July 22, 2020
- Wednesday, August 5, 2020
- Wednesday, August 19, 2020

- Wednesday, September 2, 2020

**SJMC-R-2020-06-08/267**

**Moved By** Deputy Mayor O'Leary

**Seconded By** Councillor Jamieson

That Council approve the proposed summer schedule for Regular, Special and Committee of the Whole (COTW) meetings.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**4. 5 Church Hill – Application for a Roof Deck**

**SJMC-R-2020-06-08/268**

**Moved By** Councillor Burton

**Seconded By** Councillor Hanlon

That Council approve the roof deck at 5 Church Hill, as proposed and further that staff be directed to research the history of moratoriums on the construction of roof top decks and provide Council with a report.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

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

**8.1 Development Permits List for the period of May 21, 2020 to June 3, 2020**

**9. BUILDING PERMITS LIST**

**9.1 Building Permits List for Week ending June 3, 2020**



**SJMC-R-2020-06-08/269**

**Moved By** Councillor Stapleton

**Seconded By** Deputy Mayor O'Leary

That Council approve the Building Permits List for the period ending June 3, 2020.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**10. REQUISITIONS, PAYROLLS AND ACCOUNTS**

**10.1 Weekly Payment Vouchers for the Week Ending May 27, 2020**

**SJMC-R-2020-06-08/270**

**Moved By** Councillor Stapleton

**Seconded By** Councillor Hickman

That Council approve the weekly payment vouchers for the week ending May 27, 2020 in the amount of \$3,689,741.21

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**10.2 Weekly Payment Vouchers for the Week Ending June 3, 2020**

**SJMC-R-2020-06-08/271**

**Moved By** Councillor Lane

**Seconded By** Councillor Hanlon

That Council approve the weekly payment vouchers for the week ending June 3, 2020 in the amount of \$ 4,854,454.07

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**11. TENDERS/RFPS**

**11.1 2020067 - 2020 Infrastructure Maintenance Contract #1 – Manhole and Catch Basin Repairs**

**SJMC-R-2020-06-08/272**

**Moved By** Councillor Froude

**Seconded By** Councillor Lane

That Council award this open call 2020 Infrastructure Maintenance Contract #1 to **Infinity Construction Ltd.** for the sum of \$ 2,840,607.81 (HST Included) the lowest qualified bidder meeting specifications as per the Public Procurement Act

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**11.2 2020085 - CCTV Services**

**SJMC-R-2020-06-08/273**

**Moved By** Councillor Froude

**Seconded By** Deputy Mayor O'Leary

That Council award open call 2020085 – CCTV Services to the lowest, and sole bidder, meeting specifications, Afonso Group Limited, for \$547,112.50 including HST as per the Public Procurement Act

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**11.3 2020066 - Infrastructure Maintenance Contract 3**

**SJMC-R-2020-06-08/274**

**Moved By** Councillor Froude

**Seconded By** Councillor Stapleton

That Council award this open call 2020066 - Infrastructure Maintenance Contract 3 to **Parsons Paving Ltd.** for the sum of \$ 3,641,747.55 (HST Included) to the lowest qualified bidder meeting specifications as per the Public Procurement Act.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**11.4 2020077 2020 Streets Rehab Contract 2**

**SJMC-R-2020-06-08/275**

**Moved By** Councillor Froude

**Seconded By** Councillor Collins

That Council award open call 2020077 Streets Rehab #2 2020 to the lowest bidder meeting specifications **Parsons Paving Ltd.** for the sum of \$3,429,77.48 (HST included), as per the Public Procurement Act.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**11.5 2020069 – Supply and Delivery of Trackless Parts**

**SJMC-R-2020-06-08/276**

**Moved By** Councillor Froude

**Seconded By** Councillor Burton

That Council award this open call 2020069 - The Supply and Delivery of Trackless Parts to the lowest qualified bidders meeting the specifications, on an item by item basis, as per the Public Procurement Act. Items underlined on the attached spreadsheet are being recommended for award. There was a total of 275 items on this open call, but only 261 to be awarded on this open call, with no bids received on 14 items.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

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

**13. OTHER BUSINESS**

**13.1 20 Gower Street, Designated Heritage Building Window Replacement**

**SJMC-R-2020-06-08/277**

**Moved By** Councillor Burton

**Seconded By** Councillor Jamieson

That Council approve the window replacement at 20 Gower Street, as proposed.

For (11): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Jamieson, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (11 to 0)**

**14. ADJOURNMENT**

There being no further business, the meeting adjourned at 4:22 pm

---

MAYOR

---

CITY CLERK