

# 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 44.77m<sup>2</sup>. 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 m<sup>2</sup>. 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**

**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 (7): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Stapleton, Councillor Korab, and Councillor Collins

Abstain (1): Councillor Hanlon

**MOTION CARRIED (7 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.

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MAYOR

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CITY CLERK