

ST. JOHN'S

Minutes of Regular Meeting - City Council

Council Chamber, 4th Floor, City Hall

November 2, 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 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
- 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

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 **World Town Planning Day - November 8, 2020**

Ken O'Brien, Municipal Planner was in attendance for the proclamation for World Town Planning Day.

3. **APPROVAL OF THE AGENDA**

3.1 **Adoption of Agenda**

SJMC-R-2020-11-02/553

Moved By Councillor Lane

Seconded By Councillor Skinner

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 Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (11 to 0)

4. **ADOPTION OF THE MINUTES**

4.1 **Adoption of Minutes - October 26, 2020**

SJMC-R-2020-11-02/554

Moved By Councillor Hanlon

Seconded By Councillor Stapleton

That the minutes of the Regular meeting held October 26, 2020 be adopted as presented.

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

MOTION CARRIED (11 to 0)

5. BUSINESS ARISING FROM THE MINUTES

5.1 Notices Published - Trans-Canada Highway

A Discretionary Use Application has been submitted by Coady Construction & Excavating Limited requesting permissions to develop a Mineral Workings Quarry for 40 hectares of land off the Trans-Canada Highway (1.9km East of Foxtrap Access Road/TCH Interchange on North side of TCH).

The proposed quarry will be used for the production and removal of aggregate material for construction purposes.

No submissions received.

This matter had been referred from the October 26th Regular Meeting of Council to ensure that consultation had taken place with the municipalities in close proximity to the proposed development.

Deputy Mayor O'Leary reported that going forward the Northeast Avalon Joint Council will be notified when these applications are advertised.

SJMC-R-2020-11-02/555

Moved By Councillor Burton

Seconded By Councillor Collins

That the Discretionary Use Application submitted by Coady Construction & Excavating Limited requesting permissions to develop a Mineral Workings Quarry for 40 hectares of land off the Trans-Canada Highway (1.9km East of Foxtrap Access Road/TCH Interchange on North side of TCH) be approved subject to all applicable requirements.

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

MOTION CARRIED (11 to 0)

6. NOTICES PUBLISHED

6.1 11 Elliot Chafe's Lane - Rural (R) Zone - Ward 5

A Non-Conforming Use application has been submitted requesting permission to reconstruct the Dwelling at 11 Elliot Chafe's Lane.

The existing Dwelling has a Floor Area of 80m² and is proposed to be reconstructed with a Total Floor Area of 108 m².

1 submission received

SJMC-R-2020-11-02/556

Moved By Councillor Collins

Seconded By Councillor Hickman

That Council approve the application to reconstruct the Dwelling at 11 Elliot Chafe's Lane, subject to meeting all applicable requirements.

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

MOTION CARRIED (11 to 0)

7. COMMITTEE REPORTS

7.1 Development Committee Report

1. Request to set the Building Line and Building Location - 92 LeMarchant Road - SUB2000040

SJMC-R-2020-11-02/557

Moved By Councillor Burton

Seconded By Councillor Lane

That Council approve a 0 metre Building Line and a 6 metre Building location setback for each of the proposed Lots at 92 LeMarchant Road.

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

MOTION CARRIED (11 to 0)

2. Request to set parking for proposed Fitness Facility - 25 White Rose Drive - INT2000100

SJMC-R-2020-11-02/558

Moved By Councillor Burton

Seconded By Councillor Stapleton

That Council set the parking requirement at 22 parking spaces for the proposed Fitness Facility at 25 White Rose Drive.

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

MOTION CARRIED (11 to 0)

3. Request for an Accessory Building in the Rural Zone - 467 Thorburn Road - INT2000101

SJMC-R-2020-11-02/559

Moved By Councillor Burton

Seconded By Councillor Hanlon

That Council approve the construction of a 15.6m² Accessory Building at 467 Thorburn Road.

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

MOTION CARRIED (11 to 0)

8. DEVELOPMENT PERMITS LIST (FOR INFORMATION ONLY)

9. BUILDING PERMITS LIST (FOR INFORMATION ONLY)

9.1 Building Permits List for the Week Ending October 28, 2020

Council considered the above noted for information.

10. REQUISITIONS, PAYROLLS AND ACCOUNTS

10.1 Weekly Payment Vouchers for the Week Ending October 28, 2020

SJMC-R-2020-11-02/560

Moved By Councillor Hanlon

Seconded By Councillor Hickman

That Council approve the Weekly Payment Vouchers for the week ending October 28, 2020 in the amount of \$6,441,102.23.

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

MOTION CARRIED (11 to 0)

11. TENDERS/RFPS

11.1 2020143 - Goulds Sidewalk Snow Clearing and Ice Control

SJMC-R-2020-11-02/561

Moved By Councillor Froude

Seconded By Councillor Collins

That Council award this open call to the lowest bidder that meets specifications, Arc Ent Ltd., for \$70,723.85 a year (HST Incl.), 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 Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (11 to 0)

11.2 2020063 - Fleet Tracking and Management

SJMC-R-2020-11-02/562

Moved By Councillor Froude

Seconded By Councillor Skinner

That Council award to the sole bidder meeting the minimum thresholds set out in the Request for Proposals, Bell Mobility for \$1,144,643.84.

MOTION CARRIED

11.3 2020150 - Public Engagement & Design Services for Kelly's Brook Trail

Deputy Mayor O'Leary expressed concern about engagement with seniors for this proposal. Councillor Lane advised that this project will be reviewed by the City advisory committees and residents neighboring the trail will be informed.

SJMC-R-2020-11-02/563

Moved By Councillor Lane

Seconded By Councillor Froude

That Council award the contract for public engagement and design services to Stantec Consulting for \$259,000.00, including the option for staff to request completion of the provisional items included in this RFP as deemed necessary.

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

MOTION CARRIED (11 to 0)

12. NOTICES OF MOTION, RESOLUTIONS QUESTIONS AND PETITIONS

12.1 Notice of Motion - Heritage Designation By-Law - 50 Bonaventure Avenue

Councillor Burton presented the following Notice of Motion to adopt the Heritage Designation By-Law for 50 Bonaventure Avenue:

TAKE NOTICE that I will at the next regular meeting of the St. John's Municipal Council move a motion to adopt a Heritage Designation By-Law for the following property so as to have the structure situated on this property designated as a Heritage Building:

- 50 Bonaventure Avenue (PID #7887)

DATED at St. John's, NL this 2 day of November 2020.

Councillor Maggie Burton

13. OTHER BUSINESS

13.1 Transfer of Funds for Fleet Tracking and Management System

SJMC-R-2020-11-02/564

Moved By Councillor Froude

Seconded By Councillor Lane

That Council approve the transfer of funds of \$326,670.54 from Capital Out of Revenue allocated to the Snow Disposal Site Renovations to the City's Fleet Tracking Budget.

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

MOTION CARRIED (11 to 0)

13.2 Mobile Sign Approval

Council was advised that according to the sign by-law, the sign request is required to be renewed after 60 days.

Councillor Froude requested that utilization of that space be reviewed through the process of the Reimagine Churchill Square Project. An update on the status of that project will be provided to Council.

SJMC-R-2020-11-02/565

Moved By Councillor Froude

Seconded By Deputy Mayor O'Leary

That Council approve the request and grant permission for the placement of the mobile sign as submitted.

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

MOTION CARRIED (11 to 0)

13.3 Road Closure – RCA Theatre Company

SJMC-R-2020-11-02/566

Moved By Councillor Hanlon

Seconded By Councillor Burton

That Council approve the requested road closure for RCA Theatre Company's presentation of "Lynn Panting Dance's PURSUIT".

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

MOTION CARRIED (11 to 0)

13.4 Temporary Exemption to the St. John's Noise By-Law

SJMC-R-2020-11-02/567

Moved By Councillor Stapleton

Seconded By Councillor Hanlon

That Council permit the temporary exemption to the St. John's Noise By-Law from November 2020 and April 2021 between the hours of 11 p.m. to 7 a.m. subject to public notification prior to the work taking place.

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

MOTION CARRIED (11 to 0)

13.5 Granting Freedom of the City – Rotary Clubs of St. John’s

SJMC-R-2020-11-02/568

Moved By Deputy Mayor O'Leary

Seconded By Councillor Korab

That Council approve conferring the Freedom of the City to the Rotary Clubs of St. John’s in 2021 in recognition of 100 years of dedicated service to our city.

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

MOTION CARRIED (11 to 0)

14. ADJOURNMENT

There being no further business, the meeting adjourned at 4:14 pm.

MAYOR

CITY CLERK