

# **ST. JOHN'S**

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

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

**November 9, 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 Ian Froude
- Councillor Wally Collins
- Councillor Shawn Skinner

**Regrets:**

- Councillor Dave Lane

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

**Others:**

- Brian Head, Acting DCM - Public Works
- Jennifer Langmead - Supervisor of Events and 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**
3. **APPROVAL OF THE AGENDA**

3.1 **Adoption of Agenda**

**SJMC-R-2020-11-09/569**

**Moved By** Deputy Mayor O'Leary

**Seconded By** Councillor Hanlon

That the Agenda be adopted as presented.

For (9): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, and Councillor Collins

**MOTION CARRIED (9 to 0)**

4. **ADOPTION OF THE MINUTES**

4.1 **Adoption of Minutes - November 2, 2020**

**SJMC-R-2020-11-09/570**

**Moved By** Councillor Stapleton

**Seconded By** Councillor Collins

That the minutes of November 2, 2020 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 Heritage Designation By-Law - 50 Bonaventure Avenue**

In response to the Notice of Motion brought forward at the November 2, 2020 meeting, the following was introduced.

**SJMC-R-2020-11-09/571**

**Moved By** Councillor Burton

**Seconded By** Councillor Korab

Pursuant to the powers vested in it under section 355 of the City of St. John's Act, RSNL 1990 c. C-17, as amended and all other powers enabling it, the City of St. John's enacts the following By-Law relating to the heritage designation of 50 Bonaventure Avenue, Parcel ID 7887:

**BY-LAW**

1. This by-law may be cited as the St. John's Heritage Designation (50 Bonaventure Avenue, Parcel ID #7887) By-Law.
2. The building situate on property at 50 Bonaventure Avenue, Parcel ID #7887 is designated as a Heritage Building.

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. NOTICES PUBLISHED**

**6.1 Notices Published - Foxtrap Access Road**

A Discretionary Use Application has been submitted to develop a Mineral Workings Quarry for land off the Foxtrap Access Road (0.5km North of Foxtrap Access Road and Trans-Canada Highway Interchange.)

The proposed Quarry will be 25 hectares in area and used for the production and removal of aggregate material for construction purposes.

No submissions received

**SJMC-R-2020-11-09/572**

**Moved By** Councillor Collins

**Seconded By** Councillor Hanlon

That the discretionary use application to develop a Mineral Workings Quarry for land off the Foxtrap Access Road (0.5km North of Foxtrap Access Road and Trans-Canada Highway Interchange.) be approved subject to meeting all applicable requirements.

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**

### **7.1 Development Committee Report**

- 1. Request for an Accessory Building in Commercial Industrial (CI) Zone  
60 Eastland Drive**

**SJMC-R-2020-11-09/573**

**Moved By** Councillor Burton

**Seconded By** Councillor Stapleton

That Council approve the construction of a 41.6m<sup>2</sup> Accessory Building at 60 Eastland Drive.

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)**

- 2. Request for Crown Land Grant Pursuant  
1226 Blackhead Road  
CRW2000016**

**SJMC-R-2020-11-09/574**

**Moved By** Councillor Burton

**Seconded By** Councillor Collins

That Council approve the Crown Land Grant Pursuant of 0.4 hectares at 1226 Blackhead Road.

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)**

## **7.2 Committee of the Whole Report**

### **1. Insurance Renewal Negotiations – 2020-21 Ratification of E-Poll**

**SJMC-R-2020-11-09/575**

**Moved By** Councillor Hanlon

**Seconded By** Councillor Hickman

That Council ratify an e-poll conducted to approve moving from a \$100,000 deductible for its Primary Property insurance to a \$500,000 Self-Insured Retention and purchase just one Excess Property Policy. This would result in a cost savings of \$398,823 plus tax \$59,823.45 for a total of \$458,646.45.

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)**

### **2. Revisions to the Winter Parking Restrictions**

**SJMC-R-2020-11-09/576**

**Moved By** Councillor Froude

**Seconded By** Councillor Skinner

That Council reject the recommendation to have the start date of the Winter On-street Parking Restriction for areas outside the Downtown and the Business District Winter Parking Restriction to December 1 each year. This parking restriction is currently implemented in early January and the exact date varies each year.

For (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Collins, and Councillor Skinner

Against (2): Councillor Burton, and Councillor Froude

**MOTION CARRIED (8 to 2)**

**SJMC-R-2020-11-09/577**

**Moved By** Councillor Froude

**Seconded By** Deputy Mayor O'Leary

That Council extend the overnight parking ban in areas outside the downtown, when operationally required. This restriction would apply when the DCM determines it is necessary due to a snow event.

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)**

**SJMC-R-2020-11-09/578**

**Moved By** Councillor Froude

**Seconded By** Councillor Collins

That Council revise the hours of Downtown Winter Parking Restriction which is used during snow removal operations. The current restriction is from 12:30 a.m. to 7:30 a.m. and the proposed hours are from 11:00 p.m. to 6:00 a.m.

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)**

**3. Sidewalk Snow Clearing Priority Revisions**

**SJMC-R-2020-11-09/579**

**Moved By** Councillor Froude

**Seconded By** Councillor Burton

That Council adopt the following sidewalk snow clearing priority system:

Priority 1A	School Zones
Priority 1	First side of arterial roads and downtown business district (main pedestrian corridors)
Priority 2	Second side of multi-lane arterial roads and downtown business district, and first side of collectors
Priority 3	Second side of remaining arterial roads (with both sides serviced)
Priority 4	Second side of collector streets (with both sides serviced) and any remaining sections of sidewalk in program

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. Inclusion Advisory Committee Report - October 7, 2020****SJMC-R-2020-11-09/580****Moved By** Councillor Stapleton**Seconded By** Councillor Hanlon

That Council review the recommendations put forward by the Inclusion Advisory Committee for the Downtown Pedestrian Mall and share with all relevant parties. Recommendations include considering implications for those with vision loss such as wayfinding, indication of an upcoming ramp and obstacles on sidewalks; ensuring ramps meet code, are slip-resistant and lead to a deck that can be maneuvered by a wheelchair; access to accessible washrooms for Pedestrian Mall users; accessible parking located inside the mall was hazardous; and a need for inclusion education amongst business and security staff in the area.

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. Shea Heights Community Centre Board of Directors Structure and Terms of Reference Update****SJMC-R-2020-11-00/581****Moved By** Councillor Collins**Seconded By** Councillor Korab

That Council approve the Shea Heights Community Centre Board structure and outlined changes to the Terms of Reference.

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)**

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

**8.1 Development Permits List October 28 To November 4, 2020**

Council considered the attached Development Permits List.

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

**9.1 Building Permits List for the week ending November 4, 2020**

Council considered the Building Permits List for the week ending November 4, 2020.

**10. REQUISITIONS, PAYROLLS AND ACCOUNTS**

**10.1 Weekly Payment Vouchers for the Week Ending November 4, 2020**

**SJMC-R-2020-11-09/582**

**Moved By** Councillor Hickman

**Seconded By** Deputy Mayor O'Leary

That Council approve the weekly payment vouchers for the week ending November 4, 2020 in the amount of 5,254,107.68

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**

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

**12.1 Snow Clearing By Law Notice of Motion**

Councillor Froude gave notice that he will at the next regular meeting of the St. John's Municipal Council, move to enact amendments to the St. John's Snow Clearing By-Law to give effect to the new winter parking restrictions as discussed at the meeting of the Committee of the Whole on October 28, 2020.

**12.2 Sign By Law Notice of Motion**

Councillor Hickman gave notice that at the next regular meeting of the St. John's Municipal Council he will move to repeal the St. John's Heritage Area Sign By-Law enacted January 14, 2002, the St. John's Mobile Sign By-Law enacted September 20, 1999, and the St. John's Sign By-Law enacted May 31, 2004, and enact a new comprehensive Sign By-Law regulating signage in the City of St. John's.

### 13. **OTHER BUSINESS**

#### 13.1 **Downtown Holiday Market Road Closure**

**SJMC-R-2020-11-09/583**

**Moved By** Councillor Hanlon

**Seconded By** Councillor Skinner

That Council approve Option No. 2 as proposed by staff for a Downtown Holiday Market as amended to read as follows:

Event to take place on the weekend of December 5-6, and the weekend of December 12-13

Soft Road Closure (outside event hours) - Water Street (Adelaide Street to Prescott Street).

- This option has the same logistics as the full road closure, however, taxis and other drop off/pick up vehicles will be permitted on the road as of 9:00pm Friday and Saturday until 12:00pm the next day.
  - Road closure will occur 9:00pm on Friday night and will continue until 6:00pm on Sunday.
  - Signage will be used to indicate that cars not removed from Water Street will be towed at owner's expense.
  - Deliveries and couriers are permitted to enter the street before 12:00pm on Saturday and Sunday.
- All barricades will require continuous security as only designated vehicles will be permitted.
- There will be no parking permitted on the street throughout the weekend and there will be ample signage and communication to reflect this.
- This option is being suggested in light of concerns from our Downtown Pedestrian Mall stakeholder and public engagement, regarding safety and access to the road late at night.

- Estimated cost \$22,000.

For (9): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, and Councillor Collins

Against (1): Councillor Skinner

**MOTION CARRIED (9 to 1)**

### **13.2 Special Event Regulatory Committee - Road Closures**

**SJMC-R-2020-11-09/584**

**Moved By** Councillor Hanlon

**Seconded By** Deputy Mayor O'Leary

That Council approve the road closure request for Elton Place on November 27 and the road closure requests for Cochrane Street on November 29, December 6, December 13, December 20, and December 24.

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. ADJOURNMENT**

There being no further business, the meeting adjourned at 4:23 pm.

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MAYOR

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CITY CLERK