

# **ST. JOHN'S**

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

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

**November 23, 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
- Jason Sinyard, Deputy City Manager of Planning, Engineering & Regulatory Services
- Lynnann Winsor, Deputy City Manager of Public Works
- 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 **Giving Tuesday Proclamation**

3. **APPROVAL OF THE AGENDA**

3.1 **Adoption of Agenda**

**SJMC-R-2020-11-23/598**

**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 Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

**MOTION CARRIED (11 to 0)**

4. **ADOPTION OF THE MINUTES**

4.1 **Adoption of Minutes - November 16, 2020**

**SJMC-R-2020-11-23/599**

**Moved By** Councillor Lane

**Seconded By** Councillor Stapleton

That the minutes of November 16, 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**

Cancellation of Holiday Market

**SJMC-R-2020-11-23/600**

**Moved By** Councillor Hanlon

**Seconded By** Councillor Lane

That Council cancel the Holiday Market scheduled for downtown for two weekends in December given the status of the current pandemic.

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

Against (2): Councillor Burton, and Councillor Froude

**MOTION CARRIED (9 to 2)**

**6. NOTICES PUBLISHED**

**6.1 Notices Published - 223 Hamilton Avenue**

A Discretionary Use Application has been submitted for a Home Occupation for Private Printing Press at 223 Hamilton Avenue.

The business involves producing and restoring books. The business will operate Monday to Friday 10 a.m.- 6 p.m. No clients will visit the property; only off-site exchanges will occur. Total floor area used for the business is 25.73m<sup>2</sup>. The applicant is the sole employee. On-site parking is provided.

One (1) submission attached.

**SJMC-R-2020-11-23/601**

**Moved By** Councillor Skinner

**Seconded By** Councillor Hanlon

That the discretionary use application for a Home Occupation for Private Printing Press at 223 Hamilton Avenue be approved 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)**

**6.2 Notices Published - 4329 Trans Canada Highway**

A Discretionary Use Application has been submitted requesting permission to use a parcel of land at 4329 Trans Canada Highway near Pasture Land Road as a quarry for Mineral Workings Use.

The proposed 1.81 hectares of Crown Land will be used for quarrying Borrow Material, Gravel, Rock, Sand, Stockpiled Material and Aggregate, which involves drilling, blasting, and crushing.

Seven (7) submissions attached.

**SJMC-R-2020-11-23/602**

**Moved By** Councillor Collins

**Seconded By** Councillor Hickman

That the application requesting permission to use a parcel of land at 4329 Trans Canada Highway near Pasture Land Road as a quarry for Mineral Workings Use be deferred.

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 Committee of the Whole Report - November 12, 2020**

**1. Storm Water Management Policy**

**SJMC-R-2020-11-23/603**

**Moved By** Councillor Froude

**Seconded By** Councillor Burton

That Council direct staff to prepare a revised Stormwater Management Policy that considers the recommendations provided.

Further, that these recommendations are forwarded to developers for consideration and comment.

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. Steps and Laneways Snow Clearing Operations Revision**

Decision Note revised subsequent to COTW Meeting of November 12, 2020

**SJMC-R-2020-11-23/604**

**Moved By** Councillor Korab

**Seconded By** Councillor Skinner

That Item No. 9 be removed from the list contained in attached Decision Note.

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)**

**SJMC-R-2020-11-23/605**

**Moved By** Councillor Froude

**Seconded By** Deputy Mayor O'Leary

That Council approve the indicated changes, as shown in the Decision Note, to the Parks and Open Spaces Division snow clearing and ice control operations to enhance service level delivery as amended.

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. 3 Park Place - REZ2000005**

**SJMC-R-2020-11-23/606**

**Moved By** Councillor Burton

**Seconded By** Councillor Skinner

That Council consider a text amendment to the St. John's Development Regulations to allow a Dwelling Unit in a designated Heritage Building (Carriage House) and advertise the proposed amendment for public review and comment.

Further, that Council advertise the Discretionary Use of a Heritage Use (Carriage House) at 3 Park Place as per Section 5.5 of the Development Regulations, and refer the application to the Built Heritage Experts Panel for review.

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. Rawlin's Cross Upgrade Options**

**SJMC-R-2020-11-23/607**

**Moved By** Councillor Hickman

**Seconded By** Councillor Burton

That Council direct staff to proceed with standard practice improvements to roadway and sidewalk infrastructure in the area of Rawlin's Cross.

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. Mode Share Targets**

**SJMC-R-2020-11-23/608**

**Moved By** Councillor Hickman

**Seconded By** Councillor Burton

That Council adopt a sustainable mode share target which will be implemented through policy changes and investment. This target is 16% by 2030 and 22% by 2050.

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)**

**7.2 Development Committee Report**

**1. Request for 10% Side Yard Variance  
65 Feild Street  
INT2000107**

**SJMC-R-2020-11-23/609**

**Moved By** Councillor Burton

**Seconded By** Councillor Lane

That Council approve the 10% Side Yard variance for 65 Feild Street to allow a Side Yard requirement of 1.08 m for the proposed extension.

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)**

**8.1 Development Permits List November 12 - 18, 2020**

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

**9.1 Building Permits List for the week ending November 18, 2020**

**10. REQUISITIONS, PAYROLLS AND ACCOUNTS**

**10.1 Weekly Payment Vouchers for the Week Ending November 18, 2020**

**SJMC-R-2020-11-23/610**

**Moved By** Councillor Stapleton

**Seconded By** Councillor Hanlon

That the weekly payment vouchers for the week ending November 18, 2020 be approved as presented in the amount of \$ 2,934,013.27

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**

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

**12.1 Notice of Motion re Quarry Permit Approval for 4329 Trans Canada Highway**

Notice of Motion to Rescind the April 27, 2020, decision of Council to approve a quarry permit for 4329 Trans Canada Highway



Councillor Collins gave notice of his intention to put forth a motion at the next Regular Meeting rescinding the April 27, 2020 decision of Council which approved a quarry permit for 4329 Trans Canada Highway

**12.2 Resolution - Housing Priority in Processing Development Applications**

**SJMC-R-2020-11-23/611**

**Moved By** Deputy Mayor O'Leary

**Seconded By** Councillor Burton

That Council give priority to the processing of all development applications with the support of CMHC's Rapid Housing Initiative to assist organizations with the rapidly construction of affordable housing to meet the program deadline.

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. OTHER BUSINESS**

**13.1 Sale of City Land – front of 3 Dover Place**

**SJMC-R-2020-11-23/612**

**Moved By** Councillor Froude

**Seconded By** Councillor Lane

That Council approve the sale of City land at the front of 3 Dover Place, as shown in red on attached Decision Note.

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 SERC – Road Closure for Film Shoot**

**SJMC-R-2020-11-23/613**

**Moved By** Councillor Skinner

**Seconded By** Councillor Hanlon

That Council approve the requested road closure for The Surrealtor film shoot.

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 St. John's Transportation Commission – Vacancies (Council Appointments)**

**SJMC-R-2020-11-23/614**

**Seconded By** Councillor Stapleton

That Council advertise for new public representatives and that the vacancies left by Councillors Froude and Lane be replaced by the following council representatives:

- Councillor Maggie Burton
- Councillor Jamie Korab.

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. GO ROUND**

**14.1 Councillor Skinner**

Councillor Skinner Requested that appropriate signage be placed around play structures to inform people of the rules during the current pandemic.

**14.2 Councillor Collins**

Councillor Collins requested consideration of a request from the residents of Gisborne Place who are asking for reimbursement of \$3K of a \$12K invoice they received for snowclearing services during Snowmageddon.

**SJMC-R-2020-11-23/615**

**Moved By** Councillor Collins

**Seconded By** Councillor Hanlon

That the request from residents of Gisborne Place to assist with the payment of \$3K towards a \$12K invoice for snowclearing services during Snowmageddon be approved.

For (2): Councillor Hanlon, and Councillor Collins

Against (8): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Hickman, Councillor Stapleton, Councillor Korab, Councillor Froude, and Councillor Skinner

**MOTION LOST (2 to 8)**

**14.3 Councillor Hanlon**

Councillor Hanlon reported that upon receipt of information from Downtown St. John's as it relates to today's public health heightened restrictions around the pandemic, both the Downtown Holiday Market scheduled for the weekends of December 4th and December 12th along with the Santa and Friends event planned for November 28, 2020 have been cancelled.

**15. ADJOURNMENT**

There being no further business, the meeting adjourned at 4:30 pm.

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MAYOR

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CITY CLERK