

ST. JOHN'S

Minutes of Regular Meeting - City Council

Council Chamber, 4th Floor, City Hall

December 14, 2020, 3:00 p.m.

Present: Mayor Danny Breen
Deputy Mayor Sheilagh O'Leary
Councillor Dave Lane
Councillor Sandy Hickman
Councillor Debbie Hanlon
Councillor Deanne Stapleton
Councillor Jamie Korab
Councillor Ian Froude
Councillor Wally Collins
Councillor Shawn Skinner

Regrets: Councillor Maggie Burton

Staff: Kevin Breen, City Manager
Tanya Haywood, Deputy City Manager of Community Services
Jason Sinyard, Deputy City Manager of Planning, Engineering & Regulatory Services
Cheryl Mullett, City Solicitor
Elaine Henley, City Clerk
Ken O'Brien, Chief Municipal Planner
Shanna Fitzgerald, Legislative Assistant
Kelly Maguire, Public Relations & Marketing Officer
Brian Head, Manager - Parks & Open Spaces

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-2020-12-14/640

Moved By Councillor Skinner

Seconded By Councillor Hickman

That the agenda be adopted as presented.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (10 to 0)

4. **ADOPTION OF THE MINUTES**

4.1 **Adoption of Minutes - December 7, 2020**

SJMC-R-2020-12-14/641

Moved By Deputy Mayor O'Leary

Seconded By Councillor Hanlon

That the minutes of the meeting held on December 7, 2020 be adopted as presented.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, 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 Ticketing Amendment (Amendment No. 1-2020) By-Law

Amendment to Ticketing Amendment By-Law.

At the Regular Meeting held on December 7, 2020 Councillor Hickman gave notice that he will move to enact amendments to the St. John's Ticketing Amendment By-Law, the St. John's Snow Clearing By-Law, the St. John's Street Cleaning By-Law, the St. John's Parking Regulations, and the St. John's Residential Parking Area By-Law, to adjust fines and/or fees as approved in the 2021 Budget.

SJMC-R-2020-12-14/642

Moved By Councillor Hickman

Seconded By Councillor Lane

That Council approve as presented the amendments to the Ticketing Amendment By-Law to adjust fines and/or fees as approved in the 2021 Budget.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (10 to 0)

5.2 Snow Clearing (Amendment No. 3-2020) By-Law

Amendment to Snow Clearing By-Law.

SJMC-R-2020-12-14/643

Moved By Councillor Hickman

Seconded By Councillor Skinner

That Council approve as presented the amendments to the Snow Clearing By-Law to adjust fines and/or fees as approved in the 2021 Budget.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (10 to 0)

5.3 Street Cleaning (Amendment No. 1-2020) By-Law

Amendment to Street Cleaning By-Law.

SJMC-R-2020-12-14/644

Moved By Councillor Hickman

Seconded By Deputy Mayor O'Leary

That Council approve as presented the amendments to the Street Cleaning By-Law to adjust fines and/or fees as approved in the 2021 Budget.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (10 to 0)

5.4 Paid Parking (Amendment No. 1-2020) Regulations By-Law

Amendment to Paid Parking Regulations By-Law.

SJMC-R-2020-12-14/645

Moved By Councillor Hickman

Seconded By Councillor Stapleton

That Council approve as presented the amendments to the Paid Parking By-Law to adjust fines and/or fees as approved in the 2021 Budget.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (10 to 0)

5.5 Residential Parking Area (Amendment No. 2-2020) By-Law

Amendment to Residential Parking Area By-Law.

SJMC-R-2020-12-14/646

Moved By Councillor Hickman

Seconded By Councillor Collins

That Council approve as presented the amendments to the Residential Parking Area By-Law to adjust fines and/or fees as approved in the 2021 Budget.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, 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 50 Bonaventure Avenue - Residential Medium Density (R2) Zone - Ward 2

A Discretionary Use Application has been submitted by Georgetown Inn to convert a portion of the Bed and Breakfast to an Eating Establishment (Tea Room) at 50 Bonaventure Avenue.

The Eating Establishment will occupy a floor area of 39.2m². Hours of operation will be by reservation from October 1 to June 1 (off season), on Friday, Saturday & Sunday. There will be only one scheduled seating per day, for 6 tables at 3 p.m. Four onsite parking spaces are provided.

13 submissions received

SJMC-R-2020-12-14/647

Moved By Councillor Skinner

Seconded By Councillor Froude

That Council approve the application to convert a portion of the Bed and Breakfast to an Eating Establishment (Tea Room) at 50 Bonaventure Avenue, subject to meeting all applicable requirements.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, 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. Parking Relief for an Eating Establishment (Heritage Use) - 50 Bonaventure Avenue - DEV2000166

SJMC-R-2020-12-14/648

Moved By Councillor Skinner

Seconded By Deputy Mayor O'Leary

That Council approve parking relief for 7 spaces for the proposed Easting Establishment (Heritage Use) at 50 Bonaventure Avenue subject to meeting all applicable regulatory requirements.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (10 to 0)

2. Approval-in-Principle and Set Parking for Emergency Shelter Use - 168-170 Military Road - DEV2000194

SJMC-R-2020-12-14/649

Moved By Councillor Skinner

Seconded By Deputy Mayor O'Leary

That Council approve-in-principle the proposed low barrier emergency shelter use at 168-170 Military Road (Mercy Convent) and set the parking requirement for the proposed use at 10 parking spaces.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, 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)

9. BUILDING PERMITS LIST (FOR INFORMATION ONLY)

9.1 Building Permits List for Week Ending December 9, 2020

Council considered the above noted Building Permits List for information.

10. REQUISITIONS, PAYROLLS AND ACCOUNTS

10.1 Weekly Payment Vouchers for Week Ending December 9, 2020

SJMC-R-2020-12-14/650

Moved By Councillor Collins

Seconded By Councillor Stapleton

That Council approve the Weekly Payment Vouchers for the week ending December 9, 2020 in the amount of \$6,887,226.81.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (10 to 0)

11. TENDERS/RFPS

11.1 MS Govern

SJMC-R-2020-12-14/651

Moved By Councillor Froude

Seconded By Councillor Korab

That Council award this contract award without open call to N. Harris Computer Corporation for \$1,140,200.00 as per the Public Procurement Act.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (10 to 0)

11.2 2020167 - Consulting Services for Energy Transition GHG Emissions and Economic Analysis

SJMC-R-2020-12-14/652

Moved By Councillor Froude

Seconded By Deputy Mayor O'Leary

That Council award the contract for climate change community economic modeling and support to public consultation to Sustainable Solutions Group (SSG) for \$75,538.00 (not including HST), as per the Public Procurement Act.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (10 to 0)

12. NOTICES OF MOTION, RESOLUTIONS QUESTIONS AND PETITIONS

12.1 Notice of Motion - New Sanitation Regulations By-Law

Councillor Froude presented the following Notice of Motion to adopt the new Sanitation Regulations By-Law:

TAKE NOTICE that I will at the next regular meeting of the St. John's Municipal Council move to repeal the Sanitation Regulation By-Law enacted April 23, 1986, and enact a new comprehensive Sanitation Regulations By-Law regulating disposal of residential waste in the City of St. John's.

DATED at St. John's, NL this 14 day of December 2020.

Councillor Ian Froude

13. OTHER BUSINESS

13.1 Extension of Membership – Seniors Advisory Committee

SJMC-R-2020-12-14/653

Moved By Councillor Stapleton

Seconded By Councillor Skinner

That Council extend membership for the following organizational and citizen representatives:

- Canadian Association for Retired Persons (CARP)
- Seniors NL
- Pensioners
- Glenda Reid
- Ruby Constantine
- Devonne Ryan

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (10 to 0)

13.2 Chairperson Appointment – St. John's Transportation Commission

SJMC-R-2020-12-14/654

Moved By Councillor Korab

Seconded By Councillor Hanlon

That Council appoint a current member of the St. John's Transportation Commission, Paul Walsh, to the position of Chairperson.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (10 to 0)

13.3 Sale of City land in front of 15, 17 and 19 Airport Heights Drive

SJMC-R-2020-12-14/655

Moved By Councillor Stapleton

Seconded By Councillor Skinner

That Council approve the sale of City land at the front of 17 Airport Heights Drive for a nominal fee of \$1.00 subject to an Easement and that the City offer to sell the land in front of 15 and 19 to the respective owners under the same conditions.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (10 to 0)

13.4 “What We Heard” - Rennies River Flood Mitigation - Public Engagement

SJMC-R-2020-12-14/656

Moved By Councillor Froude

Seconded By Councillor Korab

That Council direct staff to proceed with submitting the Winter Avenue portion of the project to the Province for Environmental assessment. Further, following the Provinces review there be additional public consultation.

For (9): Mayor Breen, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

Against (1): Deputy Mayor O'Leary

MOTION CARRIED (9 to 1)

13.5 Shea Heights Board Appointments

SJMC-R-2020-12-14/657

Moved By Councillor Collins

Seconded By Councillor Hanlon

That Council approve the following appointments to the Shea Heights Board of Directors:

Jerome Quinlan, Jessie Wilkins, Kearney O'Keefe, and Sherri Breen be appointed to the Shea Heights Community Centre Board of Directors to fill vacancies within the “at large” category of the Board structure.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Lane, Councillor Hickman, Councillor Hanlon, Councillor Stapleton, Councillor Korab, Councillor Froude, Councillor Collins, and Councillor Skinner

MOTION CARRIED (10 to 0)

14. ACTION ITEMS RAISED BY COUNCIL

Councillor Lane tabled his resignation effective today, December 14, 2020. He thanked his fellow members of Council, staff, and the public for the opportunity to work collaboratively in making many improvements throughout the City during his tenure.

Deputy Mayor O'Leary recommended that engagement opportunities for economic recovery discussions be forwarded to the Advisory committees.

Councillor Froude advised that he would take over Transportation and Regulatory Services and Councillor Hickman will now take over Public Works with the exception of the Sustainability Plan.

15. ADJOURNMENT

There being no further business, the meeting adjourned at 4:15 pm.

MAYOR

CITY CLERK