

ST. JOHN'S

Minutes of Regular Meeting - City Council

Council Chamber, 4th Floor, City Hall

June 28, 2021, 3:00 p.m.

Present: Mayor Danny Breen
Deputy Mayor Sheilagh O'Leary
Councillor Maggie Burton
Councillor Sandy Hickman
Councillor Deanne Stapleton
Councillor Jamie Korab
Councillor Ian Froude
Councillor Wally Collins
Councillor Shawn Skinner

Regrets: Councillor Debbie Hanlon

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

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

Prior to the commencement of the meeting, Mayor Breen and members of Council acknowledged the recent passing of former Mayor Andy Wells.

2. PROCLAMATIONS/PRESENTATIONS

3. APPROVAL OF THE AGENDA

3.1 Adoption of Agenda

SJMC-R-2021-06-28/308

Moved By Councillor Collins

Seconded By Deputy Mayor O'Leary

That the Agenda be adopted as presented.

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

MOTION CARRIED (9 to 0)

4. ADOPTION OF THE MINUTES

4.1 Adoption of Minutes - June 22, 2021

SJMC-R-2021-06-28/309

Moved By Councillor Skinner

Seconded By Councillor Hickman

That the minutes of June 22, 2021 be adopted as presented.

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

MOTION CARRIED (9 to 0)

5. BUSINESS ARISING FROM THE MINUTES

5.1 Fireworks By-Law as per Notice of Motion Given on June 14, 2021

SJMC-R-2021-06-28/310

Moved By Councillor Hickman

Seconded By Deputy Mayor O'Leary

That Council amend the St. John's Noise By-Law and the St. John's Open Air Fire Regulations to exclude fireworks, and move to enact the new, stand-alone St. John's Fireworks By-Law regulating the discharge of fireworks in the City of St. John's.

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

Against (2): Councillor Burton, and Councillor Froude

MOTION CARRIED (7 to 2)

6. DEVELOPMENT APPLICATIONS

6.1 Establish Building Line Setback – 15 Waterford Heights South – DEV2100106

SJMC-R-2021-06-28/311

Moved By Councillor Burton

Seconded By Councillor Collins

That Council approve the 15.0 meter Building Line Setback at 15 Waterford Heights South to accommodate the construction of a Single Detached Dwelling.

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

MOTION CARRIED (9 to 0)

6.2 Request for Basketball Court in the Floodplain Buffer - 42 Gallipoli Street – INT2100039

SJMC-R-2021-06-28/312

Moved By Councillor Burton

Seconded By Councillor Stapleton

That Council approve the proposed Basketball Court which is partially located in the Floodplain Buffer at 42 Gallipoli Street.

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

MOTION CARRIED (9 to 0)

6.3 Notices Published – 66 The Boulevard – DEV2100084

SJMC-R-2021-06-28/313

Moved By Councillor Burton

Seconded By Councillor Skinner

That Council approve the application for a temporary Outdoor Eating Area and Lounge at

66 The Boulevard with the revised hours of operation from 7 a.m. to 11 p.m., 7 days a week, until October 31, 2021. No outdoor speakers are permitted. (Approved via e-poll June 24, 2021)

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

MOTION CARRIED (9 to 0)

7. COMMITTEE REPORTS

7.1 Committee of the Whole - June 16, 2021

1. Basketball Court Installation - Airport Heights Community

SJMC-R-2021-06-28/314

Moved By Councillor Stapleton

Seconded By Councillor Collins

That Council approve the following:

1. That should the City of St. John's wish to proceed with the project, the former Community Centre Site be the location selected.
2. Funding be allocated from the Open Space Reserve to cover the estimated cost of the basketball court installation.

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

MOTION CARRIED (9 to 0)

2. **Shea Heights Community Centre Board of Directors – New Board Appointment**

SJMC-R-2021-06-28/315

Moved By Councillor Collins

Seconded By Councillor Korab

That Council approve the appointment to Theresa Minnett to the Shea Heights Board of Directors to fill the vacancy within the “resource member” category.

MOTION CARRIED

3. **119 Churchill Avenue, REZ2100005**

SJMC-R-2021-06-28/316

Moved By Councillor Burton

Seconded By Councillor Skinner

That Council consider a text amendment to the St. John's Development Regulations to add Personal Care Home as a Discretionary Use to the Residential Medium Density - Pleasantville (R2-Pleasantville) Zone, the Residential Medium Density (R2) Zone and the Residential High Density (R3) Zone; and that the application be advertised and referred to a virtual public meeting chaired by an independent facilitator; and to advertise the Discretionary Use application at the same time.

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

MOTION CARRIED (9 to 0)

4. Corporate Building Energy Savings Opportunities

SJMC-R-2021-06-28/317

Moved By Councillor Froude

Seconded By Deputy Mayor O'Leary

That Council approve the Energy Opportunity Assessment report, and that staff be authorized to initiate a procurement process to identify and work with a strategic partner on a "self-funded" building modernization and energy savings program, and subsequently report back before proceeding to execute a performance-based contract.

MOTION CARRIED

8. DEVELOPMENT PERMITS LIST (FOR INFORMATION ONLY)

8.1 Development Permits List June 17 to June 23 2021

9. BUILDING PERMITS LIST (FOR INFORMATION ONLY)

9.1 Building Permit List for Week of June 17th - June 23rd, 2021

10. REQUISITIONS, PAYROLLS AND ACCOUNTS

10.1 Weekly Payment Vouchers for the Week Ending June 23, 2021

SJMC-R-2021-06-28/318

Moved By Councillor Skinner

Seconded By Deputy Mayor O'Leary

That Council approve the Weekly Payment Vouchers for the week ending June 23, 2021 in the amount of \$ 4,498,022.40.

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

MOTION CARRIED (9 to 0)

11. TENDERS/RFPS

11.1 2021092 - 2021 Streets Rehabilitation Program Contract 2

Previously approved via e-poll

SJMC-R-2021-06-28/319

Moved By Councillor Hickman

Seconded By Councillor Collins

That Council award this open call to the lowest bidder meeting specifications, Parsons Paving Ltd., for \$3,285,057.23 (HST included) as per the Public Procurement Act.

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

MOTION CARRIED (9 to 0)

11.2 Bowring Park Labyrinth

SJMC-R-2021-06-28/320

Moved By Councillor Hickman

Seconded By Councillor Korab

That Council award this project to the Grand Concourse Authority for \$217,671.00 (HST excluded) as per the Grand Concourse Authority Act.

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

MOTION CARRIED (9 to 0)

11.3 2021089 - 2021 Streets Rehabilitation Program Contract 1

Previously approved via e-poll

SJMC-R-2021-06-28/321

Moved By Councillor Hickman

Seconded By Councillor Collins

That Council award this open call to the lowest bidder meeting specifications, Pyramid Construction Limited, for \$6,896,678.80 (HST included) as per the Public Procurement Act.

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

MOTION CARRIED (9 to 0)

12. NOTICES OF MOTION, RESOLUTIONS QUESTIONS AND PETITIONS

13. OTHER BUSINESS

13.1 SERC – Road Closure Lime Street

SJMC-R-2021-06-28/322

Moved By Councillor Skinner

Seconded By Councillor Stapleton

That Council approve the requested road closure for Hudson and Rex film shoot.

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

MOTION CARRIED (9 to 0)

14. ACTION ITEMS RAISED BY COUNCIL

15. ADJOURNMENT

There being no further business, the meeting adjourned at 3:47 pm

MAYOR

CITY CLERK