

ST. JOHN'S

Minutes of Regular Meeting - City Council Council Chamber, 4th Floor, City Hall

July 12, 2022, 3:00 p.m.

Present: Mayor Danny Breen
Deputy Mayor Sheilagh O'Leary
Councillor Maggie Burton
Councillor Ron Ellsworth
Councillor Sandy Hickman
Councillor Debbie Hanlon
Councillor Jill Bruce
Councillor Ophelia Ravencroft
Councillor Jamie Korab
Councillor Carl Ridgeley

Regrets: Councillor Ian Froude

Staff: Kevin Breen, City Manager
Jason Sinyard, Deputy City Manager of Planning, Engineering & Regulatory Services
Linda Bishop, Senior Legal Counsel, Acting City Solicitor
Karen Chafe, City Clerk
Ken O'Brien, Chief Municipal Planner
Susan Bonnell, Manager, Communications & Office Services
Christine Carter, Legislative Assistant

Others: Leanne Piccott, Manager, HR Advisory 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**

Mayor Danny Breen called the meeting to order at 3:02 pm.

2. **PROCLAMATIONS/PRESENTATIONS**

2.1 **Healthy City St. John's and Memorial University of Newfoundland and Labrador Creating Inclusive Environments during St. John's Pride Week**

The following individuals were present to speak and raise awareness of the above noted:

- Vanessa Bambrick, Inclusion Coordinator, City of St. John's
- TJ Jones, Inclusion Advisory Committee, 2SLGBTQIA+ Representative
- Dr. Delores Mullings, Vice-provost, Equity, Diversity, Inclusion & Anti-Racism, Memorial University
- Cherry Ralhan-Khanna, Program Manager, Equity, Diversity, Inclusion & Anti-Racism, Memorial University

3. **APPROVAL OF THE AGENDA**

3.1 **Adoption of Agenda**

SJMC-R-2022-07-12/298

Moved By Councillor Ravencroft

Seconded By Councillor Bruce

That the Agenda be adopted as presented.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

4. **ADOPTION OF THE MINUTES**

4.1 **Adoption of Minutes - June 28, 2022**

SJMC-R-2022-07-12/299

Moved By Councillor Korab

Seconded By Deputy Mayor O'Leary

That the minutes of June 28, 2022, be adopted as presented.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

5. BUSINESS ARISING FROM THE MINUTES

5.1 68 Queen's Road Commissioner

SJMC-R-2022-07-12/300

Moved By Councillor Burton

Seconded By Deputy Mayor O'Leary

That Council appoint Chantelle MacDonald Newhook, QC, as an independent commissioner to conduct the public hearing and a virtual session for St. John's Municipal Plan Amendment Number 1, 2022 and St. John's Development Regulations Amendment Number 1, 2022.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

6. DEVELOPMENT APPLICATIONS

6.1 Notices Published – 90 Duckworth Street - DEV2200080

SJMC-R-2022-07-12/301

Moved By Councillor Korab

Seconded By Councillor Ravencroft

That Council approve the Discretionary Use application for a temporary Outdoor Eating Area and Lounge at 90 Duckworth Street and waive two (2) parking space.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

6.2 Request for Crown Land Lease – 899 Northern Pond Road – CRW1900018

SJMC-R-2022-07-12/302

Moved By Councillor Korab

Seconded By Councillor Bruce

That Council approve the Crown Land lease for approximately two hectares of land at 899 Northern Pond Road for a proposed telecommunications tower.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

6.3 Re-establish Building Line – 30 Lemarchant Road – INT2200028

SJMC-R-2022-07-12/303

Moved By Councillor Korab

Seconded By Councillor Burton

That Council reject the proposal to re-establish the Building Line at 0 metres to allow for construction of a covered parking area at 30 Lemarchant Road due to safety concerns.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

6.4 Notices Published – 33 Cedar Hill Place - DEV2200082

SJMC-R-2022-07-12/304

Moved By Councillor Korab

Seconded By Councillor Ravencroft

That Council approve the Discretionary Use application for an Apartment Building with six (6) dwelling units at 33 Cedar Hill Place.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

6.5 Notices Published – 357 Main Road - DEV2200086

Councillor Korab questioned whether the business has to apply for this annually. The Deputy City Manager of Planning, Engineering and Regulatory Services, Jason Sinyard, advised that for this particular application, it is a permanent installation.

SJMC-R-2022-07-12/305

Moved By Councillor Korab

Seconded By Deputy Mayor O'Leary

That Council approve the Discretionary Use application for an Outdoor Eating and Lounge Area at 357 Main Road and provide parking relief for four (4) parking spaces.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

6.6 Notices Published – 410 Old Pennywell Road - DEV2200077

SJMC-R-2022-07-12/306

Moved By Councillor Korab

Seconded By Deputy Mayor O'Leary

That Council approve the Discretionary Use for a Home Occupation for the hydroponic production of leafy green vegetables at 410 Old Pennywell Road.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

6.7 Notices Published – 47 Harvey Road - DEV2200079

Deputy Mayor O'Leary noted her support for this application and added that this property has been a mix of commercial and residential, and with this change it will solve many issues for those who want to reside in this property.

SJMC-R-2022-07-12/307

Moved By Councillor Korab

Seconded By Deputy Mayor O'Leary

That Council approve the Discretionary Use application for a Dwelling Unit on the first storey at 47 Harvey Road. Code requirements shall require 47 and 47A to have their own entryway into the building, wholly contained on their own property.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

7. RATIFICATION OF EPOLLS

7.1 Development Committee - Proposed Park and Landscaping in Floodplain and Buffer at 150 Clinch Crescent - DEV2200076

SJMC-R-2022-07-12/308

Moved By Councillor Korab

Seconded By Councillor Burton

That Council approve the park (playground) and landscaping in the Floodplain and Floodplain Buffer at 150 Clinch Crescent.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

8. COMMITTEE REPORTS

8.1 Committee of the Whole Report - June 29, 2022

1. 110 Hebron Way and 15 Verafin Way, REZ2200002

SJMC-R-2022-07-12/309

Moved By Councillor Burton

Seconded By Councillor Hickman

That Council consider a text amendment to the Envision St. John's Development Regulations to add an allowance for pedway developments to cross property boundaries and advertise the amendment for public review and comment.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

2. **1274 Blackhead Road, REZ2200004**

SJMC-R-2022-07-12/310

Moved By Councillor Burton

Seconded By Councillor Ridgeley

That Council consider a text amendment to the Envision St. John's Development Regulations to consider rural tourism uses within the Rural Residential (RR) Zone, as prompted by a Nordic spa development at 1274 Blackhead Road; and approve the attached draft terms of reference for a Land Use Report (LUR).

Further, upon receiving a satisfactory Land Use Report, that Council refer the application to a public meeting chaired by an independent facilitator for public input and feedback.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

3. **Bike Lane Pavement Markings**

Councillor Bruce remarked that she is pleased to see this issue come back before Council and pleased that most of the bike lanes in Airport Heights have been repainted. Most residents are aware of the City's Bike Plan and refrain from parking in those areas. This allows children and adults who are just starting to cycle a safe space to do so, encourages other new riders and connects the area with the remainder of the City.

Councillor Korab reiterated that this is separate from the Canada Drive Active Transportation engagement conducted recently. For Canada Drive he supports not having the bike lanes until a final decision is made regarding the shared use or bi-directional plan for Canada Drive.

Deputy Mayor O'Leary noted that communication is at the centre for this initiative to the local residents and the public at large. She added that cyclists travel city wide and safety for them on the roads is paramount and is pleased to see the bike plan moving forward.

SJMC-R-2022-07-12/311

Moved By Councillor Burton

Seconded By Councillor Bruce

That Council approve painted bike lane pavement marking maintenance recommended in the table as outlined in the Decision Note and communicate with residents as follows.

- Distribute letters to residents on the affected streets explaining why the bike lanes are being repainted or removed, what it means for their parking options and garbage bin placement, and how to reach city staff with questions or concerns.
- Implement a 30-day enforcement grace period after pavement markings are completed, where Parking Services will leave notices/warnings on vehicles instead of issuing tickets.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

4. **Built Heritage Experts Panel - Membership**

SJMC-R-2022-07-12/312

Moved By Councillor Burton

Seconded By Councillor Hickman

That Council approve of the appointment of Tyler Stapleton to the Built Heritage Experts Panel.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

5. **Youth Engagement Working Group Membership**

SJMC-R-2022-07-12/313

Moved By Councillor Bruce

Seconded By Councillor Ellsworth

That Council appoint Saadia Jamila Mary Azam to the Youth Engagement Working Group.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

9. DEVELOPMENT PERMITS LIST (FOR INFORMATION ONLY)

9.1 Development Permits List for June 23 to July 6, 2022

10. BUILDING PERMITS LIST (FOR INFORMATION ONLY)

10.1 Building Permits List - Week ending July 6

11. REQUISITIONS, PAYROLLS AND ACCOUNTS

11.1 Weekly Payment Vouchers for the Week Ending June 29 & July 6, 2022

SJMC-R-2022-07-12/314

Moved By Councillor Ellsworth

Seconded By Deputy Mayor O'Leary

That the weekly payment vouchers for the week ending June 29, 2022 and July 6, 2022, in the amount of \$8,074,424.67 be approved as presented.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

12. TENDERS/RFPS

12.1 2022024 – Electronic Vending Units for Fleet Shop Supplies and Consumables

SJMC-R-2022-07-12/315

Moved By Councillor Hickman

Seconded By Councillor Ravencroft

That Council approve for award this Open Call to the lowest bidder meeting specifications, Grainger Canada for \$47,279.61 (HST excluded) per year as per the Public Procurement Act.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

12.2 037-22PHM - Supply and Delivery of Winter Salt to the Department of Transportation and Infrastructure Storage Locations and various Municipal Storage Locations throughout the Province of Newfoundland and Labrador

Mayor Breen asked how this year's price compares to other years, and the Deputy City Manager of Public Works, Lynnann Winsor, advised that a comparison will be circulated to Council.

SJMC-R-2022-07-12/316

Moved By Councillor Hickman

Seconded By Councillor Burton

That Council approve for award this open call to the lowest and sole bidder for the City of St. John's, A. Harvey & Company Limited, for \$4,007,000.00 per year (HST not incl.) as per the Public Procurement Act.

Note: this open call was completed by the Provincial government.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

12.3 2022075 – Supply and Installation of Service Truck Bodies

SJMC-R-2022-07-12/317

Moved By Councillor Hickman

Seconded By Councillor Bruce

That Council approve for award this Open Call to the lowest bidder meeting specifications, Action Car and Truck Accessories for \$116,767.38 (HST excluded) per year as per the Public Procurement Act.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

12.4 2022132 - 2022 Bridge Rehabilitation - Contract 3

SJMC-R-2022-07-12/318

Moved By Councillor Hickman

Seconded By Deputy Mayor O'Leary

That Council approve for award this open call to lowest and sole bidder meeting specifications, Pyramid Construction Limited, for \$501,026.25 (HST Incl.) as per the Public Procurement Act.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

13. NOTICES OF MOTION, RESOLUTIONS QUESTIONS AND PETITIONS

13.1 Notice of Motion - Removal of Heritage Designation for a Portion of the George Street United Church Building

Notice of Motion to remove Heritage Designation for a Portion of the George Street United Church Building

Councillor Burton advised that at the next Regular Meeting of Council, that she will move a motion to remove the Heritage Building designation on the annex portion of George Street United Church located at 25 Buchanan Street/130 George Street West.

14. OTHER BUSINESS

14.1 74 Circular Road, Restore Front Entrance, DEC2200071

SJMC-R-2022-07-12/319

Moved By Councillor Burton

Seconded By Councillor Ravencroft

That Council approve the front entrance restoration at 74 Circular Road, as proposed.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

14.2 Minor Change to Respectful Workplace Policy

14.3 SERC – Tely 10

SJMC-R-2022-07-12/320

Moved By Councillor Ellsworth

Seconded By Councillor Bruce

That Council approve the requested road closures for the Tely 10 on July 24, pending confirmation from the organizers that traffic control requirements are met.

For (10): Mayor Breen, Deputy Mayor O'Leary, Councillor Burton, Councillor Ellsworth, Councillor Hickman, Councillor Hanlon, Councillor Bruce, Councillor Ravencroft, Councillor Korab, and Councillor Ridgeley

MOTION CARRIED (10 to 0)

15. ACTION ITEMS RAISED BY COUNCIL

Councillor Sandy Hickman advised that the Deputy City Manager of Public Works, Lynnann Winsor, has provided an update on the cost comparison of road salt which has increased by 20% from 2021.

16. ADJOURNMENT

There being no further business, the meeting adjourned at 3:54 p.m.

MAYOR

CITY CLERK