

MINUTES

REGULAR MEETING - CITY COUNCIL

March 25, 2019 – 4:30 p.m. – Foran/Greene Room, 4th Floor, City Hall

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 Hope Jamieson
Councillor Jamie Korab
Councillor Wally Collins

Regrets Councillor Ian Froude

Others Kevin Breen, City Manager
Derek Coffey, Deputy City Manager of Financial Management
Tanya Haywood, Deputy City Manager, Community Services
Jason Sinyard, Deputy City Manager, Planning, Engineering & Regulatory Services
Lynnann Winsor, Deputy City Manager, Public Works
Cheryl Mullett, City Solicitor
Ken O’Brien, Chief Municipal Planner
Elaine Henley, City Clerk
Karen Chafe, Supervisor – Office of the City Clerk

Land Acknowledgement

The following statement was read by Mayor Breen

“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.”

CALL TO ORDER/ADOPTION OF AGENDA

SJMC2019-03-25/187R

Moved – Councillor Jamieson; Seconded – Councillor Collins

That the agenda be adopted with the following addition:

- **Departmental Approval Request (2019045) Purchase of One Single Axle Sander**

CARRIED UNANIMOUSLY

ADOPTION OF MINUTES

SJMC2019-03-25/188R

Moved – Deputy Mayor O’Leary; Seconded – Councillor Burton

That the minutes of March 19, 2019 be adopted as presented.

CARRIED UNANIMOUSLY

BUSINESS ARISING FROM THE MINUTES

Decision Note dated March 20, 2019 re: Restoring Downtown Parking Relief to Section 9 of the St. John’s Development Regulations – St. John’s Development Regulations Amendment Number 692, 2019

SJMC2019-03-25/189R

Moved – Councillor Burton; Seconded – Councillor Lane

That Council adopt the text amendment to the St. John’s Development Regulations, which will restore parking relief in the Downtown Parking Area. The amendment will be sent to the Minister of Municipal Affairs and Environment with a request for registration, in accordance with the Urban and Rural Planning Act. Once registered by the Minister, the amendment will be published in the NL Gazette and come into legal effect.

CARRIED UNANIMOUSLY

Decision Note dated March 20, 2019 re: St. John’s Development Regulations Amendment Number 693, 2019 – Rezoning from the Residential Medium Density (R2) Zone to the Residential Mixed (RM) Zone, File No. REZ1800016 – 276 Pennywell Road

SJMC2019-03-25/190R

Moved – Councillor Burton; Seconded – Councillor Lane

That Council adopt St. John’s Development Regulations Amendment Number 693, 2019, which will rezone land at 276 Pennywell Road from the Residential Medium Density (R2) Zone to the Residential Mixed (RM) Zone and set the standards for private/commercial buildings (except converted buildings) to be at the discretion of Council. The amendment will then be referred to the Department of Municipal Affairs and Environment with a request for provincial registration in accordance with the Urban and Rural Planning Act, 2000. Further, that Council accept the standards proposed in the site plan as the standards for the private/commercial use at 276 Pennywell Road.

CARRIED UNANIMOUSLY

NOTICES PUBLISHED

A Discretionary Use application has been submitted requesting approval to operate a Robin's coffee drive-thru at 43 Cashin Avenue

SJMC2019-03-25/191R

Moved – Councillor Jamieson; Seconded – Councillor Hanlon

That Council approve the application subject to all applicable City requirements.

CARRIED UNANIMOUSLY

A Discretionary Use application has been submitted requesting municipal approval for a Vehicle and Heavy Equipment Storage Yard & Building at 10 George's Pond Place

SJMC2019-03-25/192R

Moved – Councillor Burton; Seconded – Councillor Hickman

That Council approve the application subject to all applicable City requirements.

CARRIED UNANIMOUSLY

Deputy Mayor O'Leary requested that Council be apprised of any mitigative solutions in relation to this application should such be required.

COMMITTEE REPORTS

Committee of the Whole Report - March 20, 2019

1. Decision Note dated March 13, 2019 re: Hosting of the Creative Network of Canada Summit in 2022, 2023, or 2024
-

SJMC2019-03-25/193R

Moved – Deputy Mayor O'Leary; Seconded – Councillor Jamieson

That the City of St. John's bid to become the host city for the Creative City Network of Canada (CCNC) Summit being held in the fall in one of 2022, 2023 or 2024

CARRIED UNANIMOUSLY

2. Decision Note dated February 12, 2019 re: Changes to Corporate Policy Committee
-

SJMC2019-03-25/194R

Moved – Councillor Burton; Seconded – Councillor Hickman

That Council approve the modifications to the composition and processes of the Corporate Policy Committee

CARRIED UNANIMOUSLY

3. Decision Note dated March 13, 2019 re: New Strategic Plan – Our City, Our Future – and 2019 Action Plan
-

SJMC2019-03-25/195R

Moved – Councillor Jamieson; Seconded – Councillor Hanlon

That Council adopt the New Strategic Plan – Our City, Our Future and the 2019 Action Plan

CARRIED UNANIMOUSLY

4. Decision Note dated March 6, 2019 re: Ground Sign Approval (Sign By-Law)
-

SJMC2019-03-25/196R

Moved – Councillor Burton; Seconded – Councillor Collins

That Council approve the request to exceed the maximum allowable tolerances as stipulated in the Sign By-Law as proposed.

CARRIED UNANIMOUSLY

5. GoBus Interim Recommendations dated March 19, 2019
-

SJMC2019-03-25/197R

Moved – Councillor Lane; Seconded – Councillor Hanlon

That the following summary of the interim recommendations be approved:

- a. **Implement Strategic Direction #1: Eligibility Criteria Change (removing definition of disability)**
- b. **Implement Strategic Direction #2: Application Process**
- c. **Strategic Direction #3:**
 - i. **Notification will be provided to MVT that the definition of a ‘no**

show' will be changed from 90 minutes to 45 minutes and that the rate paid for a 'no show' will be reduced from current rate of \$25.30 to \$12.00.

- ii. Negotiating changes to the existing contract is not recommended as it will require a new RFP/tender to be issued. In the interim, Metrobus will work with the City's legal team and disability community to develop a new RFP/tender document outlining terms and conditions for a new contract.

d. **Fare Collection – Taxi Rides**

To address the issue of collecting fares when the trip is provided by a taxi and the customer pays fare with a GoCard pass, MVT will be notified that taxis will be required to have fare collection technology (i.e. portable electronic GoCard reader, or \$2.50 will be deducted from the trip rate for each applicable ride).

After consultation with the disability community, it is recommended that Council approve the interim recommendations outlined above.

CARRIED UNANIMOUSLY

DEVELOPMENT PERMITS LIST

Council considered, for information, the development permits list for the period March 14 to March 20, 2019.

BUILDING PERMITS LIST

Council considered the above noted for the period of March 14 to March 20, 2019.

SJMC2019-03-25/198R

Moved – Councillor Jamieson; Seconded – Councillor Hanlon

That Council approve the above cited building permits list as presented.

CARRIED UNANIMOUSLY

REQUISITIONS, PAYROLLS AND ACCOUNTS

Council considered the requisitions, payrolls and accounts for the week ending March 20, 2019.

SJMC2019-03-25/199R

Moved – Councillor Jamieson; Seconded – Councillor Hanlon

That the requisitions, payrolls and accounts for the week ending March 20, 2019 in the amount of \$4,134,606.21 be approved as presented.

CARRIED UNANIMOUSLY

TENDERS

Bid Approval Note – 2019008 – Elevator Maintenance

SJMC2019-03-25/200R

Moved – Councillor Lane; Seconded – Deputy Mayor O’Leary

That this open call be awarded to the lowest bidder that meets specifications, Thyssenkrupp Elevator (Canada) Ltd. at a cost of \$351,819.50 (HST included) as per the *Public Procurement Act*.

CARRIED UNANIMOUSLY

Bid Approval Note – 2019039 – Janitorial Services – City Buildings (Group 1)

SJMC2019-03-25/201R

Moved – Councillor Lane; Seconded – Deputy Mayor O’Leary

That this open call be awarded to the lowest bidder that meets specifications, Kelloway Construction Limited at a cost of \$690,000.00 (HST included) as per the *Public Procurement Act*.

CARRIED UNANIMOUSLY

Bid Approval Note – 2019040 – Janitorial Services – City Buildings (Group 2)

SJMC2019-03-25/202R

Moved – Councillor Lane; Seconded – Deputy Mayor O’Leary

That this open call be awarded to the lowest bidder that meets specifications, Philrobben Janitorial Limited at a cost of \$684,801.12 (HST included) as per the *Public Procurement Act*.

CARRIED UNANIMOUSLY

Bid Approval Note – 2019041 – Janitorial Services – City Buildings (Group 3) revised

SJMC2019-03-25/203R

Moved – Councillor Lane; Seconded – Deputy Mayor O’Leary

That this open call be awarded to the lowest bidder that meets specifications, Kelloway Construction Limited at a cost of \$456,228.00 (HST included) as per the *Public Procurement Act*.

CARRIED UNANIMOUSLY

Bid Approval Note – 2019041 – Janitorial Services – City Buildings (Group 3) revised

SJMC2019-03-25/204R

Moved – Councillor Lane; Seconded – Deputy Mayor O’Leary

That this open call be awarded to the lowest bidder that meets specifications, Kelloway Construction Limited at a cost of \$456,228.00 (HST included) as per the *Public Procurement Act*.

CARRIED UNANIMOUSLY

Bid Approval Note –Microsoft Enterprise Agreement for City’s Desktop Platform
Licensing of 675 desktops

SJMC2019-03-25/205R

Moved – Councillor Lane; Seconded – Deputy Mayor O’Leary

That this contract be awarded without open call to the sole provider of this service, Microsoft Canada in the amount of \$272,227.52.

CARRIED UNANIMOUSLY

Departmental Approval Request Bid # 2019045 – One Single Axle Sander

SJMC2019-03-25/206R

Moved – Councillor Lane; Seconded – Deputy Mayor O’Leary

That the RFP be awarded to Harvey & Company Ltd. in the amount of \$275,193 based on an evaluation of the proposals by the City’s evaluation team as per the *Public Procurement Act*.

CARRIED UNANIMOUSLY

OTHER BUSINESS

Decision Note dated March 20, 2019 re: E-poll Result – Request to Rent Parking Spaces
– Filming of TV Series “REX”

SJMC2019-03-25/207R

Moved – Councillor Hanlon; Seconded – Councillor Stapleton

That Council approve the request of the production company and allow the rental of the said parking spaces as outlined in the above cited Decision Note.

CARRIED UNANIMOUSLY

ADJOURNMENT

There being no further business, the meeting adjourned at 5:31 p.m.

MAYOR

CITY CLERK