



CITY OF CORNER BROOK

Dear Sir\Madam:

I have been directed by His Worship the Mayor to summon you to a Regular Meeting of the Corner Brook City Council, to be held on Monday, October 15, 2018 at 7:00 PM. Council Chambers, City Hall.

CITY CLERK

Page

1 CALL MEETING TO ORDER

2 APPROVALS

2.1 Approval of Agenda

2.2 Approval of Minutes - Regular Council Meeting, October 1, 2018

2.3 Confirmation of Minutes - Council in Committee, October 9, 2018

3 BUSINESS ARISING FROM MINUTES

3.1 Business Arising From Minutes

4 CORRESPONDENCE/PROCLAMATIONS/PETITIONS/

4.1 Pride Parade

4.2 Proclamations

4.3 Fire Prevention Week

5 FINANCE & ADMINISTRATION

5.1 Tax Sale

6 PLANNING AND DEVELOPMENT

6.1 Discretionary Use - Home Base Business - 50 Petries Street

6.2 Approval for Execution of Agreement -- Maintenance Services for Margaret Bowater Park

7 REGULATION/POLICY

71 - 78	7.1	Traffic Regulations
8		ADJOURNMENT

MINUTES OF A REGULAR MEETING OF
THE COUNCIL OF THE CITY OF CORNER BROOK
COUNCIL CHAMBERS, CITY HALL
MONDAY, 1 OCTOBER, 2018 AT 7:00 PM

PRESENT:

Mayor	J. Parsons	D. Park, Acting City Manager
Deputy Mayor	B. Griffin	T. Flynn, Director of Protective Services
		D. Burden, Director of Public Works, Water and Waste
Councillors:	T. Buckle	Water Services
	J. Carey	M. Redmond, City Clerk
	L. Chaisson	J. Baines, Seargent-At-Arms
	V. Granter	
	B. Staeben	

Regrets: D. Charters, Director Community Engineering Development and Planning

CALL MEETING TO ORDER: The meeting was called to order at 7:00 p.m.

18-240 Approval of Agenda

On motion by Councillor V. Granter, seconded by Councillor T. Buckle, it is RESOLVED to approve the agenda as circulated. MOTION CARRIED.

18-241 Approval of Minutes, Regular Meeting of Council, September 17, 2018

On motion by Councillor J. Carey, seconded by Deputy Mayor B. Griffin, it is RESOLVED to approve the Minutes of the Regular Council Meeting of September 17, 2018, as presented. MOTION CARRIED.

18-242 Business Arising from Minutes

Councillor L. Chaisson had an inquiry regarding work being carried out at Margaret Bowater Park on the new splashpad. It was agreed to add this item to the agenda under item 7.2.

On motion by Council J. Carey, seconded Councillor B. Staeben, it is RESOLVED to amend the agenda to include the following item: Splashpad Update. MOTION CARRIED.

Councillor Granter inquired on whether flashing lights will be reinstated at Elswick Road. The Acting City Manager confirmed the lights will be reinstated.

18-243 Budget 2019- Pre-budget Consultation

Council J. Carey advised that Council will be holding pre-budget consultations on Tuesday, October 9, 2018. He further advised that for any member of the public that cannot make a presentation they can submit comments through our Citizen Survey Public Forum on October 30, 2018.

18-244 Jubilee Field Clubhouse Prime Consultant Services

On motion by Councillor V. Granter, seconded by Councillor J. Carey, it is RESOLVED that the City of Corner Brook Council enter into a Standard form of Agreement between Client (City of Corner Brook) and Prime Consultant (LAT49Architecture Inc.) in the amount of \$99,992.50 for the Jubilee Field Clubhouse Concept Design. MOTION CARRIED.

18-245 Asset Management Program

On motion by Councillor B. Staeben, seconded by Councillor J. Carey, it is RESOLVED to confirm the City's grant application to the Federation of Canadian Municipalities (FCM) Municipal Asset Management Program (MAMP) for the purpose of carrying out a conditional assessment of the City's underground storm system and to authorize the required funding of up to \$12,500 as the City's contribution to the project. MOTION CARRIED.

18-246 Capital Project Update

Councillor L. Chaisson presented an update on major capital projects currently underway:

- Combined Sewer Separation Project Phase 1
- Main Street Bridge
- Regional Aquatic Center
- Splash Pad

18-247 Notice of Motion - City of Corner Brook Traffic Regulation

Deputy Mayor B. Griffin presented a notice of motion for amendments to the Traffic Regulations

Notice is hereby given that at the Public Council Meeting on October 15th, 2018, the following motion will be brought forward for consideration:

Pursuant to the powers vested in it by virtue of Section 202(f)(i) of the *City of Corner Brook Act*, R.S.N.L. 1990, c. C-15, as amended and all other powers, the Council of the City of Corner Brook hereby adopts and enacts the following amendments to the City of Corner Brook Traffic Regulations: 1} Under "Definitions", Section 2 c. "Director" means Director of Public Works, Water and Waste Water; (Previous version: "Director" meant "Director of Operational Services". This position no longer exists.) 2} Under "Overnight Parking", Section 9. No person shall park any vehicle on any highway within the City between the hours of 1:00 a.m. and 8:00 a.m., except for between December 1st and May 1st in the following year where vehicles shall not park on any highway within the City between hours of 12:00 midnight and 8 a.m. These Regulations shall not apply to ambulances or fire engines nor to motor vehicles operated by medical practitioners, clergy, police officers or City agents or employees, when being used in cases of emergency. {Previous version: No person shall park any vehicle on any highway within the City between the hours of 1:00 a.m. and 8:00 a.m. ... this will align the City bylaw with the Provincial Snow Clearing Regulations says from 12:00 midnight to 8:00 am during December 01 to May 01 of the following year.)

18-248 Committee Appointments

On motion by Deputy Mayor B. Griffin, seconded by Councillor L. Chaisson, it is RESOLVED pursuant to the power vested in it in accordance with Section 42 of the *City of Corner Brook Act* to approve the following appointments to the 2018/2019 Committees as follows:

STANDING COMMITTEES

Finance & Administration: Councillor B. Staeben (Chair) and Councillor J. Carey

Public Safety: Councillors L. Chaisson (Chair) and Deputy Mayor B. Griffin

Transportation and Public Works: Councillors T. Buckle (Chair) and L. Chaisson

Development and Planning: Deputy Mayor B. Griffin (Chair) and Councillor J. Carey

Community Services: Councillors V. Granter (Chair) and T. Buckle

TASK FORCES

Civic Centre Strategy Task Force:

Councillor T. Buckle (Chair) and Councillor B. Staeben

MOTION CARRIED.

18-249 Election of Deputy Mayor

In accordance with the requirements of the *City of Corner Brook Act*, Section 28, Council is required to conduct an annual election for the position of Deputy Mayor.

Mayor Parsons opened the floor for nominations.

Councillor J. Carey nominated Bill Griffin for Deputy Mayor

On motion by Councillor J. Carey, seconded by Councillor V. Granter it was moved to close nomination. MOTION CARRIED.

Bill Griffin was elected as the Deputy Mayor for the City of Corner Brook from October 1, 2018 to October 2019.

ADJOURNMENT

The meeting adjourned at 7:40 p.m.

City Clerk

Mayor

REQUEST FOR DECISION

City Clerk's Office

SUBJECT: Ratification of Decisions

DESCRIPTION: In accordance with section 41 (3) of the City of Corner Brook Act, *"Where a decision is made by the councillors at a privileged meeting, the decision, in order to be valid, shall be ratified at a public meeting of the council."*

PROPOSED MOTION:

October 9, 2018 – Council in Committee Meeting

It is **RESOLVED** to ratify minute CC18-049 – RFD for Splashpad Equipment

On motion by Councillor T. Buckle, seconded by Councillor J. Carey, it is **RESOLVED** to award the contract for the Supply of Margaret Bowater Park Splashpad Equipment, to Water Splash at a cost of \$140,819.57 (taxes included). **MOTION CARRIED.**

It is **RESOLVED** to ratify minute CC18-050 – STAR Program

On motion by Councillor T. Buckle, seconded by Councillor B. Staeben, it is **RESOLVED** to award the contract for consulting services as per the Request for Proposals (RFP) entitled, "Consultant Services Related to Strategic Tourism for Areas and Regions (STAR) Initiative", to Tract Consulting Incorporated at a cost of \$60,565.00 (HST included). **MOTION CARRIED.**

Submitted by: City Clerk's Office

Date: October 10, 2018

interoffice

MEMORANDUM

To: Darren Charters, Director of Community Engineering, Development & Planning

From: James King, Development Inspector I

Subject: **Pride Parade 2018**

Date: October 2, 2018

The City of Corner Brook received an application requesting permission to hold a parade on Saturday, October 20, 2018.

This request was subsequently processed and approval granted on October 1, 2018 for the parade and a rotating lane closure of West Street, Main Street (from the West Street/Main Street intersection to the Main Street/Park Street intersection) and Park Street for the duration of the said parade.

The scheduled route for this event will leave Majestic Lawn at 10:30 a.m., proceed down West Street to the West Street/Main Street intersection, proceed down Main Street to the Main Street/Park Street intersection, up Park Street where participants will complete another full lap of the approved route and then conclude the parade at its starting point.

At this time it is requested that Council be informed of this approved parade and rotating lane closure at their next public meeting for information purposes.

Signed: James King
James King, CET, CRT

City of Corner Brook – Regular Meeting of Council
Monday, October 15, 2018

Proclamations - Summary

The following three (3) Proclamations were signed by the Mayor of the City of Corner Brook:

1. Children's Vision Month – October, 2018

All children deserve the opportunity to see their full potential; 80% of childhood learning relies on vision and many vision problems do not have symptoms; public awareness about the role vision plays in learning is necessary for children to receive prompt vision treatment.

Therefore, I, Jim Parsons, Mayor of the City of Corner Brook, do hereby proclaim October 2018 Children's Vision Month in Corner Brook, NL.

2. Fire Prevention Week – October 7-13, 2018

The City of Corner Brook is committed to ensuring the safety and security of all those living in and visiting Corner Brook; fire is a serious public safety concern both locally and nationally, and homes are the locations where people are at greatest risk from fire; residents should identify places in their home where fires can start and eliminate those hazards; residents should install smoke alarms in every sleeping room, outside each separate sleeping area and on every level of the home; first responders are dedicated to reducing the occurrence of home fires and home fire injuries through prevention and protection education; the 2018 Fire Prevention Week theme, "Look. Listen. Learn. Be aware – Fire can happen anywhere", effectively serves to remind us that we need to take personal steps to increase our safety from fire.

Therefore, I, Jim Parsons, Mayor of the City of Corner Brook, do hereby proclaim October 7-13, 2018 as "Fire Prevention Week" throughout this city. I urge all the people of Corner Brook to be aware of their surroundings, look for available ways out in the event of a fire or other emergency, respond when the smoke alarm sounds by exiting the building immediately, and to support the many public safety activities and efforts of Corner Brook's Fire and Emergency Services during Fire Prevention Week 2018.

3. National Seniors' Day – October 2, 2018

October 1st communities across Canada will join together to recognize National Seniors Day; and Seniors in City of Corner Brook are present in all aspects of our lives; they are our parents, our grandparents, our teachers, our volunteers, our mentors, our neighbors and our coworkers; and National Seniors Day focuses on celebrating and recognizing the contributions made by seniors.

Therefore, I, Jim Parsons, Mayor of the City of Corner Brook do hereby proclaim October 1, as National Seniors Day.



Newfoundland & Labrador Association of Optometrists

CHILDREN'S VISION MONTH PROCLAMATION **Help Children See their Full Potential** **October 2018**

WHEREAS, all children deserve the opportunity to see their full potential

WHEREAS, 80% of childhood learning relies on vision and many vision problems do not have symptoms

WHEREAS, public awareness about the role vision plays in learning is necessary for children to receive prompt vision treatment;

WHEREAS, parents, teachers, and healthcare professionals understand the importance of collaborating to reduce the impact of untreated vision problems;

WHEREAS, to determine if a child sees well, he or she requires a comprehensive eye examination by a Doctor of Optometry;

THEREFORE, I, Jim Parsons, Mayor of the City of Corner Brook, do hereby proclaim **October 2018 Children's' Vision Month** in Corner Brook, NL.

Signature
Mayor Jim Parsons



City of Corner Brook
LOOK. LISTEN. LEARN. BE AWARE – FIRE CAN HAPPEN ANYWHERE
 Corner Brook Fire Department
 Fire Prevention Week 2018

Proclamation

WHEREAS, the City of Corner Brook is committed to ensuring the safety and security of all those living in and visiting Corner Brook; and

WHEREAS, fire is a serious public safety concern both locally and nationally, and homes are the locations where people are at greatest risk from fire; and

WHEREAS, Corner Brook residents should identify places in their home where fires can start and eliminate those hazards; and

WHEREAS, working smoke alarms cut the risk of dying in reported home fires in half; and

WHEREAS, residents should install smoke alarms in every sleeping room, outside each separate sleeping area, and on every level of the home; and


WHEREAS, residents should listen for the sound of the smoke alarm and when it sounds respond by going outside immediately to the designated meeting place; and

WHEREAS, Corner Brook's residents who have planned and practiced a home fire escape plan are more prepared and will therefore be more likely to survive a fire; and

WHEREAS, first responders are dedicated to reducing the occurrence of home fires and home fire injuries through prevention and protection education; and

WHEREAS, the 2018 Fire Prevention Week theme, “**Look. Listen. Learn. Be aware – fire can happen *anywhere***” effectively serves to remind us that we need to take personal steps to increase our safety from fire.

THEREFORE, I Jim Parsons, Mayor of Corner Brook do hereby proclaim October 7-13, 2018, as Fire Prevention Week throughout this city. I urge all the people of Corner Brook to be aware of their surroundings, look for available ways out in the event of a fire or other emergency, respond when the smoke alarm sounds by exiting the building immediately, and to support the many public safety activities and efforts of Corner Brook's Fire and Emergency Services during Fire Prevention Week 2018.


 Jim Parsons, Mayor
 City of Corner Brook

Oct. 9, 2018
 Date

National Seniors Day October 1

Celebrating the continuing contributions of Canada's seniors



National Seniors Day Mayoral Proclamation

- WHEREAS On October 1, communities across Canada will join together to recognize National Seniors Day; and,
- WHEREAS Seniors in the City of Corner Brook are present in all aspects of our lives: they are our parents, our grandparents, our teachers, our volunteers, our mentors, our neighbors, and our coworkers; and,
- WHEREAS National Seniors Day focuses on celebrating and recognizing the contributions made by seniors to better their communities, families, and workplaces; and,
- WHEREAS Every day, seniors right here in the City of Corner Brook make a big difference and we value what they are doing.
- THEREFORE I, Jim Parsons, Mayor of the City of Corner Brook, do hereby proclaim October 1, as National Seniors Day, and urge my fellow citizens to recognize the crucial role played by Older Canadians in our communities.

X

Mayor Jim Parsons
City of Corner Brook



To: Corner Brook City Council
CC:
From: Todd Flynn, Director of Protective Services
Subject: **Fire Prevention Week**
Date: October 12th, 2018

MEMORANDUM

Fire Prevention week happened this past week from October 7th through to October 13th, 2018.

The theme this year was “LOOK, LISTEN, LEARN!...Be aware, Fire can happen anywhere!

The week started last Sunday with a Corner Brook Fire Dept. “Hazard Room – Live Fire Demonstration” and BBQ at Kent Building Supplies on Confederation Drive.

Tuesday the Fire Dept. did senior’s home visits.

Wednesday the Fire Dept. conducted a senior’s home visit, apartment building visits, and daycare visits.

Thursday we visited the Corner Brook Public Library for a Fire Safety read along and conducted residences visits at Grenfell campus.

Friday the Fire Dept. conducted apartment building and Daycare visits.

On Saturday we held a Corner Brook Fire Dept. open house, complete with Fire Extinguisher Training, Fire-Fit Kiddie challenge, BBQ, and draw for a motorized mini Fire Dept. SUV!

In between all these events, the Fire Dept. attended school fire drills...

And a new idea we tried this year was having the Fire Dept. enter neighbourhoods and announce their visit on social media and have residents meet the fire trucks to win fire extinguishers and smoke detectors!

The week was a great success in getting our Fire Prevention Message into our community!

REQUEST FOR DECISION

Finance and Administration

SUBJECT: PROPERTIES FOR TAX SALE CONSIDERATION

DESCRIPTION: The City has commenced preparation for a property tax sale. In accordance with the City of Corner Brook Act, the properties scheduled for the tax auction are properties that are significantly in arrears on property tax. As per the attached Schedule A, there are currently fourteen (14) properties under tax sale consideration.

As per applicable legislation, real property affected must be advertised in a local newspaper once per week in a daily or weekly newspaper at least 30 days immediately prior to the properties being made available for purchase. At the end of the 30 days the properties will be sold by public auction unless the outstanding taxes have been paid in full or they have made other payment arrangements.

The properties under consideration for tax auction are shown on the attached Google Earth file and are also referenced in Schedule A.

PROPOSED MOTION: it is **RESOLVED** that Council approve approve the advertising and sale of the following properties at a tax sale in accordance with section 162 of The City of Corner Brook Act.

Parcel ID	Location		
1. 044-420	Crocker Place	8. 050-244	41 Washington Street
2. 049-603	St. Mary's Road	9. 048-855	26 Quinton Street
3. 049-542	38 St. Aiden's Road	10. 046-756	201 Humber Road
4. 207-291	O'Connell Drive	11. 046-662	23 Humber Road
5. 043-377	45 Burkes Road	12. 044-363	Country Road
6. 043-032	6 Bond Street	13. 049-606	10 Star Street
7. 045-643	710 Gearyville Rd	14. 048-479	10 Pikes Avenue

IMPLICATIONS OF RECOMMENDATION:

Staff Recommendation: Staff has recommended that above listed properties be approve for advertising for a public auction.

Legislative Authority:

- City of Corner Brook Act Authority: 162.4

Estimated Return: \$0.00

STANDING COMMITTEE COMMENTS:

Implication:

BACKGROUND:

Report/Document:

- Drawings/Pictures of each property
- Tax Sale Advertising/Council/Auction Dates
- Ad for Newspaper
- Google KMZ File

Submitted by: Brandon Duffy

Date: October 10, 2018



Reviewed by: _____

Date: _____

Date	Action
October 15/18	Council approval to advertise properties for sale
October 20/18	Advertise in the Western Star
October 27/18	Advertise in the Western Star
November 3/18	Advertise in the Western Star
November 5/18 (or earlier)	Council approval to authorize staff to purchase properties at a set dollar limit
November 10/18	Advertise in the Western Star
November 17/18	Advertise in the Western Star
November 21/18	Tax sale – 1 st date
November 28/18	Tax sale – 2 nd date (if necessary)

Crocker Place

Legend

-  Crocker Place
-  Crockers Rd (PARID 044420)





St. Marys Road

Legend

- ★ St Marys Rd (PARID 049603)
- ▭ St. Marys Road





Griffin Dr

Legend

★ 38 St Aidens Rd (PARID 049542)

Newfoundland T'Railway

38 St Aidens Rd (PARID 049542)

Curling St

Lewin Pkwy

Google Earth



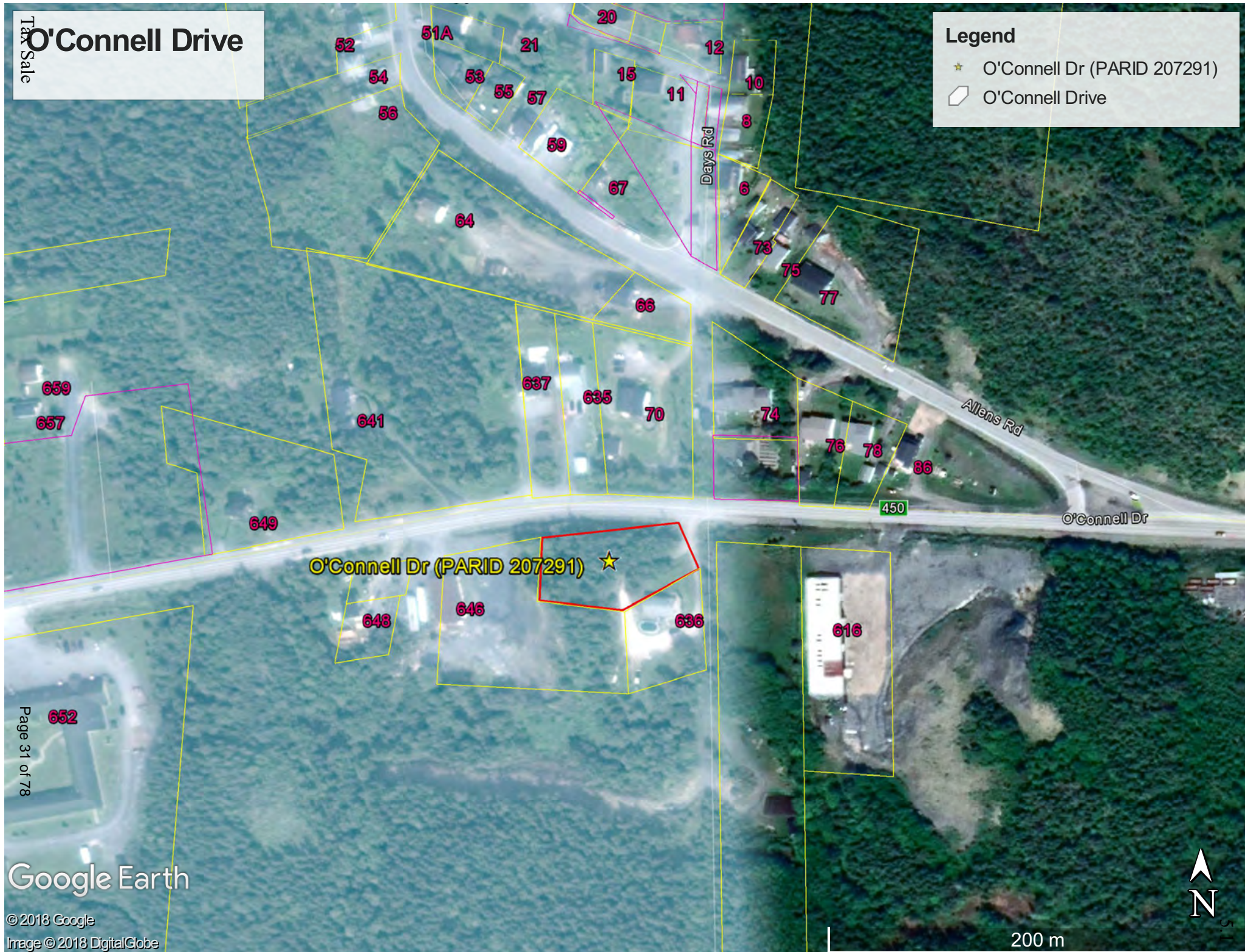
100 m



O'Connell Drive

Legend


- ★ O'Connell Dr (PARID 207291)
- ▭ O'Connell Drive





Tax Sale
45 Burkes Road

Legend

 45 Burkes Road



Google Earth

© 2018 Google
Image © 2018 DigitalGlobe


60 m





Tax Sale
6 Bond Street

Legend

 6 Bond Street



Google Earth



710 Gearyville Road

Legend

★ 710 Gearyville Rd (PARID 045643)

710★

710 Gearyville Rd (PARID 045643)

10

8

708

706

704

702

2



41 Washington Street

Humber Rd

Legend

★ 41 Washington St (PARID 050244)



Google Earth



26 Quinton Street

Legend

★

26 Quinton St (PARID 048855)

26 Quinton Street



26 Quinton St (PARID 048855) ★



201 Humber Road

Legend

- ★ 201 Humber Rd (PARID 046756)
- ▭ 201 Humber Road





23 Humber Road

Legend

- ★ 23 Humber Rd (PARID 046662)
- ▭ 23 Humber Road





Country Road

Legend

- ★ Country Rd (PARID 044363)
- Country Road





10 Star Street

Legend

★

10 Star St (PARID 049606)

10 Star Street



10 Pikes Avenue

Legend

★

10 Pikes Ave (PARID 0484769)

10 Pikes Avenue







REQUEST FOR DECISION

Community, Engineering, Development & Planning

SUBJECT: Discretionary Use (Home Based Business Office) – 50 Petries Street

DESCRIPTION: The City of Corner Brook has received an application requesting permission to operate a home based business office (building operations/maintenance management) from the dwelling located at 50 Petries Street which is located in a Residential Medium Density Zone.

PROPOSED MOTION: It is **RESOLVED**, upon consideration of the matters as set out in accordance with Regulation 11, Discretionary Powers of Authority, Council in its discretion and as a result of the matters set out in this regulation; approve the application to operate a home based business office from the dwelling located at 50 Petries Street.

IMPLICATIONS OF RECOMMENDATION:

Staff Recommendation: A notice was delivered to the residents in the immediate area of 50 Petries Street indicating the proposed home based business office. As a result of this notice, no submissions were received. Parking has been reviewed and sufficient parking is present. After review of the application and the results of the notice to the residents, the Development & Planning Department is recommending that approval be granted for the operation of a home based business office from the dwelling located at 50 Petries Street.

Legislative Authority:

- Policy and/or Regulation: City of Corner Brook Development Regulations 2012, Regulation 11

BACKGROUND:

Report/Document: memo, submitted application, map

Submitted by: _____

Date: _____

Reviewed by: _____

Date: _____

MEMO

To: Manager of Development & Planning
Fr: Development Inspector I
Subject: 50 Petries Street - Home Based Business
Date: October 11, 2018

The City of Corner Brook has received an application to operate a home based business office (building operations/maintenance management) from the dwelling located at 50 Petries Street which is located in a Residential Medium Density Zone.

A home based business office is a "Discretionary Use" of the City of Corner Brook Development Regulations for this zone. A notice was delivered to the residents in the immediate area of 50 Petries Street indicating the above mentioned request. As a result of this notice, the City did not receive any correspondence.

A site inspection by City staff has revealed that there is sufficient parking at this location for both the existing single dwelling unit and the proposed home based business.


After review of the application and the results to the notice to occupants, it appears that there is no impediment for this development to commence.

Should you require further information, please contact me at your convenience.


James King, CET, CPT
Development Inspector I

Director

This home based business is recommended
for Approval

 Oct 11, 2018



CITY OF CORNER BROOK

BUILDING INSPECTION OFFICE, COMMUNITY, DEVELOPMENT AND PLANNING, CITY HALL, 637-1500

BUILDING PERMIT / DEVELOPMENT APPLICATION

RESERVED FOR OFFICE USE	
PROPERTY ID _____	PERMIT NUMBER _____

OWNER / APPLICANT: _____		DATE: September 28, 2018
ADDRESS: 50 Petries Street		
CITY: Corner Brook	PROVINCE: NL	
POSTAL CODE: _____	TELEPHONE: _____	
PROPERTY LOCATION:		
BUILDER:		
ADDRESS: Same as above		
CITY:	PROVINCE:	
POSTAL CODE:	TELEPHONE:	

BUILDING PERMIT APPLICATION (Please check appropriate box)		
<u>BUILDING TYPE</u>	<u>CONSTRUCTION TYPE</u>	<u>PATIO / DECK</u> <input type="checkbox"/>
ASSEMBLY <input type="checkbox"/>	ERECT (NEW) <input type="checkbox"/>	CARPORT / GARAGE <input type="checkbox"/>
INSTITUTIONAL <input type="checkbox"/>	REPAIR <input type="checkbox"/>	ACCESSORY BUILDING <input type="checkbox"/>
RESIDENTIAL <input type="checkbox"/>	EXTEND <input type="checkbox"/>	APARTMENT <input type="checkbox"/>
BUSINESS / SERVICE <input type="checkbox"/>	ALTERATION <input type="checkbox"/>	RETAINING WALL <input type="checkbox"/>
MERCANTILE <input type="checkbox"/>	SIGN <input type="checkbox"/>	DRIVEWAY <input type="checkbox"/>
INDUSTRIAL <input type="checkbox"/>	POOL <input type="checkbox"/>	OTHER <input type="checkbox"/>

DEVELOPMENT APPLICATION (Please check appropriate box)		<u>SITE DEVELOPMENT</u> <input type="checkbox"/>
<u>DEVELOPMENT TYPE</u>		HOME BASED BUSINESS <input checked="" type="checkbox"/>
RESIDENTIAL DEMOLITION <input type="checkbox"/>	NEW BUSINESS <input type="checkbox"/>	
COMMERCIAL DEMOLITION <input type="checkbox"/>	CHANGE OF USE <input type="checkbox"/>	
SUBDIVISION / CONSOLIDATION OF PROPERTY <input type="checkbox"/>	RELOCATION OF BUILDING <input type="checkbox"/>	
NEW BUILDING (RESIDENTIAL / COMMERCIAL) <input type="checkbox"/>	OTHER <input type="checkbox"/>	

DESCRIPTION OF WORK:
Operations & Maintenance contract with BGIS, organizing repairs & maintenance at Smallwood Building & RCMP detachment. Actual work completed by sub-contractors. Home office (dining room) with one laptop. No visitors for business purposes, no materials on site.
ESTIMATED CONSTRUCTION VALUE - (MATERIALS & LABOUR) \$ <u>n/a</u>

DECLARATION:	
I hereby apply for permission to carry out the development herein. I declare that all the information given by me in connection with this application is true and correct to the best of my belief and that the development described, if permitted, will be carried out in accordance with all applicable laws and regulations of the Province of Newfoundland and Labrador and the City of Corner Brook.	
NOTE:	
Where the Applicant and Property Owner are not the same, the signature of the Property Owner may be required before the application can be processed.	
SIGNED BY: _____ PROPERTY OWNER: _____	APPLICANT: _____ WITNESS: _____

THIS APPLICATION IS NOT VALID UNTIL COMPLETED AND SIGNED
SEE REVERSE FOR FEES AND CONDITIONS

REQUEST FOR DECISION

Community Engineering Development & Planning

SUBJECT: Approval for Execution of Agreement

DESCRIPTION: The Humber Valley Community Employment Corporation is looking to provide the City of Corner Brook with maintenance services for the Margaret Bowater Park building and grounds. The total cost of the agreement is \$9195.00 HST included as per the attached terms.

PROPOSED MOTION: it is **RESOLVED**, that the City of Corner Brook enter into a formal agreement with the Humber Valley Community Employment Corporation for supplying maintenance services at the Margaret Bowater Park building for 9,195.00 HST included as per the agreed upon terms and conditions attached.

IMPLICATIONS OF RECOMMENDATION:

Staff Recommendation: That the City of Corner Brook enter into a formal agreement with the Humber Valley Community Employment Corporation for supplying maintenance services at the Margaret Bowater Park building for 9,195.00 HST included as per the agreed upon terms and conditions attached.

Legislative Authority:

- City of Corner Brook Act: **Section**
- Public Tendering Act: **Section:**
- Urban and Rural Planning Act: **Section:**
- Policy and/or Regulation:

Estimated Cost: \$9195.00 HST included.

Budget Line Item: CEDP Recreation, Margaret Bowater Park Cleaning 1250-64855

Communication Strategy:

STANDING COMMITTEE COMMENTS:

Implication:

BACKGROUND:

Report/Document: Margaret Bowater Park Cleaning Contract 2018

Submitted by: Jessica Parsons, Supervisor of Recreation Services

Date: 11/10/2018

Reviewed by: *George*

Date: 11/10/2018

Last update: 2017-06-20

THIS AGREEMENT made at the City of Corner Brook in the Province of Newfoundland & Labrador this ____ day of October Anno Domini two thousand and eighteen.

BETWEEN **CORNER BROOK CITY COUNCIL**, a body corporate duly continued pursuant to the City of Corner Brook Act, R.S.N.L. 1990, c. C-15, as amended

hereinafter called "The City".

AND **HUMBER VALLEY COMMUNITY EMPLOYMENT CORPORATION**, a body corporate duly registered in the Province of Newfoundland and Labrador

hereinafter called "HVCEC".

WHEREAS the City wishes to have custodial services provided at Margaret Bowater Park;

AND WHEREAS HVCEC wishes to provide custodial services;

NOW THEREFORE THIS AGREEMENT WITNESSETH THAT for and in consideration of the mutual covenants and conditions herein set forth, the parties hereby agree as follows:

1. HVCEC agrees to provide the City with custodial services at Margaret Bowater Park ("The Park") located on O'Connell Drive in the City of Corner Brook, including the building thereon which houses the concession stand, washrooms and changerooms, commencing August 19th, 2018 and ending October 27th, 2018 ("The Term"). Hours of operation include 11:30 am to 7:30 pm.
2. The City agrees to pay to HVCEC the sum of Nine Thousand One Hundred and Ninety Five dollars (\$9195.00) for the provision of custodial services after such services have been provided to the satisfaction of the City in accordance with the provisions set out in this agreement upon completion of the services and after final inspection by the City on the 28th of October, 2018.
3. The City covenants to:

- A. Maintain the existing water supply when reasonably possible at the Park for the use of HVCEC in providing custodial services;
 - B. Provide access to the Park as needed for provision of the custodial services;
 - C. To inspect regularly and to notify HVCEC promptly of any dissatisfaction with provision of its custodial services; and
 - D. Ensure the building at the Park is maintained for annual start up operations and annual facility shut down.
4. HVCEC covenants to:
- A. Be responsible for the daily start up and shut down activities related to the custodial services and related equipment;
 - B. Provide the custodial services at the times and in the manners specified in its proposed cleaning contract and attachment to cleaning contract annexed hereto as Schedule "B";
 - C. Not assign or transfer the custodial services, or any of its rights or obligations under this Agreement, without the consent of the City, provided that such consent may be arbitrarily refused by the City in its sole and uncontrollable discretion;
 - D. At its own expense obtain all licenses and permits that may be required for and in connection with the provision of custodial services;
 - E. Co-operate with the City and/or its duly authorized representatives, in such tasks as requested pertaining to the provision of custodial services, including but not limited to facilitating the City's entrance to the building at the Park any time for any reason;
 - F. At all times observe and comply with and endeavor to ensure strict observance of and compliance with all statutory requirements, regulations, rules and/or by-laws of every municipal or other authority which in any manner affect or relate to the Park and/or building and/or the use of the Park and/or building, or any part thereof;

- G. Keep and maintain the washrooms, changerooms, building, and outdoor eating areas in a clean, sanitary, attractive condition that is satisfactory to the City and the Department of Health and Community Service for the Province of Newfoundland & Labrador and regularly ensure disposal of all garbage, waste and recyclable material and rubbish throughout the Park;
 - H. Notify the City immediately with respect to any damage occurring to the Park, the building or the equipment therein;
 - I. Not alter the Park, building or equipment without prior consent of the City;
 - J. At all times indemnify and save harmless the City from and against any and all manner of claims, demands, losses, costs, charges, actions and other proceedings whatsoever, (including but not limited to those under or in connection with the *Workplace Health, Safety and Compensation Act, RSNL 1990 Ch. W-11*, as amended, or any successor legislation) made or brought against, suffered by or imposed on the City or its property in respect of any loss, damage or injury (including fatal injury) to any person or property (including, without restriction, invitees, employees, agents and property of the City and HVCEC) directly or indirectly arising out of, resulting from or sustained as a result of HVCEC's provision of custodial services;
5. If at any time HVCEC is in default in the performance of any of the covenants and agreements therein set forth to be performed by HVCEC, and such default continues for five(5) days after the receipt by HVCEC of notice in writing from the Director of Community Services of the City setting out the particulars of such default, the City shall have the right to terminate this agreement forthwith and thereupon all the rights of HVCEC hereunder shall immediately cease, determine and be at an end, and the City shall not be liable for payment to HVCEC of any moneys whatsoever by reason of such termination or otherwise howsoever, including but not limited to any damages for loss of business.
 6. The City reserves the right to terminate this agreement for any reason without showing cause by giving ten (10) days written notice to HVCEC. Thereupon all the rights of HVCEC hereunder shall immediately cease, determine and be at an end, and the City shall not be liable for payment to HVCEC of any moneys whatsoever by reason of such termination or otherwise including but not limited to any damages for loss of business save and except for such custodial services that have been provided to the City up to the date of termination which payment shall be pro-rated in accordance with the number of days such services were provided as compared to the total number of days set out in the Term herein.

7. Upon failure by HVCEC to comply with any covenant(s) incumbent upon it under this Agreement within five (5) days after written notice requiring such compliance is given by the City to HVCEC, the City may fulfill such covenant(s) at the sole expense of HVCEC, who shall forthwith upon being invoiced therefor reimburse the City who in default of such reimbursement may collect same as a debt owing and in arrears. Nothing herein prevents the City from electing to terminate this tenancy for default as set out in clause #5 of this Agreement.
8. HVCEC agrees to indemnify the City for any damage to the Park, building or its furnishings and fixtures and any part thereof due to any act of HVCEC, its agents or employees, or of any person using the said premises by reason of the use thereof by HVCEC.
9. The termination of this Agreement shall not affect the liability of either party to this Agreement to the other with respect to any obligation under this indenture which has accrued up to the date of such termination but not been properly satisfied or discharged.
10. Any notice pursuant to any of the provisions of this Agreement shall be deemed to have been properly given if delivered in person, or mailed by prepaid registered post addressed:

- (i) In the case of notice to the City to:

City Manager
 City of Corner Brook
 P.O. Box 1080
 Corner Brook, NL
 A2H 6E1

- (ii) In the case of notice to HVCEC to:

Humber Valley Community Employment Corporation
 P.O. Box 415
 Corner Brook, NL
 A2H 6E3

Or to such other address as either party may notify the other of, and in the case of mailing as aforesaid, such notice shall be deemed to have been received by the addressee, in the absence of a major interruption in postal services affecting the handling or delivery thereof, on the fifth (5th) business day, excluding

Saturdays, next following the date of mailing.

11. All sums, debts, payments or otherwise, payable to the City under this Agreement shall bear interest commencing the thirtieth (30th) day next following the falling due thereof, at the then current rate of interest charged to the City by its bankers until the actual date of payment.
12. HVCEC shall pay to the City all the City's legal costs on a solicitor and client basis, of all actions or other proceedings in which the City participates in connection with, or arising out of the obligations of HVCEC under this Agreement or arising out of HVCEC's provision of custodial services, except to the extent that the City is not successful therein.
13. (a) No condonation, excusing or overlooking by the City of any default, breach or non-observance of any of HVCEC's obligations under this Agreement at any time shall affect the City's remedies or rights with respect to any subsequent (even if by way of continuation) default, breach or non-observance.
 - (b) No waiver shall be inferred from or implied by anything done or omitted by the City.
 - (c) Any written waiver by the City shall have effect only in accordance with its expressed terms.
 - (d) All rights and remedies of the City under this Agreement shall be cumulative and not alternative.
14. HVCEC acknowledges that there are no covenants, representations, warranties, agreements or conditions expressed or implied, collateral or otherwise forming part of or in any way affecting or relating to this agreement other than as set out in this agreement, which constitutes the entire agreement between the parties, concerning the provision of custodial services and which may be modified only by further written agreement under seal.
15. No changes or modifications of any of the terms of this agreement shall be effective unless made in writing and duly executed by both parties.
16. The provisions of this indenture shall be binding upon and ensure to the benefit of the parties and their respective successors and (where applicable), permitted assigns.

17. If any of the provisions of this Agreement are held invalid or unenforceable in any judicial or any other proceeding, such invalidity or unenforceability shall not affect in any way the validity or enforceability of any other provision of this Agreement.

IN WITNESS WHEREOF the parties hereto have caused these presents to be executed the day and year first before written.

THE CORPORATE SEAL of the
Corner Brook City Council was
hereunto affixed and these
presents executed by its
duly authorized signing officers
in the presence of:

CORNER BROOK CITY COUNCIL

Witness

Mayor or Deputy Mayor

Witness

City Manager or City Clerk

THE CORPORATE SEAL of the
Humber Valley Community
Employment Corporation was
hereunto affixed and these
presents executed by its
duly authorized signing officers
in the presence of:

Witness

Director

REQUEST FOR DECISION

Protective Services

SUBJECT: City of Corner Brook Traffic Regulation

DESCRIPTION: Each winter the City of Corner Brook issues a Parking Ban notification to its residents indicating that vehicles must not be parked on City streets between the hours of 1:00 am to 8 am, as per the City of Corner Brook Traffic Regulation. The City of Corner Brook Traffic Regulation prohibits parking year round between the hours of 1 am to 8 am, however it's not normally enforced during the spring, summer, or fall months.

The province issues a parking ban every winter, in accordance with the NL Snow Clearing Regulations, under which the Royal Newfoundland Constabulary issue their parking tickets. The NL Snow Clearing Regulations bans parking between the hours of 12:00 midnight to 8 am.

This difference in the start time of the parking restriction causes much confusion amongst the general public when the parking restriction comes into effect, be it 12:00 midnight or 1:00 am. To rectify this regulation conflict, we have added wording to our Traffic Regulations that coincide with the provincial winter parking ban regulations.

PROPOSED MOTION: it is RESOLVED to that the City of Corner Brook enact the following amendments to the City of Corner Brook Traffic Regulations:

- 1) Under "Definitions", Section 2 c. "Director" means ***Director of Public Works, Water and Waste Water***;
- 2) Under "Overnight Parking", Section 9. No person shall park any vehicle on any highway within the City between the hours of 1:00 a.m. and 8:00 a.m., ***except for between December 01st and May 1st in the following year where vehicles shall not park on any highway within the City between hours of 12:00 midnight and 8 a.m.*** These Regulations shall not apply to ambulances or fire engines nor to motor vehicles operated by medical practitioners, clergy, police officers or City agents or employees, when being used in cases of emergency.

IMPLICATIONS OF RECOMMENDATION:

Staff Recommendation: Staff recommend adding a change to starting hours so to align the City bylaw with the Provincial Snow Clearing Regulations, which says from 12:00 midnight to 8:00am during December 01 to May 01 of the following year.

Legislative Authority: City of Corner Brook Act: **Section 202(f)(i) of the City of Corner Brook Act, R.S.N.L. 1990, c. C-15**

Estimated Cost: N/A

Budget Line Item: N/A

Communication Strategy: Media release

STANDING COMMITTEE COMMENTS:

Implication:

BACKGROUND:

Submitted by: Todd Flynn

Date: October 15th, 2018

Reviewed by: _____

Date: _____

Last update: 2015-10-08

This is an official version.

Copyright © 2006: Queens Printer,
St. John's, Newfoundland and Labrador, Canada

Important Information

(Includes details about the availability of printed and electronic versions of the Statutes.)

[Table of Regulations](#)

[Main Site](#)

[How current is this regulation?](#)

CONSOLIDATED NEWFOUNDLAND AND LABRADOR REGULATION 14/96

Highway Traffic Snow Clearing Regulations under the *Highway Traffic Act* (O.C. 96/136)

Under the authority of section 187 of the *Highway Traffic Act* and the *Subordinate Legislation Revision and Consolidation Act*, the Lieutenant-Governor in Council makes the following regulations.

REGULATIONS

Analysis

- [1. Short title](#)
- [2. Prohibition](#)
- [3. Offence](#)
- [4. Civil proceedings](#)
- [5. Effect](#)
- [6. Repeal](#)

Short title

1. These regulations may be cited as the *Highway Traffic Snow Clearing Regulations*.

9/89 s1

[Back to Top](#)

Prohibition

2. (1) Subject to any Act or regulation in force respecting the parking, drawing up or standing of vehicles in a city, municipality or other designated area of the province, a person shall not, during the period in each year that this regulation is in force, leave a vehicle unattended on a highway between the hours of 12 midnight and 8 a.m.

- (a) within 3 metres of the paved portion of the highway; or
- (b) if the highway is not paved, within 3 metres of the edge of the travel surface of the highway.

(2) Subsection (1) does not apply to a medical practitioner engaged in urgent medical business.

9/89 s2

[Back to Top](#)

Offence

3. A person in charge of a vehicle who leaves the vehicle unattended in contravention of section 2 is guilty of an offence under the Act.

9/89 s3

[Back to Top](#)

Civil proceedings

4. For the purpose of subsection 187(3) of the *Highway Traffic Act*, the fact that there has been a failure to comply with section 2 may, notwithstanding that no prosecution is taken under section 3, be relied upon by a party to a civil proceeding as tending to

- (a) negate liability for damages claimed by the person who so failed to comply or the owner of the vehicle so left unattended; or
- (b) establish liability for damages against that person or the owner of the vehicle.

9/89 s4

[Back to Top](#)

Effect

5. These regulations have effect from December 1 in each year to May 1 in the year immediately following that year.

9/89 s5

[Back to Top](#)

Repeal

6. The Highway Traffic (Snow Clearing) Regulations, 1989, Newfoundland Regulation 9/89, are repealed.

©Earl G. Tucker, Queen's Printer

CITY OF CORNER BROOK TRAFFIC REGULATIONS

PURSUANT to the powers vested in it under Section 203 of the *City of Corner Brook Act*, R.S.N.L. 1990, c. C-15, as amended, Section 189 of the *Highway Traffic Act*, R.S.N.L. 1990, c. H-3, as amended, (a) delegation(s) of power by the Minister of Works, Services and Transportation dated _____ and all other powers it enabling, the Corner Brook City Council, in a session convened on the 21st day of April, 2008, hereby passes and enacts the following regulations.

1. This regulation may be cited as the *City of Corner Brook Traffic Regulations*.

Definitions

2. For the purpose of this regulation:
 - a. "City" means the City of Corner Brook;
 - b. "Council" means the Corner Brook City Council;
 - c. "Director" means the Director of Operational Services;
 - d. "*Highway Traffic Act*" means the *Highway Traffic Act*, R.S.N.L. 1990, c. H-3, as amended,
 - e. "Traffic Control Device" means any sign, signal or device erected by authority of the Council for the purpose of regulating, warning or guiding traffic and includes any signal by which traffic is directed to proceed or to stop and includes warning sign-posts, direction posts, signs, lines, marks or other devices for the guidance of persons using the highway;
 - f. "Traffic Officer" includes a member of the Royal Newfoundland Constabulary, a municipal enforcement officer and any person designated by Council as a Traffic Officer for the purpose of the Regulations, by whatever name or title such person is known.
3. No person shall use any highway within the City unless that person complies with all the provisions of the *Highway Traffic Act* and Regulations made thereunder, except insofar as the *Highway Traffic Act* or Regulations thereunder contain an exemption for Regulations or

provisions of Council, in which case such person shall comply with all applicable Regulations or provision of Council.

4. Nothing in these regulations shall prohibit the lawful parking of a vehicle in accordance with the *City of Corner Brook Parking Meter Regulation*.
5. Council or the Director may cause or permit Traffic Control Devices to be placed upon or near any highway within the limits of the City.
6. Without limiting the generality of Section 5 of these Regulations, traffic control devices may be used for any of the following purposes:
 - (a) to regulate the movement of traffic;
 - (b) to indicate the route to be followed by traffic;
 - (c) to restrict or prohibit the use of any part of any highway within the City;
 - (d) to indicate maximum speed limits in any area or on any part of any highway within the City;
 - (e) to restrict or prohibit the parking of vehicles in any area or on an highway within the City and specifically to reserve particular areas for parking by specific types of vehicles or for the parking of vehicles operated by specific classes of persons;
 - (f) to restrict or prohibit temporarily the use of any highway, or any part of any highway within the City whenever, owing to the likelihood of danger to the public or of serious damage to the highway, it appears to the Council or the Director to be necessary; and to limit the loads of vehicles owing to conditions of any highway, if the Council or Director deems it necessary, provided that the sign shall not apply to any person granted a permit in writing by the Council to use the highway in case of emergency;
 - (g) to warn users of the highway of the need for special caution;
 - (h) to convey information to users of the highways within the limits of the City.
7. Except where a Traffic Officer directs otherwise, drivers and pedestrians shall obey the instruction of a Traffic Control Device.

8.
 - a) No person shall drive any motor vehicle at a speed exceeding 50 kilometers per hour within the limits of the City except in areas otherwise designated by Council.
 - b) The Director may place restrictions on the speed at which a person shall drive a motor vehicle within the City when the Director, in his sole discretion deems it necessary to protect such street, road or highway or for public safety and the Director may cause to be placed such signs and signals as are necessary to advise persons of such restrictions, and such restriction shall remain in place until revoked by the Director or Council.
 - c) Council may at anytime revoke a restriction placed by the Director under this section.
 - (d) Every restriction or prohibition made by the Director under this section shall
 - i) within two (2) days (exclusive of Sundays and holidays) be communicated by the Director to Council; and
 - ii) Remain in full force and effect until revoked, altered, amended or varied by the Director or Council.

Overnight Parking

9. No person shall park any vehicle on any highway within the City between the hours of 1:00 a.m. and 8:00 a.m. provided that these Regulations shall not apply to ambulances or fire engines nor to motor vehicles operated by medical practitioners, clergy, police officers or City agents or employees, when being used in cases of emergency.

Directions of City Agents

10. The owner or operator of any motor vehicle shall move his or her vehicle on request to such position and for such time as may be reasonably required by an agent or representative of Council.

Public Parking Lots

11. A motor vehicle shall not be permitted to remain in a stationary position upon any public parking lot (other than a privately-owned lot) for a period in excess of 24 hours and in no instance shall the vehicle be allowed to obstruct traffic or any municipal undertaking including but not limited to snow-clearing.

Projections

12. No person shall operate any vehicle within the boundaries of the City having any object or thing projecting or extending therefrom in a lateral direction for a distance of more than 30 centimeters.

Offences and Penalties

13. Where any person contravenes any of the provisions of these Regulations, such person is guilty of an offence and liable on summary conviction to a fine or to a period of imprisonment in accordance with s. 438 of the *City of Corner Brook Act*.
14. These regulations shall come into force as of the date enacted by Council and the City of Corner Brook Traffic Regulations 1992 and all amendments thereto are hereby repealed upon the coming into force of these Regulations.

IN WITNESS WHEREOF these Regulations are sealed with the Common Seal of the City of Corner Brook and subscribed by and on behalf of the Council by the Mayor and City Clerk at Corner Brook, in the Province of Newfoundland and Labrador, this 5th day of May, 2008.


Mayor


City Clerk

Published in The Western Star – March 12, 2008

First Reading – March 3, 2008

Second Reading – April 21, 2008