

**MINUTES OF A REGULAR MEETING OF
THE COUNCIL OF THE CITY OF CORNER BROOK
COUNCIL CHAMBERS, CITY HALL
MONDAY, 21 AUGUST, 2017 AT 4:30 PM**

PRESENT:

Mayor	C. Pender	M. Wiklund, City Manager
Deputy Mayor	B. Staeben	D. Park, Director of Finance and Administration
Councillors:	T. Buckle	T. Flynn, Director of Protective Services
	J. Carey	D. Burden, Director of Public Works, Water and Waste Water Services
	L. Chaisson	D. Rumbolt, Manager of Development and Planning
	K. Cormier	M. Redmond, City Clerk
	M. Murphy	B. Tibbo, Sergeant-at-Arms

CALL MEETING TO ORDER: The Meeting was called to order at 5:00 p.m.

17-223 Approval of Agenda

On motion by Councillor J. Carey, seconded by Councillor K. Cormier, it is RESOLVED to approve the agenda as circulated. **MOTION CARRIED.**

17-224 Approval of Minutes - July 10, 2017

On motion by Councillor M. Murphy, seconded by Councillor L. Chaisson, it is RESOLVED to approve the Minutes of the Regular Council Meeting of 10 July 2017. **MOTION CARRIED.**

17-225 Confirmation of Minutes

On motion by Councillor T. Buckle, seconded by Deputy Mayor B. Staeben, it is RESOLVED to ratify minute CC17-066 – Approval of Agenda **MOTION CARRIED.**

On motion by Councillor T. Buckle, seconded by Councillor K. Cormier it is RESOLVED to ratify minute CC17-068 – Financial Statements. **MOTION CARRIED.**

On motion by Councillor T. Buckle, seconded by Councillor L. Chaisson it is RESOLVED to ratify minute CC17-069 – Director of Community, Engineering, Development and Planning – Offer of Employment. **MOTION CARRIED.**

On motion by Councillor T. Buckle, seconded by Councillor K. Cormier it is RESOLVED to ratify minute CC17-072 – Recreational Storage Building Jubilee Field – Contract #2017-27. **MOTION CARRIED.**

On motion by Councillor T. Buckle, seconded by Councillor J. Carey it is RESOLVED to ratify minute CC17-073 – Recreational Storage Building Soccer Fields – Contract #2017-29. **MOTION CARRIED.**

On motion by Councillor T. Buckle, seconded by Councillor M. Murphy it is RESOLVED to ratify minute CC17-074 – Engineering Agreement – Dunbar Avenue. **MOTION CARRIED.**

On motion by Councillor T. Buckle, seconded by Councillor J. Carey it is RESOLVED to ratify minute CC17-076 – Support Committee bid to host HNL – 2018. **MOTION CARRIED.**

On motion by Councillor T. Buckle, seconded by Councillor J. Carey it is RESOLVED to ratify minute CC17-078 – Approval of Agenda. **MOTION CARRIED.**

On motion by Councillor T. Buckle, seconded by Councillor K. Cormier it is RESOLVED to ratify minute CC17-080 – 18 Rowsell Street – Home Base Business. **MOTION CARRIED.**

On motion by Councillor T. Buckle, seconded by Councillor M. Murphy it is RESOLVED to ratify minute CC17-081 – 76 Central Street – Home Base Business. **MOTION CARRIED.**

On motion by Councillor T. Buckle, seconded by Deputy Mayor B. Staeben, it is RESOLVED to ratify minute CC17-082 – 36 Kawaja Drive – Home Base Child Care. **MOTION CARRIED.**

On motion by Councillor T. Buckle, seconded by Councillor J. Carey it is RESOLVED to ratify minute CC17-084 – Engineering Agreement – East Valley Road/Central Street. **MOTION CARRIED.**

On motion by Councillor T. Buckle, seconded by Councillor M. Murphy, it is RESOLVED to ratify minute CC17-085 – Engineering Agreement – Pressure Regulating Stations Rehabilitation Humber Park and Caribou Road. **MOTION CARRIED.**

On motion by Councillor T. Buckle, seconded by Deputy Mayor B. Staeben, it is RESOLVED to ratify minute CC17-086 – Traffic Analysis – School Zones. **MOTION CARRIED.**

On motion by Councillor T. Buckle, seconded by Councillor K. Cormier it is RESOLVED to ratify minute CC17-087 – Downtown Urban Design Action Plan Phase 2. **MOTION CARRIED.**

On motion by Councillor T. Buckle, seconded by Councillor L. Chaisson it is **RESOLVED** to ratify minute CC17-088 – Pocket Park Program Policy. **MOTION CARRIED.**

On motion by Councillor T. Buckle, seconded by Councillor K. Cormier it is **RESOLVED** to ratify minute CC17-089 – Approval of Agenda **MOTION CARRIED.**

17-226 Business Arising From Minutes

Councillor Murphy commented on the success of Westfest.

17-227 Proclamation - Sexual Violence Awareness Week, September 10-16, 2017

Mayor Pender proclaimed September 10-16 Sexual Violence Awareness Week in the City of Corner Brook.

17-228 PS Stats for July 2017

Councillor K. Cormier presented the protective services statistics for the month of July, 2017.

17-229 Animal Sheltering and Care Agreement with SPCA

On motion by Deputy Mayor B. Staeben, seconded by Councillor K. Cormier, it is **RESOLVED** to execute the attached five year term agreement that would enable the SPCA to acquire a new building within the City of Corner Brook, and take over the City's animal sheltering for the sum of \$28,870.88 per year. This monthly payment will be reduced to \$15,100.88/year upon the SPCA's completed sale of the North Shore Building.

On motion by Deputy Mayor B. Staeben, seconded by Councillor K. Cormier it is **FURTHER RESOLVED** to enter into a lease agreement with the SPCA that will facilitate the City to acquire space to store its off-season equipment in the North Shore Building for the sum of \$12,000.000 per year.

MOTION CARRIED.

17-230 Notice of Motion - Animal Regulation, 2017

Councillor K. Cormier brought forward a Notice of Motion for consideration at the Public Council Meeting on September 11, 2017:

Pursuant to the powers vested in it by virtue of Section 263, 264, 280.1, 280.1, 280.2 and 280.4 of the City of Corner Brook Act, 1990 and all other enabling powers, the Council of the City of Corner Brook hereby adopts and enacts the Animal Control Regulations.

17-231 Pomax Fire Study

On motion by Deputy Mayor B. Staeben, seconded by Councillor J. Carey, it is RESOLVED to proceed with POMAX Inc. to conduct and deliver Phase 2 of the City of Corner Brook Fire Study. **MOTION CARRIED.**

17-232 Corner Brook PSAP to Provide Dispatch Services to Stephenville Fire Department

On motion by Councillor K. Cormier, seconded by Deputy Mayor B. Staeben it is RESOLVED to proceed with the agreement that enables the Corner Brook PSAP to provide initial dispatch services to the Town of Stephenville Fire Department. **MOTION CARRIED.**

17-233 Main Street Bridge

On motion by Councillor L. Chaisson, seconded by Councillor K. Cormier it is RESOLVED to award the Main Street Bridge Replacement project number 2017-12 to Brook Construction (2007) Inc. for the amount of \$6,202,633.10 (HST included). **MOTION CARRIED.**

17-234 Approval of MP17-04 and DR17-04 -Community Service to Residential Medium Density, 47 Clarence Street

On motion by Councillor J. Carey, seconded by Councillor T. Buckle it is RESOLVED under Section 23 of the Urban and Rural Planning Act, the Corner Brook City Council approve Municipal Plan Amendment MP17-04 to change the land use designation of a portion of the lot at 47 Clarence Street from Community Service to Residential. **MOTION CARRIED.**

On motion by Councillor J. Carey, seconded by Councillor T. Buckle it is FURTHER RESOLVED, under Section 23 of the urban and Rural Planning Act, the Corner Brook City Council approve Development Regulations Amendment DR17-04 to change the land use zoning of a portion of the lot at 47 Clarence Street from Community Service to Residential Medium Density. **MOTION CARRIED.**

17-235 Adoption of MP17-03 and DR17-03 - Rural to Solid Waste Scrap yard, the soil treatment facility off the TCH

On motion by Councillor M. Murphy, seconded by Councillor K. Cormier, it is RESOLVED under Section 16 of the Urban and Rural Planning Act, that the Corner Brook City Council adopt Municipal Plan Amendment MP17-03 to change the land use designation of land off the TransCanada Highway, approximately 2.5 km south of the Route 450 and TCH junction on the west side of the highway, from Rural to Solid waste Scrap Yard.

On motion by Councillor M. Murphy, seconded by Councillor K. Cormier it is FURTHER RESOLVED, under Section 16 of the Urban and Rural Planning Act, that the Corner Brook City Council adopt Development Regulations

Amendment DR17-03 to change the land use zoning of land off the Trans-Canada highway, approximately 2.5 km south of the Route 450 and TCH junction on the west side of the highway, from Rural to Solid Waste Scrap Yard. **MOTION CARRIED.**

17-236 Municipal Plan Amendment -Appointment of a Commissioner for amendments MP17-03 and DR17-03

On motion by Councillor J. Carey, seconded by Councillor T. Buckle, it is RESOLVED, in accordance with Section 19 of the Urban and Rural Planning Act, to appoint Mr. Adam Crocker as Commissioner, and Ms. Helen Mitchell as an assistant, if necessary, to help the Commissioner conduct a public hearing and complete a report on the hearing, for Municipal Plan Amendment MP-17-03 and Development Regulations Amendment DR17-03. **MOTION CARRIED.**

17-237 Municipal Plan Amendment - Adoption of DR17-05 - New Land Use Zoning Map C-5

On motion by Councillor M. Murphy, seconded by Councillor J. Carey, it is RESOLVED, under Section 16 of the Urban and Rural Planning Act, that the Corner Brook City Council adopt Development Regulations Amendment DR17-05 to establish a new land use zoning Map C-5. **MOTION CARRIED.**

17-238 Municipal Plan Amendment - Adoption of DR17-06 - "shop" classification of use

On motion by Councillor J. Carey, seconded by Councillor T. Buckle, it is RESOLVED, under Section 16 of the Urban and Rural Planning Act, that the Corner Brook City Council adopt Development Regulations Amendment DR17-06 to add the "shop" classification of use as a discretionary use of the Community Service Use Zone Table in the Development Regulations and to add the following condition to the Use Zone:

"The shop classification of use, limited to the smaller scale to the smaller scale shop and store examples, may be considered at the discretion of the Authority where it is considered subsidiary to a permitted use of a place of worship, educational, or medical treatment and special care classification of use, and where it is complementary to and supports the activities and programs of the permitted community service use. Furthermore, it must be operated by the community service provider and within the curtilage of the building or lot on which the building is located. It may not be subdivided from the original property nor may it be operated by a person or organization not associated with the permitted use."

MOTION CARRIED.

17-239 Pocket Park Program

Councillor L. Chaisson presented details on the Pocket Park Policy approved by Council.

17-240 Elizabeth Street Water Quality Improvements.

On motion by Councillor K. Cormier, seconded by Councillor L. Chaisson, it is RESOLVED to approve the Engineering Proposal and subsequent Prime Consultant Agreement with CBCL Limited for Elizabeth Street Water Quality Improvements at an estimated total cost of \$74,533.00 (HST included).
MOTION CARRIED.

17-241 Old Humber Road Intersection Improvements

On motion by Councillor L. Chaisson, seconded by Councillor T. Buckle, it is RESOLVED to approve the Engineering Proposal and subsequent Prime Consultant Agreement with Anderson Engineering Consultants Limited for the old Humber Road Intersection Improvements at an estimated total cost of \$63,359.25 (HST Included) **MOTION CARRIED.**

17-242 Peddles Lane Road Reserve Decommissioning

On motion by Councillor M. Murphy, seconded by Councillor T. Buckle, it is RESOLVED to officially decommission the right of way known as the Peddles Lane road reserve. (~~Councillor J. Carey declared a conflict of interest and abstained from voting and discussion on this agenda item~~)
MOTION CARRIED.

17-243 Crematorium Application- 167 Country Rd

There was a vote of Council on whether Mayor Pender was in a Conflict of Interest on this particular agenda items. (Council voted that Mayor Pender was not in a Conflict of Interest and he participated in the deliberations and voting on the agenda topic

In accordance with Section 36 of the City of Corner Brook Act, Motion 2017-217 is being brought forward for consideration

It is RESOLVED upon consideration that Council in its Authority Council shall exercise its discretion and deny the application for a crematorium use at 167 Country Rd, Corner Brook, NL, .(Councillor Buckle, Carey, Murphy, Chaisson and Deputy Mayor Staeben and Mayor Pender voted against the motion).
MOTION DEFEATED.

On motion by Deputy Mayor B. Staeben, seconded by Councillor K. Cormier it is RESOLVED pursuant to Section 128 of the City of Corner Brook 2012 Development Regulations that Council in its authority approve the application for the proposed use "Crematorium" to be constructed at the rear of the existing building located at 167 Country Road, Corner Brook, NL. (Councillor Buckle, Carey, Murphy, Deputy Mayor Staeben and Mayor Pender voted against the motion). **MOTION DEFEATED.**

17-244 Property -36 East Avenue

On motion by Deputy Mayor B. Staeben, seconded by Councillor T. Buckle, it is RESOLVED to approve the execution of the attached lease agreement for 60m2 (646 ft2) of City land located in front of 36 East Avenue. **MOTION CARRIED.**

17-245 Property -326 O'Connell Drive

On motion by Councillor T. Buckle, seconded by Councillor J. Carey, it is RESOLVED to approve the execution of the attached lease agreement with Jennifer Veitch for 447 m2 (4810 ft2) of City land located in front of 326 O'Connell Drive. **MOTION CARRIED.**

17-246 Rotary Arts Centre - Lease City Hall Building

On motion by Deputy Mayor B. Staeben, seconded by Councillor T. Buckle, it is RESOLVED to approve execution of the lease agreement with the Corner Brook Arts Centre Association Inc. for a three year term from November 1, 2017 - October 31, 2020 for the operation of the Rotary Arts Centre in City Hall. **MOTION CARRIED.**

ADJOURNMENT

There being no further business the meeting adjourned at 6:23 p.m.



City Clerk

Mayor