



TOWN OF PORTUGAL COVE-ST. PHILIP'S

June 2, 2009

Public Council Meeting called to order at 7:40 pm.

IN ATTENDANCE: Mayor Norm Collins
Deputy Mayor Keith Mercer
Councillors: Steve Andrews
Darrell Butler
Bill Fagan
Acting Town Manager Roy Burry
Town Clerk Judy Squires
Director of Finance/Admin Terrilynn Smith

Also in Attendance: Mayor welcomed gallery of 21 persons in attendance

PRESENTATION: Mayor Collins, on behalf of Council, presented 5 year old Rachel Kelly Moss with a cheque for \$100 from the Town, towards 'Rachel's Special Janeway Project'. Rachel makes fridge magnets and sells them for any amount of a donation towards her project to raise funds for an X-Ray machine and she has raised over \$6000 to date. Rachel is from our Town and she was featured in a Telegram front page article.

ADOPTION OF AGENDA

Motion: Andrews/Mercer
09-128 Resolved that the Agenda dated June 2, 2009, be adopted.
Carried
Unanimously

ADOPTION OF MINUTES

Motion: Andrews/Seary
09-129 Resolved that the Minutes of the **Public Meeting** of May 19, 2009, be adopted with a correction to Gen/New Business item 3 to read 'St. Lawrence Parish Hall' instead of 'Legion'.
Carried
Unanimously

BUSINESS ARISING

Town Manager's Report – presented and read by the acting Town Manager who responded to questions arising. Additional item:
Summer office hours (8:30 a.m. – 4 p.m.) will be in effect commencing Monday, June 8th.

COMMITTEE REPORTS

Planning and Development Committee – May 26, 2009

1. 899 Thorburn Road – item withdrawn.

Mayor Collins and Councillor Andrews explained that in light of other information received after the meeting, this item is withdrawn from the report. Mayor Collins will be meeting with the property owners regarding same.

2. Municipal recommendation form for Crown Land

Zoning: Agriculture

Motion:
09-130

Andrews/Mercer

Resolved that Council **reject** the application for 14.7 acres of Crown Land as the proposal is contrary to the Municipal Plan and Development Regulations. Condition 3 of the Agriculture Use Zone Table states a single dwelling shall be subsidiary to and form part of a farm operation. The ADA designation is reserved for commercial farm operations, as opposed to hobby farming.

Carried.

For: Collins, Andrews, Mercer

Against: Butler, Fagan

Questions raised concerning this item will be responded to by the Planning and Development Department.

Correspondence items:

3. 234 Bauline Line Ext. – Zoning: Residential Infill (RI)

Staff will correspond with the resident and advise them of permitted zones within the planning area for their proposed muffler shop business and all associated regulations.

It was noted by Councillor Fagan that only one piece of correspondence was identified in the report and there were two. Councillor Andrews notes that the second letter be referenced in this minutes (it concerns parking) and that staff will respond.

4. Old Broad Cove Road – comprehensive development scheme

Staff will advise the resident of the scheduled completion date for the CDA studies.

5. City of St. John's re Development Regulations Amendment #36, 2008, and St. John's Urban Regional Plan Amendment #2, 2009

For information – staff will continue processing the amendment.

Mayor Collins confirmed that this is for Phase 1 and not Phases 2 & 3 of the development.

6. Eastern Newfoundland Regional Appeal Board re 537 Old Broad Cove Road – submitted for information

7. Dept. of Tourism, Culture & Recreation – new road signage model

(TODS) - Submitted for information, the proposed changes will not impact the Town's road signs.

8. Northeast Avalon Regional Plan (NEAR) – submitted for information.

9. Development Regulations Amendment #37, 2009

Amendment proposes to modify the conditions that apply to non-residential development in the Heritage Community Land Use Zone. Deadline for submissions to the Public Consultation is June 1, 2009.

Suggestion made by Councillor Fagan that consideration also be made to allow these businesses to employ family members will be forwarded to Planning & Development.

9. PERMITS ISSUED:

Year	Issued Date	Civic	Streetname	Permit Type
1	5/8/2009	451-455	Old Broad Cove Road	Home Business
2	5/8/2009	9	Woodhaven Road	Single Family Dwelling
3	5/8/2009	7	Netherwood Place	Single Family Dwelling
4	5/8/2009	12	Knights Rest	Accessory Building
5	5/8/2009	80	Windsor Heights	General Repairs & Maintenance
6	5/8/2009	80	Tuckers Hill Road	General Repairs & Maintenance
7	5/8/2009	12	Netherwood Place	Single Family Dwelling
8	5/11/2009	39-43	Bugden Drive	Accessory Building
9	5/12/2009	98-100	Bugden Drive	Single Family Dwelling
10	5/12/2009	1	Dogberry Hill Road Ext.	Occupancy Permit
11	5/12/2009	92-96	Bugden Drive	Single Family Dwelling
12	5/12/2009	10	Ursula Crescent	Occupancy Permit
13	5/15/2009	32	School Road	Subdivision of Land
14	5/19/2009	6	Newbury Street	Business
15	5/19/2009	240-242	Bauline Line Extension	Business
16	5/20/2009	24	School Road	Occupancy Permit
17	5/20/2009	136-138	Tolt Road	Single Family Dwelling
18	5/21/2009	1332	Thorburn Road	Single Family Dwelling
19	5/21/2009	870	Indian Meal Line	Accessory Building
20	5/21/2009	343-347	Dogberry Hill Road	Dwelling Extension
21	5/21/2009	1731	Portugal Cove Road	General Repairs & Maintenance
22	5/21/2009	19	School Road	Occupancy Permit

Additional item:

10. Old Ridge Road - Request to accept existing location of road

Motion:
09-131

Andrews/Mercer
Resolved that Council **reject** the proposal to develop the Old Ridge Road at its existing location, as the proposal is contrary to the Municipal Plan and Development Regulations. Acceptance of the existing road's location contravenes Regulations 80 (h), which states that no street intersection shall be closer than 60 m to any other street intersection, therefore making this proposal non-compliant with the Town's Development Regulations

Carried.

For: Collins, Andrews, Mercer
Against: Butler, Fagan

Parks, Recreation & Community Services – May 29, 2009

1. Recreation Center Renovations

Renovations nearing completion, work also being done on the roof and kitchen may be done next month or in fall when not being used so much.

2. Summer Staff/Grants:

Grants awarded to the town – 4 Canadian Summer Job Grants, 2 SWASP (Student Work & Service Program) and 1 SWASP Community Services component. Jason Duggan has been hired as the Summer Program Coordinator and the rest of the interviews will take place week of June 1st.

3. Killick Coast Games August 10-14 Flatrock/Pouch Cove

The committee has recognized a variety of ways to promote participation in these games and is also encouraging anyone who wishes to volunteer or coach to come forward. Councillor Mercer notes that registration is down and they need some ideas to get young people to participate.

4. Regatta Festival – July 6-11th

Various community members and organizations have come forward with ways they would like to participate. New boats were also being considered, however Mr. Burry advised that the current boats would do for this year.

5. Canada Day

Committee is considering ways to promote the car and motorcycle show event and the family fireworks event will continue.

6. Other:

1) Playgrounds – purchase of playground equipment is underway for Voisey's Brook Park and Rainbow Gully Park

2) Donation request from PCSP Rowing Club – referred to Finance & Admin Committee

3) Acting Recreation Director – Committee extended thanks and well wishes to outgoing Acting Director, Stephanie Bourne, and welcomed new Acting Director, Denise Hapgood.

Public Works Committee – May 28, 2009

1. Correspondence Minister Taylor, Dept. Transportation & Works re traffic congestion wharf area Portugal Cove

Staff will prepare a draft of the Town's proposal for the site (to be copied to Minister Taylor) and arrange a site visit with Don Brennan of his Dept. to try and resolve the vehicle traffic congestion issue.

2. Update – Bayview Heights/West Point Road and Hanlon’s Lane
Verbal agreement in place and documentation being prepared for all parties involved in land acquisition to loop Bayview Heights with West Point Road and for the upgrading of Hanlons Lane.

3. Update – road improvements Bennetts Road/Portugal Cove Road and Tuckers Hill Road
Information received that the Dept. of Transportation and Works will upgrade and pave approx. 1 km on Bennetts Road (to City limits), upgrade and pave approx. .8 km on Tuckers Hill Road and level and pave approx. .8 km on Portugal Cove Road. Mr. Burry will arrange a meeting with the necessary parties regarding the small sections of Bennetts Road and Old Broad Cove Road which were not included.

4. Update – Capital Works Paving Project for 2009
The tender package for the road improvements is 90% complete and tenders are expected to be called within next two weeks.

5. Update – 5 Year Master Plan
Plan is being updated to meet the Town’s current and future infrastructure needs for the next 5 years. Once drafted, it will come to the Committee of the Whole for review.

Public Relations, Economic Development & Tourism Committee **– May 28, 2009**

1. Annual activities and events listing

Handout style brochure being drafted for Tourism and Recreation events, updates will be provided on the progress.

2. HNL Tourism Awareness Week – June 1-7th

Mayor will attend the launch of this Provincial event for invited HNL guests at the Atlantica Restaurant along with the Minister of Tourism, Recreation & Culture and Bruce Sparkes, president of HNL. Town website will list activities.

The Mayor advised that he signed the Proclamation at that event. It was noted that not all Councillors were made aware of this event.

3. CBC 30 Minutes Makeover

The cleanup initiative was well received with approximately 25 calls and emails reporting the location of refuse collected from around the community.

4. Wind Energy Project

Correspondence received from the Minister of Natural Resources regarding the implementation of a wind turbine in Portugal Cove-St. Philip’s. The Town is acquiring background information in order to draft a Request for Proposals and Councillor Seary will report to an upcoming Council meeting.

All Councillors will be provided with a copy of this letter.

Finance & Administration Committee – May 28, 2009

1. Accounts for payment

Motion: Mercer/Andrews
09-132 Resolved that Council approve the accounts for payment in the amount of \$6,857.41

Carried
Unanimously.

2. Legal Issue

Committee members were informed about a legal issue.

3. Request for a tax refund

Motion: Mercer/Andrews
09-133 Resolved that Council deny a request for a refund of property taxes paid by a third party on behalf of an estate.

Carried. For: Collins, Andrews, Mercer
Against: Butler, Fagan

4. Heritage Advisory Committee award

An award of \$1000 was received by the Heritage Advisory Committee under the Operational Support for Community and Regional Heritage Organizations.

5. Request for donation – Rachel’s Special Janeway Project

Motion: Mercer/Andrews
09-134 Resolved that Council donate \$100 to Rachel’s Special Janeway Project in recognition of the efforts of a 5 year old child from the Town, Rachel Kelly Moss, to raise funds for the Janeway to purchase an X-Ray machine.

Carried
Unanimously.

6. Request for donation – Mount Pearl Marlins Swim Team

Motion: Mercer/Butler
09-135 Resolved that, as there are 10 swimmers on the team from this Town, that Council donate \$50 to the Mount Pearl Marlins Swim Team for their Annual Dinner and Auction.

Carried
Unanimously.

7. Request for donation – Royal Canadian Legion Br. 10

The Committee agreed to contribute to the cost of a new dishwasher for the Legion and will settle on the amount at the next Finance and Admin meeting and bring forward a recommendation to Council.

CORRESPONDENCE

- a) **Service Canada Centers for Youth** – Open House invitation June 4th 1-4 pm., 223 Churchill Ave., Pleasantville
- b) **Eastern Health** – Consultation and Luncheon – Northeast Avalon Community Health Needs Assessment, Wed., June 17th.
- c) **Mayor's March on Heart Disease & Stroke** – June 15-21 – info

GENERAL/NEW/UNFINISHED BUSINESS

1. **Bell Island tragedy** – Mayor notes he will call the Town with an offer to help in light of the recent tragic drowning of two of their residents
2. **Council meetings** –
Will continue for the summer at regular time of 7:30 pm.
3. **New contractor for Murrays Pond Subdivision**
Mr. Burry notes a new contractor is involved with the Murrays Pond Subdivision development and that it should start in the next couple of weeks.

ADJOURNMENT

Motion: Andrews/Mercer
09-136 Resolved that this meeting be adjourned. Time 8:45 pm.
Carried
Unanimously.

Mayor Norm Collins

Judy Squires, Town Clerk