



**Regular Meeting of Council
Monday, January 14, 2013 at 7:00 PM**

Mayor Clifford Lee presiding

Present: Deputy Mayor Stu MacFadyen Councillor Edward Rice
Councillor Terry Bernard Councillor Mitchell Tweel
Councillor Melissa Hilton Councillor Rob Lantz
Councillor Danny Redmond Councillor David MacDonald
Councillor Cecil Villard Councillor Jason Coady

Also: Roy Main – CAO Donna Waddell – DCS
Phil Handrahan – DFDS Richard Collins – DPC
Gary McGuigan – DPC Sue Fraser – PRM
Craig Walker – UM Randy MacDonald – FC
Paul Johnston – PWM Dan Hughes – HRM
Ron Atkinson – EconDO Wayne Long – EvenDO
Jennifer Gavin – CO Allan MacKenzie, FO
Donna Hurry – TO David Hooley – CS
Tracey McLean- RMC

Regrets: Scott Ryan, FM

Mayor Lee called the meeting to order. He extended condolences, on behalf of Council, staff and citizens, to Greta Kays and family on the recent passing of Peter Kays a former member of City Council (1972-77 & 1981-89). A moment of silence was held.

Minutes of the previous meeting were by motion adopted:

Regular Meeting – December 10, 2012

Public Meeting – December 17, 2012

REPORTS OF COMMITTEES / RESOLUTIONS

1. Protective & Emergency Services – Councillor David MacDonald

Councillor MacDonald indicated his Committee had not met since the last Council meeting. He recognized several Charlottetown Police Officers on their promotions within the Police Department. Promoted to Sergeant were Shane Carr, Michelle O'Donnell and Walter Vessey. Promoted to Corporal were Dean Field, John Flood, David Pound and Chris Watts. Councillor MacDonald advised that Police Services has set up a number of zones that incorporate the ten wards within the city; sergeants and corporals have been assigned to the zones. He further advised that these officers will be the first contact for matters that Council members and the public want to bring

to the attention of the police. Councillor MacDonald recognized Cpl. Marvin Cameron who retired December 16, 2012. He thanked Cpl. Cameron for 37 years of dedicated service he provided to the citizens of Charlottetown. Councillor MacDonald noted that decommissioned fire equipment was donated to a city in the Dominican Republic by the Charlottetown Fire Department and will be delivered by Son Seekers Ministries.

In response to a question regarding possible implementation of foot patrols, Councillor MacDonald indicated that the Police Department conduct foot patrols during the summer however it would be an operational decision to provide these types of patrols throughout the year.

A question was raised concerning the matter of drug abuse at Colonel Gray High School. Councillor MacDonald indicated Senior Staff at the school conducted research and arrived at the number (40%).

2. Planning & Heritage – Councillor Rob Lantz

Councillor Lantz indicated his report was included in the weekend package.

Moved by Councillor Rob Lantz

Seconded by Councillor Jason Coady

RESOLVED:

That the request for a temporary use to allow the operation of an Automobile Shop at 35 Livingstone Drive (PID# 192054) for a period of four (4) months as per Section 4.30.1(d) of the Zoning and Development Bylaw, with the signing of a Development Agreement, be approved.

A friendly amendment was proposed with respect to the resolution.

Councillor Lantz provided a brief explanation on how Planning Board arrived at the current recommendation, pointing out that the Board carefully considered the facts and were provided with several options with the advantage of legal advice and help from professional planners. He indicated it was the opinion of the City Solicitor that the use had changed and a rezoning be initiated to grant such an approval for this use on the property.

After some discussion concerning the length of the temporary use in relation to the Zoning & Development Bylaw, the following amended resolution was read.

Moved by Councillor David MacDonald

Seconded by Councillor Terry Bernard

RESOLVED:

That the request for a temporary use to allow the operation of an Automobile Shop at 35 Livingstone Drive (PID# 192054) be approved.

TIE VOTE 5-5

DM MacFadyen, Councillors MacDonald, Bernard, Rice and Villard registered “yea” votes

Councillors Lantz, Hilton, Coady, Tweel and Redmond registered “nay” votes

Mayor Lee broke the tie and voted against the motion

MOTION WAS DEFEATED 6-5

Another amendment to the motion was proposed.

**Moved by Councillor Mitchell Tweel
Seconded by Councillor Cecil Villard**

RESOLVED:

That the request to allow an Automobile Shop at 35 Livingstone Drive (PID# 192054) be referred to a public meeting.

TIE VOTE 5-5

**Councillors MacDonald, Rice, Villard, Tweel and Redmond registered “yea” votes
DM MacFadyen, Councillors Lantz, Hilton, Coady and Bernard registered “nay” votes
Mayor Lee broke the tie and voted against the motion
MOTION WAS DEFEATED 6-5**

The original resolution was read and a vote was taken. The motion was carried 7-3 with Councillors Tweel, Villard and Redmond opposed.

**Moved by Councillor Rob Lantz
Seconded by Councillor Jason Coady**

RESOLVED:

That the request to subdivide the property at 20 Stewart Street (PID #356121) to create a single infill lot subject to the receipt of pinned survey plans, be approved.

CARRIED 10-0

**Moved by Councillor Rob Lantz
Seconded by Councillor Jason Coady**

RESOLVED:

That the recommendation to proceed to the public consultation phase to amend the Official Plan and Zoning and Development Bylaw for the neighborhood of East Royalty, be approved.

CARRIED 10-0

**Moved by Councillor Rob Lantz
Seconded by Councillor Jason Coady**

RESOLVED:

That the recommendation that the City of Charlottetown Comprehensive Waterfront Master Plan dated December 2012 and the City of Charlottetown 500 Lot Area Development Standards and Design Guidelines dated December 2011, be used as the framework for proposed amendments to the Official Plan and Zoning & Development Bylaw which will include proceeding to the public consultation phase, be approved.

Clarification was requested regarding the process prior to public consultation. Councillor Lantz referred the request to the Director of Fiscal & Development Services who indicated that Council members were presented with a copy of the Waterfront Master Plan final report on December 17, 2012. He further indicated the consensus of Council at the meeting was that the report would be received. The Director also indicated the report was reviewed by the Advanced Planning &

Priorities Committee then passed onto the Planning Committee for further review before it is brought forward for public consultation.

CARRIED 9-0

Councillor Redmond out of the room during vote

3rd reading of the “Zoning and Development Bylaw”

To amend Appendix “H” – Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone the property at 11 Young Street (PID# 369108) from Medium Density Residential (R-3) Zone to Mixed Use Corridor (MUC) Zone.

Moved by Councillor Rob Lantz

Seconded by Councillor Jason Coady

RESOLVED:

That the City of Charlottetown Zoning and Development Bylaw be read a third time and that the said Bylaw do now pass.

CARRIED 9-1

Councillor Tweel registered a “nay” vote

3rd reading of the “Zoning and Development Bylaw”

To amend Appendix “H” – Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone the property at 6 Century Terrace (PID# 348219) from Single Detached Residential (R-1S) Zone to Low Density Residential (R-2) Zone.

RESOLVED:

That the City of Charlottetown Zoning and Development Bylaw be read a third time and that the said Bylaw do now pass.

CARRIED 10-0

3rd reading of the “Zoning and Development Bylaw”

To amend Appendix “H” – Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone Lots #51 & 52 on Bambrick Drive in the Emmery Estates Subdivision (PID# 1057306) from Single Detached Residential (R-1S) Zone to Low Density Residential (R-2) Zone.

RESOLVED:

That the City of Charlottetown Zoning and Development Bylaw be read a third time and that the said Bylaw do now pass.

CARRIED 10-0

3. Advanced Planning & Priorities – Councillor Jason Coady

Councillor Coady indicated his Committee had not met since the last Council meeting. He advised Council that the RFP tendered for the Official Plan Review closes on January 22, 2013 and anticipates a resolution being forwarded at the Regular Meeting of Council in February.

In response to a question with regard to the proposed Fire station relocation, Councillor Coady indicated there has not been any discussion at Committee level or any decisions made however the matter will be discussed once the City’s Official Plan and Zoning & Development Bylaw reviews have been completed.

4. Urban Beautification & Sustainability – Deputy Mayor Stu MacFadyen

Deputy Mayor MacFadyen indicated his Committee had not met since the last Council meeting.

5. Parks, Recreation & Leisure Activities – Councillor Melissa Hilton

Councillor Hilton indicated her Committee's report was included in the weekend package. Volunteer of the Month Award for January was presented to Mike James and Jim Murphy.

6. Public Works, Street Lighting & Transit – Councillor Terry Bernard

Councillor Bernard indicated his Committee's report was included in the weekend package.

Moved by Councillor Terry Bernard

Seconded by Councillor Cecil Villard

RESOLVED:

That, per review of market value, the purchase by the City of Charlottetown of approximately 275 square meters of property from The Gray Group Inc, to append to the public right-of-way for the 'St Peters Rd / Brackley Pt Rd / Belvedere Ave Intersection Redesign' project, at price of \$41,160.00 be ratified.

And that the Mayor and CAO are hereby authorized to execute standard deed transfers and other documents to implement this resolution.

CARRIED 10-0

Moved by Councillor Terry Bernard

Seconded by Councillor Cecil Villard

RESOLVED:

That, per review of market value, the purchase by the City of Charlottetown of approximately 520 square meters of property from 100857 PEI Inc, to append to the public right-of-way for the 'St Peters Rd / Brackley Pt Rd / Belvedere Ave Intersection Redesign' project, at price of \$70,362.00 be ratified.

And that the Mayor and CAO are hereby authorized to execute standard deed transfers and other documents to implement this resolution.

CARRIED 10-0

7. Water & Sewer Utility – Councillor Edward Rice

Councillor Rice indicated his Committee had not met since the last Council meeting.

8. Administrative Services – Councillor Cecil Villard

Councillor Villard indicated his Committee's report was included in the weekend package. He noted that an outline of the budget process is in the package and anticipates the debt review report of the City Corporation will be available to Council in February.

It was requested if the media could be provided with a full Council package prior to the monthly Council meetings. Councillor Villard indicated the Committee would take this under advisement.

An update was requested concerning a synopsis originally requested in October 2012 relating to options for major projects. Councillor Villard indicated the information will be provided before the budget process.

**Moved by Councillor Cecil Villard
Seconded by Councillor Terry Bernard**

RESOLVED:

That the City of Charlottetown Council support the Canadian Red Cross PEI Division application to the Building Canada Fund – Communities Component for a disaster mitigation project valued at \$1,323,700.00, and

With the understanding that the application does not impact any applications that the City of Charlottetown may have made or will make.

CARRIED 10-0

**Moved by Councillor Cecil Villard
Seconded by Councillor Terry Bernard**

RESOLVED:

That the request to install a media box for regular monthly meetings and public meetings in the Council Chambers be approved on a trial basis.

And that the City incur no costs associated with the purchase of the equipment, installation or maintenance.

CARRIED 10-0

9. Economic Development & Culture – Deputy Mayor Stu MacFadyen

Deputy Mayor MacFadyen indicated his Committee's report was included in the weekend package. He thanked Donna Hurry, the organizing committee and volunteers for a successful Capital New Year in the Park event. Deputy Mayor MacFadyen noted City staff is currently organizing a Winter Fun Weekend event to be held February 16 – 18, 2013.

A question was raised regarding the status of the Experimental Farm lands. Deputy Mayor MacFadyen indicated he would follow up and advise.

In response to a request for information regarding the Jack Frost Children's WinterFest, Deputy Mayor MacFadyen indicated it would be taken under advisement.

**Moved by Deputy Mayor Stu MacFadyen
Seconded by Councillor Terry Bernard**

RESOLVED:

That the City of Charlottetown enter into an agreement (as attached) with the Federation of Canadian Municipalities to host the 2014 FCM Sustainable Communities Conference and Trade Show.

And that the Mayor and CAO are hereby authorized to execute standard contracts/agreements to implement this resolution.

CARRIED 10-0

10. New Business

There was no new business.

Meeting adjourned at 8:40 PM

DRAFT