

REPORTS OF COMMITTEES / RESOLUTIONS**1. Planning & Heritage – Councillor Rob Lantz**

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

In response to a question regarding the status of the hotel development proposal at the corner of Queen and Water Streets, it was explained the variances approved for the property are valid for one year from the approval date following which they will be null and void. As for the development itself, no new applications or designs have been submitted to the City.

Concern was expressed regarding the deviation in fascia materials used on the Homburg hotel development and questioned if the development agreement had included details on the façade. It was noted City officials are having discussions with the developer.

Moved by Councillor Rob Lantz

Seconded by Councillor Jason Coady

RESOLVED:

That the Building Code Bylaw of the City of Charlottetown (as attached) be approved.

CARRIED 9-0

Moved by Councillor Rob Lantz

Seconded by Councillor Jason Coady

RESOLVED:

That the request to renew the Development/Encroachment Agreement for the outdoor patio to be located in the parking spaces in front of Sims Restaurant, 86 Queen Street & Sydney Street (PID#338415) for the 2011 season only, be approved.

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

CARRIED 8-1

(Councillor Rice registered a "nay" vote)

Moved by Councillor Rob Lantz

Seconded by Councillor Jason Coady

RESOLVED:

That the request to amend Appendix "A" – Future Land Use Map of the Official Plan from Low Density Residential to Concept Planning Area and to amend Appendix "H" – Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone the property at 412 St. Peters Road (PID# 1004100) from Single-detached Residential (R-1S) Zone to Comprehensive Development Area (CDA) Zone be approved, subject to a Traffic Study being conducted to the satisfaction of the City and the Province, and the developer entering into a Development Agreement with the City of Charlottetown with the agreement subject to review by the City Solicitor.

Councillor Bernard summarized the amenities offered in the former East Royalty such as the Community Centre, outdoor rink, soccer fields, ball diamonds, bike trails, walking trails and

sidewalks. As well he mentioned the commercial/institutional amenities offered in close proximity of East Royalty such as the hospital, churches, shopping (M & M Furniture, Ellis Birt Shopping Centre) college/university, golf courses and farm market. He pointed out on a map several vacant properties (adjacent to Mel's Quik Mart, former Sobey's [now Roger Birt], Ray Murphy property) already designated for commercial use with access onto St. Peters Road and felt the current Official Plan has accommodated the need for commercial niches in the community. He mentioned this is a quiet residential neighbourhood now and felt the Official Plan policies support residential in the area and not the proposed amendments. He indicated the commercial component of this proposed development would allow traffic to travel through this and the adjacent subdivisions and did not feel a residential and commercial mix within the development would work due to traffic and safety issues.

Councillor Lantz indicated a public meeting had been held on April 20 with attendees expressing concerns regarding traffic, units not owner-occupied and the concept of allowing commercial. The developer had agreed to have a traffic study conducted, construct condominiums rather than rentals and enter into a development agreement regarding the commercial component. He explained Planning Board had conducted the public consultation process required for the Comprehensive Development Area, considered the stepped zoning proposed, considered the feedback from residents, felt a traffic study was warranted and recommended approval of the proposal.

In response to a question regarding the process, it was reported if the application is rejected, the developer cannot reapply for one year unless the proposal is substantially different. Based on that, a couple of Councillors questioned if there was some avenue whereby the area residents and the developer could meet and come to a mutual agreement on the proposed development. Given there were no further questions or comments, the vote was called.

DEFEATED 7-2

Councillors MacFadyen, Bernard, Hilton, MacDonald, Redmond, Rice & Tweel registered "nay" votes

Moved by Councillor Terry Bernard

Seconded by Councillor Danny Redmond

RESOLVED:

That the request to amend Appendix "A" – Future Land Use Map of the Official Plan from Low Density Residential to Concept Planning Area and to amend Appendix "H" – Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone the property at 412 St. Peters Road (PID# 1004100) from Single-detached Residential (R-1S) Zone to Comprehensive Development Area (CDA) Zone be rejected.

CARRIED 7-2

Councillors Lantz and Coady registered "nay" votes

Moved by Councillor Rob Lantz

Seconded by Councillor Jason Coady

RESOLVED:

That the following resolution of April 11, 2011, be rescinded:

That the request to proceed to the public consultation phase to consider rezoning the property located at 238 Norwood Road/MacRae Drive (PID# 191726) from Low Density Residential Single (R-2S) Zone to Single-detached Residential (R-1L) Zone be approved.

And be replaced with the following:

That the request to proceed to the public consultation phase to consider an amendment to Appendix "A" – Future Land Use Map of the Official Plan from Low Density Residential to Concept Planning Area and to Appendix "H" – Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone the property at 238 Norwood Road (PID# 191726) from Low Density Residential (R-2S) Zone to Comprehensive Development Area (CDA) Zone be approved.

It was noted this resolution was brought forward to correct an error in the resolution approved at the April 11, 2011 Council Meeting.

CARRIED 9-0

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

RESOLVED:

That the request for a variance to the frontage requirement from 82 feet to approximately 69 feet and to the lot area requirement from 8,665.3 sq ft to approximately 5,662.8 sq ft to permit the building at 206, 208 and 210 Hillsborough Street (PID# 346635) to be converted from three (3) units to seven (7) units, be approved.

CARRIED 9-0

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

RESOLVED:

That the request for a lot consolidation of two parcels of land located at 11 Aviation Avenue (PID# 134114), subject to the receipt of pinned legal survey drawings, be approved.

CARRIED 9-0

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

RESOLVED:

That the request to amend the City of Charlottetown Zoning and Development Bylaw to allow a building to be constructed over a property line in the Downtown Mixed Use (DMU) Zone (as attached) be approved.

It was noted this amendment was being brought forward to accommodate the development of the new convention centre which will be attached to the Delta Prince Edward Hotel. The convention centre will be owned by CADC.

CARRIED 9-0

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

RESOLVED:

That the application for a street canopy with roll up/down plastic side walls to be located on the City right-of-way in front of 136 Richmond Street, PID#339143, (Fishbones) be rejected.

It was noted this request was proposed to create an extension of the restaurant and would impact the direct flow of pedestrian traffic along the sidewalk.

CARRIED 9-0

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

RESOLVED:

That the application for signage, as presented to Heritage Board exclusive of the digital signage and with revisions to conform to the provisions of the Bylaw and exterior alterations at 125 Sydney Street, PID #339069, (Daniel Brennan Brickhouse), as presented to Heritage Board and with the signing of an Encroachment Agreement for the encroachments on the street be approved.

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

CARRIED 9-0

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

RESOLVED:

That the application for awning signage located at 150 Richmond Street, PID #339119, (Northern Watters Knitwear), with a front flange of eight inches (8”) as presented to Heritage Board and with the signing of an Encroachment Agreement be approved.

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

CARRIED 9-0

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

RESOLVED:

That the application for a signage canopy at 133 Queen Street, PID #340240, (Dynamic Fitness), as presented to Heritage Board and with the signing of an Encroachment Agreement, be approved.

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

CARRIED 9-0

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

RESOLVED:

That the application for a projecting sign at 146 Richmond Street, PID #339127, (GG Gallery), as presented to Heritage Board and with the signing of an Encroachment Agreement, be approved.

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

CARRIED 9-0

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

RESOLVED:

That the Building Code Bylaw of the City of Charlottetown (as attached) be approved.

CARRIED 9-0

1st and 2nd readings of the “Zoning and Development Bylaw”

To amend Section 4.7 and Section 20 of the City of Charlottetown Zoning and Development Bylaw (to allow a building to be constructed over a property line in the Downtown Mixed Use (DMU) Zone)

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

RESOLVED:

That the bylaw to amend the “City of Charlottetown Zoning and Development Bylaw” be read a first time.

CARRIED 9-0

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

RESOLVED:

That the said bylaw be read a second time and that the bylaw be committed to a Committee of the Whole Council and the Mayor be Chairman of the Committee.

CARRIED 9-0

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

RESOLVED:

That the Chairman reports progress of the Committee and that the bylaw be adopted

CARRIED 9-0

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

RESOLVED:

That the bylaw be now engrossed as a City Bylaw and that it be entitled the “City of Charlottetown Zoning and Development Bylaw” and that it be read a third time at the next Public Meeting of Council.

CARRIED 9-0

1st reading of the “City of Charlottetown Building Code Bylaw”

To amend the City of Charlottetown Building Code Bylaw.

Moved by Councillor Rob Lantz

Seconded by Councillor Jason Coady

RESOLVED:

That the bylaw to amend the “City of Charlottetown Building Code Bylaw” be read a first time.

CARRIED 9-0

Concerns were expressed regarding the lack of explanation for the proposed amendments so the bylaw was left at first reading.

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

Councillor Hilton indicated her Committee’s report was included in the weekend package. She indicated the baseball history prepared by Brian Lewis will be forwarded to the Province for possible book publishing funding. The Volunteer of the Month Award for May was presented to David Vos, Winsloe Charlottetown Royals FC (soccer club).

Concern was expressed by Councillor Rice regarding the lack of use on the lane temporarily closed for non-motorized wheeling activity in Victoria Park and the usage numbers were requested. He explained he would like to see the inside lane opened up for full vehicular traffic and the ‘bike’ lane moved to another area, possibly upgrading and extending the existing paved walkway in front of the Lieutenant Governor’s residence. Other Councillors expressed support for the current lane closure and one Councillor reemphasized the need for a Master Plan for Victoria Park.

Moved by Councillor Melissa Hilton

Seconded by Councillor David MacDonald

RESOLVED:

That the City of Charlottetown accepts the following bids for playground equipment:

\$26,983.92 (GST included) from Playpower for Country View Park, Kenwood Park, and Hillsborough Square;

\$13,995.50 (GST included) from Henderson for Kenwood Park;

\$16,083.40 (GST included) from Jambette for Hillsborough Square and Madeline Park.

Further, that \$25,000 be approved for playground installation and contingency costs for the City’s 2011 playground projects.

This will be expensed out of the 2011 Parks and Recreation Capital Budget.

CARRIED 8-0

(Deputy Mayor MacFadyen out of the room during vote)

Moved by Councillor Melissa Hilton

Seconded by Councillor David MacDonald

RESOLVED:

That the City of Charlottetown accepts the bid of \$39,458.00 (GST excluded) from National Port Security Services Inc. for park patrol services for 2011.

Further, that the contract may be extended for an additional two years if successfully implemented.

This will be expensed out of the 2011 Parks and Recreation and the Protection & Emergency Services Operating Budgets.

CARRIED 9-0

3. Public Works & Street Lighting – Councillor Terry Bernard

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

A question was raised on the lack of consistency with Maritime Electric's relocation of electrical poles along Queen Street with some poles being placed on residential properties and others on street right-of-ways; a visual review was requested. It was explained poles are placed on the residential side of sidewalks where space is available.

**Moved by Councillor Terry Bernard
Seconded by Councillor Melissa Hilton**

RESOLVED:

That, per the Quote for Ready Mix Concrete Supply, the low submission of Schurman Concrete at a 32 MPa price of \$211.90 per cubic meter (all taxes extra) be accepted.

CARRIED 9-0

4. Integrated Community Sustainability Plan – Councillor Rob Lantz

Councillor Lantz indicated his Committee's report was forwarded electronically to Council. Council was invited to an upcoming public forum and municipal dialogue session on sustainability with Mayor Ken Melamed, Whistler, BC on June 01. They were also encouraged to participate in the Sustainability 101 certification course in the near future.

5. Water & Sewer Utility – Councillor Edward Rice

Councillor Rice indicated his Committee's report was included in the weekend package. He noted the Toilet Replacement Rebate Program for customers of the City's water services is now in place.

**Moved by Councillor Edward Rice
Seconded by Councillor Melissa Hilton**

RESOLVED:

That Campbell's Concrete Ltd be awarded the 2011 Utility Inventory tender in the amount of \$69,325.71 GST included.

Further that this will be expensed out of the 2011 Utility Operating Budget.

CARRIED 9-0

Moved by Councillor Edward Rice
Seconded by Councillor Melissa Hilton

RESOLVED:

That the City of Charlottetown accept the low tender from Fair Isle Ford in the amount of \$54,224.74 (taxes included) for the supply of one 1-Ton Heavy Duty (4 X 4) with a Bibeau Dump Box.

CARRIED 9-0

Moved by Councillor Edward Rice
Seconded by Councillor Melissa Hilton

RESOLVED:

That the City of Charlottetown accepts the proposal for consulting services from CBCL Ltd. in the amount estimated at \$33,112 (taxes extra) for the Consulting Engineering Services on the Watermain Replacements project.

Further that this will be expensed out of the 2011 Utility Capital Budget.

CARRIED 9-0

Moved by Councillor Edward Rice
Seconded by Councillor Melissa Hilton

RESOLVED:

That Precision Mechanical Inc be awarded the PCP Miscellaneous Upgrades tender in the amount of \$512,148.00 GST included.

Further that this will be expensed out of the 2011 Utility Capital Budget.

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

CARRIED 9-0

6. Economic Development & Tourism – Councillor Jason Coady

Councillor Coady indicated his Committee's report was included in the weekend package. He indicated a Committee of the Whole Council Meeting later in the week would entertain Charlottetown Area Development Corporation's proposals for the Homburg hotel development parking.

Moved by Councillor Jason Coady
Seconded by Councillor Edward Rice

RESOLVED:

That the City of Charlottetown renew the contract with Horizon Marketing for the purpose of promoting advertising space in the Queen and Pownal Parkades for a three (3) year term ending January 31, 2014.

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

CARRIED 9-0

7. Human Resources, Pension & Administration – Councillor Danny Redmond

Councillor Redmond indicated his Committee's report was included in the weekend package. He acknowledged the retirements of Bill Molyneaux and Alfred Fisher, after 22 years and 37 years of service respectively with Public Works. The competition for the Deputy Fire Chief is ongoing.

In response to a request for a list of staff grievances, it was noted this list is an internal document for Human Resources only and recommended it be kept as a controlled document.

8. Advanced Planning, Priorities & Special Events – Deputy Mayor Stu MacFadyen

Deputy Mayor MacFadyen indicated his Committee's report was included in the weekend package. He noted several events in which the City has recently been involved and advised the Committee had met with the Fire Chief on the Fire Station location study.

9. Intergovernmental Affairs, Transit & Communications – Councillor Mitchell Tweel

Councillor Tweel indicated his Committee's report was included in the weekend package. He reported the Committee is looking for funding from the Provincial and Federal Governments for the new water supply and the Spring Park combined sewer. He also indicated all buses should be accessible by mid-July.

In response to a question regarding a customer tracking device, he referred to the CAO who reported this matter is on the agenda for the next Committee of the Whole Council meeting and is scheduled for implementation later in the year. When asked if the parameters of the tender would be coming back to the Committee for review, the response was yes.

Moved by Councillor Mitchell Tweel

Seconded by Councillor David MacDonald

RESOLVED:

That the City of Charlottetown enter into a Memorandum of Understanding with the Town of Stratford and the Town of Cornwall to ratify the financial split of 75% Charlottetown, 15% Stratford and 10% Cornwall to implement the recommendations contained within the Dillon Transit Strategy Plan Report;

Further, as recommended in the Dillon Report, a Transit Coordinating Committee be established consisting of the Chief Administrative Officers for the three regional municipalities along with the Director of Corporate Services to liaise with the transit service provider for formalized reporting to the respective Councils;

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

CARRIED 9-0

Moved by Councillor Mitchell Tweel
Seconded by Councillor David MacDonald

RESOLVED:

That the City of Charlottetown provide additional subsidy to Trius Transit 2007 Inc. in the amount of \$15,000 per month for the interim period April 01, 2011 to July 31, 2011 with funding to be provided from the Provincial grant.

CARRIED 9-0

Moved by Councillor Mitchell Tweel
Seconded by Councillor David MacDonald

RESOLVED:

That the City of Charlottetown enter into an agreement with Trius Transit 2007 Inc. to permit Trius to substitute two buses for two City trolleys during the 2011 summer season only for use in a cruise ship Hop On/Hop Off bus service in exchange for \$20,000.

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

When asked if the substitute buses would be accessible, Councillor Tweel confirmed they would.

CARRIED 9-0

10. Finance, Audit, Tendering & Public Property – Councillor Cecil Villard

Councillor Hilton, on behalf of Councillor Villard, indicated the Committee's report was included in the weekend package.

Moved by Councillor Melissa Hilton
Seconded by Councillor Terry Bernard

RESOLVED:

That the City of Charlottetown accepts the following Financial Statements as presented by ArsenaultBestCameronEllis for the year ended December 31, 2010 (copies attached to this resolution).

- City of Charlottetown Consolidated Financial Statements
- Charlottetown Water & Sewer Corporation Financial Statements
- City of Charlottetown Superannuation Plan
- Charlottetown Water & Sewer Corporation Superannuation Plan

CARRIED 9-0

Moved by Councillor Melissa Hilton
Seconded by Councillor Terry Bernard

RESOLVED:

That the City purchase 188 acres of treed and clear land at Malpeque Road (PID #s 283309, 283317 and 283382) within Miltonvale Park for a new source of water for the City.

The Mayor and CAO are hereby authorized to execute contracts/agreements to implement this resolution.

CARRIED 9-0

11. Urban Beautification & Forestry – Deputy Mayor Stu MacFadyen

Deputy Mayor MacFadyen indicated his Committee's report was included in the weekend package.

12. Protective & Emergency Services – Councillor David MacDonald

Councillor MacDonald indicated his Committee's report was included in the weekend package. He indicated the truck routes review has been completed and several of the raised concerns addressed, in particular around the Kensington Road/side street areas. A review of the loading zones in the downtown core was conducted and determined of the 40 spaces designated, five were redundant.

Concern was raised regarding the excessive speed of vehicles entering the City (Winsloe) on Malpeque Road (Rte #2) and a request forwarded for the Committee to approach the Provincial Government about extending the speed zone further west along the highway outside the City (Miltonvale Park).

A question was raised regarding downtown loading zones being available to the public after specific hours. This will be forwarded to the Committee for discussion.

In response to a question regarding the Citizen Advisory Group, it was explained this group was formed during the police review and meet two or three times a year. Terms of reference were developed at that time; they have since been brought back to the Committee to determine their effectiveness to ensure the City gets the best use of members expertise.

Moved by Councillor David MacDonald

Seconded by Councillor Melissa Hilton

RESOLVED:

That Hillside GM be awarded a portion of the vehicle tender for the supply of a 2010 Chev Impala (lease buy back) for \$11,991.00 plus applicable taxes.

CARRIED 9-0

Moved by Councillor David MacDonald

Seconded by Councillor Melissa Hilton

RESOLVED:

That Reliable Motors be awarded a portion of the vehicle tender for the supply of two (2) Dodge Charger Police Package Vehicles (2010 and 2011) and one (1) 2011 Dodge Ram 1500 in the amount of \$68,901.00 plus applicable tax.

CARRIED 9-0

1st and 2nd readings of the “Traffic Bylaw”

To amend the Traffic Bylaw Sections 1.18, 1.19, 2.1, 2.1 (a) and 4.1 - authority and empowerment provisions

**Moved by Councillor David MacDonald
Seconded by Councillor Terry Bernard**

RESOLVED:

That the bylaw to amend the “Traffic Bylaw” be read a first time.

**CARRIED 7-2
Councillors Redmond and Tweel “nay”**

**Moved by Councillor David MacDonald
Seconded by Councillor Terry Bernard**

RESOLVED:

That the said bylaw be read a second time and that the bylaw be committed to a Committee of the Whole Council and the Mayor be Chairman of the Committee.

**CARRIED 7-2
Councillors Redmond and Tweel “nay”**

**Moved by Councillor David MacDonald
Seconded by Councillor Terry Bernard**

RESOLVED:

That the Chairman reports progress of the Committee and that the bylaw be adopted.

**CARRIED 7-2
Councillors Redmond and Tweel “nay”**

**Moved by Councillor David MacDonald
Seconded by Councillor Terry Bernard**

RESOLVED:

That the bylaw be now engrossed as a City Bylaw and that it be entitled the “Traffic Bylaw” and that it be read a third time at the next Public Meeting of Council.

**CARRIED 7-2
Councillors Redmond and Tweel “nay”**

13. New Business

There was no new business.

The meeting adjourned at 9:15 PM