



**Regular Meeting of Council  
Tuesday, October 9, 2012 at 7:00 PM**

**Mayor Clifford Lee presiding**

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

**Also:**            **Roy Main – CAO**                                      **Donna Waddell – DCS**  
                         **Phil Handrahan – DFDS**                            **Paul Smith – PC**  
                         **Randy MacDonald – FC**                            **Paul Johnston – PWM**  
                         **Sue Fraser – PRM**                                   **Scott Ryan – FM**  
                         **Craig Walker – UM**                                  **Dan Hughes – HRM**  
                         **Richard MacEwen – UAM**                        **Ron Atkinson – EconDO**  
                         **Hope Parnham – PDO**                            **Jennifer Gavin – CO**  
                         **David Hooley – CS**                                 **Tracey McLean- RMC**

**Regrets:**        **Deputy Mayor Stu MacFadyen**                  **Wayne Long – EvenDO**

Mayor Lee called the meeting to order.

**Minutes of the previous meeting were by motion adopted:  
Regular Meeting – September 10, 2012**

An update was requested concerning questions raised at the September Council meeting regarding cycling lanes and police officers hired since amalgamation.

Councillor Bernard, Chair of Public Works, Street Lighting & Transit, indicated there are guidelines for cycling lanes (1.5 m in width). He further indicated that 95% of the lanes in Charlottetown meet the criteria and the remaining 5% have “Share the Road” signs posted.

Councillor MacDonald, Chair of Protective & Emergency Services, indicated information with respect to police officers will soon be provided.

**REPORTS OF COMMITTEES / RESOLUTIONS**

**1. Planning & Heritage – Councillor Rob Lantz**

Councillor Lantz indicated his report was included in the weekend package. He suggested, for history or heritage buffs, an interesting online resource of digitized newspapers dating back to the early 1800s at [www.islandnewspapers.ca](http://www.islandnewspapers.ca). He also encouraged everyone to check out Vintage Charlottetown and Historic PEI on Facebook.

In response to a request that the Planning Department examine the matter of green space with respect to apartment developments prior to the Zoning and Development bylaw review, Councillor Lantz indicated the Committee will take this under consideration.

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

**RESOLVED:**

That the request to proceed to the public consultation phase to consider an amendment to Appendix "H" – Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone the property located at 6 Century Terrace (PID# 348219) from Single Detached Residential (R-1S) Zone to Low Density Residential (R-2) Zone, to allow the conversion of the existing single family home into a semi-detached, be approved.

**CARRIED 9-0**

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

**RESOLVED:**

That the request for variances to the lot area requirement from 5,812.8 sq. ft. to approximately 2,613.6 sq. ft. and a reduction to the side yard setback from 6 ft. to 4 ft. to permit a 20 ft. addition to the building at 52 Sydney Street (PID# 337873) be approved.

**CARRIED 9-0**

**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 the property at 20-22 Garfield Street (PID#s 279034, 279042 & 691477) from Light Industrial (M-1) 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 9-0**

**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 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 8-1**

**Councillor Tweel registered a "nay" vote**

**2. Administrative Services – Councillor Cecil Villard**

Councillor Villard indicated his report was included in the weekend package. He advised Council that a 2012 priorities list from City departments was included in the package.

A question was raised regarding an Occupational Health and Safety report attached to the Committee's package. Councillor Villard indicated the information provides types of issues which OH&S deal with on a monthly basis.

A copy of the letter sent to Minister Gail Shea extending an invitation to meet regarding potential federal job losses was requested. Councillor Villard indicated he would follow up on the request.

In response to a question concerning monies being redirected from Ditch In-Filling and applied towards the Water Source project, Councillor Villard noted that all the ditch in-fill contracts have been awarded for 2012 however the matter could be discussed during budget preparations for 2013. He further noted the Utility is a separate corporation therefore transferring funds between the two entities would be challenging.

An update was requested regarding a deferred resolution from July's Council meeting concerning advertising home occupations. Councillor Villard indicated his Committee would follow up and advise.

**Moved by Councillor Cecil Villard**

**Seconded by Councillor Terry Bernard**

**RESOLVED:**

That the following resolution of May 14, 2012 be rescinded:

“That the City of Charlottetown accept the tender for Gasoline & Diesel Fuel as submitted by Irving Oil for a 4 cents/litre discount.”

**CARRIED 9-0**

**Moved by Councillor Cecil Villard**

**Seconded by Councillor Terry Bernard**

**RESOLVED:**

That the City of Charlottetown accept the tender for Gasoline & Diesel Fuel as submitted by Wilson Fuels and Esso for a 4 cents/litre discount and installation of a generator for backup power.

**CARRIED 9-0**

The CAO advised that after an external review the following resolutions are to be rescinded, given that fire dues cannot be imposed on learning or educational uses throughout the city or on the Harbour Authority.

**Moved by Councillor Cecil Villard**

**Seconded by Councillor Terry Bernard**

**RESOLVED:**

That the following resolution of March 25, 2010 be rescinded:

“That for the period of January 01, 2010 to December 31, 2010, the City of Charlottetown levy fire dues of 7.7 cents per \$100 of assessment on:

- (1) Real property that is exempt from property tax by virtue of it being used for learning and education purposes; and
- (2) Real property that is exempt from property tax by virtue of it being owned and operated by a harbor authority.”

**CARRIED 9-0**

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

**RESOLVED:**

That the following resolution of March 30, 2011 be rescinded:

“That for the period of January 01, 2011 to December 31, 2011, the City of Charlottetown levy fire dues of \$0.077 per \$100 of assessment on:

- (3) Real property that is exempt from property tax by virtue of it being used for learning and education purposes; and
- (4) Real property that is exempt from property tax by virtue of it being owned and operated by a harbor authority.”

**CARRIED 9-0**

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

**RESOLVED:**

That the following resolution of March 28, 2012 be rescinded:

“That for the period of January 01, 2012 to December 31, 2012, the City of Charlottetown levy fire dues of \$0.077 per \$100 of assessment on:

- (5) Real property that is exempt from property tax by virtue of it being used for learning and education purposes; and
- (6) Real property that is exempt from property tax by virtue of it being owned and operated by a harbor authority.”

**CARRIED 9-0**

The CAO was requested to provide Council with the legal opinions regarding the above matter.

**3. Economic Development & Culture – Deputy Mayor Stu MacFadyen**

Councillor Bernard, on behalf of Deputy Mayor MacFadyen, indicated the report was included in the weekend package.

**Moved by Councillor Terry Bernard**  
**Seconded by Councillor Danny Redmond**

**RESOLVED:**

That City Council approve the Memorandum of Understanding (MOU) with The Hotel Association of Prince Edward Island and Discover Charlottetown Inc. as amended.

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

In response to a question regarding the MOU, Councillor Bernard referred the question to the CAO who indicated the agreement includes a defined list of deliverables which Discover Charlottetown Inc. is required to provide in exchange for receiving a portion of the Tourism Accommodation Levy monies.

**CARRIED 9-0**

**Moved by Councillor Terry Bernard  
Seconded by Councillor Danny Redmond**

**RESOLVED:**

That City Council approve the Memorandum of Understanding (MOU) with the Hotel Association of Prince Edward Island and Meetings & Conventions PEI as attached.

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

**CARRIED 9-0**

It was moved by Councillor Hilton and seconded by Councillor Rice to propose an amendment to the agreement *so that CADC will provide pay as you go bike locks and easily accessed bike racks in the parkades.* The motion carried 9-0.

**Moved by Councillor Terry Bernard  
Seconded by Councillor Danny Redmond**

**RESOLVED:**

That the City enter into an Operating Agreement with CADC for the management of the City's three Parkades for the term 2012-2017 as per the attached Agreement *as amended.*

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

**CARRIED 9-0**

**4. Advanced Planning & Priorities – Councillor Jason Coady**

Councillor Coady indicated his report was included in the weekend package. He indicated the Waterfront Master Plan public consultation phase took place September 25-28 and an overview of the consultant findings was included in the package. He noted an online survey is currently available on the City's website to provide feedback concerning the plan's process.

**5. Urban Beautification & Sustainability – Deputy Mayor Stu MacFadyen**

Councillor Lantz indicated the Committee did not meet since the last Council meeting.

**6. Protective & Emergency Services – Councillor David MacDonald**

Councillor MacDonald indicated his report was included in the weekend package. He noted Fire Prevention Week 2012 runs from October 7-13 and firefighters from Station 1 and Station 2 will be promoting the event all week throughout the city. Councillor MacDonald reported there is now a full time police officer, Cst. Tim Keizer, located at Colonel Gray High School until the end of December 2012. He acknowledged both Police and Emergency Services personnel for their quick response and

follow up concerning two very serious emergency situations which took place recently.

In response to comments regarding threats on the Masjid Dar As-Salam Mosque located on MacAleer Drive, Councillor MacDonald indicated Police Services continue to investigate the matter.

It was suggested a report highlighting issues/concerns be provided to Council once the pilot project ends at Colonel Gray.

**7. 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 October was presented to Terry Allen.

In response to an update request regarding fees to use the walking track at the CARI complex, Councillor Hilton indicated the Parks & Rec Manager met with the UPEI Athletics Director to discuss the matter. She further indicated a pilot project may be considered in the near future.

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

Councillor Bernard indicated his report was included in the weekend package. He reported transit ridership continues to increase in Charlottetown and the Malpeque Road Widening project is on schedule with completion by the first week of November.

An update was requested with regards to the Public Works Superintendents review, Councillor Bernard indicated there was no new information however the Committee would take it under advisement.

In response to a question with respect to the Malpeque Road Widening project, Councillor Bernard indicated the project was fully funded by the City.

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

**RESOLVED:**

That, per the publicly advertised tender for “2012 Concrete Sidewalk Construction”, the low submission of Curran & Briggs Ltd. in the amount of \$109,116.00 (taxes extra) be accepted.

**CARRIED 9-0**

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

**RESOLVED:**

That, per the publicly advertised request for proposal for “St Peters / Belvedere / Brackley Pt Intersection Redesign”, the best ranked submission of Hatch Mott MacDonald for the design in the amount of \$53,680.00 (taxes extra) be accepted.

And that the award of administration and project management be held in abeyance until such time as the project proceeds, at which time the consultant would be given first consideration to undertake this work.

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

**CARRIED 9-0**

**9. Water & Sewer Utility – Councillor Edward Rice**

Councillor Rice indicated his report was included in the weekend package. He thanked everyone involved with the tree planting event held on September 22 at the site of the City's reforestation project and new tree nursery.

In response to questions regarding water withdraw from the Winter River Watershed, Councillor Rice indicated the Province issues the permit to the City. He further indicated the City has never exceeded its allowable withdraw amount.

**Moved by Councillor Edward Rice  
Seconded by Councillor Jason Coady**

**RESOLVED:**

Whereas, the City of Charlottetown is moving forward in the implementation of the goals and actions of the Integrated Community Sustainability Plan (ICSP);

And Whereas, the ICSP states Improved Water Resource Management through the implementation of water conservation practices, is a goal;

And Whereas, the City of Charlottetown has taken steps to develop a Water Conservation Plan;

Be It Resolved That,

City Council adopts the attached "Water Efficiency Policy" to provide guidance to City operations on water use.

**CARRIED 9-0**

**10. New Business**

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

**RESOLVED:**

That Wayne Beaton be appointed as the City of Charlottetown representative on the Board of Directors of the Charlottetown Harbour Authority Inc. (CHAI) effective October 10, 2012.

**CARRIED 9-0**

**Meeting adjourned at 8:40 PM**