



**Regular Meeting of Council  
Tuesday, November 12, 2013 at 7:00 PM  
Council Chambers – City Hall**

**Mayor Clifford Lee presiding**

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

**Also:**            **Roy Main – CAO**                                    **Donna Waddell – DCS**  
                  **Paul Smith – PC**                                    **Tim Mamyne - DFC**  
                  **Dan Hughes – HRM**                               **Sue Fraser – PRM**  
                  **Craig Walker, UM**                                 **Alex Forbes - PM**  
                  **Scott Ryan, FM**                                     **Paul Johnston – PWM**  
                  **Wayne Long – EDO**                               **Hope Parnham - PDO**  
                  **Donna Hurry, TO**                                 **Alicia Packwood – PCC**  
                  **Bria Brown – CS**                                 **Tracey McLean- RMC**

**Regrets:**        **Ron Atkinson – EconDO**

**Minutes of previous meetings were by motion adopted:**  
                  **Regular Meeting – October 15, 2013**  
                  **Public Meetings – October 17 and November 4, 2013**

**Business Arising from the Minutes**

The Chair of the Administrative Services Committee was again requested by Councillor Tweel to provide more specific rationale for discrepancies in wages for entry level and casual City employees. Councillor Villard suggested that the Human Resource Manager meet with Councillor Tweel to review the matter.

In response to an update regarding the National Folk Festival, Deputy Mayor MacFadyen noted that the Economic Development & Tourism Committee's recommendation is that the festival be held at the new Events Centre.

Statistical information which was compiled for the presentation to the Standing Committee on Addictions was requested. Mayor Lee indicated this would be taken under advisement.

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

Councillor MacDonald indicated his Committee's report was included in the weekend package. He noted the official kick-off to 'Movember' recently took place at Charlottetown Fire Station #1 and that the 21<sup>st</sup> Annual Women in Law Enforcement Conference was held in Charlottetown November 6-8, 2013.

Concern was raised once again regarding pedestrian safety, speeding and truck traffic near the Charlottetown Civic Centre grounds. Councillor MacDonald indicated the Committee will discuss the pedestrian matter at their next meeting and the other noted issues will be taken under advisement.

In response to concern raised with regard to all-day parkers in the downtown, Councillor MacDonald reiterated that the Committee brought forward an extensive plan to Council earlier this year however it came back to the Committee for amendment. He noted that the plan is also being reviewed by the Charlottetown Community Consultative Group.

**Moved by Councillor David MacDonald**

**Seconded by Councillor Cecil Villard**

**RESOLVED:**

That the Public Works Manager be authorized to demolish the building located at 27 Clarke Street, Charlottetown deemed necessary by a City Building Inspector. Also to remove any other materials or debris, to clean up and properly dispose of same, at the owners expense, on the property located at 27 Clarke Street (PID# 343087) in accordance with the terms of the Dangerous, Hazardous and Unsightly bylaw of the City of Charlottetown.

**CARRIED 10-0**

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

Councillor Coady indicated his Committee's report was included in the weekend package. He noted that the consultants will return for public meetings concerning the Official Plan review on November 18, 19 and 20, 2013 to present their findings from community meetings held in May of this year.

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

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

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

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

**Moved by Councillor Rob Lantz**

**Seconded by Councillor Jason Coady**

**RESOLVED:**

That the request for a variance to permit a 20ft by 24ft accessory building to be located in the flankage yard at 15 Pond Street (PID# 378521), be approved.

**CARRIED 10-0**

With respect to Planning Resolution #2, Council agreed to allow the applicant to withdraw the

application regarding variances to a lot area requirement at 223-225 University Avenue (PID# 361600).

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

**RESOLVED:**

That the request for a variance for a reduction of the lot area requirement for a converted dwelling from 7,728.9 square feet to approximately 4,007.52 square feet to increase the allowable density of the building at 46-48 Longworth Avenue (PID# 364166) from a two-unit to a five-unit, be approved.

Concern was raised with respect to suitable parking at the dwelling. Councillor Lantz indicated the parking spaces were measured and met required standards.

**CARRIED 9-1  
Councillor Redmond recorded a “nay” vote**

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

**RESOLVED:**

That the request to consolidate PID#s 394684, 394833, 394817, 394916, 384131 & 394924 to permit an addition to the Atlantic Baptist Nursing Home (15 Centennial Drive) 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 it be recommended to Council to proceed to the public consultation phase to consider the request to amend Appendix “A” of the Zoning and Development Bylaw to add the words “portion of” to the PID references of Properties located at 7 All Soul’s Lane (PID# 343517), 46 Kensington Road (PID# 278739), 180 Mount Edward Road (PID# 390328), 115 Murchison Lane (PID# 425892), 45 Park Roadway (Victoria Park Magazine - PID# 365973), Oakland Drive (PID# 192245), and 550 University Avenue (PID# 373126).

Councillor Lantz indicated the properties listed in the application are all designated Heritage due to a distinct feature on a portion of the property such as the Judges Stand at the Charlottetown Driving Park (46 Kensington Rd). He further indicated the amendment to the bylaw would allow to identify the valuable heritage resource on said property therefore if development takes place and does not affect the integrity of the resource, then there is no requirement to go through Heritage Board for review.

**CARRIED 10-0**

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

**RESOLVED:**

That the request for approval of an addendum to Schedule “A” of the existing Development Agreement for the property located at 5 Brackley Point Road (PID# 395152) to allow for a reconfiguration of the parking lot, be approved.

**CARRIED 10-0**

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

**RESOLVED:**

That the application for renovations and an addition at 48 Great George Street (PID# 337170) as per N46 Architecture Design submitted October 28, 2013, and as presented to Heritage Board, be approved.

**CARRIED 10-0**

**3<sup>rd</sup> reading of the “Zoning and Development Bylaw”**

To amend Appendix “G” of the City of Charlottetown Zoning and Development Bylaw – List of Additional Properties in the Comprehensive Development Area Zone and Their Permitted Uses – to add Special Events Signage as an additional permitted use for the concert venue site located at 360 Grafton Street (PID# 825943).

**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 10-0**

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

Councillor Hilton indicated her Committee’s report was included in the weekend package. The Volunteer of the Month for November was presented to Norman Dewar. Councillor Hilton provided Council with a progress update regarding the implementation of the Victoria Park Comprehensive Plan noting tenders have closed for a pavilion design and staff is currently evaluating submissions.

A question was raised concerning the possibility of a City owned/operated turf field. Councillor Hilton indicated an option for an artificial turf was illustrated within the Simmons Master Plan.

It was suggested that monthly reports be submitted to the Committee by City representatives who sit on the Charlottetown Civic Centre and CARI Boards. Councillor Hilton indicated she will follow up and advise.

**Moved by Councillor Melissa Hilton**  
**Seconded by Councillor Cecil Villard**

**RESOLVED:**

That the City of Charlottetown accepts the lowest bid of \$59,794.74 (HSTE) from Red Oak

Landscaping for replacement of the Confederation Landing boardwalk with brick pavers plus \$12,000 (HSTE) for brick improvements throughout the park and \$4,227 (HSTE) for resetting concrete curbing for a total of \$76,021.74 (HSTE)

That \$7,500 (HSTE) be allocated for contingencies and architectural fees from N46,

And further that this amount be drawn from the approved 2013 Parks and Recreation Capital Budget.

**CARRIED 10-0**

**Moved by Councillor Melissa Hilton  
Seconded by Councillor Cecil Villard**

**RESOLVED:**

That the City of Charlottetown accepts the lowest bid of \$24,210.53 (HSTE) from OMD Construction & Consulting for replacement of the two Confederation Landing gazebo roofs plus \$1,500 (HSTE) for additional selected roof work for a total of \$25,710.53 (HSTE), and

That \$1,950 (HSTE) be allocated for contingencies and architectural fees from N46,

And further that this amount be drawn from the approved 2013 Parks and Recreation Capital Budget.

In response to a question regarding funding, Councillor Hilton indicated the City did not receive any provincial funding for these projects.

**CARRIED 10-0**

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

Councillor Bernard indicated his Committee's report was included in the weekend package. He reported the Irwin Drive/Malpeque Road intersection redesign and Upton Road ditch infill and sidewalk construction have been completed; North River Road from McGill to Belvedere has been paved with crews currently backfilling the curbing.

Councillor Hilton was in conflict of interest and abstained from the vote on the following resolution.

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

**RESOLVED:**

That, as per the conditions of the publicly advertised request for proposal regarding "2014 Skunk & Raccoon Control Services", the submission of Atlantic Graduate in the amount of \$9,562.32 (HST included) be accepted.

**CARRIED 9-0**

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

**RESOLVED:**

That, as per the conditions of the publicly advertised quote for a "3-Ton Truck, Set Forward

Axle”, the submission of East Coast International Trucks Inc. in the amount of \$116,125.21 (HST included) be accepted.

This expenditure has been previously approved in the 2013 Capital budget.

**CARRIED 10-0**

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

Councillor Rice indicated his Committee’s report was included in the weekend package.

Clarification was requested with regard to water metering. Councillor Rice indicated that due to a number of residents requesting meter installation, the Committee agreed to proceed for the remainder of 2013 and 2014 in a voluntary manner.

An update was requested regarding new infrastructure programs from the federal government. Councillor Rice advised that no new information has been received to date but applications are complete and ready to be submitted.

Councillor Redmond was out of the room during the following vote.

**Moved by Councillor Jason Coady  
Seconded by Councillor Cecil Villard**

**RESOLVED:**

That the City of Charlottetown accepts the proposal for water meter supply over a three year period from Sansom Equipment Limited in the amount estimated at \$354,856.65 (taxes included), and

That this be expensed out of the Utility Capital Budget,

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

**CARRIED 9-0**

**Moved by Councillor Jason Coady  
Seconded by Councillor Cecil Villard**

**RESOLVED:**

That the City of Charlottetown accepts the tender for AMR Equipment supply over a three year period from Elster Canada in the amount estimated at \$270,485.13 (taxes included), and

That this be expensed out of the Utility Capital Budget,

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

**CARRIED 10-0**

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

Councillor Villard indicated his Committee’s report was included in the weekend package.

**Moved by Councillor Cecil Villard  
Seconded by Councillor Melissa Hilton**

**RESOLVED:**

That the City of Charlottetown transfer \$5,000 from Event Attraction Reserves to Economic Development – Memberships and Partnerships.

This transfer represents no increase to the 2013 City Budget.

**CARRIED 10-0**

**1<sup>st</sup> & 2<sup>nd</sup> readings of the ‘Superannuation Plan of the City of Charlottetown Water & Sewer Utility Bylaw’**

To amend Section 8 and Section 4.2 to comply with Income Tax Act requirements; to amend Section 5.3(c) dealing with actuarial reductions and to amend Section 11.1 to describe the Committee of Council responsible for Pensions.

**Moved by Councillor Cecil Villard  
Seconded by Councillor Melissa Hilton**

**RESOLVED:**

That the bylaw to amend the “Superannuation Plan of the City of Charlottetown Water & Sewer Utility” be read a first time.

**CARRIED 10-0**

**Moved by Councillor Cecil Villard  
Seconded by Councillor Melissa Hilton**

**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 10-0**

**Moved by Councillor Cecil Villard  
Seconded by Councillor Melissa Hilton**

**RESOLVED:**

That the Chairman reports progress of the Committee and that the bylaw be adopted without amendment.

**CARRIED 10-0**

**Moved by Councillor Cecil Villard  
Seconded by Councillor Melissa Hilton**

**RESOLVED:**

That the bylaw be now engrossed as a City Bylaw and that it be entitled the “Superannuation Plan of the City of Charlottetown Water & Sewer Utility” and that it be read a third time at the next Public Meeting of Council.

**CARRIED 10-0**

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

Deputy Mayor MacFadyen indicated his Committee had not met since the last Council meeting. He noted that the Committee continues to work on 2014 Celebration events and invited everyone to attend the City of Charlottetown's 15th annual Christmas Parade on Saturday, November 30 at 5:00 PM.

**10. New Business**

**Moved by Councillor Cecil Villard**

**Seconded by Councillor Melissa Hilton**

**RESOLVED:**

Whereas the City of Charlottetown strongly supports all Veterans, members of Canada's Armed Services and Members of the Royal Canadian Mounted Police for their service and commitment to our Country,

And Whereas the City of Charlottetown strongly supports the availability of convenient and accessible services for our Veterans and serving members of both the military and the RCMP and their families during their times of need for such services,

Be it resolved that the City of Charlottetown urge the Government of Canada to demonstrate its unequivocal support for our Veterans, Military and RCMP personnel and their families by taking immediate steps to cancel or reverse the decision to close the Veterans Affairs Canada Regional office in Charlottetown,

And that the City lend its support in urging Veterans Affairs Canada to cancel or reverse the decision to close Regional offices in Sydney, Corner Brook, Prince George, Kelowna, Saskatoon, Brandon, Thunder Bay and Windsor for the same reason,

And further that this motion and request be forwarded to the Honourable Julian Fantino, Minister of Veterans Affairs Canada and the Municipalities of Sydney, Corner Brook, Prince George, Kelowna, Saskatoon, Brandon, Thunder Bay and Windsor.

For clarification purposes, a friendly amendment was made to the resolution indicating it should read as District offices and not Regional.

**CARRIED 10-0**

**Moved by Councillor Cecil Villard**

**Seconded by Councillor Melissa Hilton**

**RESOLVED:**

That City Council appoint Scott Ryan to the Board of Trustees of The Legislative and Public Library and The Robert Harris Memorial Gallery.

**CARRIED 10-0**

**Meeting adjourned at 8:40 PM**