



**Regular Meeting of Council
Monday, March 10, 2014 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 Paul Johnston – PWM
Scott Ryan, FM Alex Forbes - PM
Paul Smith - PC Randy MacDonald - FC
Sue Fraser – PRM Richard MacEwen - UAM
Wayne Long - EDO Donna Hurry, TO
Lorenda MacEachern - AA Bria Brown – CS
Tracey McLean- RMC

Regrets: Donna Waddell – DCS Ron Atkinson – EconDO

Mayor Lee introduced and welcomed the evening's Pages – Nick Scott from Colonel Gray High School and Noah Bitar from Charlottetown Rural High School.

Mayor Lee extended condolences, on behalf of Council and staff, to Craig Walker and family on the recent passing of his father.

Minutes of the previous meetings were by motion adopted:
Regular Meeting – February 10, 2014
Committee Meeting of Council (Open) – February 10 & 26, 2014

REPORTS OF COMMITTEES / RESOLUTIONS

1. Public Works, Street Lighting & Transit – Councillor Terry Bernard
Councillor Bernard indicated his Committee's report was included in the weekend package.

In response to a question, Councillor Bernard indicated the meeting with Downtown Charlottetown Inc. and the Greater Charlottetown Chamber of Commerce was primarily to inform these organizations of the Public Works' procedures regarding snow operations.

2. Urban Beautification & Sustainability – Deputy Mayor Stu MacFadyen
Councillor Lantz indicated the Committee had not met since the last Council meeting.

3. Planning & Heritage – Councillor Rob Lantz

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

In response to a question raised regarding the vacant property near 4 Prince Street, Councillor Lantz indicated he is not aware of any application for development on the Paul Madden property at this time.

Moved by Councillor Rob Lantz

Seconded by Councillor Jason Coady

RESOLVED:

That the request for a variance to the lot area at 57-59 Bayfield Street (PID# 361188) from the required 7,728.9 ft² to approximately 6,098.4 ft² to allow for the conversion of the existing 4-unit apartment building to 5 units be rejected.

Councillor Lantz noted the applicant was made aware that his application was incomplete due to non-submission of a parking plan.

CARRIED 10-0

Moved by Councillor Rob Lantz

Seconded by Councillor Jason Coady

RESOLVED:

That the request for a lot consolidation of the properties located at 41 Allen Street (PID# 371591) and 10 Jordan Crescent (PID# 371690) subject to the receipt of signed pinned survey plans, be approved.

CARRIED 10-0

Moved by Councillor Rob Lantz

Seconded by Councillor Jason Coady

RESOLVED:

That the application for exterior renovations to the front façade at 128 Hillsborough Street (PID# 343384) as presented to Heritage Board, be approved subject to the signing of an Encroachment Agreement.

CARRIED 10-0

Moved by Councillor Rob Lantz

Seconded by Councillor Jason Coady

RESOLVED:

That the application for entry door re-design at 7-9 Richmond Street (PID# 339705) as

presented to Heritage Board, be approved.

CARRIED 10-0

Moved by Councillor Rob Lantz
Seconded by Councillor Jason Coady

RESOLVED:

That the application for entry door re-design at 115 Queen Street (PID# 340190) as presented to Heritage Board, be approved.

CARRIED 10-0

Moved by Councillor Rob Lantz
Seconded by Councillor Jason Coady

RESOLVED:

That the application for an addition to the detached garage at 1 Terry Fox Drive (PID# 365965) as presented to Heritage Board, be approved.

CARRIED 10-0

3rd reading of the “Zoning and Development Bylaw”

To amend the City of Charlottetown Zoning and Development Bylaw by adding a definition for “Medical Marijuana Production Facility” to Section 3, as well as amendments to Section 23.1 (Heavy Industrial Zone) and Section 24.1 (Business Park Industrial Zone) by adding this use to the list of permitted uses.

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 8-2

Councillors Redmond and Tweel opposed

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

Councillor Hilton indicated her Committee’s report was included in the weekend package. Volunteer of the Month for March is John Wilbert.

5. Administrative Services – Councillor Cecil Villard

Councillor Villard indicated his Committee’s report was included in the weekend package. He noted most work relating to the budget is finalized and he thanked all who were involved in the process. He further noted that the 2014 budget will be brought down on Friday, March 28th at 12 Noon.

Moved by Councillor Cecil Villard
Seconded by Councillor Terry Bernard

RESOLVED:

That the City of Charlottetown accept cash-in-lieu of parkland in the amount of \$53,420 for the development of PID #348458 to be paid on a per-lot basis as lots are developed to a maximum of 5 years, at which time any outstanding balance is due and payable, and

That these funds are to be credited to the Parkland Reserves,

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

It was suggested that funds currently in Parkland Reserves remain in that reserve and not be transferred to another City fund or department.

CARRIED 10-0

Moved by Councillor Cecil Villard
Seconded by Councillor Terry Bernard

RESOLVED:

Whereas Prince Edward Island was left intact as one Region when Economic Regions were first created through the Employment Insurance Act and Regulations;

AND WHEREAS the population of the entire Province of PEI is less than many Economic Regions created throughout the Country;

AND WHEREAS the geographic area of the entire Province of PEI is less than over half the Economic Regions created throughout the Country;

THEREFORE BE IT RESOLVED THAT the City of Charlottetown publicly state its opposition to the recent changes to the EI program for the Charlottetown area,

AND BE IT FURTHER RESOLVED THAT Charlottetown City Council urge the Hon. Jason Kenney, Federal Minister of Employment and Social Development to reverse these recent announced changes and that the Government of Canada commit to working with the City of Charlottetown to create long term meaningful employment.

After some discussion regarding the wording, it was suggested the motion be deferred. It was moved by Councillor Tweel and seconded by Councillor Lantz to defer the resolution. Vote was tied 5-5 with Councillors Villard, Rice, MacDonald, Bernard and MacFadyen opposed. Councillors Tweel, Lantz, Hilton, Coady and Redmond in favour. The Mayor voted against the deferral and a vote was taken on the original resolution.

CARRIED 9-1

Councillor Redmond recorded a “nay” vote

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

To amend the City of Charlottetown Election Bylaw to better coordinate the procedural processes prior to the swearing in of Council.

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

RESOLVED:

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

**CARRIED 9-1
Councillor Redmond opposed**

**Moved by Councillor Cecil Villard
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 9-1
Councillor Redmond opposed**

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

RESOLVED:

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

**CARRIED 9-1
Councillor Redmond opposed**

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

RESOLVED:

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

**CARRIED 9-1
Councillor Redmond opposed**

6. Economic Development & Culture – Deputy Mayor Stu MacFadyen

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

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

RESOLVED:

That the City of Charlottetown enter into the attached PEI 2014 Fund Contribution Agreement with PEI 2014 Inc. to reflect funding partnership arrangements,

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

CARRIED 10-0

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

RESOLVED:

That the City of Charlottetown enter into the attached Partnership Agreement with PEI 2014 Inc. to reflect funding partnership arrangements,

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

CARRIED 10-0

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

RESOLVED:

That City Council designate all 2014 events executed by the City of Charlottetown as smoke-free.

CARRIED 10-0

7. Protective & Emergency Services – Councillor David MacDonald

Councillor MacDonald indicated his Committee's report was included in the weekend package. He noted that Cpl. John Flood recently accepted a position as Transportation Supervisor with the English Language School Board and thanked him for his years of service with the Charlottetown Police Department. Due to ongoing complaints from city residents, Councillor MacDonald indicated the City of Charlottetown may consider asking the Provincial Government to pass legislation that would ban the feeding of foxes.

**Moved by Councillor David MacDonald
Seconded by Councillor Cecil Villard**

RESOLVED:

That the request for a Development/Encroachment Agreement for a tent to be located in 3 parking spaces in front of Cedar's Eatery, 81 University Avenue (M&N Holdings) (PID #344036) for the week of April 1st – 7th, 2014 be approved, and

That this agreement will allow for a Green Room to be utilized as part of the East Coast Music Awards activities,

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

CARRIED 10-0

Moved by Councillor David MacDonald
Seconded by Councillor Cecil Villard

RESOLVED:

That Council hereby authorizes the lease of assets from National Leasing Group Inc. for computer equipment associated with the reporting system for the Charlottetown Police Service in accordance with the terms of the Lease No. 2660054 attached hereto;

And that the Mayor and CAO are hereby authorized to execute the said Lease.

CARRIED 10-0

Councillor MacDonald introduced a Notice of Motion to amend the Street Vendors Bylaw.

8. Advanced Planning & Priorities – Councillor Jason Coady

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

9. Water & Sewer Utility – Councillor Edward Rice

Councillor Rice indicated his Committee's report was included in the weekend package. He noted that the Committee was presented with an overview of a report on province wide discussions on lifting the moratorium on deep water wells for irrigation.

A question was raised concerning regulations/restrictions in the area of the Miltonvale well site in regard to deep water well irrigation. Councillor Rice referred the question to the Utility Assistant Manager who indicated the City's existing well fields are protected with respect to this matter. The Assistant Manager further indicated protection is required for new well fields as well therefore ongoing communication with the Province is important.

10. New Business

Moved by Councillor Cecil Villard
Seconded by Councillor David MacDonald

RESOLVED:

That Gary Devine be appointed to the Police Community Consultative Group as nominated by His Worship Mayor Clifford Lee, effective immediately.

A question was raised with regard to reporting by the Consultative Group. Councillor MacDonald indicated the group does meet on a regular basis and the Protective & Emergency

Services Committee try to meet with them every three months. He further indicated those discussions are collectively included in the Committee's monthly report however a section for the Consultative Group can be included from now on.

It was noted that Mr. Devine is replacing a member who recently resigned from the Consultative Group.

CARRIED 10-0

The meeting adjourned at 8:10 PM