



**Regular Meeting of Council  
Monday, June 15, 2015 at 4:30 PM  
Council Chambers, City Hall**

**Mayor Clifford Lee presiding**

**Present:**      **Deputy Mayor Mike Duffy**                      **Councillor Terry Bernard**  
                         **Councillor Melissa Hilton**                      **Councillor Edward Rice**  
                         **Councillor Jason Coady**                      **Councillor Mitchell Tweel**  
                         **Councillor Greg Rivard**                      **Councillor Terry MacLeod**  
                         **Councillor Kevin Ramsay**                      **Councillor Bob Doiron**

**Also:**            **Roy Main, CAO**    **Donna Waddell, DCS**  
                         **Paul Johnston, PWM**                                      **Scott Ryan, FM**  
                         **Paul Smith, PC**    **Randy MacDonald, FC**  
                         **Alex Forbes, PM**    **Craig Walker, UM**  
                         **Mandy Feuerstack, HRM**                              **Richard MacEwen, UAM**  
                         **Frank Quinn, PC**    **Ramona Doyle, SO**  
                         **Greg Morrison, PDO**                                      **Ron Atkinson, EconDO**  
                         **Donna Hurry, TO**    **Stephen Forbes, CS**  
                         **Lorenda MacEachern, EA**                              **Tracey McLean, RMC**

**Regrets:**        **Wayne Long, EDO**                                      **Jen Gavin, CO**

Mayor Lee called the meeting to order.

**Minutes of the previous meetings were by motion adopted:**  
                         **Regular Meeting – May 11, 2015**  
                         **Public & Special Meetings – May 27, 28 & 29, 2015**  
                         **Committee of Council (open) – May 27 & 28, 2015**

**REPORTS OF COMMITTEES / RESOLUTIONS**

**1. Environment & Sustainability – Councillor Robert Doiron**

Councillor Doiron indicated his Committee's report was included in the weekend package. He announced the Committee awarded 10 successful candidates through the 2015 Community Micro-Grant Program; complete list of the successful applicants and a summary of their projects is available at [www.charlottetown.ca](http://www.charlottetown.ca). He briefly commented on the Blue Dot Movement which is a declaration in support of a person's right to a healthy environment. Councillor Doiron advised The City of Charlottetown is hosting Charlottetown Garden Days, a free two-day gardening event, from June 19-20 which will include guided walking tours and workshops.

**Moved by Councillor Bob Doiron  
Seconded by Councillor Jason Coady**

**RESOLVED:**

That, as per the recently advertised Request for Proposals – 2015 Complete Street Tree Inventory Services and Urban Forest Management Software Project, the City of Charlottetown accepts the bids for carrying out a complete street tree inventory for all trees within the City right-of-ways and City owned manicured/controlled park areas and for providing urban forest management software and training from Davey Resource Group for the amount estimated at \$36,060.00 HSTE,

And that this be expensed out of the 2015 Environment & Sustainability Budget.

**CARRIED 10-0**

**Moved by Councillor Bob Doiron  
Seconded by Councillor Jason Coady**

**RESOLVED:**

WHEREAS the City of Charlottetown understands that people are part of the environment, and that a healthy environment is inextricably linked to the well-being of the community;

WHEREAS the City of Charlottetown's Integrated Community Sustainability Plan provides a strong policy foundation and outlines the City's vision, goals and actions to develop a more sustainable, healthy future;

AND WHEREAS the City's goals to pursue actions and initiatives that contribute to a safe, healthy environment align with the global campaign for the right to live in such environment;

THEREFORE BE IT RESOLVED that the City of Charlottetown declares that:

- 1) All people have the right to live in a healthy environment, including: the right to breathe clean air; the right to drink clean water; the right to consume safe food; the right to access nature; the right to know about pollutants and contaminants released into the local environment; and, the right to participate in decision-making that will affect the environment.
- 2) The City of Charlottetown has the responsibility, within its jurisdiction, to respect, fulfill and promote these rights.
- 3) The City of Charlottetown will consider objectives, targets, timelines and actions within its jurisdiction to fulfill its citizens' rights to a healthy environment.
- 4) The City of Charlottetown shall consider costs to human health and the environment when evaluating reasonably foreseen costs of proposed actions and alternatives;

AND BE IT FURTHER RESOLVED that the City of Charlottetown forward this resolution to the Federation of Canadian Municipalities (FCM) requesting favourable consideration by local councils and by FCM delegates.

**CARRIED 10-0**

Councillor Melissa Hilton declared a conflict and left the Chambers for the following bylaw reading.

**2<sup>nd</sup> reading of the Cosmetic Pesticides Bylaw** – to introduce regulations for the use of non-domestic pesticides for the control of landscape pests within the City of Charlottetown.

Councillor Doiron indicated he is concerned with the proposed bylaw as it stands now and motioned the matter be deferred to the Provincial government.

**Moved by Councillor Bob Doiron  
Seconded by Councillor Terry Bernard**

**RESOLVED:**

That the Province of PEI be requested to amend its legislation so as to preclude municipalities from regulatory cosmetic pesticides.

It was moved by Councillor Tweel and seconded by Councillor Rivard to defer the motion to a Committee of Council. **Motion to defer was Carried 6-3. Deputy Mayor Duffy, Councillors Rice and Coady registered “nay” votes.**

**2. Economic Development, Tourism, Arts & Culture – Deputy Mayor Mike Duffy**

Deputy Mayor Duffy indicated his Committee’s report was included in the weekend package. He advised Council that the Charlottetown Arts Advisory Board will host a public meeting Wednesday, June 17 at the Guild to gather input from residents on a vision for public art in the city.

**3. Parks, Recreation & Leisure Activities – Councillor Mitchell Tweel**

Councillor Tweel indicated his Committee’s report was included in the weekend package. Volunteer of the Month for June was awarded to Leo Doucette.

**Moved by Councillor Mitchell Tweel  
Seconded by Councillor Bob Doiron**

**RESOLVED:**

That, as per the recently advertised tender for Confederation Trail Pathway Lighting – Phase 2, the City of Charlottetown accepts the bid from R. Cudmore Electrical Ltd. for a total of \$31,669 (HST included) for the second phase on installation, and

That the 2014 standing offer from Hansen Electric to supply the poles at a total of \$34,593.30 (HST included) be accepted, and also the bid from Richardson Associates of \$6,840 (HST included) for the engineering and contingency for this project be accepted,

And further that this amount be drawn from the 2015 Parks and Recreation Capital Budget.

**CARRIED 9-0  
Councillor Rice out of the room during vote**

**Moved by Councillor Mitchell Tweel  
Seconded by Councillor Bob Doiron**

**RESOLVED:**

That the City's Tobacco Free Policy be amended to include boardwalks, park benches and trails within the list of city owned and maintained facilities.

In response to a question regarding monitoring, Councillor Tweel indicated contracted security that already patrol the parks will be informed of the changes to the policy and arena staff will be more diligent with enforcing the policy.

**CARRIED 9-0**

**Councillor Rice out of the room during vote**

Due to a prior commitment, Mayor Lee excused himself at 5:05 PM and Deputy Mayor Duffy presided over the meeting.

**4. Planning & Heritage – Councillor Greg Rivard**

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

In response to a question raised with respect to a proposed telecommunications tower in the Brighton area, Councillor Rivard indicated that Council supports the area residents' concerns however he reiterated that this is an exempted structure by Industry Canada.

In response to a question raised with regard to the number of appeals made to IRAC concerning installation of telecommunication towers within the city, Councillor Rivard indicated the Committee would follow-up and advise.

**Moved by Councillor Greg Rivard  
Seconded by Councillor Terry MacLeod**

**RESOLVED:**

That the variance request to reduce the sign area from 416 sq. ft. to 265.5 sq. ft. and the height from 36 ft. to 31 ft. to replace an existing legal non-conforming free standing sign at McDonald's Restaurant, 433 University Avenue (PID# 371088), be approved.

**CARRIED 9-0**

**Moved by Councillor Greg Rivard  
Seconded by Councillor Terry MacLeod**

**RESOLVED:**

That the request to consider an amendment to Appendix "G" of the Zoning and Development Bylaw (Comprehensive Development Area Lands and Uses) to add Retail Store as a permitted use for a portion (corner of Saint Dunstan Street and Malpeque Road) of the property identified as PID# 388215, be approved.

In response to a question raised regarding Ellen's Creek Watershed Group, Councillor Rivard referred to Alex Forbes, Planning Manager, who indicated the developer and CBCL will work with the

watershed group to create a development agreement to address concerns related to the project.

**CARRIED 9-0**

**Moved by Councillor Greg Rivard  
Seconded by Councillor Terry MacLeod**

**RESOLVED:**

That the request to locate a ticket kiosk and bus stop for Turf n' Surf Tours Inc. on the City right-of-way adjacent to Founders Hall be approved for the 2015 season only;

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

**CARRIED 9-0**

**Moved by Councillor Greg Rivard  
Seconded by Councillor Terry MacLeod**

**RESOLVED**

That the request to locate a ticket kiosk and bus stop for Turf n' Surf Tours Inc. on the City right-of-way adjacent to Confederation Centre be approved for the 2015 season only;

And that a request for the 2016 season at the Confederation Centre shall only be considered on the condition that a new kiosk is constructed and approved by the Planning Board and/or Heritage Board;

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

**CARRIED 9-0**

**1<sup>st</sup> & 2<sup>nd</sup> reading of the Zoning & Development Bylaw** – amend Appendix “G” of the Zoning and Development Bylaw (Comprehensive Development Area Lands and Uses) to add Retail Store as a permitted use for a portion (corner of St. Dunstan Street and Malpeque Road) of the property identified as PID# 388215.

**Moved by Councillor Greg Rivard  
Seconded by Councillor Terry MacLeod**

**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 Greg Rivard  
Seconded by Councillor Terry MacLeod**

**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 Greg Rivard  
Seconded by Councillor Terry MacLeod**

**RESOLVED:**

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

**CARRIED 9-0**

**Moved by Councillor Greg Rivard  
Seconded by Councillor Terry MacLeod**

**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**

**5. Protective & Emergency Services – Councillor Jason Coady**

Councillor Coady indicated his Committee’s report was included in the weekend package. He noted the following long-serving members of the Charlottetown Police Services will receive acknowledgment at the City’s annual Service Recognition Ceremony on June 11, 2015; Cst. Ross Buchanan (20 yrs.), Sgt. Walter Vessey (25 yrs.), Deputy Chief Gary McGuigan (30 yrs.) and Deputy Chief Richard Collins (retirement).

Concern was raised with regard to speeding on side streets such as Oak Drive, Pine Drive, Hillside Drive, Centennial Drive, etc. and it was requested these areas of the city be patrolled more often by Police Services.

A question was raised concerning hours of operation for outdoor decks/patios. Councillor Coady indicated the Committee did discuss this matter however an inventory of these structures will be conducted first then a recommendation will be brought back to Committee.

Councillor Tweel declared a conflict and left the Chambers for the following resolution regarding 39 Seaview Blvd.

**Moved by Councillor Jason Coady  
Seconded by Councillor Greg Rivard**

**RESOLVED:**

That the Public Works Manager be authorized to cut grass, and subsequent under growth that would lead to the existence of animal life and remove any other materials or debris, clean up and properly dispose of same, at the owners expense, on property located at 39 Seaview Blvd (PID# 373720) in accordance with the terms of the Dangerous, Hazardous and Unsightly Bylaw of the City of Charlottetown, and

That the resolution will include any other clean up, repairs or inspections deemed necessary by a City Building Inspector, a Planning /Development Officer or City Fire Inspector.

**CARRIED 8-0**

**Moved by Councillor Jason Coady  
Seconded by Councillor Greg Rivard**

**RESOLVED:**

That the Public Works Manager be authorized to cut grass, remove any fallen trees and subsequent under growth that would lead to the existence of animal life and repair or replace shingles of the residence and accessory building, repair or replace the roof and eaves, paint entire structures and any other repairs deemed necessary by a City Building Inspector or Planning/Development Officer. Remove any other materials or debris, clean up and properly dispose of same, at the owners expense, on property located at 40 Passmore Street (PID# 361626) in accordance with the terms of the Dangerous, Hazardous and Unsightly Bylaw of the City of Charlottetown.

**CARRIED 9-0**

**Moved by Councillor Jason Coady  
Seconded by Councillor Greg Rivard**

**RESOLVED:**

That the Public Works Manager be authorized to cut grass, remove any fallen trees and subsequent under growth that would lead to the existence of animal life and repair or replace shingles of the residence and accessory building, repair or replace the roof and eaves, paint entire structures and any other repairs deemed necessary by a City Building Inspector or Planning/Development Officer. Remove any other materials or debris, clean up and properly dispose of same, at the owners expense, on property located at 343 Kent Street (PID# 345405) in accordance with the terms of the Dangerous, Hazardous and Unsightly Bylaw of the City of Charlottetown.

**CARRIED 9-0**

**6. Public Works & Urban Beautification – Councillor Terry Bernard**

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

A question was raised as to why contracted crews do not pave at night. Councillor Bernard noted there would be issues with respect to the Nuisance Bylaw (noise) and most contractors do not have large enough crews to work both day and night.

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

**RESOLVED:**

That, per the publicly advertised quote for a "Compact Vacuum Sweeper", the submission of Joe Johnson Equipment Inc. in the amount of \$113,472.17 (HST included) be accepted, and

That this expenditure has been previously approved in the 2015 Capital budget.

**CARRIED 9-0**

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

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

In response to a question, Councillor Rice referred to Craig Walker, Utility Manager, who indicated the Utility department is responsible to fix landscaping/property which has been damaged by maintenance repair.

**Moved by Councillor Edward Rice  
Seconded by Councillor Kevin Ramsay**

**RESOLVED:**

That Island Coastal Services Limited be awarded the Spring Park Combined Sewer Separation Phase 5 tender in the amount of \$3,012,088.62, all taxes included, and

That this be expensed out of the 2015 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**

**8. Advanced Planning, Priorities & Special Projects – Councillor Kevin Ramsay**

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

**9. Finance, Audit & Tendering – Councillor Melissa Hilton**

Councillor Hilton indicated her Committee's report was included in the weekend package.

In response to a question concerning property taxes, Councillor Hilton clarified that the resolution which passed on March 27, 2015 was to discontinue the City of Charlottetown 2005 Tax Credit (eff. January 1, 2015) and is not a tax rate increase.

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

**RESOLVED:**

That as per the recently advertised Request for Proposals – General Insurance and Risk Management Services, the highest scored submission of Cooke Insurance and JLT Canada be accepted subject to Cooke Insurance and the CAO meeting to ensure a successful implementation can be achieved.

**CARRIED 9-0**

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

**RESOLVED:**

That, as per the recently advertised Request for Quotes – Vehicles, each of the lowest price bids be awarded as follows:

Reliable Motors: 2 SUVs, \$20,609 each, and half ton 4x2 truck, \$23,355; and

Fair Isle Ford: full size 4x2 truck and chassis, \$43,802, and 3/4 ton extended cab 4x2 truck, \$30,399

**CARRIED 9-0**

**10. Human Resources, Communications & Administration – Councillor Terry MacLeod**  
Councillor MacLeod indicated his Committee's report was included in the weekend package.

**Moved by Councillor Terry MacLeod  
Seconded by Councillor Greg Rivard**

**RESOLVED:**

That the City of Charlottetown ratify and adopt the attached report from the Human Resources Manager and dated June 3, 2015 in accordance with amending the Collective Agreement with CUPE Local 501 Civic Employees of the Public Works, Fire, and Parks and Recreation Departments for the period January 1, 2013 to December 31, 2015.

**CARRIED 9-0**

**11. Intergovernmental Affairs & Event Attraction – Councillor Terry Bernard**  
Councillor Bernard indicated his Committee's report was included in the weekend package.

A resolution was motioned to request the Federal government delay their decision regarding the elimination of the door to door mail delivery service.

**Moved by Councillor Mitchell Tweel  
Seconded by Councillor Jason Coady**

**RESOLVED:**

That the Federal government postpone the elimination of door to door service until after the next federal election.

**CARRIED 7-2**

**Councillors Bernard and Hilton registered "nay" votes**

**Moved by Councillor Terry Bernard  
Seconded by Councillor Kevin Ramsay**

**RESOLVED:**

That the Electoral Boundaries Commission time frame for reporting to Council be extended by three months (September 11, 2015) as per Section 148 of the Election Bylaw.

**CARRIED 8-1**

**Councillor Rice registered a "nay" vote**

**12. New Business**

**Moved by Councillor Edward Rice  
Seconded by Councillor Kevin Ramsay**

**RESOLVED:**

That the appointment of Marilyn Harrison on February 9, 2015 to the Arts & Culture Advisory Board be withdrawn, and

That Ms. Harrison be appointed to the Police Community Consultative Group effective June 15, 2015 as nominated by His Worship Mayor Clifford Lee.

**CARRIED 9-0**

**Moved by Councillor Edward Rice  
Seconded by Councillor Kevin Ramsay**

**RESOLVED:**

That the following appointments, as nominated by His Worship Mayor Clifford Lee, be approved effective June 15, 2015:

Arts & Culture Advisory Board:      Barb Groome Wynne

Senior Advisory Committee:              Freeman Whitty

**CARRIED 9-0**

**The meeting adjourned at 6:40 PM**