



**Regular Meeting of Council
Tuesday, October 13, 2015 at 7:00 PM
Council Chambers, City Hall**

Mayor Clifford Lee presiding

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

Also: Roy Main, CAO
Paul Johnston, PWM
Alex Forbes, PM
Frank Quinn, PRM
Richard MacEwen, AUM
Donna Hurry, TO
Ramona Doyle, SO
David Hooley, CS
Paul Smith, PC
Scott Ryan, FM
Mandy Feuerstack, HRM
Tim Mamy, DFC
Wayne Long, EDO
Ron Atkinson, EconDO
Jen Gavin, CO
Tracey McLean, RMC

Regrets: Donna Waddell, DCS

Mayor Lee called the meeting to order.

Minutes of the previous meetings were by motion adopted:
Regular Meeting – September 14, 2015
Public Meetings – September 22 & October 5, 2015
Committee of Council Meeting – September 22, 2015

REPORTS OF COMMITTEES / RESOLUTIONS

1. Water & Sewer Utility – Councillor Edward Rice

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

With respect to major utility projects, it was suggested that timelines be clearly established as to when each phase of a project is to be completed.

Concern was raised once again regarding frequent water main breaks particularly on University Avenue. Councillor Rice indicated that the Committee is reviewing the matter.

2. 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 October is Rick Callaghan. He reported that Phase 2 installation of lighting along the Confederation Trail has been completed (Joe Ghiz Park to Belvedere Ave.) and the Victoria Park boardwalk replacement project continues. Councillor Tweel announced that Frank Quinn was the

successful candidate for Parks & Recreation Manager.

**Moved by Councillor Mitchell Tweel
Seconded by Councillor Melissa Hilton**

RESOLVED:

That, the City of Charlottetown accepts the bid from Cimco Refrigeration Ltd in the amount of \$71,180 (HST excluded) for repairs to Cody Banks Arena,

And that this project be expensed to the 2015 City Capital Budget,

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

CARRIED 10-0

3. Planning & Heritage – Councillor Greg Rivard

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

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

RESOLVED:

That City Council agrees to participate and become a member in the Canadian Radio Communications Information and Notification Service (CRINS) and to utilize the services of CRINS to manage the processing of all radio communication applications within the City of Charlottetown;

That Council authorizes CRINS and its staff to act as the authorized representative of the City of Charlottetown for the purpose of receiving and acting upon all radio communication applications, including reporting to and working with planning staff;

That CRINS "Antenna System Review and Consultation Protocol" be adopted; and

Further that the fee established, in the amount of \$2,100, for the review of all telecommunication tower applications to be applied and collected by CRINS.

In response to a question raised regarding public consultation, Councillor Rivard referred to Alex Forbes, Planning Manager, who indicated CRINS would be responsible in initiating community engagement if there is an issue with a telecommunication application.

CARRIED 10-0

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

RESOLVED:

That the request for a variance to the minimum rear yard setback from 20.0 ft to 16.0 ft and a variance to both side yard setbacks from 9.8 ft to 8.0 ft to accommodate a three (3) unit stacked townhouse dwelling at 30 Mount Edward Road (PID #274324), subject to the property owner

entering into a Development Agreement with the City for landscaping and parking layout, be approved.

It was noted that some area residents have concerns regarding the development. Councillor Rivard indicated the property is zoned properly however the developers chose to work with the City to ensure parking and landscaping is done appropriately.

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

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

RESOLVED:

That the request to proceed to the public consultation phase to consider rezoning the property located at 51 Emerald Drive (PID #372250) from Low Density Residential (R-2) Zone to Medium Density Residential (R-3) Zone to accommodate a three (3) unit townhouse, be approved.

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

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

RESOLVED:

That Sections 3 and 4 of the Charlottetown Zoning & Development Bylaw be amended in order to allow Garden Suites in the Single Detached Residential (R-1L), Low Density Residential (R-2) and Low Density Residential Single (R-2S) Zones in accordance with the attached regulatory criteria, be approved.

CARRIED 10-0

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

RESOLVED:

That the request to proceed to the public consultation process to consider an amendment to Appendix “G” (Comprehensive Development Area Zone Lands and Uses) of the Zoning & Development Bylaw to add Equipment Sales as a permitted use for a portion of the corner property at Sherwood Road and Malpeque Road (portion of PID# 145961) be approved.

CARRIED 10-0

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

RESOLVED:

That the application to demolish or remove the house at 2 Richmond Street (PID# 338962) be approved subject to the new proposed dwelling undergoing a Design Review, and the location of the new house on the lot be moved to within approximately 50 ft from the eastern lot boundary.

It was suggested that the resolution be deferred considering the conditions that have been applied to the application.

It was moved by Councillor Rivard and seconded by Councillor Coady that the application to demolish or remove the house at 2 Richmond Street be deferred. Carried 10-0.

1st & 2nd reading of the Zoning & Development Bylaw – to amend Sections 3 and 4 of the Charlottetown Zoning and Development Bylaw to allow Garden Suites in the Single Detached Residential (R-1L), Low Density Residential (R-2) and Low Density Residential (R-2S) Zones.

**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 10-0

**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 10-0

**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 10-0

**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 10-0

4. Protective & Emergency Services – Councillor Jason Coady

Councillor Coady indicated his Committee’s report was included in the weekend package. He encouraged everyone to explore the <https://needhelpnow.ca/> website. The site helps teens stop the spread of sexual pictures or videos and provides support to those who have been negatively impacted by a self/peer exploitation incident.

Due to ongoing issues with drugs within the city, it was motioned that a resolution be brought forward to deal with street level drugs.

**Moved by Councillor Mitchell Tweel
Seconded by Councillor Terry MacLeod**

RESOLVED:

Charlottetown Police Department make street level drugs a top priority.

There was much discussion on the resolution. Chief Smith indicated Charlottetown Police Services prioritize based on all local crime data information. Mayor Lee indicated that an Organizational Review & Evaluation of the Police department was conducted in 2009 and one of the recommendations was that City Council needs to allow the management to manage the department and for City Council not to try to interfere with day-to-day operations.

DEFEATED 7-3

Councillors Tweel, MacLeod and Doiron recorded “yea” votes

It was requested that patrols with radar be setup in more residential areas throughout the city, particularly in Ward 3, to deter speeding. Councillor Coady indicated he would take the request under advisement.

**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; repair or replace shingles of the residence and accessory building, repair or replace the roof and eaves, paint entire structures, replace any windows 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 82 Andrews Court (PID# 586933) in accordance with the terms of the Dangerous, Hazardous and Unsightly Bylaw of the City of Charlottetown.

CARRIED 10-0

**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 including derelict vehicles, clean up and properly dispose of same, at the owners expense, on property located at 129 Glenafton Drive (PID# 419432) in accordance with the terms of the Dangerous, Hazardous and Unsightly Bylaw of the City of Charlottetown.

CARRIED 10-0

**Moved by Councillor Jason Coady
Seconded by Councillor Melissa Hilton**

RESOLVED:

That, per the publicly advertised tender for forty (40) new Self Contained Breathing Apparatus' and accessories dated June 25, 2015, the submission of Acklands Grainger for a total of \$316,875.31 (taxes inclusive) be accepted,

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

CARRIED 10-0

5. Public Works & Urban Beautification – Councillor Terry Bernard

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

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

RESOLVED:

That, per The Permanent Street Closure Bylaw, the following street sections be designated as permanently closed to through public vehicle traffic:

Garfield St - from Walker Dr. to Riverside Dr.
Marsh Ln - from Walker Dr. to Riverside Dr.

CARRIED 10-0

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

RESOLVED:

That, per the publicly advertised quote for a "Plow Equipment and Transfer System", the submission of Phil Laroche Equipment Inc. in the amount of \$115,053.02 (HST included) be accepted, and

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

CARRIED 10-0

Councillor Doiron was in conflict with regard to the following resolution and left the room during the vote.

Moved by Councillor Terry Bernard
Seconded by Councillor Melissa Hilton

RESOLVED:

That, as per the conditions of the publicly advertised quote, the following submissions for “Supply of Hire Equipment - Snow Clearing of Sidewalks” be accepted for the 2015/2016 season:

		Daily Standby (HST extra)	Hourly Operating (HST extra)	Hourly Deicing (HST extra)
Label Construction & Sanitation	3 units	\$49.53	\$69.29	\$64.29
C&W Snow Removal	2 units	\$20.00	\$85.00	\$60.00
Label Construction & Sanitation	2 units	\$64.00	\$69.29	\$64.29

CARRIED 9-0

Councillor Doiron returned to the Chamber.

Moved by Councillor Terry Bernard
Seconded by Councillor Melissa Hilton

RESOLVED:

That per the request for quotations on “Dutch Elm Disease Management – 2015 Fall Tree Removal”, the low submission of Branch Manager Tree Service in the amount of \$84,246.00 (HST included) be accepted, and

That this expenditure be within the overall 2015 Capital budget allocation for Public Works.

CARRIED 10-0

Councillor Rice excused himself from the Council meeting.

6. Advanced Planning, Priorities & Special Projects – Councillor Kevin Ramsay
Councillor Ramsay indicated his Committee did not meet since the last Council meeting.

7. Intergovernmental Affairs & Event Attraction – Councillor Terry Bernard
Councillor Bernard indicated his Committee did not meet since the last Council meeting.

8. Environment & Sustainability – Councillor Robert Doiron
Councillor Doiron indicated his Committee’s report was included in the weekend package. He reported that Nicholas Cahill will be working on energy efficiency projects over the next few months to identify opportunities to reduce energy use and associated costs relating to City buildings. As follow-up from a question raised at a previous Council meeting, Councillor Doiron indicate that T3 Transit will be reviewing the community bus schedule with Geneva Villa to look for possible changes to accommodate the residents.

9. Finance, Audit & Tendering – Councillor Melissa Hilton
Councillor Hilton indicated her Committee’s report was included in the weekend package.

The topic of public engagement with respect to the budget process was raised once again. Councillor Hilton indicated the matter will be brought back to the Committee for discussion.

Deputy Mayor Duffy was in conflict with regard to the following resolution and left the room during the vote.

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

RESOLVED:

That Council authorize a one-time grant to the Charlottetown Curling Club in the amount of \$25,000 for their 2015/2016 operating year.

**CARRIED 6-2
Councillors Hilton and Coady recorded “nay” votes**

Deputy Mayor Duffy returned to the Chamber.

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

RESOLVED:

That Council grant an easement in favour of the Charlottetown area Development Corporation over City of Charlottetown property identified as Parcel E-1 on the attached survey plan from Island Surveying and Engineering identified as drawing No. 13026 dated June 18, 2013 for the purpose to grant public access between parking lots for the Charlottetown Event Grounds venue, and

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

CARRIED 9-0

3rd reading of the City Council Procedures and Rules of Order Bylaw – to amend Section 21 of “Part XXI: Stipends” of the City Council Procedures and Rules of Order Bylaw to incorporate new Council remuneration and benefits.

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

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

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

11. Economic Development, Tourism, Arts & Culture – Deputy Mayor Mike Duffy
Deputy Mayor Duffy indicated his Committee’s report was included in the weekend package.

12. New Business

There was no New Business

The meeting adjourned at 8:25 PM