



**Regular Meeting of Council
Monday, September 14, 2015 at 4:30 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 Smith, PC
Paul Johnston, PWM
Scott Ryan, FM
Mandy Feuerstack, HRM
Ramona Doyle, SO
Ron Atkinson, EconDO
Laurel P. Thompson, PDO
Tracey McLean, RMC
Donna Waddell, DCS
Randy MacDonald, FC
Craig Walker, UM
Alex Forbes, PM
Frank Quinn, PC
Donna Hurry, TO
Jen Gavin, CO
Steve Forbes, CS

Regrets: Wayne Long, EDO

Mayor Lee called the meeting to order.

Minutes of the previous meetings were by motion adopted:
Regular Meeting – August 10, 2015
Public & Special Meetings – August 12, 25 & September 9, 2015

REPORTS OF COMMITTEES / RESOLUTIONS

1. Economic Development, Tourism, Arts & Culture – Deputy Mayor Mike Duffy
Deputy Mayor Duffy indicated his Committee's report was included in the weekend package. He reported that The City of Charlottetown has again been named as one of the Top 10 Economic Development Groups in Canada by Site Selection Magazine and Art in the Open (Aug 29) was a success.

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 September was presented to Steve LeClair.

Concern was raised with respect to the stench at Governor's Pond near Victoria Park. It was noted issues with the pipes leading to and leading from the pond, as well as overgrown vegetation, could be causing the odour. Councillor Tweel indicated the Committee is currently reviewing the matter.

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

RESOLVED:

That, per the recently advertised requests for proposals for the Victoria Park Boardwalk Replacement project, the City of Charlottetown accepts the bid from MacLean Construction in the amount of \$763,736.16 (HST included),

And that Council accept the quote from CADC for the project management professional fee and contingency in the amount of \$29,000,

And that this project be expensed to the 2015 Parks and Recreation 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

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

RESOLVED:

That the City of Charlottetown authorizes the use of Confederation Landing on October 7, 17 and 27, 2016 for Viking Cruises Kitchen Parties, by Experience PEI, subject to terms and conditions in a mutually agreed upon licensing agreement,

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

It was suggested the public have the opportunity to be engaged in the process when development is proposed for the property across from the PEI Convention Centre (previous Coast Guard wharf). Councillor Rivard indicated that with any application, Planning staff will do their due diligence. Mayor Lee expressed that the City should take ownership of the property and maintain it as a public space; Intergovernmental Affairs Committee to review this option.

Councillor Coady excused himself from the Chambers due to a conflict regarding the following two resolutions.

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

RESOLVED:

That the request to rezone PID# 419143 on Angus Drive from Single Detached Residential (R-1L) to Mixed Use Corridor (MUC) and P (Parking), and 413 St. Peter's Road (PID# 419135) from Low Density Residential (R-2) to Mixed Use Corridor (MUC) and P (Parking), and to amend the Future Land Use Map of the Official Plan from Low Density Residential to

Commercial be approved.

It was noted that many area residents raised concerns regarding the application particularly the entrance and exit onto Angus Drive which is a residential street.

DEFEATED 9-0

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

RESOLVED:

That the request to rezone PID# 419143 on Angus Drive from Single Detached Residential (R-1L) to Mixed Use Corridor (MUC) and P (Parking), and 413 St. Peter's Road (PID# 419135) from Low Density Residential (R-2) to Mixed Use Corridor (MUC) and P (Parking), and to amend the Future Land Use Map of the Official Plan from Low Density Residential to Commercial be rejected.

CARRIED 9-0

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

RESOLVED:

That the request for a variance to the average flankage yard setback from approximately 67.5 ft to approximately 27.5 ft to permit the construction of a 56 ft by 30 ft addition at 21 MacAleer Drive (PID# 907543) be approved.

CARRIED 9-0

Councillor Coady out of the room during vote

Councillor Coady returned to the Chambers.

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

RESOLVED:

That the request for a variance to increase the number of permitted bedrooms in a Heritage Inn from eleven (11) rooms to twenty (20) rooms at 3 Grafton Street (PID# 341578) be rejected.

CARRIED 10-0

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

RESOLVED:

That the request to proceed to the public consultation phase to consider amendments to the Zoning & Development Bylaw as it relates to Garden Suites, be approved.

CARRIED 10-0

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

RESOLVED:

That the request amend the Zoning & Development Bylaw to add “Fitness Centre (only as it pertains to 99 Pownal Street (PID #339994))” as a permitted use in the Downtown Mixed Use Neighbourhood Zone (DMUN) be approved.

CARRIED 10-0

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

RESOLVED:

That the East Royalty Master Plan as attached be adopted as the document to guide future planning in the neighbourhood of East Royalty; and

Further that the City of Charlottetown Official Plan be amended with the inclusion of the East Royalty Master Plan.

CARRIED 10-0

1st & 2nd reading of the Zoning & Development Bylaw - to amend Section 34 - Downtown Mixed Use Neighbourhood (DMUN) Zone to add “fitness centre” [only as it pertains to 99 Pownal Street (PID# 339994)] as a permitted use.

**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 noted the Fire Department’s volunteer recruitment campaign will run September 8 to October 2, 2015. Also, six members of the Fire Department participated as celebrity servers during a Boston Pizza promotion on September 9 with 10% of the proceeds going to those who lost their possessions due to a fire at 65 Prince Street (Aug 9, 2015).

It was suggested that the speed limit in school zones be set at 30 km/h all year round. Councillor Coady indicated the Committee will take this under consideration.

**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 19 Belmont Street (PID# 364935) in accordance with the terms of the Dangerous, Hazardous and Unsightly Bylaw of the City of Charlottetown, and

That the authorization 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 10-0

5. Public Works & Urban Beautification – Councillor Terry Bernard

Councillor Bernard indicated his Committee’s report was included in the weekend package. He noted that the City is transitioning from HPS (high pressure sodium) to LED lighting which is more efficient.

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

RESOLVED:

That, per the publicly advertised quote for “Two (2) Sidewalk Machines”, the submission of Saunders Equipment Ltd. in the amount of \$183,540.00 (HST included) be accepted,

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

CARRIED 10-0

6. Water & Sewer Utility – Councillor Edward Rice

Councillor Rice indicated the Committee did not meet since the last Council meeting. He reported that Phase V of the Combined Sewer Separation project is almost complete with Phase VI (final stage) to begin shortly. Water consumption went from 93% to 80% in August 2015 and he accredited the reduction to education and awareness.

A question was raised with regard to reinstatement of residential property due to the Combined Sewer Separation project. Councillor Rice indicated that most of the property in the area of John Street, Orlebar Street and Walthen Drive should be completed within two weeks.

In response to a question raised concerning the condition of older water mains along University Avenue, Councillor Rice indicated that once the Combined Sewer Separation project is complete, the Committee will be developing a replacement program.

It was requested that the Committee look at how the Utility department bills customers and how disconnect notices are issued. Councillor Rice indicated this would be brought back to the Committee for discussion.

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

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

8. Intergovernmental Affairs & Event Attraction – Councillor Terry Bernard

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

Moved by Councillor Terry Bernard

Seconded by Councillor Kevin Ramsay

RESOLVED:

That Council adopts the Event Guidelines, as attached.

CARRIED 10-0

Moved by Councillor Terry Bernard

Seconded by Councillor Kevin Ramsay

RESOLVED:

That the report of the 2015 Electoral Boundaries Commission be adopted as presented.

Councillor Bernard thanked the appointed members of the Electoral Boundaries Commission, the Honourable Linda Webber, George MacDonald and Roger Younker, for their hard work and dedication on the report.

CARRIED 10-0

9. Environment & Sustainability – Councillor Robert Doiron

Councillor Doiron indicated his Committee's report was included in the weekend package. He reported that September 30, 2015 marks the 10-year anniversary of transit service in the greater Charlottetown area. He further reported a new 30 minute service has been added to University Avenue on Sundays (11 am – 5:30 pm) at no additional cost to the City.

An update was requested with respect to a possible transit stop at/near Geneva Villa on Walthen Drive. Councillor Doiron indicated the matter is currently being reviewed by the Director of Corporate Services and will be on the agenda at the next Committee meeting.

Councillor Ramsay excused himself from the Chambers due to a conflict regarding the following resolution.

**Moved by Councillor Robert Doiron
Seconded by Councillor Edward Rice**

RESOLVED:

WHEREAS the City of Charlottetown has made a commitment to sustainability through the development and implementation of the Integrated Community Sustainability Plan (ICSP);
WHEREAS Trius Transit provides an invaluable community service to the residents of the City of Charlottetown and provides a sustainable mode of transportation within the City and between adjoining municipalities;

WHEREAS transit ridership continues to grow with over 375,000 fares collected in 2014;

BE IT RESOLVED that the City of Charlottetown renew the ten year agreement with Trius Transit for the period October 01, 2015 to September 30, 2025 under the same terms and conditions as the existing contract.

CARRIED 9-0

Councillor Ramsay returned to the Chambers

10. Finance, Audit & Tendering – Councillor Melissa Hilton

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

1st & 2nd reading of the City Council Procedures and Rules of Order Bylaw - To delete sections and revise one section of wording in 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 Edward Rice**

RESOLVED:

That the bylaw to amend the "City Council Procedures and Rules of Order Bylaw" be read a first time.

CARRIED 10-0

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

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 Melissa Hilton
Seconded by Councillor Edward Rice**

RESOLVED:

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

CARRIED 10-0

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

RESOLVED:

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

CARRIED 10-0

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

12. New Business

There was no New Business

The meeting adjourned at 6:10 PM