



**Regular Meeting of Council  
Monday, August 8, 2016 at 4:30 PM  
Council Chambers, City Hall**

**Mayor Clifford Lee presiding**

**Present:** Deputy Mayor Mike Duffy  
Councillor Edward Rice  
Councillor Jason Coady  
Councillor Greg Rivard  
Councillor Terry MacLeod

Councillor Mitchell Tweel  
Councillor Melissa Hilton  
Councillor Bob Doiron  
Councillor Kevin Ramsay

**Also:** Peter Kelly, CAO  
Paul Smith, PC  
Alex Forbes, PM  
Frank Quinn, PRM  
Wayne Long, EDO  
Donny Hurry, TO  
Jen Gavin, CO  
Steven Forbes, CS

Randy MacDonald, FC  
Scott Ryan, FM  
Mandy Feuerstack, HRM  
Richard MacEwen, AUM  
Ron Atkinson, EconDO  
Greg Morrison, PDO  
Scott Adams, PrgC  
Tracey McLean, RMC

**Regrets:** Councillor Terry Bernard Paul Johnston, PWM

Mayor Lee called the meeting to order.

**Minutes of the previous meetings were by motion adopted:**  
Regular Meeting – July 11, 2016  
Public Meetings – July 12 & 26, 2016  
Committee of Council Meeting (open) – August 3, 2016

**REPORTS OF COMMITTEES / RESOLUTIONS**

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

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

**2. Human Resources, Communications & Administration – Councillor Terry MacLeod**

Councillor MacLeod indicated his Committee's report was included in the weekend package. As a follow-up to a question raised at July's Council meeting, Councillor MacLeod indicated that due to the significant amount of applications received for casual and temporary employment throughout the year, it would not be feasible to post such positions. He further indicated that the City is required to adhere to Union contracts if a position is unionized.

**3. Intergovernmental Affairs & Event Attraction – Councillor Kevin Ramsay**

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

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

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

Councillor Coady declared a conflict and left the Chambers during the following vote.

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

**RESOLVED:**

That the request to proceed to the public consultation phase to amend the Business Office Commercial (C-1) Zone as it pertains to 184 Belvedere Avenue (PID# 669796 and PID# 751701) in order to increase the maximum floor area permitted for a commercial use from 310 sq m (3,336.9 sq ft) to 953.2 sq m (10,260 sq ft.) to permit the construction of an addition with a building footprint of 990 sq ft be approved.

**CARRIED 6-2  
Councillors Doiron and Tweel were opposed**

Councillor Coady returned to the Chambers.

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

**RESOLVED:**

That the request for a variance to decrease the side yard setback from 1.83 m (6 ft) to 1.5 m (4.92 ft) to permit the construction of a garage addition on the property located at 9 Riverview Drive (PID# 370197) be approved.

**CARRIED 9-0**

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

**RESOLVED:**

That the variance request to increase the number of permitted bedrooms in a Bed & Breakfast from six (6) to nine (9) at 9-11 Euston Street (PID# 351890) be rejected.

It was suggested that the motion be deferred as to allow the applicant more time to address all outstanding concerns. Moved by Deputy Mayor Duffy and Seconded by Councillor Tweel to defer the motion. **Motion was Carried 9-0.**

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

**RESOLVED:**

That the request to amend Appendix "A" – Future Land Use Map of the Official Plan from Port Area to Waterfront Area; to amend Appendix "H" – Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone the property located at 8 Stan MacPherson Way (portion of PID #841528) from the Port (PZ) Zone to the Waterfront (WF) Zone; and to amend the Waterfront (WF) Zone as it pertains to the subject property in order to permit Automobile Sales and Services use as a permitted use with a further restriction that this use be limited to a car rental outlet only; and provide off-lot parking for eleven (11) standard parking spaces on the remaining portion of PID #841528 as well as an additional fifteen (15) standard parking spaces on the remaining portion of PID

#841528 while the car rental outlet is operational; be approved subject to Design Review, the signing of a Development Agreement, and the receipt of the signed pinned survey plans,

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

**DEFEATED 5-4**

**Councillors Doiron, Hilton, MacLeod, Ramsay & Rice opposed**

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

**RESOLVED:**

That the request to amend Appendix “A” – Future Land Use Map of the Official Plan from Port Area to Waterfront Area; to amend Appendix “H” – Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone the property located at 8 Stan MacPherson Way (portion of PID #841528) from the Port (PZ) Zone to the Waterfront (WF) Zone; and to amend the Waterfront (WF) Zone as it pertains to the subject property in order to permit Automobile Sales and Services use, be rejected.

**CARRIED 5-4**

**Councillors Coady, Duffy, Rivard and Tweel opposed**

Mayor Lee and Councillor MacLeod were in conflict with regard to the following bylaw readings and left the Chambers. Deputy Mayor Duffy presided.

**3<sup>rd</sup> reading of the Zoning and Development Bylaw** – to amend the Downtown Neighbourhood (DN) Zone as it pertains to 275 Kent Street (PID# 344861), 281 Kent Street (PID# 344887), 285 Kent Street (PID# 344895), and 295-297 Kent Street (PID# 344911) in order to permit an Educational Institution use as a permitted use.

**Moved by Councillor Greg Rivard  
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 7-0**

**3<sup>rd</sup> reading of the Zoning and Development Bylaw** – to amend Appendix “H” Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone the property located at 305 Kent Street (PID# 345140) from the Downtown Neighbourhood (DN) Zone to the Institutional (I) Zone be approved.

**Moved by Councillor Greg Rivard  
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 7-0**

Mayor Lee and Councillor MacLeod returned to the Chambers.

**5. 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 August is the organizing committee for the Under 18 Women's Canadian Fast Pitch Championship being held August 8-14, 2016.

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

**RESOLVED:**

That Fair Isle Ford be awarded the vehicle tender for the supply of one (1) 2017 Ford F450 4 X 4 Cab and Chassis vehicle for the price of \$43,579.92 (HST included).

**CARRIED 9-0**

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

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

**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 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.

Concern was raised regarding the extent of repair and clean-up on the noted property. Councillor Coady indicated that with regard to the house, the City's Building Inspector determined what needed to be done to make the building safe.

**CARRIED 9-0**

**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. Remove any other materials or debris, clean up and properly dispose of same, at the owners expense, on property located at 11 Raspberry Avenue (PID# 1033885) in accordance with the terms of the Dangerous, Hazardous and Unsightly Bylaw of the City of Charlottetown,

And that this resolution include any other clean up, repairs or inspections deemed necessary by a City Building Inspector, a Planning /Development Officer or City Fire Inspector.

**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. Remove any other materials or debris, clean up and properly dispose of same, at the owners expense, on property located at 242 Norwood Road (PID# 635136 ) in accordance with the terms of the Dangerous, Hazardous and Unsightly Bylaw of the City of Charlottetown,

And that this resolution include any other clean up, repairs or inspections deemed necessary by a City Building Inspector, a Planning /Development Officer or City Fire Inspector.

**CARRIED 9-0**

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

**RESOLVED:**

That Reliable Motors be awarded the vehicle tender for the supply of one (1) marked 2017 Dodge Ram 1500 4 X 4 vehicle for the tendered price of \$32,425.00 (plus applicable taxes).

**CARRIED 9-0**

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

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

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

**RESOLVED:**

That WM&M (1993) Ltd. be awarded the Miltonvale Wellfield Development Controls & Systems tender in the amount of \$2,362,507.50, taxes included,

And that this be expensed out of the 2016 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 Eddie Rice**  
**Seconded by Councillor Melissa Hilton**

**RESOLVED:**

That Duffy Construction Ltd. be awarded the Miltonvale Wellfield Development Transmission and Distribution Piping tender in the amount of \$4,731,000.00, taxes included

And that this be expensed out of the 2016 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 Eddie Rice**  
**Seconded by Councillor Melissa Hilton**

**RESOLVED:**

That Island Coastal Services Ltd. be awarded the Colonel Gray Area Sewer Rehabilitation tender in the amount of \$1,931,958.00, taxes included,

And that this be expensed out of the 2016 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 Eddie Rice**  
**Seconded by Councillor Melissa Hilton**

**RESOLVED:**

That Duffy Construction Ltd. be awarded the Fitzroy Pumping Station Replacement tender in the amount of \$2,031,188.16, taxes included,

And that this be expensed out of the 2016 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 Eddie Rice**  
**Seconded by Councillor Melissa Hilton**

**RESOLVED:**

That the City of Charlottetown accepts the tender from Reliable Motors in the amount of \$64,767.96 (taxes included) for the supply of two (2) Regular Cab Trucks with 8' Long Box.

**CARRIED 9-0**

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

Councillor Hilton, on behalf of Councillor Bernard, indicated the Committee did not meet since the last Council meeting.

Concern was raised regarding settlement issues on University Avenue and Queen Street as a result of the sewer separation project. Councillor Hilton indicated the concern will be brought back to the Committee for discussion. Councillor Rice noted that the Utility Department is responsible for reinstatement within a year of a project then once that time has expired, it becomes the responsibility of the Public Works Department.

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

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

**10. Economic Development, Tourism, Arts & Culture – Councillor Bob Doiron**

Councillor Doiron indicated his Committee's report was included in the weekend package. He reported the Mayor's Newcomer Reception was a great success with over 100 people in attendance. The event was held August 4, 2016 at City Hall and is designed to extend a special welcome to all newcomers to Charlottetown.

**11. Environment & Sustainability – Deputy Mayor Mike Duffy**

Deputy Mayor Duffy indicated his Committee did not meet since the last Council meeting.

A question was raised regarding the Cosmetic Pesticides Bylaw. Deputy Mayor Duffy reiterated that the bylaw is not effective until January 1, 2017 and that the local area golf course, as well as agricultural land, is exempt under the bylaw as dictated by the Province of Prince Edward Island.

**12. New Business**

**Moved by Councillor Mitchell Tweel**

**Seconded by Deputy Mayor Mike Duffy**

**RESOLVED:**

That Meagan MacKenzie be appointed to the Civic Board for Persons with Disabilities, as nominated by his Worship Mayor Clifford Lee, effective August 8, 2016.

**CARRIED 9-0**

**Moved by Councillor Mitchell Tweel**

**Seconded by Councillor Kevin Ramsay**

**RESOLVED:**

That Charlottetown City Council accept the "Creating Accessible Events" guideline document, as attached.

**CARRIED 9-0**

**The meeting adjourned at 5:30 PM**