



**Regular Meeting of Council  
Monday, December 12, 2016 at 7:00 PM  
Council Chambers, City Hall**

**Mayor Clifford Lee presiding**

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

**Also:** Peter Kelly, CAO                                      Paul Smith, PC  
Paul Johnston, PWM    Scott Ryan, FM  
Frank Quinn, PRM    Alex Forbes, PM  
Richard MacEwen, AUM                                    David Hooley, CS  
Tracey McLean, RMC

**Regrets:** Randy MacDonald, FC                              Mandy Feuerstack, HRM  
Wayne Long, EDO    Ron Atkinson, EconDO  
Ramona Doyle, SO     Jen Gavin, CO

Mayor Lee called the meeting to order.

**Minutes of the previous meetings were by motion adopted:**  
**Regular Meeting – November 14, 2016**  
**Public & Special Meetings – November 8, 24 & 29, 2016**

**REPORTS OF COMMITTEES / RESOLUTIONS**

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

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

A chronological update or list of any consultations and/or meetings with regard to a 2006 vision and strategy plan for the 500 Lots was requested. Councillor Rivard indicated the Committee would look into this request.

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

**RESOLVED:**

That the request for a variance to extend a legal non-conforming use (i.e., Eating & Drinking Establishment) into the former coin laundromat area of 35 Prince Street (PID# 337089) be approved.

There were some concerns raised with respect to the 'use' of the property. The Planning Manager indicated that the applicant does not intend to sell alcohol; however, he does have the

right to apply for a liquor license and the City would not have a valid reason to deny it. Mayor Lee noted that the applicant was in the gallery and suggested the resolution be deferred so that the Planning Manager and the applicant can privately discuss the matter. Moved by Councillor Ramsay and Seconded by Councillor Rice that the motion be deferred. Carried 10-0.

(The continuation of this motion is at the end of the Planning & Heritage report)

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

**RESOLVED:**

That the request to amend Appendix "H" – Zoning Map of the City of Charlottetown Zoning and Development Bylaw in order to rezone the two properties at 4 Linden Avenue (PID# 277202) from the Single Detached Residential (R-1L) Zone to the Low Density Residential (R-2) Zone be approved.

**CARRIED 10-0**

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

**RESOLVED:**

That the request to consolidate 23 McCarville Street (PID# 557405) and 29 McCarville Street (PID# 604165), subject to a pinned final survey plan, be approved.

**CARRIED 10-0**

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

**RESOLVED:**

That the revised working site plan to construct a greenhouse (54'8" x 180'8") as submitted to the Planning Department for property located at 19 Regis Duffy Drive (PID# 1051655) in the PEI BioCommons park as set out in the Development Agreement dated May 10, 2010 be approved.

**CARRIED 10-0**

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

**RESOLVED:**

That the proposed working site plan and building for Somru Bio Science as submitted to the Planning Department in December of 2016 for property located on Lot 11 (PID# 386524) in the PEI Bio Commons Park as set out in the Development Agreement dated May 10, 2010 be approved.

**CARRIED 10-0**

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

**RESOLVED:**

That the request for amendments to the Zoning and Development Bylaw and to amend Appendix "H" City of Charlottetown Zoning Map for the neighbourhood of East Royalty and to amend various sections of the East Royalty Master Plan and "Schedule 2" East Royalty Land Use Map be approved.

**CARRIED 10-0**

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

**RESOLVED:**

That the request to alter the roofline at 51-55 Pownal Street (PID# 337816), as presented to the Heritage Board on December 6, 2016, be rejected.

**CARRIED 9-1  
Councillor Tweel opposed**

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

**RESOLVED:**

That the conceptual design as submitted and presented to the Heritage Board on December 6, 2016 and supported by the Design Review process for a semi-detached dwelling located at 138 Nassau Street (PID# 370809) be approved.

**CARRIED 10-0**

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

**RESOLVED:**

That the conceptual design as presented to the Heritage Board on December 6, 2016 for exterior alterations to the property located at 62 Prince Street with final details to be reviewed by the Heritage Officer, be approved.

**CARRIED 10-0**

**1<sup>st</sup> & 2<sup>nd</sup> reading of the Zoning & Development Bylaw** - To enact amendments to the Zoning and Development Bylaw and to amend Appendix "H" City of Charlottetown Zoning Map for the neighbourhood of East Royalty and to amend various sections of the East Royalty Master Plan and "Schedule 2" East Royalty Land Use Map.

**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 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**

**1<sup>st</sup> & 2<sup>nd</sup> reading of the Zoning & Development Bylaw** To amend Appendix “H” – Zoning Map of the City of Charlottetown Zoning and Development Bylaw in order to rezone the two properties at 4 Linden Avenue (PID# 277202) from the Single Detached Residential (R-1L) Zone to the Low Density Residential (R-2) Zone.

**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 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**

**3rd reading of the Zoning & Development Bylaw** - To amend Appendix “H” – Zoning Map of the City of Charlottetown Zoning and Development Bylaw in order to rezone Phase II to Phase IV of Horseshoe Hills Estates Subdivision (PID #746164) from R-2S (Low Density Residential Single Zone) to R-1S (Single Detached Residential Zone).

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

**RESOLVED:**

That the City of Charlottetown Zoning and Development Bylaw be read a third time and that the said Bylaw do now pass.

**CARRIED 10-0**

**3rd reading of the Zoning & Development Bylaw** - to amend Section 4.26 of the Zoning & Development Bylaw (as attached) in order to extend the operational period for mobile canteens outside of the 500 Lot Area from six months to twelve months.

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

**RESOLVED:**

That the City of Charlottetown Zoning and Development Bylaw be read a third time and that the said Bylaw do now pass.

**CARRIED 10-0**

Councillor Rivard in conflict and did not vote on the following bylaw readings.

**3rd reading of the Zoning & Development Bylaw** - 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.

**Moved by Councillor Terry MacLeod**  
**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 8-1**  
**Councillor Doiron opposed**

**3rd reading of the Zoning & Development Bylaw** - To amend the Waterfront (WF) Zone as it pertains to 8 Stan MacPherson Way (portion of PID# 841528) in order to permit Automobile Sales and Services (car rental only) as a permitted use for a maximum of 15 rental vehicles.

**Moved by Councillor Terry MacLeod**  
**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 8-1**  
**Councillor Doiron opposed**

Councillor Rivard returned to the Chambers

The Planning Manager and applicant returned to the Chambers after having a discussion regarding the motion to extend a legal non-conforming use at 35 Prince Street. An amendment to the resolution was suggested; Moved by Councillor Bernard and Seconded by Councillor Hilton. Carried 10-0. The amended resolution was then brought forward as follows:

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

**RESOLVED:**

That the request for a variance to extend a legal non-conforming use (i.e., Eating & Drinking Establishment) into the former coin laundromat area of 35 Prince Street (PID# 337089) be approved subject to the signing of a Development Agreement that would restrict this property to a restaurant only and limit the hours of operation until midnight.

**CARRIED 9-1**  
**Councillor Rice opposed**

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

Councillor Tweel indicated his Committee's report was included in the weekend package. The Volunteer of the Month for December is the 2016 World Sledge Hockey Challenge Organizing Committee.

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

Councillor Coady indicated his Committee's report was included in the weekend package. He reported that the "Change Your Clock, Change Your Battery" campaign went well; handing out over 300 batteries at McDonald's Restaurant. He recognized the committee responsible for organizing the annual Firefighter Banquet and thanked the sponsor Peake & McInnis Ltd.

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

**RESOLVED:**

That the Public Works Manager be authorized to secure building, repair and/or replace shingles of the residence, repair or replace the roof and eaves, replace any windows and any other repairs deemed necessary by a City Building Inspector or Planning/Development Officer,

And further, to 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 10-0**

**1<sup>st</sup> & 2<sup>nd</sup> reading of the Alarm Bylaw** – to amend Part I – Definitions, Part II & III – Revisions to all Sections and Part IV – Revisions to Sections 4.1, 4.2 & 4.3

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

**RESOLVED:**

That the bylaw to amend the "Alarm Bylaw" be read a first time.

**CARRIED 10-0**

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

**RESOLVED:**

That the said bylaw be read a second time and that the bylaw be committed to Committee

of the Whole Council and the Mayor be Chairman of the Committee.

**CARRIED 10-0**

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

**RESOLVED:**

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

**CARRIED 10-0**

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

**RESOLVED:**

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

**CARRIED 10-0**

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

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

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

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

It was suggested that for the 2017 Christmas season, decorations be distributed throughout the entire city particularly on University Avenue, Longworth Avenue, Queen Street, North River Road and main entrances. Councillor Bernard indicated that many decorations need to be replaced and this will be discussed in the Capital budget.

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

**RESOLVED:**

That, as per the request for proposals on the “Supply, Installation & Maintenance of an Automated Vehicle Location (AVL) System”, the best ranked submission of GoFleet Corporation in the amount of \$151,844.85 (HST included) over 36-months of service be accepted,

And that this operational expenditure be prorated over the 2016 to 2019 budget years amongst various departments with vehicles using the system.

An amendment to the resolution was suggested; Moved by Councillor Bernard and Seconded by Councillor Hilton. Carried 10-0. The amended resolution was then brought forward as follows:



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

**RESOLVED:**

That, as per the request for proposals on the “Supply, Installation & Maintenance of an Automated Vehicle Location (AVL) System”, the best ranked submission of GoFleet Corporation in the amount of \$151,844.85 (HST included) over 36-months of service be accepted,

And that this operational expenditure be prorated over the 2016 to 2019 budget years amongst various departments with vehicles using the system.

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

**CARRIED 10-0**

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

Councillor Ramsay indicated his Committee’s report was included in the weekend package. He reported that additional Memorandums of Understanding (MOUs) regarding emergency shelters have been established with the Culinary Institute of Canada, Faith Bible Church and First Baptist Church.

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

Councillor Doiron indicated his Committee’s report was included in the weekend package.

Several questions were raised once again concerning the dissolution of the Charlottetown Area Development Corporation (CADC). Councillor Doiron indicated CADC is currently operating as usual but once the Committee has more information, Council will be advised. Mayor Lee indicated he met with the Province today regarding CADC; no decisions have been made. He further indicated that the City of Charlottetown will have an opportunity to discuss the future of economic development with the Province sometime in the New Year.

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

Deputy Mayor Duffy indicated his Committee’s report was included in the weekend package. He reported that the Cosmetic Pesticides Bylaw will come into effect in January 2017 and it is expected that an education campaign will lead to compliance and good public understanding.

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

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

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

**RESOLVED:**

That, as per the Request for Proposals for “Professional External Audit Services” which closed November 4, 2016, the City of Charlottetown appoint as City Auditors MRSB Chartered Professional Accountants commencing the fiscal year beginning January 1, 2017 for \$22,425 (HST Included) per year,

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

**CARRIED 10-0**

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

Councillor MacLeod indicated his Committee's report was included in the weekend package. He announced the winners of the Picture Charlottetown Photo Contest: Grand Prize (adult) – Alana Sprague, Second Place (adult) – Jordi Segers; Grand Prize (youth) – Nicole Yard and Second Place (youth) – Julie Daniels.

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

**RESOLVED:**

That, as per the Request for Proposals which closed October 28, 2016, the City of Charlottetown award the "Website Creation and Website Hosting Services" to Civiclive for \$55,890 (HST Included) prorated equally over three years commencing the launch of the City's new website,

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

**CARRIED 10-0**

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

Councillor Ramsay indicated his Committee's report was included in the weekend package. He invited everyone to attend the Capital New Year – First Night 150 event which includes two fireworks displays that evening/night.

**12. New Business**

There was no New Business

**The meeting adjourned at 8:15 PM**