



**Regular Meeting of Council
Monday, December 14, 2015 at 7:00 PM
Council Chambers, City Hall**

Mayor Clifford Lee presiding

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

Also: Donna Waddell, CAO
Randy MacDonald, FC
Paul Johnston, PWM
Frank Quinn, PRM
Mandy Feuerstack, HRM
Ramona Doyle, SO
Jen Gavin, CO
Tracey McLean, RMC
Paul Smith, PC
Craig Walker, UM
Alex Forbes, PM
Scott Ryan, FM
Wayne Long, EDO
Laurel P. Thompson, PDO
Stephen Forbes, CS

Regrets: Councillor Edward Rice
Ron Atkinson, EconDO
Donny Hurry, TO

Mayor Lee called the meeting to order.

Minutes of the previous meetings were by motion adopted:
Regular Meeting – November 9, 2015
Committee of Council Meetings – November 24 & December 7, 2015
Public Meeting – December 2, 2015

REPORTS OF COMMITTEES / RESOLUTIONS

1. Protective & Emergency Services – Councillor Jason Coady
Councillor Coady indicated his Committee’s report was included in the weekend package.

The Chair was requested to review the abuse of timed parking spaces (1hr/2hr) in the downtown. Councillor Coady indicated the matter would be taken under advisement.

2. 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 Terry MacLeod**

RESOLVED:
That per the request for proposal on “Consulting Engineering Services – Traffic Signal Design, Tendering & Project Management”, the best ranked submission of CBCL

Limited in the design/tendering amount of \$56,259.00 (HST included) be accepted, and

That this expenditure be per funding approved in the 2015 Capital budget.

CARRIED 9-0

**Moved by Councillor Terry Bernard
Seconded by Councillor Terry MacLeod**

RESOLVED:

That per the request for proposal on “Consulting Engineering Services – Storm Water Trunk Line Replacement Design, Tendering & Project Management”, the best ranked submission of CBCL Limited in the design/tendering amount of \$57,000.00 (HST included) be accepted, and

That this expenditure be per funding approved in the 2015 Capital budget.

CARRIED 9-0

**Moved by Councillor Terry Bernard
Seconded by Councillor Terry MacLeod**

RESOLVED:

That per the request for quotations on “Engineering Consulting Design & Project Management Services – 2016-17 Storm Pipe Construction”, the lowest submission of WSP in design amount of \$41,952.00 (HST included) be accepted, and

That this expenditure be per 2016 Capital budget status-quo funding.

CARRIED 9-0

**Moved by Councillor Terry Bernard
Seconded by Councillor Terry MacLeod**

RESOLVED:

That per the tender for “Fitzroy Street & Acadian Drive Street Lighting”, the submission of Graybar Canada in the amount of \$181,317.00 (HST included) be accepted, and

That this expenditure be per funding approved in the 2015 Capital budget.

In response to questions raised regarding the inclusion of Acadian Drive as part of the tender award, Councillor Bernard indicated it was discussed and approved in the Capital budget in March 2015.

CARRIED 5-4

Councillors Coady, Doiron, Ramsay & Tweel recorded “nay” votes

**Moved by Councillor Terry Bernard
Seconded by Councillor Terry MacLeod**

RESOLVED:

That per the tender for “Fitzroy Street & Acadian Drive Street Lighting – Concrete Bases”, the low submission of Campbell’s Concrete Ltd. in the amount of \$33,858,00 (HST included) be accepted, and

That this expenditure be per funding approved in the 2015 Capital budget.

CARRIED 7-2

Councillors Coady and Doiron recorded “nay” votes

**Moved by Councillor Terry Bernard
Seconded by Councillor Terry MacLeod**

RESOLVED:

That, as per the conditions of the publicly advertised tender issued by Provincial Transportation, Infrastructure and Energy, the City participate in purchasing 1 (one) Vohl VL350 loader mount quick-attach industrial blower from Vohl Inc. in the amount of \$144,780.00 (HST included), and

That this expenditure be per 2016 Capital budget status-quo funding.

CARRIED 8-1

Councillor Doiron recorded a “nay” vote

**Moved by Councillor Terry Bernard
Seconded by Councillor Terry MacLeod**

RESOLVED:

That Council rescinds the following portion of the PW Resolution #3 of October 13, 2015:

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 | 2 units | \$64.00 | \$69.29 | \$64.29 |

Councillor Bernard advised that Label Construction initially won the contract to supply five (5) snow clearing machines however the contractor indicated that only three (3) units could be supplied.

CARRIED 9-0

**Moved by Councillor Terry Bernard
Seconded by Councillor Terry MacLeod**

RESOLVED:

That, as per the conditions of the publicly advertised quote, the following submission 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) |
|---------------------------------------|---------------------------------|------------------------------------|----------------------------------|
| Livingstone’s Bobcat Services 2 units | \$65.00 | \$100.00 | \$175.00 |

CARRIED 9-0

3. Water & Sewer Utility – Councillor Edward Rice

Councillor Ramsay, on behalf of Councillor Rice, indicated the Committee’s report was included in the weekend package.

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

Councillor Ramsay indicated his Committee’s report was included in the weekend package. He provided Council with a brief overview of the Youth Retention Advisory Board and its mandate.

5. Intergovernmental Affairs & Event Attraction – Councillor Terry Bernard

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

6. Environment & Sustainability – Councillor Robert Doiron

Councillor Doiron indicated his Committee’s report was included in the weekend package. He noted that the contract for the Energy Efficiency Project Coordinator has been extended until February 25, 2016 with funding coming from Career Development Services.

Concern was raised with respect to the condition of some bus shelters. Councillor Doiron indicated the Committee would follow-up and advise.

7. Finance, Audit & Tendering – Councillor Melissa Hilton

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

8. Human Resources, Communications & Administration – Councillor Terry MacLeod

Councillor MacLeod indicated his Committee’s report was included in the weekend package. He announced that Mike Pigott was the successful candidate for Superintendent of Water and Sewer Utility.

In response to an update request regarding other HR policies which were not included for amendment, Councillor MacLeod indicated additional policies will be reviewed at the next Committee meeting and then forwarded to Council.

**Moved by Councillor Terry MacLeod
Seconded by Deputy Mayor Mike Duffy**

RESOLVED:

That the City of Charlottetown adopt a Corporate Communications Policy and Visual Identity Policy with a Graphic Standards Guide, as per the policies and graphic standards document as attached, effective December 15, 2015.

CARRIED 9-0

**Moved by Councillor Terry MacLeod
Seconded by Deputy Mayor Mike Duffy**

RESOLVED:

That the City of Charlottetown accept the following attached policies, as amended:

- Flexible Hours of Work
- Job Evaluation Process
- Management/Non-Union Compensation
- Service Recognition Program
- Harassment in the Workplace
- Employee Assistance Program
- Respectful Workplace
- Smoking in the Workplace
- Use of City Vehicles

CARRIED 9-0

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

Deputy Mayor Duffy indicated his Committee's report was included in the weekend package. He noted that Ron Atkinson, EDO, attended and participated in numerous events recently – CMHC Industry Roundtable, the Annual APEC Conference, Trade Team PEI's Export Day and the Biz to Biz trade show. He also noted that this year's Charlottetown Christmas Parade was a great success and he congratulated Donna Hurry and the Parade Committee on a job well done.

10. 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 December is Martha Ellis. He noted that the Victoria Park Boardwalk replacement project was completed recently, on time and within budget.

11. Planning & Heritage – Councillor Greg Rivard

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

It was suggested the Planning Committee work with Parks & Rec to review the possibility of creating a template for park dedication with regard to new subdivision development. Councillor Rivard indicated the Committee would take the suggestion under consideration.

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

RESOLVED:

That the request to demolish 51 Chestnut Street (PID# 361519), 57 Chestnut Street (PID# 361527), 59 Chestnut Street (PID# 584755), 61 Chestnut Street (PID# 361535), 18

Passmore Street (PID# 361683), 26-30 Passmore Street (PID# 361675), 32 Passmore Street (PID# 361667) and 34 Passmore Street (PID# 361659) be approved.

Councillor Rivard advised Council that six of these dwellings are unoccupied and not safe for habitation. The other two units are occupied however the tenants were notified that they will need to vacate the premises within a reasonable timeframe.

CARRIED 9-0

Councillor Doiron declared a conflict of interest regarding the following resolution and left the Chambers.

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

RESOLVED:

That the request to consider an amendment to Appendix “H” – Zoning Map of the City of Charlottetown’s Zoning & Development Bylaw to rezone a portion of the property (PID # 773051) located at the intersection of the Charlottetown Perimeter Highway and Upton Road from Single Detached Residential (R-1S) to Comprehensive Development Area (CDA), and to amend Appendix “G” – Comprehensive Development Area Zoned Lands and Uses to add this property to the list and to amend Appendix “A” City of Charlottetown Official Land Use Map from Low Density Residential to Concept Planning Area with the developer entering into a Development Agreement with the City which outlines the terms and conditions of the project be approved, and

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

In response to a question raised as to what impression the local area residents have regarding the planned development, Councillor Rivard indicated that most residents just want to be ensured that the development which was proposed to them at recent public meetings will be the final development.

CARRIED 8-0

Councillor Doiron returned to the Chambers.

**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’s Zoning & Development Bylaw to rezone 21 Royalty Road (PID# 388579) from Low Density Residential Single Zone (R-2S) to Low Density Residential Zone (R-2) be approved.

CARRIED 8-1

Councillor Doiron recorded a “nay” vote

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

RESOLVED:

That the request to amend Section 4.1 of the Zoning & Development Bylaw to permit larger accessory structures and to increase the number of permitted accessory structures on lots over one (1) acre from two (2) to three (3) be approved.

CARRIED 9-0

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

RESOLVED:

That the request for a variance to increase the average front yard setback requirement from 112 ft to 150 ft to permit the construction of a new single-detached dwelling at 14 Bridle Path Lane (PID# 192872) 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 from the permitted seven (7) to nine (9) in the Heritage Inn at 12 West Street (PID# 339846) be approved.

CARRIED 9-0

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

RESOLVED:

That the request for a variance to allow for digital signage on the kiosk located on the City's right-of-way at the corner of Great George Street and Richmond Street for a period of up to one (1) year be approved.

CARRIED 9-0

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

RESOLVED:

That the request to amend the Zoning and Development Bylaw to remove Section 4.9.2 as it relates to telecommunications towers be approved.

CARRIED 8-1

Councillor Tweel recorded a "nay" vote

3rd reading of the Zoning & Development Bylaw - amend 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).

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

RESOLVED:

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

CARRIED 9-0

1st & 2nd reading of the Zoning & Development Bylaw - amend Appendix “H” – Zoning Map of the City of Charlottetown’s Zoning & Development Bylaw to rezone 21 Royalty Road (PID# 388579) from Low Density Residential Single Zone (R-2S) to Low Density Residential Zone (R-2).

**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

Councillor Doiron was in conflict and left the Chambers during the following bylaw reading.

1st & 2nd reading of the Zoning & Development Bylaw - amend Appendix “H” – Zoning Map of the City of Charlottetown’s Zoning & Development Bylaw to rezone a portion of the property (PID# 773051) located at the intersection of the Charlottetown Perimeter Highway and Upton Road from Single Detached Residential (R-1S) to Comprehensive Development Area (CDA), and to amend Appendix “G” – Comprehensive Development Area Zone Lands and Uses to add this property to the list.

**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 8-0

**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 8-0

**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 8-0

**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 8-0

Councillor Doiron returned to the Chambers.

1st & 2nd reading of the Zoning & Development Bylaw – amend the City of Charlottetown Zoning and Development Bylaw to permit larger accessory structures and to increase the number of permitted accessory structures on lots over one (1) acre from two (2) to three (3).

**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

1st & 2nd reading of the Zoning & Development Bylaw – amend the City of Charlottetown Zoning and Development Bylaw to remove Section 4.9.2 as it relates to telecommunications towers.

**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

12. New Business

**Moved by Deputy Mayor Mike Duffy
Seconded by Councillor Mitchell Tweel**

RESOLVED:

That Wayne Long be appointed as the City's representative on the Capital Area Recreation Inc. Board (CARI), effective immediately.

CARRIED 9-0

**Moved by Councillor Mitchell Tweel
Seconded by Deputy Mayor Mike Duffy**

RESOLVED:

That Brenda Porter be appointed to the Civic Board for Persons with Disabilities, as nominated by his Worship Mayor Clifford Lee, effective December 14, 2015.

CARRIED 9-0

The meeting adjourned at 8:05 PM