



**Regular Meeting of Council  
Monday, November 08, 2010 at 7:00 PM**

**Mayor Clifford Lee presiding**

**Present:**      **Deputy Mayor Stu MacFadyen**      **Councillor David MacDonald**  
                         **Councillor Kim Devine**                      **Councillor Peter McCloskey**  
                         **Councillor Rob Lantz**                         **Councillor Cecil Villard**  
                         **Councillor Melissa Hilton**                     **Councillor Mitchell Tweel**  
                         **Councillor Terry Bernard**

**Also:**            **Roy Main – Chief Administrative Officer**  
                         **Joseph Coady – Director of Public Services**  
                         **Donna Waddell – Director of Corporate Services**  
                         **Phil Handrahan – Director of Fiscal and Development Services**  
                         **Paul Johnston – Public Works Manager**  
                         **Sue Hendricken – Parks and Recreation Manager**  
                         **Dan Hughes – Human Resources Manager**  
                         **Scott Ryan – Finance Manager**  
                         **Paul Smith – Police Chief**  
                         **Randy MacDonald – Fire Chief**  
                         **Craig Walker – Utilities Manager**  
                         **Don Poole – Planning Manager**  
                         **Ron Atkinson – Economic Development Officer**  
                         **Wayne Long – Events Development Officer**  
                         **Beth Johnston – Communications Officer**  
                         **Wendy Reid – City Solicitor**  
                         **Sharon MacKinnon – City Clerk**

**Regrets:**        **Councillor Danny Redmond**

Mayor Lee called the meeting to order and welcomed everyone to the Council Chambers.

**Minutes of the previous meetings were by motion adopted:  
Regular Meeting – October 12, 2010**

**REPORTS OF COMMITTEES / RESOLUTIONS**

**1.     Human Resources & Pension – Councillor Mitchell Tweel**

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

**2.     Parking & Transit – Deputy Mayor Stu MacFadyen**

Deputy Mayor MacFadyen indicated his Committee had not met since the last Council Meeting.

Concern was reiterated regarding all-day parkers in the residential areas of Chestnut Street, Stewart Street, Passmore Street, Bayfield Street, Queen Street and Spring Park Road. Deputy Mayor MacFadyen indicated the Committee is currently reviewing this matter.

**3. Executive Policy & Event Attraction – Councillor Peter McCloskey**

Councillor McCloskey indicated his Committee had not met since the last Council Meeting. He congratulated his successor for Ward 8, Jason Coady, and thanked the electorate and Council for the past four years.

**4. Finance, Audit, Tendering & Public Property – Councillor Cecil Villard**

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

**Moved by Councillor Cecil Villard**

**Seconded by Councillor Terry Bernard**

**RESOLVED:**

That the City of Charlottetown accept the highest scored and lowest priced proposal from US Bank Canada for the City's Purchase Card Program.

**CARRIED 9-0**

**Moved by Councillor Cecil Villard**

**Seconded by Councillor Terry Bernard**

**RESOLVED:**

That the City of Charlottetown accept the highest scored and lowest priced proposal from Telus for the City's mobile phone and data services.

**CARRIED 9-0**

**Moved by Councillor Cecil Villard**

**Seconded by Councillor Terry Bernard**

**RESOLVED:**

That the Water/Sewer Utility Committee be permitted to transfer \$90,770 as per the attached documentation, within the Water/Sewer Utility 2010 Budget.

This transfer represents no overall increase in the 2010 City Budget.

**CARRIED 9-0**

**Moved by Councillor Cecil Villard**

**Seconded by Councillor Terry Bernard**

**RESOLVED:**

That the Police & Bylaw Enforcement Committee be permitted to transfer \$117,500 as per the attached documentation, within the Police & Bylaw Enforcement 2010 Budget.

This transfer represents no overall increase in the 2010 City Budget.

**CARRIED 9-0**

**Moved by Councillor Cecil Villard**  
**Seconded by Councillor Terry Bernard**

**RESOLVED:**

That the Water/Sewer Utility Committee be permitted to transfer \$561,626.67 as per the attached documentation, within the Water/Sewer Utility 2010 Capital Budget.

This transfer represents no overall increase in the 2010 Capital Budget.

**CARRIED 9-0**

**Moved by Councillor Cecil Villard**  
**Seconded by Councillor Terry Bernard**

**RESOLVED:**

That the Fire and Emergency Measures Committee be permitted to transfer \$17,000 as per the attached documentation, within the Fire and Emergency Measures 2010 Budget.

This transfer represents no overall increase in the 2010 City Budget.

**CARRIED 9-0**

**Moved by Councillor Cecil Villard**  
**Seconded by Councillor Terry Bernard**

**RESOLVED:**

That the Public Works & Street Lighting Committee be permitted to transfer \$107,505 as per the attached documentation, within the Public Works & Street Lighting 2010 Budget.

This transfer represents no overall increase in the 2010 City Budget.

**CARRIED 9-0**

**3<sup>rd</sup> reading of the “2010 Borrowing Bylaw”**

To introduce a 2010 Borrowing Bylaw for the borrowing for certain capital and operating expenditures.

**Moved by Councillor Cecil Villard**  
**Seconded by Councillor Terry Bernard**

**RESOLVED:**

That the “2010 Borrowing Bylaw” be read a third time and that the said Bylaw do now pass.

**CARRIED 9-0**

**5. Urban Beautification & Forestry – Councillor Kim Devine**

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

It was suggested again that there be neighbourhood meetings regarding the process and clarification of tree removal/replacement on public and private property. Councillor Devine indicated she would forward the matter to the Committee.

**6. Fire & Emergency Measures – Councillor Melissa Hilton**

Councillor Hilton indicated her Committee had not met since the last Council Meeting. She advised that District Fire Chief Noel Palmer has tendered his resignation effective January 11, 2011.

**7. Parks, Recreation & Leisure Activities – Deputy Mayor Stu MacFadyen**

Deputy Mayor MacFadyen indicated his Committee had not met since the last Council Meeting. He invited everyone to attend the Jingle Bell Walk and Tree Lighting Event on December 3<sup>rd</sup> at the West Royalty Community Centre. The Volunteer of the Month Award for November was presented to Brian Reid of the East Royalty Lions Club.

**8. Police & Bylaw Enforcement – Councillor Rob Lantz**

Councillor Lantz indicated his Committee's report was included in the weekend package. He reported tips received by Crime Stoppers PEI have tripled (200% increase) for 2010 from 2009 and believes the increase is due to the popularity of the Charlottetown Police Services website.

In response to questions concerning a preliminary review related to redundant stop signs, Councillor Lantz indicated Charlottetown Police Services uses the *Manual of Uniform Traffic Control Devices for Canada* which provides the standard for the application of regulatory signs. He further noted residents of areas that are affected would be informed of changes; however additional concerns should be forwarded to the Committee for review and consideration.

It was suggested that for any large events (eg. PEI Marathon) resulting in street closures, residents and the general public need to be better informed on which streets will be closed and alternate routes they can use. Councillor Lantz indicated the Committee would review this matter.

**1<sup>st</sup> and 2<sup>nd</sup> readings of the "Dog Control Bylaw"**

To amend the "Dog Control Bylaw" to better define Section 1.11 "Kennel" and in keeping with similar definition in Zoning and Development Bylaw, as follows:

"Kennel" means a Building or Structure where dog(s) are kept for commercial breeding or showing, or for commercial boarding with or without veterinary care;

It was requested the Bylaw receive 1<sup>st</sup> reading only to allow for discussion at a later date.

**Moved by Councillor Rob Lantz**

**Seconded by Deputy Mayor Stu MacFadyen**

**RESOLVED:**

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

**CARRIED 9-0**

**9. Public Works & Street Lighting – Councillor Terry Bernard**

Councillor Bernard indicated his Committee had not met since the last Council Meeting. He provided a summary of the upgrades to University Avenue this past summer.

Concern was raised with regard to the lack of Public Works staff on weekend duty during forecasted weather incidents (eg. potential flooding in certain areas of the City). Councillor Bernard indicated the Committee would follow up and advise.

**Moved by Councillor Terry Bernard**  
**Seconded by Councillor Cecil Villard**

**RESOLVED:**

That the City of Charlottetown accept the submission of Larochele Equipment in respect to the tender for "Plow Gear" at the price of \$156,564.85 (all taxes extra).

**CARRIED 9-0**

**Moved by Councillor Terry Bernard**  
**Seconded by Deputy Mayor Stu MacFadyen**

**RESOLVED:**

That, per the publicly advertised quote for "Building Demolition" at 9 McKinnon Road, the low submission of Label Construction & Sanitation in the amount of \$7,646.00 (all taxes extra) be accepted.

**CARRIED 9-0**

**10. Integrated Community Sustainability – Councillor Rob Lantz**

Councillor Lantz indicated his Committee's summary was forwarded by email to Council members the latter part of the previous week.

**11. Water & Sewer Utility – Councillor Danny Redmond**

Councillor Tweel, on behalf of Councillor Redmond, indicated the Committee's report was included in the weekend package.

**Moved by Councillor Mitchell Tweel**  
**Seconded by Councillor Cecil Villard**

**RESOLVED:**

That Island Coastal Services Ltd be awarded the Atlantic Road Sewer Replacement tender in the amount of \$75,632.34 GST included.

Further that engineering and contingency costs estimated at \$10,000 (GST extra) for this project be accepted.

Further that the required funds will be reallocated and expensed from within the approved 2010 Utility Capital Budget.

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

In response to questions regarding the timing of the project, it was noted the work is scheduled for this year to avoid any further issue of sewer backups in the area.

**CARRIED 9-0**

**12. Planning/Heritage & Arts/Culture – Councillor Kim Devine**

Councillor Devine indicated her Committee's report was included in the weekend package. She expressed appreciation for having the opportunity to represent Ward 1 and to work with Council and City staff during her two terms.

**Moved by Councillor Kim Devine**  
**Seconded by Councillor Peter McCloskey**

**RESOLVED:**

That the request to proceed to the public consultation phase to consider an amendment to Appendix "A" – Future Land Use Map of the Official Plan from Open Space to Commercial and to amend Appendix "H" – Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone a portion of open space property adjacent to PID# 404731, 1 Lower Malpeque Road, from Open Space (OS) Zone to Highway Commercial (C-2) Zone be approved.

**CARRIED 9-0**

**Moved by Councillor Kim Devine**  
**Seconded by Councillor Rob Lantz**

**RESOLVED:**

That the request to proceed to the public consultation phase to consider an amendment to Appendix "H" – Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone the property located at 51-73 Watts Avenue (South Mall) PID# 469726 from Heavy Industrial (M-2) Zone to Business Park Industrial (M-2) Zone be approved.

**CARRIED 9-0**

**Moved by Councillor David MacDonald**  
**Seconded by Councillor Kim Devine**

**RESOLVED:**

That Council rescind the following resolution approved November 08, 2010 due to typographical error:

That the request to proceed to the public consultation phase to consider an amendment to Appendix "H" – Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone the property located at 51-73 Watts Avenue (South Mall) PID# 469726 from Heavy Industrial (M-2) Zone to Business Park Industrial (M-2) Zone be approved.

**CARRIED 9-0**

**Moved by Councillor Kim Devine**  
**Seconded by Councillor Rob Lantz**

**RESOLVED:**

That the request to proceed to the public consultation phase to consider an amendment to Appendix "H" – Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone the property located at 51-73 Watts Avenue (South Mall) PID# 469726 from Heavy Industrial (M-2) Zone to Business Park Industrial (M-3) Zone be approved.

**CARRIED 9-0**

Moved by Councillor Kim Devine  
Seconded by Councillor Rob Lantz

**RESOLVED:**

That the request for a variance to the lot area requirement from 6,996 sq ft to 1,430 sq ft at 15 Pownal Street (PID# 335562) to permit the construction of a fire escape and deck to the second and third storey of the existing building at 11 Pownal Street (PID#335554) be approved.

**CARRIED 9-0**

Moved by Councillor Kim Devine  
Seconded by Councillor Rob Lantz

**RESOLVED:**

That the application to remove the existing detached three car garage and rebuild to the same design at 18-22 Water Street, PID#335067, as presented to Heritage Board, be approved.

**CARRIED 9-0**

Councillor Devine renewed the Notice of Motion to amend the Building Code Bylaw.

**13. Economic Development & Tourism – Councillor David MacDonald**

Councillor MacDonald indicated his Committee had not met since the last Council Meeting. He reported that *ReNew Canada* magazine placed Charlottetown fourth on its list of 'Best Places to Invest in Canada'.

**14. New Business**

There was no new business.

Mayor Lee congratulated Members of Council who were re-elected during the recent municipal election. He thanked Councillor Devine and Councillor McCloskey for their contributions to the City of Charlottetown.

**The meeting adjourned at 7:55 PM**