



**Regular Meeting of Council
Monday, March 11, 2019 at 7:00 PM
Council Chambers, City Hall, 199 Queen Street**

Mayor Philip Brown Presiding

Present: **Deputy Mayor Jason Coady** **Councillor Mike Duffy**
 Councillor Kevin Ramsay **Councillor Terry Bernard**
 Councillor Terry MacLeod **Councillor Julie McCabe**
 Councillor Bob Doiron **Councillor Greg Rivard**
 Councillor Alanna Jankov

Also: **Peter Kelly, CAO** **Randy MacDonald, FC**
 Brad MacConnell, DPC **Alex Forbes, PM**
 Frank Quinn, PRM **Scott Adams, PWM**
 Paul Johnston, IAMM **Richard MacEwen, UM**
 Wayne Long, EDO **Ron Atkinson, EconDo**
 Bethany Kauzlarick, HRM **Laurel Lea, TO**
 Ramona Doyle, SO **Stephen Wedlock, AC**
 Jen Gaven, CO **Steven Forbes, CS**
 Tracey McLean, RMC

Regrets: **Councillor Mitchell Tweel**

The Mayor announced to Council, staff, media and members of the public that March is National Kidney Month and that Epilepsy Awareness Day (Purple Day) is March 26 and he expanded on the details regarding both causes.

Due to a disturbance beyond the bar of the Council Chambers, it was moved by Councillor Ramsay and seconded by Councillor Rivard to break for a short recess. Carried.

Moved by Councillor Jankov and seconded by Councillor Duffy that the meeting resume. Carried.

1. Call to Order

Mayor Brown called the meeting to order at 7:30 PM

2. Declarations of Conflict of Interest

No conflicts were declared.

3. Approval of Agenda

Councillor Bernard requested that the New Business resolution regarding an organizational review and audit of the City's Finance Department be removed from the agenda as this item was never discussed at a Finance Committee meeting or followed proper procedure and should be sent back to the Finance Committee for further discussion.

Moved by Councillor Bernard and seconded by Councillor Rivard that the New Business

resolution be removed from the agenda. Carried 6-3 with Deputy Mayor Coady, Councillor Doiron and Councillor McCabe opposed. Moved and seconded to approve the amended agenda. Carried 6-3 with Deputy Mayor Coady, Councillor Doiron and Councillor McCabe opposed.

4. Adoption of Previous Draft Minutes

Moved by Deputy Mayor Coady and Seconded by Councillor Rivard that the draft minutes of the previous meetings now be adopted. Carried.

- Regular Meeting – February 11, 2019
- Special Meetings – February 11, 28 and March 6, 2019

5. Business Arising out of the Minutes

No business arose from the minutes.

6. REPORTS OF COMMITTEES / RESOLUTIONS

6.1 Planning & Heritage – Coun. Greg Rivard, Chair

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

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

RESOLVED:

That the City of Charlottetown cease utilizing the Canadian Radio Information Network Service (CRINS) to process telecommunication tower applications, be approved. Moreover, the Mayor and the CAO of the City be authorized to write to CRINS thanking them for their service to date and indicating that their services will no longer be required.

And further, that the City adopt the FCM telecommunication tower protocol as attached, be approved.

CARRIED 9-0

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

RESOLVED:

That the request to:

1. Amend Appendix "A" – Future Land Use Map of the Official Plan from Concept Planning Area to Commercial; and
2. Amend Appendix "G" – Zoning Map of the Zoning & Development Bylaw from Comprehensive Development Area (CDA) Zone to the Highway Commercial (C-2) Zone, for the property at 197 Minna Jane Drive (PID #469841), be approved to proceed to public consultation.

CARRIED 9-0

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

RESOLVED

That the request to:

1. Amend Appendix "A" – Future Land Use Map of the Official Plan from Low Density Residential to Medium Density Residential; and
2. Amend Appendix "G" – Zoning Map of the Zoning & Development Bylaw from Single Density Residential (R-1L) Zone to the Medium Density Residential (R-3) Zone; for the property at 88 Brackley Point Road (PID #396770), be approved to proceed to public consultation.

CARRIED 9-0

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

RESOLVED

That the request for a temporary structure variance to locate a container on the vacant property located at 215 Queen Street (PID# 343582) to be used as a commercial building for food preparation and service to operate for one (1) year, be approved, subject to the design of the structure to meet the satisfaction of the Development Officer.

CARRIED 9-0

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

RESOLVED

That the request to obtain a site specific exemption in the Downtown Core (DC) Zone of the Zoning & Development By-law as it pertains to 183 Great George Street (PID #344044) in order to:

1. Allow the sale of alcohol within in a mobile canteen which is contrary to the definition of a mobile canteen in the Zoning & Development By-law (2018-11.009);
2. Allow the mobile canteen to operate from April 1 to October 31 annually which is contrary to Section 5.11.2 of the Zoning & Development By-law (2018-11.009); and
3. Utilize a container to contain washroom facilities which is contrary to Section 5.2.2 of the Zoning & Development By-law (2018-11.009), be approved to proceed to public consultation.

The site specific exemption also includes the following two (2) variances:

1. Increase the maximum height for a fence in the front yard (i.e., front property line) from 3.3 ft as permitted in Section 4.4.2.a. of Zoning & Development By-law (2018-11.009) to approximately 6.5 ft; and

2. Increase the maximum front yard setback for a building in the Downtown Core (DC) Zone from 3.3 ft as permitted in Section 31.2.2 of Zoning & Development By-law (2018-11.009) to approximately 52.5 ft.

CARRIED 8-1
Councillor MacLeod opposed

Moved by Councillor Greg Rivard
Seconded by Councillor Alanna Jankov

RESOLVED

That the amendments to the Zoning and Development Bylaw (Bylaw 2018-11) pertaining to Housing Transitional Facility, Site regulations for Lodging Houses, Group Homes, Site Landscaping Requirements, Undersized Lot Regulations, Asphalt, Aggregate & Concrete Plant and General Housekeeping amendments, be approved to proceed to public consultation.

CARRIED 7-2
Deputy Mayor Coady and Councillor Doiron opposed

Moved by Councillor Greg Rivard
Seconded by Deputy Mayor Jason Coady

RESOLVED

That the proposal to create and implement the Secondary and Garden Suite Registry Bylaw to create and make available to the public a registry of all approved Secondary and Garden Suite(s) as per the previous Affordable Housing Amendment requirements, be approved to proceed to public consultation.

CARRIED 9-0

2nd reading of the Zoning & Development Bylaw — To adopt Bylaw 2018-11-011, a Bylaw to amend the Zoning & Development Bylaw, to amend sections of the Zoning & Development Bylaw (Bylaw 2018-11) **relating to Design Review, Home Occupations, Parking, Marijuana Production Facility and Temporary Use Variances.**

Moved by Councillor Greg Rivard
Seconded by Deputy Mayor Jason Coady

RESOLVED:

That this bylaw (2018-11-011), a bylaw to amend the Zoning & Development Bylaw, was read and approved a first time on February 11, 2019 and that the Bylaw (2018-11-011) be hereby read a second time and formally adopted.

CARRIED 9-0

2nd reading of the Zoning & Development Bylaw - To adopt Bylaw 2018-11-010, A Bylaw to amend the Zoning & Development Bylaw, to rezone the property at **562 Malpeque Road (PID #145797)** and adjacent vacant parcel (PID #145789) from Single-Detached Residential (R1-L) to Medium Density Residential (R-3) Zone.

**Moved by Councillor Greg Rivard
Seconded by Councillor Alanna Jankov**

RESOLVED:

That this bylaw (2018-11-010), a bylaw to amend the Zoning & Development Bylaw, was read and approved a first time on February 11, 2019 and that the Bylaw (2018-11-010) be hereby read a second time and formally adopted.

**CARRIED 7-2
Deputy Mayor Coady and Councillor Doiron opposed**

2nd reading of the Heritage Preservation Bylaw - To adopt Bylaw 2018-07-001, a bylaw to amend the Heritage Preservation Bylaw, to **rename the Heritage Preservation Bylaw**, Bylaw #2018-07 to PH-HP.1

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

RESOLVED:

That this bylaw (2018-07-001), a bylaw to amend the Heritage Preservation Bylaw, was read and approved a first time on February 11, 2019 and that the Bylaw (2018-07-001) be hereby read a second time and formally adopted.

CARRIED 9-0

2nd reading of the Building Code Bylaw - To adopt Bylaw 2018-12-001, a bylaw to amend the Building Code Bylaw, to **rename the Building Code Bylaw**, Bylaw #2018-12 to PH-BC.2

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

RESOLVED:

That this bylaw (2018-12-001), a bylaw to amend Building Code Bylaw, was read and approved a first time on February 11, 2019 and that the Bylaw (2018-12-001) be hereby read a second time and formally adopted.

CARRIED 9-0

2nd reading of the Zoning & Development Bylaw - To adopt Bylaw 2018-11-013, a Bylaw to amend the Zoning & Development Bylaw, to **rename the Zoning & Development Bylaw** (Bylaw 2018-11) to PH-ZD.2.

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

RESOLVED:

That this bylaw (2018-11-013), a bylaw to amend Building Code Bylaw, was read and approved a first time on February 11, 2019 and that the Bylaw (2018-11-013) be hereby read a second time and formally adopted.

CARRIED 9-0

2nd reading of the Zoning & Development Bylaw - To adopt Bylaw 2018-11-012, a Bylaw to amend the Zoning & Development Bylaw, to amend sections of the Zoning & Development Bylaw (Bylaw 2018-11) **relating to Affordable Housing.**

Moved by Councillor Greg Rivard
Seconded by Deputy Mayor Jason Coady

RESOLVED:

That this bylaw (2018-11-012), a bylaw to amend the Zoning & Development Bylaw, was read and approved a first time on February 11, 2019 and that the Bylaw (2018-11-012) be hereby read a second time and formally adopted.

CARRIED 9-0

6.2 Public Works & Urban Beautification – Coun. Mike Duffy, Chair

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

6.3 Economic Development, Tourism, Arts & Culture – Coun. Kevin Ramsay, Chair

Councillor Ramsay indicated his Committee's report was included in the weekend package. He reported that the World Under-17 Hockey Challenge is headed to Prince Edward Island when Charlottetown and Summerside co-host the tournament Oct. 31-Nov. 7, 2020; with funding from the provincial government, 200 new jobs will be created at Invesco in Charlottetown and he wished Laurel Lea, Tourism Office, good luck as a nominee for the Rising Star of the Year Award at the upcoming Canadian Sport Tourism Alliance (CSTA) PRESTIGE Awards in Ottawa. It was also noted that the federal government will be contributing \$37.5 million to BioVectra Inc. to allow expansion of its operations; creating at least 40 new jobs at the company's Charlottetown location.

Moved by Councillor Kevin Ramsay
Seconded by Councillor Terry MacLeod

RESOLVED:

That the City of Charlottetown enter into the attached agreement with Tree Canada to host the 2020 Canadian Urban Forestry Conference,

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

CARRIED 9-0

6.4 Environment & Sustainability – Coun. Terry MacLeod, Chair

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

It was suggested that contact information for the Provincial Fish and Wildlife department be posted on the City's website to help direct residents who have issues with coyotes. Councillor MacLeod took this under advisement.

6.5 Strategic Priorities & Intergovernmental Cooperation - Coun. Alanna Jankov

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

6.6 Finance, Audit & Tendering – Coun. Terry Bernard, Chair

Councillor Bernard indicated his Committee's report was included in the weekend package. He thanked the CAO, Finance department and staff for their work on the Capital budget which was passed on March 6 and noted that the date to approve the Operational budget has not been set but sufficient notice will be given when the date is chosen.

**Moved by Councillor Bob Doiron
Seconded by Councillor Terry Bernard**

RESOLVED:

That the City of Charlottetown enter into a purchase and sale agreement with Techno Feu Inc. for the purchase of One (1) New Custom Triple Combination Fire Engine in the amount of \$971,475.58 (applicable taxes included).

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

CARRIED 9-0

6.7 Human Resources, Communications & Admin – Coun. Julie McCabe, Chair

Councillor McCabe indicated her Committee's report was included in the weekend package. She congratulated Bethany Kauzlarick on her recent appointment as HR Manager.

Councillor Duffy left the Chambers prior to the following resolution.

**Moved by Councillor Julie McCabe
Seconded by Councillor Bob Doiron**

RESOLVED:

That the City of Charlottetown accept the amendments to the Corporate Communications Policy, as per the attached document, effective December 14, 2015 and amended March 11, 2019.

CARRIED 8-0

Councillor Duffy returned to the Chambers.

6.8 Parks, Recreation & Leisure Activities – Coun. Mitchell Tweel, Chair

Councillor Bernard, on behalf of Councillor Tweel, indicated the Committee's report was included in the weekend package. Volunteer of the Month for March is Mark Victor.

6.9 Protective & Emergency Services – Coun. Bob Doiron, Chair

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

6.10 Water & Sewer Utility – Deputy Mayor Jason Coady, Chair

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

6.11 Council Advisory Board – Coun. Terry MacLeod, Chair

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

It was suggested that the first reading of the Procedural Bylaw be deferred as some areas of the bylaw need to be further reviewed. Council was in agreement to defer.

6.12 New Business

There was no New Business.

7. Adjournment

Moved by Councillor MacLeod and Seconded by Councillor Jankov that the meeting be adjourned. Carried.

The meeting concluded at 8:30 PM