



**Regular Meeting of Council
Monday, December 9, 2019 at 5:00 PM
Council Chambers, City Hall, 199 Queen Street**

Mayor Philip Brown Presiding

Present: Deputy Mayor Jason Coady
Councillor Greg Rivard
Councillor Kevin Ramsay
Councillor Bob Doiron
Councillor Mitchell Tweel

Councillor Mike Duffy
Councillor Julie McCabe
Councillor Alanna Jankov
Councillor Terry MacLeod
Councillor Terry Bernard

Also: Peter Kelly, CAO
Brad MacConnell, DPC
Frank Quinn, PRM
Scott Adams, PWM
Mark Lanigan, FM
Ron Atkinson, EconDO
Karen Campbell, CS
Tracey McLean, RMC

Randy MacDonald, FC
Alex Forbes, PM
Richard MacEwen, UM
Paul Johnston, IAMM
John Mooy, AHRM
Ronnie McPhee, CLO
Jennifer Gavin, CO

Regrets: Ramona Doyle, SM
Laurel Lea, TO

Wayne Long, EDO

Mayor Brown took a few moments to identify several multicultural holidays, traditional events and ceremonies that take place during December and wished all a happy holiday.

Councillor Tweel recognized and thanked Sylvia Dauphinee, Charlottetown resident, for her tireless voluntary efforts in cleaning litter from the streets of the city; she was then presented with a bouquet of flowers in appreciation.

1. Call to Order

Mayor Brown called the meeting to order.

2. Declarations of Conflict of Interest

No conflicts were declared.

3. Approval of Agenda

It was requested that Strategic Planning & Intergovernmental Cooperation report be moved to the last of the Committee reports and that Environment & Sustainability and New Business resolutions be added. Moved by Councillor Jankov and seconded by Councillor Ramsay to approve the agenda as amended. Carried.

4. Adoption of Previous Draft Minutes

Moved by Councillor Ramsay and seconded by Councillor MacLeod that the draft minutes of the previous open meetings now be adopted. Carried.

- Regular Meeting - November 12, 2019
- Special Meetings (open) – November 14, 18, 25 & December 2, 2019
- Planning Public Meeting – November 27, 2019

5. Business Arising out of the Minutes

No business arose.

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 request to direct staff to issue a statement of concurrence to Industry Canada in relation to the proposed Antenna System (Eastlink Tower) at 162 Sherwood Road (PID #823120), be approved.

In response to a question raised, Councillor Rivard confirmed that even if Council rejected the application, Industry Canada has the authority to proceed with the installation of an antenna system without the City's approval.

**CARRIED 9-1
Councillor Doiron opposed**

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

RESOLVED:

That pursuant to By-law 2018-12 (Building Code By-law), the City of Charlottetown hereby appoints Shane Jones as a Building Inspector to undertake inspections and approvals of single detached dwellings and accessory buildings,

And that this designation of authority shall cease if the job duties of this employee no longer requires the designation, if the employee terminates employment with the City of Charlottetown or upon further written notice.

CARRIED 10-0

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

RESOLVED:

That the request to extend a legal non-conforming use (i.e., allow the existing Eating & Drinking Establishment to obtain a liquor license) at 35 Prince Street (PID #337089), be rejected.

CARRIED 10-0

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

RESOLVED:

That the request to reduce the required lot frontage from 65.5 ft. to approximately 44.5 ft. in order to convert the existing legal non-conforming 4-unit apartment dwelling into a 5-unit apartment dwelling located at 165 Dorchester Street (PID #338400), be approved.

CARRIED 10-0

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

RESOLVED:

That the request to reconsider Council's September 09, 2019 decision pertaining to 38 Palmers Lane (PID #275156), NOT be reconsidered.

It was noted that local area residents continue to have concerns with respect to the size of the development therefore a request for reconsideration was initiated. Councillor Rivard indicated that there was nothing provided to Planning staff that made them feel that Council's decision, in any capacity, was incorrect based on the information.

CARRIED 7-3

Deputy Mayor Coady, Councillors Doiron and Tweel opposed

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

RESOLVED:

That the request to:

- Amend an existing development concept plan and development agreement in the CDA Zone from two (2) buildings with 88 units in total to one (1) building with 88 units; and
- Increase the height from 50 ft. to 62 ft.,

for Lot 2014-6 Towers Road (PID# 1076728), be approved, subject to design review for the portion of the building with affordable housing and the signing of the amended development agreement.

A question was raised regarding the elimination of underground parking. Councillor Rivard indicated that the developer chose to add 28 affordable housing units as opposed to going with underground parking.

**CARRIED 9-1
Councillor Doiron opposed**

1ST reading of the Zoning & Development Bylaw - To adopt Bylaw **PH-ZD.2-022**, A Bylaw to "Amend an existing development concept plan and development agreement in the CDA Zone from two (2) buildings with eighty eight (88) units in total to one building with eighty eight (88) units and increase the height from 50 ft. to 62 ft. for Lot 2014-6 Towers Road (PID# 1076728).

Moved by Councillor Greg Rivard
Seconded by Deputy Mayor Jason Coady

RESOLVED:

That the bylaw to amend the City of Charlottetown Zoning and Development Bylaw (PH-ZD.2-022) be read a first time.

CARRIED 10-0

Moved by Councillor Greg Rivard
Seconded by Councillor Julie McCabe

RESOLVED:

That City of Charlottetown Zoning and Development Bylaw (PH-ZD.2-022) be approved and it be read a second time at the next Regular Meeting of Council.

CARRIED 10-0

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

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

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

Councillor Duffy indicated his Committee's report was included in the weekend package. He reported that as a pilot project regarding traffic flow, a 3-way stop will be put in place at Brighton Road and North River Road and the stop signs will be removed from Sandstone Road at Thompson Drive.

It was noted that Beach Grove Road, from Maypoint Road heading towards Beach Grove Home, was not on the list for new sidewalks. It was requested that the department reconsider and add this particular section.

Moved by Councillor Mike Duffy
Seconded by Councillor Terry Bernard

RESOLVED:

That the City enter in to a two (2) year lease extension agreement, with the option of a 1-year extension, with Cape D'Or Holdings Limited for the property at 68 Kensington Rd in the amount of \$37,200.00/year (plus applicable taxes),

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

CARRIED 10-0

6.4 Economic Dev., Tourism & Event Management – Coun. Kevin Ramsay, Chair

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

6.5 Environment & Sustainability – Coun. Terry MacLeod, Chair

Councillor MacLeod indicated his Committee's report was included in the weekend package. He reported that the City has launched a campaign entitled "Bring It Charlottetown", to encourage residents to reduce their use of single-use plastics. Individuals can choose from a number of reusable items provided by the City (free of charge), make a pledge to Bring It with them and use it instead of single-use disposable versions of the same items.

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

RESOLVED:

That the City of Charlottetown withdraw the existing application to the Investing in Canada Infrastructure Program to purchase two mini transit buses at a total project cost of \$237,000 (HST included) and submit an application to purchase two mini transit buses at a total project cost of \$472,500 (HST included) to allow for a superior transit buses that offer greater accessibility for transit riders and that include electronic fare boxes for improving ridership data,

And that the City's contribution to this project be adjusted from \$45,000 (HST included) to \$90,000 (HST included),

And further that the City's contribution is equivalent to 19% of the total project costs with federal, provincial and municipal funding partners covering the remaining costs;

Be it Further Resolved that the City's contribution to this project be changed from the 2019-2020 Capital Budget to the 2020-2021 Capital Budget.

CARRIED 10-0

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

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

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

RESOLVED:

That the following 5-year Capital Investment Plan for expenditure of the 2019-20 through 2023-24 Gas Tax Direct Allocation funds be approved.

Gas Tax Funding

Year	2019-20	2020-21	2021-22	2022-23	2023-24	Total
Allocation (2019-2024)	\$3,301,715.31	\$3,301,715.31	\$3,489,829.10	\$3,489,829.10	\$3,676,219.03	\$17,259,307.85
Top-Up	\$3,301,715.32					\$3,301,715.32
Carryover (2014-2019)	\$2,879,677.56					\$2,879,677.56
TOTALS	\$9,483,108.19	\$3,301,715.31	\$3,489,829.10	\$3,489,829.10	\$3,676,219.03	\$23,440,700.73

Gas Tax Expenditure Plan

Project #	Capital Investment Projects	2019-20	2020-21	2021-22	2022-23	2023-24	Allocated
4.5.3	Street Resurfacing	\$2,500,000.00	\$2,540,000.00	\$2,550,000.00	\$2,550,000.00	\$2,550,000.00	\$12,690,000.00
	Street Rehabilitation	\$500,000.00	\$1,875,000.00	\$1,875,000.00	\$1,875,000.00	\$1,875,000.00	\$8,000,000.00
4.5.6	W&S Master Plans	\$250,000.00	\$-	\$-	\$-	\$-	\$250,000.00
4.5.7	Wastewater Liftstation Upgrades	\$500,000.00	\$500,000.00	\$500,000.00	\$500,000.00	\$500,700.73	\$2,500,700.73
	TOTALS	\$3,750,000.00	\$4,915,000.00	\$4,925,000.00	\$4,925,000.00	\$4,925,700.73	\$23,440,700.73

Total Available to Spend	\$23,440,700.73
Total Allocated	\$23,440,700.73
Total remaining to be allocated	\$0.00

CARRIED 9-1
Councillor Doiron opposed

Moved by Councillor Terry Bernard
Seconded by Councillor Greg Rivard

RESOLVED:

Whereas the City of Charlottetown is a partner in the Bell Aliant Centre previously called the CARI complex; and

Whereas the CARI board is looking to standardize the wording of the partnership agreement between City of Charlottetown, UPEI, Town of Stratford and CARI; and

Whereas the CARI board has requested an amendment to the existing clause V (b) – Reporting requirements – “Upon completion of the construction of the facility, CARI will provide operational reports on a bi monthly basis.”

BE IT RESOLVED THAT the partnership agreement clause V (b) – Reporting requirements be amended to read as “Upon completion of the construction of the facility, CARI will provide, on a monthly basis, standard accepted financial statements on the operation of the facility as well as annual audited statements within 120 days of the CARI year end.”

CARRIED 10-0

- 6.7 Human Resources, Communications & Admin – Coun. Julie McCabe, Chair**
Councillor McCabe indicated her Committee's report was included in the weekend package.

Moved by Councillor Julie McCabe
Seconded by Councillor Alanna Jankov

RESOLVED:

That as per the conditions of the public Request for Quotations for "Upgrade Network Cabling at Charlottetown Police Services" the submission of Hansen Electric in the amount of \$38,755.00 (all taxes included) be accepted,

And this amount be expensed to the 2019-20 Information Technology Capital Budget,

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

CARRIED 10-0

- 6.8 Parks, Recreation & Leisure Activities – Coun. Mitchell Tweel, Chair**
Councillor Tweel indicated his Committee's report was included in the weekend package. Volunteer of the Month for December is Tara Wheeler.

In response to a question raised regarding outdoor rinks, Councillor Tweel indicated the topic will be taken back to Committee for discussion.

- 6.9 Protective & Emergency Services – Coun. Bob Doiron, Chair**
Councillor Doiron indicated his Committee's report was included in the weekend package.

- 6.10 Council Advisory Committee – Coun. Terry MacLeod, Chair**
Councillor MacLeod indicated his Committee's report was included in the weekend package.

- 6.11 New Business**

Moved by Councillor Mitchell Tweel
Seconded by Councillor Bob Doiron

RESOLVED:

Whereas, there is continuing concern of the existence of individuals conducting illegal activities such as the selling of drugs from their residence; and

Whereas, there is a need to hold these individuals and the property owners accountable so to ensure the health and safety of all residents of the City of Charlottetown are protected, in particular our youth; and

Whereas, Prince Edward Island is one of two Provinces that have not yet enacted civil forfeiture statutes;

Therefore Be it Resolved, that City Council support the creation of a Provincial Civil Forfeiture Law as a means for government to seize criminals' property and fight organized crime;

And Further that the City write Premier Dennis King to ask his Government to create such legislation.

It was strongly recommended that the matter be brought to the Protective and Emergency Services Committee for a thorough discussion.

CARRIED 10-0

6.12 Strategic Priorities & Intergovernmental Cooperation - Coun. Alanna Jankov
Councillor Jankov indicated that her Committee's report was included in the weekend package. Councillor Jankov recited, in her own words, a version of Twas the Night before Christmas

6.13 Move into a Closed Session

As it was not necessary at this time, the consensus of Council was not to move into a Closed Session.

7. Adjournment

Moved by Councillor Ramsay and seconded by Councillor Duffy to adjourn the meeting.
Carried.

The meeting concluded at 6:45 PM