

**Town of Kensington
Minutes of Regular Council Meeting
Monday, August 13, 2018
7:00 PM**

Council Members Present: Mayor Rowan Caseley; Councillors: Deputy Mayor Mann, Mill, Doucette, Pickering and Spencer.

Staff Members Present: Chief Administrative Officer, Geoff Baker; Deputy Administrator, Wendy MacKinnon; Administrative Assistant, Kim Caseley; Police Chief, Lewie Sutherland

Regrets: Councillor MacLean

Visitors: Colin MacLean – Journal Pioneer

1. Calling of Meeting to Order

1.1 Mayor Caseley called the meeting to order at 7:00 PM and welcomed Council members, staff and visitors.

2. Approval of Tentative Agenda

2.1 *Moved by Councillor Doucette, seconded by Councillor Spencer to approve the tentative agenda for the August 13, 2018 regular meeting of Town Council. Unanimously carried.*

3. Declaration of Conflict of Interest

3.1 Mayor Caseley discussed that members of Town Council or staff who believe they may have a conflict of interest on any matter that will be discussed at this meeting should declare that potential conflict at this time, withdraw at the time of discussion and vacate the Council Chambers during deliberation and decision.

4. Delegations / Presentations

4.1 *Nil*

5. Approval of Minutes of Previous Meeting

5.1 *Moved by Councillor Spencer, seconded by Councillor Doucette to approve the minutes from the July 9, 2018 regular meeting of Town Council. Unanimously carried.*

6. Business Arising from Minutes

6.1 July 9, 2018 Regular Council Meeting – *Nil*

7. Reports

7.1 CAO's Report

7.1.1 *Moved by Councillor Mill, seconded by Councillor Pickering to adopt the August 2018 CAO's Report as prepared by CAO, Geoff Baker. Unanimously carried.*

7.1.2 Councillor Spencer requested that the Town look into the recent Bylaw implemented by the City of Moncton regulating the maximum length of grass permitted.

7.1.3 Councillor Spencer inquired if the Department of Transportation had any further updates on repairing the timing issue with the intersection lights. Chief Sutherland commented that the Department of Transportation are well aware of the Town's concern and have committed to working on a solution.

7.2 Fire Department Statistical Report

7.2.1 *Moved by Councillor Pickering, seconded by Councillor Doucette to approve the June 2018 Fire Statistical report as prepared by Deputy Fire Chief, Rodney Hickey. Unanimously carried.*

7.3 Police Department Statistical Report

7.3.1 *Moved by Councillor Spencer, seconded by Councillor Pickering to approve the June 2018 Police Statistical Report as prepared by Chief Sutherland. Unanimously carried.*

7.3.2 Chief Sutherland noted that the fountain at the Alysha Toombs Memorial Park has been installed and 4 new park benches were purchased for the park through donations received.

Chief Sutherland excused himself from the Council Chamber.

7.4 Development Permit Summary Report

7.4.1 *Moved by Councillor Spencer, seconded by Councillor Doucette to approve the Development Permit Summary Report for the month of August 2018. Unanimously carried.*

7.5 Bills List

7.5.1 *Moved by Deputy Mayor Mann, seconded by Councillor Pickering to approve the June 2018 Bills in the amount of \$149,997.16. Unanimously carried.*

7.6 Summary Income Statement

7.6.1 *Moved by Deputy Mayor Mann, seconded by Councillor Pickering to approve the Summary Income Statement for the month of June 2018. Unanimously*

carried.

7.7 Credit Union Centre Report

7.7.1 *Moved by Councillor Pickering, seconded by Councillor Doucette to approve the Credit Union Centre report for the month of June 2018. Unanimously carried.*

7.8 Mayor's Report

7.8.1 *Moved by Councillor Doucette, seconded by Councillor Spencer to approve the Mayors report for the month of August 2018 as presented by Mayor Caseley. Unanimously carried.*

7.9 Federation of PEI Municipalities and Kensington Area Chamber of Commerce (KACC) Report

7.9.1 The KACC Annual Golf Tournament will be held on September 20, 2018.

Moved by Councillor Pickering, seconded by Councillor Mill to enter a team in the KACC Annual Golf Tournament and the Harvest Festival Annual Golf Tournament. Unanimously carried.

8. New Business

8.1 Request for Decisions

8.1.1 Annexation of PID 77503 & 44985

8.1.1.1 *Moved by Councillor Doucette, seconded by Councillor Spencer*

BE IT RESOLVED THAT the May 2018 resolution directing the CAO to make application to the Island Regulatory Appeals Commission to annex PID No's 77503 and 44985 inside the municipal boundary be hereby rescinded and further that the CAO be authorized to withdraw the annexation application. Unanimously carried.

8.1.2 Procedural Bylaw - Second Reading and Formal Adoption

8.1.2.1 *Second Reading*

Moved Deputy Mayor Mann, seconded by Councillor Pickering

WHEREAS Subsection 86(2)(e) of the Municipal Government Act R.S.P.E.I. 1988, Cap. M-12.1., provides that a council must establish a procedural bylaw to regulate its proceedings in accordance with the Act.;

AND WHEREAS it is deemed desirable to provide rules for:

- a) *The calling of meetings of Council and its Committees;*
- b) *The procedures of Council;*
- c) *The calling of public meetings of Council;*
- d) *The behaviour of Council members and members of the public present at meetings of Council and its Committees; and*
- e) *The establishment of a Committee of Council;*

AND WHEREAS the Bylaw was read and approved a first time at a regular meeting of Town Council held on July 9, 2018;

BE IT RESOLVED that the Town of Kensington Procedural Bylaw (Bylaw #2018-03) be hereby read a second time.

Unanimously carried.

8.1.2.2 *Approval of Second Reading*

Moved by Deputy Mayor Mann, seconded by Councillor Doucette

WHEREAS Subsection 86(2)(e) of the Municipal Government Act R.S.P.E.I. 1988, Cap. M-12.1., provides that a council must establish a procedural bylaw to regulate its proceedings in accordance with the Act.;

AND WHEREAS it is deemed desirable to provide rules for:

- f) *The calling of meetings of Council and its Committees;*
- g) *The procedures of Council;*
- h) *The calling of public meetings of Council;*
- i) *The behaviour of Council members and members of the public present at meetings of Council and its Committees; and*
- j) *The establishment of a Committee of Council;*

AND WHEREAS the Bylaw was read and approved a first time at a regular meeting of Town Council held on July 9, 2018;

AND WHEREAS the Bylaw was read a second time at this meeting;

BE IT RESOLVED that the Town of Kensington Procedural Bylaw (Bylaw #2018-03) be hereby approved.

Unanimously carried.

8.1.2.3 *Formal Adoption*

Moved by Deputy Mayor Mann, seconded by Councillor Mill

WHEREAS Subsection 86(2)(e) of the Municipal Government Act R.S.P.E.I. 1988, Cap. M-12.1., provides that a council must establish a procedural bylaw to regulate its proceedings in accordance with the Act.;

AND WHEREAS it is deemed desirable to provide rules for:

- k) The calling of meetings of Council and its Committees;*
- l) The procedures of Council;*
- m) The calling of public meetings of Council;*
- n) The behaviour of Council members and members of the public present at meetings of Council and its Committees; and*
- o) The establishment of a Committee of Council;*

AND WHEREAS the Bylaw was read and approved a first time at a regular meeting of Town Council held on July 9, 2018;

AND WHEREAS the Bylaw was read and approved a second time at this meeting;

BE IT RESOLVED that the Town of Kensington Procedural Bylaw (Bylaw #2018-03) be hereby formally adopted.

Unanimously carried.

8.1.3 Council Code of Conduct Bylaw - First Reading

8.1.3.1 Moved by Councillor Mill, seconded by Councillor Pickering

WHEREAS Subsection 107(1) of the Municipal Government Act R.S.P.E.I. 1988, Cap. M-12.1., provides that a Council must, by bylaw, establish a code of conduct in accordance with the regulations to govern the conduct of the members of council;

AND WHEREAS the elected officials of the Town of Kensington recognize that they have an obligation to serve the public in a conscientious and diligent manner; understanding that the function of council members is to seek the common good of the municipality as a whole and acknowledging that they are held to a higher standard of ethical behavior and conduct due to the trust that has been placed in them;

AND WHEREAS the Council for the Town of Kensington desires to exercise its authority pursuant to the Municipal Government Act to enact a bylaw to provide for the code of conduct for members of Council;

BE IT RESOLVED that the Code of Conduct for Members of Council Bylaw (Bylaw # 2018-04) be hereby read a first time.

Unanimously carried.

8.1.3.2 Moved by Councillor Mill, seconded by Councillor Spencer

WHEREAS Subsection 107(1) of the Municipal Government Act R.S.P.E.I. 1988, Cap. M-12.1., provides that a Council must, by bylaw, establish a code of conduct in accordance with the regulations to govern the conduct of the members of council;

AND WHEREAS the elected officials of the Town of Kensington recognize that they have an obligation to serve the public in a conscientious and diligent manner; understanding that the function of council members is to seek the common good of the municipality as a whole and acknowledging that they are held to a higher standard of ethical behavior and conduct due to the trust that has been placed in them;

AND WHEREAS the Council for the Town of Kensington desires to exercise its authority pursuant to the Municipal Government Act to enact a bylaw to provide for the code of conduct for members of Council;

AND WHEREAS the Code of Conduct for Members of Council Bylaw was read a first time at this meeting;

BE IT RESOLVED that the Code of Conduct for Members of Council (Bylaw # 2018-04) be hereby approved.

Unanimously carried.

8.1.4 Municipal Election Proceedings Bylaw – First Reading

8.1.4.1 Moved by Deputy Mayor Mann, seconded by Councillor Doucette

WHEREAS Section 36 of the Municipal Government Act R.S.P.E.I 1988, Cap. M-12.1., requires a municipality to pass a Bylaw that establishes:

- a. Who is eligible to contribute to an election campaign;*
- b. The limits on campaign contributions to a candidate;*
- c. The disclosure requirements in respect of campaign contributions;*
- d. The election campaign spending limits for candidates for mayor and councillor; and*
- e. The disclosure requirements in respect of campaign spending by each candidate.*

AND WHEREAS such Bylaw shall establish procedures and time frames for the reporting of campaign contributions and campaign spending by all candidates;

BE IT RESOLVED that the Municipal Election Proceedings Bylaw (Bylaw #2018-05) be hereby read a first time.

Unanimously carried.

8.1.4.2 *Moved by Deputy Mayor Mann, seconded by Councillor Pickering*

WHEREAS Section 36 of the Municipal Government Act R.S.P.E.I 1988, Cap. M-12.1., requires a municipality to pass a Bylaw that establishes:

- a) Who is eligible to contribute to an election campaign;*
- b) The limits on campaign contributions to a candidate;*
- c) The disclosure requirements in respect of campaign contributions;*
- d) The election campaign spending limits for candidates for mayor and councillor; and*
- e) The disclosure requirements in respect of campaign spending by each candidate.*

AND WHEREAS such Bylaw shall establish procedures and time frames for the reporting of campaign contributions and campaign spending by all candidates;

AND WHEREAS the Municipal Election Proceedings Bylaw was read a first time at this meeting;

BE IT RESOLVED that the Municipal Election Proceedings Bylaw (Bylaw #2018-05) be hereby approved.

Unanimously carried.

8.1.5 **Development Permit Application - 22 Park Road**

8.1.5.1 *Moved by Councillor Pickering, seconded by Councillor Doucette*

THAT Kensington Town Council approve a development permit application for Bethany Cousins for the installation of an 8' x 10' Baby Barn 22 Park Road, subject to compliance with the Town of Kensington Development Control Bylaw.

Unanimously carried.

8.1.6 **Request for Financial Support - Kensington Vipers**

8.1.6.1 *Moved by Councillor Spencer, seconded by Councillor Pickering*

THAT Kensington Town Council approve the request from the Kensington Moose Plumbing and Heating Vipers to commit \$5,000 in financial support in their bid to host the 2019 Don Johnson Memorial Cup at the Kensington Credit Union Centre.

Unanimously carried.

8.2 **Other Matters**

8.2.1 Town Council discussed the current status, history of repairs and costs associated with the Town Clock located at the railyards.

Moved by Councillor Spencer, seconded by Councillor Mill to remove the existing Town Clock and place in storage until further options become available. Unanimously carried.

8.2.2 Councillor Spencer requested that the grass between the road and sidewalks be trimmed prior to the Harvest Festival Parade.

8.2.3 Councillor Spencer noted a recent article regarding the Community of Victoria by the Sea, regulating short term rentals of residential houses through portals such as Airbnb. It was requested by Councillor Spencer that Mr. Baker look into the matter.

8.2.4 Councillor Spencer requested that Chief Sutherland look into the temporary fence along a section of Linwood Dr. located across from the Canada Post Mailbox, he requested that the fence be moved back or removed.

8.2.5 Councillor Spencer inquired about the replacement of the boardwalk at the Train Station Railyards. Mr. Baker noted that repairs are being made as required.

8.2.6 Council discussed the sign at the Credit Union Centre that was damaged last winter. Mr. Baker will speak with Mr. Wood and look into the option of replacing it with an electronic panel.

8.2.7 Mayor Caseley reminded Council that the official ribbon cutting for the Credit Union Centre renaming is scheduled take place at the Harvest Festival Opening Ceremonies.

8.2.8 Councillor Spencer shared a Thank You from Bethany Spencer for being selected as the 2018 Youth of the Year.

9. Correspondence

9.1 A Thank You from the PCH Foundation.

10. In-Camera

10.1 *Nil*

11. Adjournment

Moved by Councillor Mill, seconded by Councillor Pickering to adjourn the meeting at 8:29 PM. Unanimously carried.

Wendy MacKinnon,
Deputy Administrator

Rowan Caseley,
Mayor