

**Town of Kensington
Minutes of Regular Council Meeting
Monday, June 12, 2023
7:00 PM**

Council Members Present: Mayor Rowan Caseley; Deputy Mayor Jeff Spencer
Councillors: Toombs, Gallant, Mann, MacRae and Doucette

Staff Members Present: Chief Administrative Officer, Geoff Baker; Municipal Clerk,
Kim Caseley; Police Chief, Lewie Sutherland

1. Calling of Meeting to Order

1.1 Mayor Caseley called the meeting to order at 7:00 PM and welcomed Council members and staff to the June meeting of Kensington Town Council. Mayor Caseley acknowledged that the land on which we gather is the traditional and unceded territory of the Mi'kmaq First Nation.

2. Approval of Tentative Agenda

2.1 *Moved by Deputy Mayor Spencer, seconded by Councillor Doucette to approve the tentative agenda for the June 12, 2023 regular meeting of Town Council. Unanimously carried.*

3. Declaration of Conflict of Interest

3.1 *Nil.*

4. Delegations / Presentations

4.1 *Nil.*

5. Approval of Minutes of Previous Meeting

5.1 *Moved by Councillor Toombs, seconded by Councillor Doucette to approve the minutes from May 8, 2023, regular meeting of Town Council. Unanimously carried.*

5.2 *Moved by Councillor MacRae, seconded by Deputy Mayor Spencer to approve the minutes from May 23, 2023, special meeting of Town Council. Unanimously carried.*

6. Business Arising from Minutes

6.1 **May 8, 2023, Regular Meeting**

6.1.1 *Nil.*

6.2 May 23, 2023, Special Meeting

6.2.1 *Nil.*

7. Reports

7.1 Chief Administrative Officer Report

7.1.1 *Moved by Councillor Toombs, seconded by Councillor Doucette to adopt the May 2023 CAO Report as prepared by CAO, Geoff Baker. Unanimously carried.*

7.1.2 Councillor Doucette requested the outside light fixtures at the Seniors Centre be updated. Mayor Caseley confirmed it will be added to the list of upgrades at the property.

7.1.3 Councillor Mann inquired how the recent restructuring to a 24-hour policing schedule has been going. Chief Sutherland confirmed it is going very well and has noticed a decrease in speeding within Town.

7.2 Fire Department Statistical Report

7.2.1 *Moved by Deputy Mayor Spencer, seconded by Councillor MacRae to approve the April 2023 Fire Statistical report as prepared by Fire Chief, Rodney Hickey. Unanimously carried.*

7.3 Police Department Statistical Report

7.3.1 *Moved by Councillor Toombs, seconded by Deputy Mayor Spencer to approve the April 2023 Police Statistical Report as prepared by Chief Sutherland. Unanimously carried.*

7.3.2 Councillor Gallant spoke regarding his concerns with bicycle safety and helmet use. Chief Sutherland confirmed that 6 kids have been addressed and staff met with some of their parents which has improved the use of helmets within the group. Four helmets were recently given out to cyclists in need. Chief Sutherland encouraged Council to notify the department of any current situations of concern.

7.3.3 Chief Sutherland noted the Annual Police Service Bike Rodeo will take place on Saturday, June 17, 2023, registration starts at 8:30 am – volunteers are welcome.

7.4 Development Permit Summary Report

7.4.1 *Moved by Deputy Mayor Spencer, seconded by Councillor Doucette to approve the June 2023 Development Permit Summary Report as prepared by Municipal Clerk, Kim Caseley. Unanimously carried.*

7.5 Bills List

7.5.1 *Moved by Councillor Mann, seconded by Councillor Toombs to approve the April 2023 Bills in the amount of \$206,407.26. Unanimously carried.*

7.5.2 *Moved by Councillor Toombs, seconded by Councillor Mann to approve the April 2023 Water & Sewer Utility Bills in the amount of \$17,099.66. Unanimously carried.*

7.5.3 *Moved by Deputy Mayor Spencer, seconded by Councillor Toombs to approve the April 2023 Capital Expenditures in the amount of \$870,163.56. Unanimously carried.*

7.6 Summary Income Statement

7.6.1 *Moved by Councillor Mann, seconded by Councillor Gallant to approve the Summary Income Statement for the month of April 2023. Unanimously carried.*

7.7 Credit Union Centre Report

7.7.1 *Moved by Deputy Mayor Spencer, seconded by Councillor Doucette to approve the Credit Union Centre report for the month of April 2023. Unanimously carried.*

7.8 Mayor's Report

7.8.1 *Moved by Deputy Mayor Spencer, seconded by Councillor Doucette to approve the Mayor's report for the month of May 2023 as presented by Mayor Caseley. Unanimously carried.*

7.9 Federation of PEI Municipalities (FPEIM) Report

7.9.1 Councillor Mann was recently re-elected as Vice President of the FPEIM Board.

7.9.2 The June FPEIM meeting has been postponed until the call for board member nominations close on July 10.

7.10 Heart of PEI Initiative Report

7.10.1 *Nil.*

7.11 Kensington Area Chamber of Commerce (KACC) Report

7.11.1 *Nil.*

7.12 2023 – 55 Plus Games

7.12.1 Deputy Mayor Spencer confirmed the 55+ committee's employee will start on July 3rd and the wage subsidy for the position has been approved.

8. New Business

8.1 Request for Decisions

8.1.1 Credit Union Centre Exterior Painting – 2023

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

BE IT RESOLVED THAT Kensington Town Council award the contract for the Credit Union Centre Exterior Painting project to Spray-Net as per their tender submission in the amount of \$96,623.00 including HST.

Unanimously carried.

8.1.1.2 Councillor Mann noted the back of the rink was previously painted darker to limit the sun's reflection into the ballfields. Council requested that the main portion of the building be light grey and the back side of the building maintain a darker colour.

8.1.2 Credit Union Centre Parking Lot Resurfacing

8.1.2.1 *Moved by Councillor Doucette, seconded by Councillor Toombs*

BE IT RESOLVED THAT Kensington Town Council award the contract for the Credit Union Centre Parking Lot Re-Surfacing to Curran and Briggs Ltd. as per their tender submission in the amount of \$197,455.00 including HST.

Unanimously carried.

8.1.2.2 Councillor Gallant requested the paved walkway behind the fenced area be resurfaced and maintained during the winter months. Mr. Baker will review the available funding and report back to Council.

8.1.2.3 Councillor Mann suggested the installation of conduit be laid under the new pavement for the provision of future lighting requirements on the far side of the parking lot nearest the pond area. Mr. Baker noted it is not currently within the allotted budget and project scope.

8.1.3 Development Control Bylaw and Official Plan Amendment – Re-Zoning of PID No. 747790 – Second Reading and Formal Adoption

8.1.3.1 Second Reading

Moved by Councillor Mann, seconded by Councillor Gallant

WHEREAS a request has been received from the owners of a property located along Barrett Street (PID No. 747790) to re-zone their property from its current Single Residential (R1) zoning designation to Multi-Unit Residential (R3) to facilitate the construction of two 4-unit residential buildings on the property;

AND WHEREAS a public meeting to solicit comments/feedback from the public was held on April 26, 2023, in accordance with the PEI Planning Act and the Town’s Development Control Bylaw;

AND WHEREAS town staff have evaluated the application, in consultation with DV8 Consulting, and are recommending that Town Council proceed with the Development Control Bylaw amendment;

AND WHEREAS the Bylaw amendment was read, approved, and adopted a first time at a regular meeting of Town Council, duly held on May 8, 2023;

BE IT RESOLVED THAT Kensington Town Council give second reading to amend the Zoning and Subdivision Control Bylaw to re-zone PID No. 747790 along Barrett Street from its current Single Residential (R1) zoning designation to Multi-Unit Residential (R3) to facilitate the construction of two 4-unit residential buildings on the property.

Unanimously carried.

8.1.3.2 Approval of Second Reading

Moved by Councillor Mann, seconded by Councillor Gallant

WHEREAS a request has been received from the owners of a property located along Barrett Street (PID No. 747790) to re-zone their property from its current Single Residential (R1) zoning designation to Multi-Unit Residential (R3) to facilitate the construction of two 4-unit residential buildings on the property.

AND WHEREAS a public meeting to solicit comments/feedback from the public was held on April 26, 2023, in accordance with the PEI Planning Act and the Town's Development Control Bylaw;

AND WHEREAS town staff have evaluated the application, in consultation with DV8 Consulting, and are recommending that Town Council proceed with the Development Control Bylaw amendment;

AND WHEREAS the Bylaw amendment was read, approved, and adopted a first time at a regular meeting of Town Council, duly held on May 8, 2023;

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

BE IT RESOLVED THAT Kensington Town Council formally approve and adopt second reading to amend the Zoning and Subdivision Control Bylaw to re-zone PID No. 747790 along Barrett Street from its current Single Residential (R1) zoning designation to Multi-Unit Residential (R3) to facilitate the construction of two 4-unit residential buildings on the property.

Unanimously carried.

8.1.3.3 Formal Adoption

Moved by Councillor Mann, seconded by Councillor Gallant

WHEREAS a request has been received from the owners of a property located along Barrett Street (PID No. 747790) to re-zone their property from its current Single Residential (R1) zoning designation to Multi-Unit Residential (R3) to facilitate the construction of two 4-unit residential buildings on the property.

AND WHEREAS a public meeting to solicit comments/feedback from the public was held on April 26, 2023, in accordance with the PEI Planning Act and the Town's Development Control Bylaw;

AND WHEREAS town staff have evaluated the application, in consultation with DV8 Consulting, and are recommending that Town Council proceed with the Development Control Bylaw amendment;

AND WHEREAS the Bylaw amendment was read, approved, and adopted a first time at a regular meeting of Town Council, duly held on May 8, 2023;

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

BE IT RESOLVED THAT Kensington Town Council formally adopt an amendment to the Zoning and Subdivision Control Bylaw to re-zone PID No. 747790 along Barrett Street from its current Single Residential (R1) zoning designation to Multi-Unit Residential (R3) to facilitate the construction of two 4-unit residential buildings on the property.

Unanimously carried.

8.1.4 Development Permit Application – PEI Crematorium

8.1.4.1 *Moved by Deputy Mayor Spencer, seconded by Councillor Gallant*

THAT Town Council approves a development permit application submitted by Todd Moase, on behalf of PEI Crematorium for an addition to the existing building on a property located at 12 Gerald McCarville Dr., PID No. 901694.

Unanimously carried.

8.1.5 Revised Variance Request – Island Structural Systems

8.1.5.1 *Moved by Deputy Mayor Spencer, seconded by Councillor Toombs*

BE IT RESOLVED THAT Town Council rescind the following resolution from the May 23, 2023, special meeting approving a 1.7 m variance request for Island Structural Systems;

WHEREAS an application has been received from the prospective owner of Lots #21-23, 21-22, 21-21, 21-20, and 21-19 within the new business park., (P/O PID No. 76406) for a variance on the front yard requirements for the property to facilitate the construction of their Structural System Manufacturing Shop;

AND WHEREAS the variance has been reviewed against the Development Control Bylaw and the Official Plan in consultation with DV8 consulting, and it is found to be in general compliance therewith;

BE IT RESOLVED THAT Town Council approve a variance application from Island Structural Systems, being the prospective owner of Lots #21-23, 21-22, 21-21, 21-20, and 21-19 within the new business park., (P/O PID No. 76406) to reduce the side yard requirement from 7.5 m to 5.8 m on the northeast side of the lot.

Unanimously carried.

8.1.5.2 Moved by Deputy Mayor Spencer, seconded by Councillor Toombs

WHEREAS an application has been received from the prospective owner of Lots #21-23, 21-22, 21-21, 21-20, and 21-19 within the new business park., (P/O PID No. 76406) for a variance on the front yard requirements for the property to facilitate the construction of their Structural System Manufacturing Shop;

AND WHEREAS the variance has been reviewed against the Development Control Bylaw and the Official Plan in consultation with DV8 consulting, and it is found to be in general compliance therewith;

BE IT RESOLVED THAT Town Council approve a variance application from Island Structural Systems, being the prospective owner of Lots #21-23, 21-22, 21-21, 21-20, and 21-19 within the new business park., (P/O PID No. 76406) to reduce the front yard requirement from 7.5 m to 3.35 m on the northeast side of the lot as per Plot Plan S100 dated May 3, 2023.

Unanimously carried.

8.1.6 Cycling Prince Edward Island's HopOn Schools and Community Program

8.1.6.1 Moved by Councillor Gallant, seconded by Councillor Toombs

THAT Kensington Town Council approves a Sponsorship for the Cycling Prince Edward Island's HopOn Schools and Community Program in the amount of \$1,000.00.

Unanimously carried.

8.2 Other Matters

- 8.3.1** Mayor Caseley reminded Council of the Kensington Police Services Bike Rodeo on Saturday, June 17.
- 8.3.2** The Town's Public Consultation regarding the proposed development by SustainAgro will be held Monday, June 19 at 6:30 pm at the Murray Centre.

Chief Sutherland excused himself from the Council Chamber at 8:03 pm

- 8.3.3** Councillor Gallant requested the windbreak at the Fitplex door be removed and replaced with a proper closed-in area with a roof to provide shelter for patrons coming in and out of the building, primarily during wet weather conditions.

9. Correspondence

- 9.1** A letter from the Kensington Royal Canadian Legion Branch #9 requesting the Town's consideration to re-zone their property located off School Street from its current zoning of Recreation and Open Space (01) to Multi-Unit Residential Zone (R3).

Moved by Councillor Toombs, seconded by Councillor Gallant to direct staff to move forward with the evaluation of Kensington Royal Canadian Legion Branch #9 request to re-zone their property located off School Street from its current zoning of Recreation and Open Space (01) to Multi-Unit Residential Zone (R3).

Unanimously carried.

- 9.2** A donation letter from Kids Help Phone. – *Annual Donation of \$600 previously approved.*
- 9.3** A thank you note from the KNWSA for the recent upgrades made to their rental space.
- 9.4** A thank you note from PEI Crime Stoppers for the Town's recent donation.

10. In-Camera (Closed session)

- 10.1** *Nil.*

11. Adjournment

Moved by Councillor Toombs, seconded by Councillor Gallant to adjourn the meeting at 8:11 PM. Unanimously carried.

Geoff Baker,
CAO

Rowan Caseley,
Mayor