

**Town of Kensington  
Minutes of Regular Council Meeting  
Monday, April 12, 2021  
7:00 PM**

**Council Members Present:** Mayor Rowan Caseley; Deputy Mayor Pickering  
Councillors: Toombs, Spencer, Gallant and Mann

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

**Visitors:** Jason Simmonds – Journal Pioneer

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**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 to the April meeting of Kensington Town Council.

**2. Approval of Tentative Agenda**

**2.1** *Moved by Deputy Mayor Pickering, seconded by Councillor Spencer to approve the tentative agenda for the April 12, 2021 regular meeting of Town Council with the addition of item 8.1.7 C&B Café Liquor License Request and one additional piece of correspondence. 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 Gallant to approve the minutes from the March 8, 2021 regular meeting of Town Council. Unanimously carried.*

**5.2** *Moved by Councillor Gallant, seconded by Councillor Spencer to approve the minutes from the March 22, 2021 special meeting of Town Council. Unanimously carried.*

**5.3** *Moved by Deputy Mayor Pickering, seconded by Councillor Spencer to approve the minutes from the March 8, 2021 WPCC meeting. Unanimously carried.*

**6. Business Arising from Minutes**

**6.1** **March 8, 2021 Regular Meeting**

**6.1.1** *Nil*

**6.2** **March 22, 2021 Special Meeting**

**6.2.1** *Nil.*

**6.3** **March 8, 2021 W&PCC Meeting**

**6.3.1** *Nil.*

**7. Reports**

**7.1 Chief Administrative Officer Report**

**7.1.1** *Moved by Councillor Toombs, seconded by Councillor Spencer to adopt the April 2021 CAO Report as prepared by CAO, Geoff Baker. Unanimously carried.*

**7.2 Fire Department Statistical Report**

**7.2.1** *Moved by Councillor Toombs, seconded by Councillor Spencer to approve the February 2021 Fire Statistical report as prepared by Fire Chief, Rodney Hickey. Unanimously carried.*

**7.3 Police Department Statistical Report**

**7.3.1** *Moved by Deputy Mayor Pickering, seconded by Councillor Spencer to approve the February 2021 Police Statistical Report as prepared by Chief Sutherland. Unanimously carried.*

**7.3.2** Chief Sutherland spoke on his plans to host the Annual Fishing Derby and Bike Rodeo.

**7.4 Development Permit Summary Report**

**7.4.1** *Moved by Councillor Toombs, seconded by Councillor Spencer to approve the April 2021 Development Permit Summary Report. Unanimously carried.*

**7.5 Bills List**

**7.5.1** *Moved by Councillor Mann, seconded by Councillor Gallant to approve the February 2021 Bills in the amount of \$178,811.79. Unanimously carried.*

**7.5.2** *Moved by Deputy Mayor Pickering, seconded by Councillor Spencer to approve the February 2021 WPCC Bills in the amount of \$18,943.32. Unanimously carried.*

**7.6 Summary Income Statement**

**7.6.1** *Moved by Councillor Gallant, seconded by Councillor Mann to approve the Summary Income Statement for the month of February 2021. Unanimously carried.*

**7.7 Credit Union Centre Report**

**7.7.1** *Moved by Deputy Mayor Pickering, seconded by Councillor Spencer to approve the Credit Union Centre report for the month of February 2021. Unanimously carried.*

**7.8 Mayor's Report**

**7.8.1** *Moved by Councillor Toombs, seconded by Councillor Spencer to approve the Mayors report for the month of April 2021 as presented by Mayor Caseley. Unanimously carried.*

**7.8.2** *Moved by Councillor Spencer, seconded by Councillor Toombs to approve the purchase of two seating area structures to be built by the KISH Industrial Arts Class at the approximate cost of \$900.00 each. Unanimously carried.*

**7.9 Federation of PEI Municipalities (FPEIM) Report**

**7.9.1** Councillor Mann reported that the FPEIM AGM will be held virtually on April 26, 2021.

**7.9.2** FPEIM passed their 2021/22 Budget.

**7.9.3** The Rural Municipality of Malpeque Bay recently became a member of FPEIM.

**7.10 Heart of the Island Initiative Report**

**7.10.1** Deputy Mayor Pickering reported that the Heart of PEI Initiative is wrapping up their Phase 1 projects. A tentative date to unveil the art mural and structure has been set for May 4.

**7.10.2** Planning and funding approvals are being finalized through ACOA for Phase 2.

**7.11 Kensington Area Chamber of Commerce (KACC) Report**

**7.11.1** Councillor Gallant provided updates on the recent KACC meeting, Don Quarles attended the meeting and provided updates to board members on the Heart of PEI Initiatives.

**7.11.2** KACC Presidents Dinner will be held at Clinton Hills on May 13. Limited seating will be available.

**7.11.3** Marsha Doiron, President of Level Up will guest host coffee at Family & Friends on Thursday April 22, 2021 from 10:00 – 11:30 am.

**7.12 PEI 55 Plus Games**

**7.12.1** Councillor Gallant communicated to the PEI 55 Plus Games that the Town is interested in hosting the games in 2022. Council confirmed they would not be interested in hosting a modified event in 2021, due to COVID-19 restrictions and uncertainty.

## **8. New Business**

### **8.1 Request for Decisions**

#### **8.1.1 Proposed Development Control Bylaw Amendment (PID No. 915322) – Second Reading, Formal Adoption and Official Plan General Land Use Map Amendment**

##### Second reading

##### **8.1.1.1 Moved by Deputy Mayor Pickering, seconded by Councillor Toombs**

*WHEREAS a request has been received from Ryan Simmonds, owner of PID No 915322, to amend the Town of Kensington Development Control Bylaw to re-zone the property from Single Residential (R1) to Low Density Residential (R2);*

*AND WHEREAS a public meeting was held on February 11, 2021, 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 Bylaw amendment;*

*AND WHEREAS the Bylaw amendment was read and approved a first time at a duly held meeting of Town Council on March 8, 2021;*

*BE IT RESOLVED THAT Kensington Town Council give second reading to amend the Zoning and Subdivision Control Bylaw to re-zone PID No. 915322 from Single Residential (R1) to Low Density Residential (R2).*

*Unanimously carried.*

##### Approval of second reading

##### **8.1.1.2 Moved by Deputy Mayor Pickering, seconded by Councillor Gallant**

*WHEREAS a request has been received from Ryan Simmonds, owner of PID No 915322, to amend the Town of Kensington Development Control Bylaw to re-zone the property from Single Residential (R1) to Low Density Residential (R2);*

***AND WHEREAS a public meeting was held on February 11, 2021, 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 Bylaw amendment;***

***AND WHEREAS the Bylaw amendment was read and approved a first time at a duly held meeting of Town Council on March 8, 2021; AND WHEREAS the Bylaw amendment was read a second time at this meeting;***

***BE IT RESOLVED THAT Kensington Town Council approve second reading to amend the Zoning and Subdivision Control Bylaw to re-zone PID No. 915322 from Single Residential (R1) to Low Density Residential (R2).***

***Unanimously carried.***

*Formal adoption*

***8.1.1.3 Moved by Deputy Mayor Pickering, seconded by Councillor Toombs***

***WHEREAS a request has been received from Ryan Simmonds, owner of PID No 915322, to amend the Town of Kensington Development Control Bylaw to re-zone the property from Single Residential (R1) to Low Density Residential (R2);***

***AND WHEREAS a public meeting was held on February 11, 2021, 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 Bylaw amendment;***

***AND WHEREAS the Bylaw amendment was read and approved a first time at a duly held meeting of Town Council on March 8, 2021; AND WHEREAS the Bylaw amendment was read and approved 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. 915322 from Single Residential (R1) to Low Density Residential (R2).***

***Unanimously carried.***

General Land Use Map (Official Plan) Amendment Approval Resolution

**8.1.1.4 Moved by Deputy Mayor Pickering, seconded by Councillor Gallant**

*WHEREAS a request has been received from Ryan Simmonds, owner of PID No 915322, to amend the General Land Use Map that is a part of the Town's Official Plan to change the land use designation of the property from Single Residential (R1) to Low Density Residential (R2);*

*AND WHEREAS a public meeting was held on February 11, 2021, in accordance with the PEI Planning Act;*

*AND WHEREAS town staff have evaluated the proposed amendment, in consultation with DV8 Consulting, and are recommending that Town Council proceed with the Official Plan General Land Use Map amendment;*

*Unanimously carried.*

**8.1.2 Development Permit Application – Fun Times Early Years Centre – 28 Garden Drive**

**8.1.2.1 Moved by Councillor Mann, seconded by Councillor Gallant**

*BE IT RESOLVED THAT Kensington Town Council approve a development permit application for Fun Times Early Years Centre for the installation of a 16ft x 75ft commercial modular unit designed for use as a child care centre, subject to full compliance with the Town's Development Control Bylaw and all other applicable municipal, provincial and federal legislation and regulations.*

*Unanimously carried.*

**8.1.3 Subdivision of Lands – Lands of St. Mary's Holy Family Roman Catholic Parish Inc**

**8.1.3.1 Moved by Councillor Gallant, seconded by Councillor Toombs**

*WHEREAS a subdivision plan (Plan #21036-S01) and a request has been received from the St. Mary's Holy Family Roman Catholic Parish Inc., owner of a property located at 30 Pleasant Street (PID 778014) for Town Council's consideration of subdividing the lot into two separate parcels;*

*AND WHEREAS the proposed subdivision plan has been reviewed against the Town's Development Control Bylaw and is found to be in general compliance therewith;*

***BE IT RESOLVED THAT approval be granted to subdivide PID No 78014 into two separate parcels, being PID No 78014 (originating parcel) and Lot 21-1, as per Survey Plan No. 21036-S01, dated March 2, 2021, drawn by Locus Surveys Ltd.***

*Unanimously carried.*

**8.1.4 Sponsorship - Post Traumatic Growth Association**

**8.1.4.1 *Moved by Councillor Spencer, seconded by Councillor Toombs***

***BE IT RESOLVED THAT Town Council authorize staff to make a donation to the Post Traumatic Growth Association in the amount of \$150.00.***

*Unanimously carried.*

**8.1.5 ICIP - Broadway Street Water and Sewer Extension**

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

***BE IT RESOLVED THAT the Town of Kensington submit an application to the Investing in Canada Infrastructure Program – Environmental Quality: Green Stream to fund a portion of the cost of the Town of Kensington Broadway Street South Water and Sewer Main Extension Project and that such project be designated as Priority 1.***

***The Council understands that all future operational costs associated with and resulting from the project will be the responsibility of the Town of Kensington.***

*Unanimously carried.*

**8.1.6 Commercial Street Sidewalk Removal – 55 Broadway Street**

**8.1.6.1** Council discussed the removal of a 3' wide section of sidewalk along Commercial Street, adjacent to the building at 55 Broadway Street. Councillor Gallant spoke on this section of sidewalk and noted that it was originally installed by a previous property owner of 55 Broadway Street to prevent vehicles from hitting the side of the building. Council requested further consultation with the current property owner and to confirm surveyed property lines.

**8.1.7 C&B Café – Lounge Liquor License**

**8.1.7.1 *Moved by Deputy Mayor Pickering, seconded by Councillor Toombs***

***BE IT RESOLVED THAT Town Council authorize the CAO to provide a letter of support to the owners of the C&B Café to facilitate a Lounge Liquor License for the Café.***

*Unanimously carried.*

**8.2 Other Matters**

- 8.2.1** Mayor Caseley congratulated CAO, Geoff Baker on receiving his 15 Year Pin from the Canadian Association of Municipal Administrators.
- 8.2.2** Mayor Caseley noted that the Canadian Flag will be lowered to half-mast in memory of Prince Philip, the Duke of Edinburgh until Saturday, April 17.
- 8.2.3** Mayor Caseley shared several events being hosted by the Central Region Sport & Recreation Council during the month of April.
- 8.2.4** The Town Clean-up Day will be held on Saturday, May 8 from 9:00 – 10:30 AM.
- 8.2.5** Councillor Gallant addressed concerns from residents of speeding on Barrett Street. Chief Sutherland acknowledged concerns in this area and noted that patrol has been increased.
- 8.2.6** Deputy Mayor Pickering brought forward a request from the recent Home and School meeting to have the garbage can returned to the playground this year. It was noted that the damaged roadway into QEES has been addressed with Minister MacKay.
- 8.2.7** Councillor Toombs expressed his appreciation to Town staff for their work on the recently approved Municipal Restructuring Application.
- 8.2.8** Councillor Mann inquired if the Frosty Treat Dairy Bar received permission from the Provincial Government for the recently installed signage in front of their building. Mr. Baker will confirm and report back to Town Council.

*Chief Sutherland excused himself from the Council Chamber at 8:21 pm.*

**9. Correspondence**

- 9.1** A response to a letter from Mayor Caseley regarding the Canadian Broadcasting Corporation licence renewal.
- 9.2** Information on the FPEIM Annual Meeting on April 26.
- 9.3** A letter from the Department of Environment, Energy and Climate Action to inform the Town of the approval for the Town's application to the PEI Active Transportation Fund in the amount of \$250,993.

**10. In-Camera**

- 10.1** *Nil*



**11. Adjournment**

*Moved by Councillor Toombs, seconded by Councillor Spencer to adjourn the meeting at 8:23 PM. Unanimously carried.*

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Geoff Baker,  
CAO

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Rowan Caseley,  
Mayor