

**Town of Kensington  
Minutes of Regular Council Meeting  
Monday, January 9, 2017  
7:00 PM**

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

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

**Regrets:** Councillor Pickering

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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 and staff.

**2. Approval of Tentative Agenda**

**2.1** *Moved by Councillor Spencer, seconded by Councillor Mill to approve the tentative agenda for the January 9, 2017 regular meeting of Town Council with the amendment to the date to 2017. 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 Doucette, seconded by Councillor MacLean to approve the minutes from the December 12, 2016 regular meeting of Town Council. Unanimously carried.*

**6. Business Arising from Minutes**

**6.1 December 12, 2016 Regular Council Meeting**

**6.1.1** *Nil*

## **7. Reports**

### **7.1 CAO's Report**

**7.1.1** *Moved by Councillor Spencer, seconded by Councillor MacLean to adopt the January 2017 CAO's Report as prepared by CAO, Geoff Baker. Unanimously carried.*

**7.1.1.1** Councillor Spencer inquired whether the Town should look into having naming rights for the ball fields. Mr. Baker will discuss with staff and report to Council.

### **7.2 Fire Department Statistical Report**

**7.2.1** *Moved by Councillor Doucette, seconded by Councillor Spencer to approve the November 2016 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 MacLean, seconded by Councillor Mill to approve the November 2016 Police Statistical Report as prepared by Chief Sutherland. Unanimously carried.*

**7.3.2** Councillor Spencer inquired about vehicles parking overnight during snow storms. Chief Sutherland noted that the Town does not have a parking bylaw which would allow the police service to charge vehicle owners that leave their vehicles on the road overnight. There is a provision of the Town's Snow and Ice Control Policy which prohibits vehicles from parking overnight between November 15<sup>th</sup> and April 15<sup>th</sup>. Currently the plow operator contacts the public works department, who then contact the police service who address the issue with the vehicle owner. This appears to be an effective means of dealing with winter parking issues.

### **7.4 Development Permit Summary Report**

**7.4.1** *Moved by Councillor Spencer, seconded by Councillor Mill to approve the Building Permit Summary Report for January 2017. Unanimously carried.*

### **7.5 Bills List**

**7.5.1** *Moved by Deputy Mayor Mann, seconded by Councillor Spencer to approve the November 2016 Bills in the amount of \$267,196.31. Unanimously carried.*

### **7.6 Summary Income Statement**

**7.6.1** *Moved by Deputy Mayor Mann, seconded by Councillor Doucette to approve the Summary Income Statement for the month of November*

*2016. Unanimously carried.*

**7.7 Community Gardens Complex Report**

**7.7.1** *Moved by Councillor Spencer, seconded by Councillor Mill to approve the Community Gardens Complex report for the month of November 2016. Unanimously carried.*

**7.7.2** Councillor Spencer raised concerns over the requirement to having staff at the Fitplex between the hours of 4:00 PM and 8:00 PM Monday to Thursday. The CAO will discuss the issue with the Community Gardens Complex Manager regarding the issue.

**7.8 Mayor's Report**

**7.8.1** *Moved by Deputy Mayor Mann, seconded by Councillor MacLean to approve the Mayors report for the month of January 2017 as presented by Mayor Caseley. Unanimously carried.*

**7.8.2** Mayor Caseley thanked Council and Staff for attending the Annual Mayor's New Year's Levee and to the Broadway 45 restaurant for hosting the event.

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

**7.9.1** Deputy Mayor Mann reported that there is a vacant seat on the Board due to the resignation of Diane Griffin following her appointment to the Senate.

**7.9.2** It was reported that Jessica Caseley has submitted her resignation and will be finished working with the KACC as of January 20, 2017.

**8. New Business**

**8.1 Request for Decisions**

**8.1.1 False Alarm Bylaw – First Reading**

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

*WHEREAS Section 30 of the Municipalities Act, R.S.P.E.I., 1988 authorizes a Municipality to provide emergency services such as Police Protection;*

*AND WHEREAS Section 57 of the Municipalities Act, R.S.P.E.I., 1988 authorizes a Municipality to make bylaws for the peace, order and good government of the municipality, the provision of municipal services and any other matter within the jurisdiction of the municipality;*

*AND WHEREAS costs are incurred unnecessarily by the Kensington Police Service in responding to false alarms;*

*AND WHEREAS the Town seeks to recover part of the costs of responding to false alarms;*

*Unanimously carried.*

#### **8.1.1.2 Approval of First Reading**

*Moved by Councillor Doucette, seconded by Councillor Spencer*

*WHEREAS Section 30 of the Municipalities Act, R.S.P.E.I., 1988 authorizes a Municipality to provide emergency services such as Police Protection;*

*AND WHEREAS Section 57 of the Municipalities Act, R.S.P.E.I., 1988 authorizes a Municipality to make bylaws for the peace, order and good government of the municipality, the provision of municipal services and any other matter within the jurisdiction of the municipality;*

*AND WHEREAS costs are incurred unnecessarily by the Kensington Police Service in responding to false alarms;*

*AND WHEREAS the Town seeks to recover part of the costs of responding to false alarms;*

*AND WHEREAS responding to false alarms may delay attendance, by members of the Kensington Police Service, at genuine emergencies;*

*AND WHEREAS the Town of Kensington False Alarm Bylaw was read a first time at this meeting;*

*BE IT RESOLVED THAT that first reading of the Town of Kensington False Alarm Bylaw be hereby approved.*

*Unanimously carried.*

*Mayor Caseley declared a conflict and excused himself from the Council Chamber. Deputy Mayor Mann filled his seat as Chair at 7:33 PM.*

#### **8.1.2 Subdivision of Lands of the Province of PEI**

##### **8.1.2.1 Moved by Councillor Mill, seconded by Councillor Doucette**

*WHEREAS it has been identified that a portion of a commercial building located at 55 Broadway Street North is encroaching on*

*lands of the Province of Prince Edward Island (Confederation Trail – PID No. 76885);*

*AND WHEREAS The owners of the property at 55 Broadway Street North and the Province of Prince Edward Island have expressed their desire to correct the encroachment through subdividing an appropriate portion of PID No. 76885, as indicated on survey plan number 99-040, and appending such property to lands of Rowan Caseley, Melissa Caseley, Tara Caseley and Stephen Osmond (PID No. 77883);*

*AND WHEREAS it is desirable for the Town to enable the correction of property encroachments as they are identified;*

*BE IT RESOLVED that Kensington Town Council approve a subdivision of Parcel 1A from PID No. 76885, being lands of the Province of Prince Edward Island., as per Plan No.99-040, dated October 26, 2000, drawn by Morris Land and Engineering Surveys Inc.*

*BE IT FURTHER RESOLVED that Kensington Town Council approve a consolidation of Parcel 1A to PID No. 77883, being lands of Rowan Caseley, Melissa Caseley, Tara Caseley and Stephen Osmond, as per Plan No. 99-040, dated October 26, 2000, drawn by Morris Land and Engineering Surveys Inc.*

*Unanimously carried.*

### **8.1.3 Consolidation of Lands of Rowan Caseley et al.**

#### **8.1.3.1 Moved by Councillor Spencer, seconded by Councillor Mill**

*BE IT RESOLVED that Kensington Town Council approve a consolidation of Lot 17-1 (PID No. 80051) to PID No. 77974, being lands of Rowan Caseley, Melissa Caseley, Tara Caseley and Stephen Osmond, as per Plan No.16022-C01, dated January 5, 2017, drawn by Locus surveys Ltd.*

*Unanimously carried.*

*Mayor Caseley returned to the Council Chamber and resumed his position as Chair at 7:43 PM.*

*Councillor Mill declared a conflict and excused himself from the Council Chamber at 7:44 PM.*

## **8.2 Other Matters**

- 8.2.1** Mayor Caseley read a letter from the Kensington and Area Minor Hockey Association requesting that Town Council consider donating the ice rental to the Annual Kensington Initiation Family Day Jamboree.

*Moved by Councillor Spencer, seconded by Councillor Doucette to donate the ice rental for the 2017 Annual Kensington Initiation Family Day Jamboree being held at the Community Gardens Complex. Unanimously carried.*

*Councillor Mill returned to the Council Chamber at 7:45 PM.*

**8.2.2** Deputy Mayor Mann inquired on the status of the reinstallation of the fire radio antenna which was removed from the water tower due to damage caused by wind. Mr. Baker is scheduled to meet with the Deputy Fire Chief to discuss the best option for the reinstallation of the equipment and will report back to Council in his February CAO Report.

**9. Correspondence**

**9.1** December KISH Newsletter

**9.2** A Thank You card from Camp Triumph for the use of the Town BBQ during the Annual Dannie Hughes Memorial Ball Tournament.

**10. In-Camera**

**10.1** *Nil.*

**11. Adjournment**

*Moved by Councillor Mill, seconded by Councillor Spencer to adjourn the meeting at 7:53 PM. Unanimously carried.*

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Wendy MacKinnon,  
Deputy Administrator

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Rowan Caseley,  
Mayor