

**Town of Kensington**  
**Minutes of Regular Council Meeting**  
**Monday, June 14, 2021**  
**7:00 PM**

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

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

**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 7:09 PM and welcomed Council members, staff, and visitors to the June meeting of Kensington Town Council. Mayor Caseley and Town Council paid respects to the 215 unmarked graves of Indigenous children that were discovered at a former residential school in Kamloops, BC and 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 Pickering, seconded by Councillor Gallant to approve the tentative agenda for the June 14, 2021 regular meeting of Town Council with the addition of two Mobile Vendor Applications - items 8.1.9 & 8.1.10. 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 MacRae to approve the minutes from the May 10, 2021 regular meeting of Town Council. Unanimously carried.*

**6. Business Arising from Minutes**

**6.1 May 10, 2021 Regular Meeting**

**6.1.1** *Nil.*

## **7. Reports**

### **7.1 Chief Administrative Officer Report**

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

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

**7.2.1** *Moved by Councillor Spencer, seconded by Councillor MacRae to approve the April 2021 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 Pickering to approve the April 2021 Police Statistical Report as prepared by Chief Sutherland. Unanimously carried.*

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

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

### **7.5 Bills List**

**7.5.1** *Moved by Councillor Mann, seconded by Councillor Spencer to approve the April 2021 Bills in the amount of \$145,266.33. Unanimously carried.*

**7.5.2** *Moved by Councillor Gallant, seconded by Councillor Mann to approve the April 2021 WPCC Bills in the amount of \$15,817.41. Unanimously carried.*

### **7.6 Summary Income Statement**

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

### **7.7 Credit Union Centre Report**

**7.7.1** *Moved by Councillor Spencer, seconded by Councillor Toombs to approve the Credit Union Centre report for the month of April 2021. Unanimously carried.*

### **7.8 Mayor's Report**

**7.8.1** *Moved by Councillor MacRae, seconded by Councillor Spencer to approve the Mayor's report for the month of June 2021 as presented by Mayor Caseley. Unanimously carried.*

**7.8.2** Canada Day Celebrations will be held on Thursday, July 1 at the railyard's gazebo. Council members and their guests are requested to pre-register with Mrs. MacKinnon due to capacity limits due to Covid-19 restrictions.

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

*THAT Town Council request staff to re-locate the speed radar sign on Highway 2 towards Summerside, and the Town of Kensington Welcome Signs on Woodleigh Drive, Barrett Street, Highway 2 towards Charlottetown and Summerside, to reflect the Town's restructured boundary.*

*Unanimously carried.*

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

**7.9.1** FPEIM received additional funding, requiring an adjustment to their annual budget.

**7.9.2** Councillor Mann confirmed that the FPEIM Semi-Annual Meeting will be held on November 6, 2021, hosted by the City of Summerside.

**7.9.3** FPEIM is currently exploring a shared financial services position to assist smaller communities.

**7.9.4** Municipal Affairs is proposing regulation changes to the Municipal Government Act.

**7.10 Heart of the Island Initiative Report**

**7.10.1** Deputy Mayor Pickering provided updates on a one-day musical event that will take place during the Harvest Festival.

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

**7.11.1** KACC Annual Golf Tournament will be held on September 14, 2021.

**7.12 PEI 55 Plus Games**

**7.12.1** *Nil.*

**8. New Business**

**8.1 Request for Decisions**

**8.1.1 Credit Union Centre - Rural Growth Initiative Community Revitalization Program**

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

*BE IT RESOLVED THAT Kensington Town Council authorize staff to proceed with submitting a Community Revitalization Program*

*Funding application to the Province of PEI to facilitate the Kensington Credit Union Centre and the EVK Pool Upgrades projects. Town Council understands that they will be responsible for any future operations and maintenance costs associated with and resulting from the project.*

*BE IT FURTHER RESOLVED THAT due to time restraints around the implementation of the funded projects, that the Chief Administrative Officer be authorized to proceed with awarding specific project contracts under the funding program provided that the actual quotes received do not exceeded the total budget amount provided.*

*Unanimously carried.*

## **8.1.2 IWK Children's Hospital - Donation Request**

### **8.1.2.1 Moved by Councillor Spencer, seconded by Councillor Toombs**

*THAT Town Council approve a financial contribution to the IWK Children's Hospital in the amount of \$10,000.00 payable at \$1,000 per year for 10 years, starting in 2021 and ending in 2030.*

*Unanimously carried.*

## **8.1.3 Proposed Development Control Bylaw Amendment (Portion of PID No. 78014 – Lot 21-1) – Second Reading and Formal Adoption**

### **8.1.3.1 Second Reading**

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

*WHEREAS a request has been received from the St. Mary's Holy Family Roman Catholic Church Parish Inc., the owner of a property located at 30 Pleasant Street (Lot 21-1, Plan # 21036-S01, portion of PID No 78014)) to re-zone their property from its current Public Service and Institutional (PSI) designation to a Multi-Unit Residential (R3) designation.*

*AND WHEREAS a public meeting was held on April 22, 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 May 10, 2021;*

***BE IT RESOLVED THAT Kensington Town Council give second reading to amend the Zoning and Subdivision Control Bylaw to re-zone a portion of PID No. 78014 (Lot 21-1, Plan # 21036-S01) from Public Service and Institutional (PSI) to Multi-Unit Residential (R3).***

*Unanimously carried.*

**8.1.3.2 Approval of Second Reading**

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

***WHEREAS a request has been received from the St. Mary's Holy Family Roman Catholic Church Parish Inc., the owner of a property located at 30 Pleasant Street (Lot 21-1, Plan # 21036-S01, portion of PID No 78014)) to re-zone their property from its current Public Service and Institutional (PSI) designation to a Multi-Unit Residential (R3) designation.***

***AND WHEREAS a public meeting was held on April 22, 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 May 10, 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 a portion of PID No. 78014 (Lot 21-1, Plan # 21036-S01) from Public Service and Institutional (PSI) to Multi-Unit Residential (R3).***

*Unanimously carried.*

**8.1.3.3 Formal Adoption**

*Moved by Deputy Mayor Pickering, seconded by Councillor Spencer*

***WHEREAS a request has been received from the St. Mary's Holy Family Roman Catholic Church Parish Inc., the owner of a property located at 30 Pleasant Street (Lot 21-1, Plan # 21036-S01, portion of PID No 78014)) to re-zone their property from its current Public Service and Institutional (PSI) designation to a Multi-Unit Residential (R3) designation.***

*AND WHEREAS a public meeting was held on April 22, 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 May 10, 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 a portion of PID No. 78014 (Lot 21-1, Plan # 21036-S01) from Public Service and Institutional (PSI) to Multi-Unit Residential (R3).*

*Unanimously carried.*

#### **8.1.3.4 General Land Use Map (Official Plan) Amendment**

*Moved by Deputy Mayor Pickering, seconded by Councillor Spencer*

*WHEREAS a request has been received from the St. Mary's Holy Family Roman Catholic Church Parish Inc., the owner of a property located at 30 Pleasant Street (Lot 21-1, Plan # 21036-S01, portion of PID No 78014) to re-zone their property from its current Public Service and Institutional (PSI) designation to a Multi-Unit Residential (R3) designation.*

*AND WHEREAS a public meeting was held on April 22, 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 Official Plan General Land Use Map amendment;*

*BE IT RESOLVED THAT Kensington Town Council approve an amendment to the General Land Use Map, that is part of the Town's Official Plan to change the land use designation applied to a portion of PID No. 78014 (Lot 21-1, Plan # 21036-S01) from Public Service and Institutional (PSI) to Multi-Unit Residential (R3).*

*Unanimously carried.*

**8.1.4 Town of Kensington Emergency Management Program Bylaw – Bylaw #2021-02 – Second Reading and Formal Adoption**

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

*WHEREAS the Municipal Government Act, R.S.P.E.I. 1988, c M-12.1. requires municipalities to provide emergency management planning for all areas of the municipality;*

*AND WHEEREAS subsection 145(1) of the Act requires Council to, by Bylaw, establish an emergency management program for the municipality that, in the opinion of the provincial Emergency Measures Organization, is adequate and properly integrated with the provincial emergency measures plan;*

*AND WHEREAS the Town of Kensington Emergency Management Program Bylaw (Bylaw #2021-02) was read and approved a first time at a duly held meeting of Town Council on May 10, 2021;*

*BE IT RESOLVED THAT the Town of Kensington Emergency Management Program Bylaw (Bylaw #2021-02) be hereby read a second time.*

*Unanimously carried.*

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

*WHEREAS the Municipal Government Act, R.S.P.E.I. 1988, c M-12.1. requires municipalities to provide emergency management planning for all areas of the municipality;*

*AND WHEEREAS subsection 145(1) of the Act requires council to, by Bylaw, establish an emergency management program for the municipality that, in the opinion of the provincial Emergency Measures Organization, is adequate and properly integrated with the provincial emergency measures plan;*

*AND WHEREAS the Town of Kensington Emergency Management Program Bylaw (Bylaw #2021-02) was read and approved a first time at a duly held meeting of Town Council on May 10, 2021;*

*AND WHEREAS the Town of Kensington Emergency Management Program Bylaw (Bylaw #2021-02) was read a second time at this meeting;*

*BE IT RESOLVED THAT second reading of the Town of Kensington Emergency Management Program Bylaw (Bylaw #2021-02) be hereby approved.*

*Unanimously carried.*

**8.1.4.3 *Moved by Councillor Spencer, seconded by Deputy Mayor Pickering***

*WHEREAS the Municipal Government Act, R.S.P.E.I. 1988, c M-12.1. requires municipalities to provide emergency management planning for all areas of the municipality;*

*AND WHEREAS subsection 145(1) of the Act requires council to, by Bylaw, establish an emergency management program for the municipality that, in the opinion of the provincial Emergency Measures Organization, is adequate and properly integrated with the provincial emergency measures plan;*

*AND WHEREAS the Town of Kensington Emergency Management Program Bylaw (Bylaw #2021-02) was read and approved a first time at a duly held meeting of Town Council on May 10, 2021;*

*AND WHEREAS the Town of Kensington Emergency Management Program Bylaw (Bylaw #2021-02) was read and approved a second time at this meeting;*

*BE IT RESOLVED THAT the Town of Kensington Emergency Management Program Bylaw (Bylaw #2021-02) be hereby formally adopted.*

*Unanimously carried.*

**8.1.5 Request to Purchase Lands of the Town of Kensington**

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

*BE IT RESOLVED THAT Town Council decline the request of Ann and Carl Dawson to dispose of any portion of the 12 School Street property, the former Gill property or the former warehouse properties located behind the Malpeque Bay Credit Union.*

*Unanimously carried.*

**8.1.6 Resolution to Remove “Kensington Overhead Crosswalk” Project from Capital Investment**

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

*BE IT RESOLVED THAT Town Council formally remove the “Kensington Overhead Crosswalks” project from their Capital Investment Plan under the New Deal for Cities and Communities.*

*Unanimously carried.*

**8.1.7 Town of Kensington – Annual Line Painting Program (2021)**



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

***BE IT RESOLVED that Kensington Town Council award the 2021 street line painting program to On the Go Property Maintenance Inc. as per their quote dated June 3, 2021 in the amount of \$2,395.00 plus HST.***

*Unanimously carried.*

**8.1.8 Development Permit Application – Willow Bakery**

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

***BE IT RESOLVED THAT Kensington Town Council approve a development permit application for the Willow Bakery for a change of use and minor renovations associated with Unit 15 located in a commercial building at 13 Commercial Street, subject to full compliance with the Town’s Development Control Bylaw and all other applicable municipal, provincial, and federal legislation and regulations.***

*Unanimously carried.*

**8.1.9 Mobile Vendor Application – Go!Fish Eatery**

**8.1.9.1 *Moved by Deputy Mayor Pickering, seconded by Councillor Spencer***

***BE IT RESOLVED THAT Town Council approve the Mobile Vendor Application from Karen Murphy & Trent Murphy to operate a Go!Fish food truck located at 81 Victoria Street W. subject to full compliance with the Town’s Mobile Vendor Bylaw and all other applicable municipal, provincial and federal legislation and regulations.***

*Unanimously carried.*

**8.1.10 Mobile Vendor Application – Follys End Homestead Farm**

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

***BE IT RESOLVED THAT Town Council approve the Mobile Vendor Application from Hazel & Kim Lanois of Follys End Homestead Farm located at 48 Victoria Street E. subject to full compliance with the Town’s Mobile Vendor Bylaw and all other applicable municipal, provincial and federal legislation and regulations.***

*Unanimously carried.*

**8.2 2020/21 Financial Statements**

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

***BE IT RESOLVED THAT Town Council approve the 2020/2021 Audited Financial Statements as prepared by Arsenault Best Cameron Ellis Chartered Accountants.***

*Unanimously carried.*

**8.3 Other Matters**

**8.2.1** Mayor Caseley granted permission for the Kensington Heritage Library to use the green space area located behind the Credit Union during the summer months to host their Summer Reading Program.

**8.2.2** Councillor Gallant read a letter on behalf of the Kensington & Area Chamber of Commerce regarding their support on the proposed memorial for the late Nathan Condon.

**8.2.3** Council discussed the requirement for paving and patching on several streets throughout town. Mr. Baker confirmed that several requests have been made to the Department of Transportation, but the Town has received no commitment on time at this point.

**8.2.4** Councillor Spencer requested that the 2-hour parking signs along Broadway Street N. be painted. Staff will get to this as time permits.

**8.2.5** Councillor Spencer inquired if the ATV Club should be notified that the Business Park development has started.

**9. Correspondence**

**9.1** A Thank You card from the family of the late Garth Caseley.

**9.2** A letter from the Honourable Antoinette Perry, Lieutenant Governor of Prince Edward Island with information on the “Covid Warrior Coin”. Members of Council wishing to submit a nomination should contact Mayor Caseley.

**9.3** A letter from the KARSİ steering committee with updates on their second sponsor family.

**9.4** Donation Request for the Longest Day of Smiles

***Moved by Deputy Mayor Pickering, seconded by Councillor Spencer to make a \$240.00 financial donation to Operation Smile Canada.***

***Motion carried, 5 for 1 opposed (Gallant).***

**9.5** A letter from Shannon Stubbs, MP with information on for Bill C-21. – *No action*

*Jason Simmonds excused himself from the Council Chamber at 8:23 pm.*

*Councillor Gallant excused himself from the Council Chamber at 8:25 and returned at 8:28 pm.*

**10. In-Camera**

**10.1 Committee of the Whole (In-Camera) – One item under Section 119 (e) and (f) of the Municipal Government Act**

**10.1.1** *Moved by Councillor Spencer, seconded by Councillor Toombs to enter into an In-Camera session at 8:33 pm. Unanimously carried.*

**10.1.2** *Moved by Councillor Toombs, seconded by Councillor Spencer to come out of an In-Camera session at 8:53 pm. Unanimously carried.*

**11. Adjournment**

*Moved by Councillor Toombs, seconded by Councillor Spencer to adjourn the meeting at 8:54 PM. Unanimously carried.*

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Geoff Baker,  
CAO

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Rowan Caseley,  
Mayor