

**Town of Kensington
Minutes of Regular Council Meeting
Monday, February 12, 2018
7:00 PM**

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

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

Visitors: Colin MacLean – Journal Pioneer

Regrets: Councillor Pickering and Mill

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 MacLean to approve the tentative agenda for the March 12, 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 MacLean to approve the minutes from the February 12, 2018 regular meeting of Town Council. Unanimously carried.*

5.2 *Moved by Councillor Spencer, seconded by Councilor MacLean to approve the minutes from the March 5, 2018 public meeting of Town Council. Unanimously carried.*

6. Business Arising from Minutes

6.1 February 12, 2018 Regular Council Meeting - *Nil*

6.2 March 5, 2018 Public Council Meeting - *Nil*

7. Reports

7.1 CAO's Report

7.1.1 *Moved by Councillor Doucette, seconded by Councillor MacLean to adopt the March 2018 CAO's Report as prepared by CAO, Geoff Baker. Unanimously carried.*

7.1.2 Mr. Baker provided updates on recent meetings with the community endorsement component of the Province's PNP program.

7.2 Fire Department Statistical Report

7.2.1 *Moved by Councillor Spencer, seconded by Councillor Doucette to approve the January 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 MacLean to approve the January 2018 Police Statistical Report as prepared by Chief Sutherland. Unanimously carried.*

7.4 Development Permit Summary Report

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

7.5 Bills List

7.5.1 *Moved by Deputy Mayor Mann, seconded by Councillor Doucette to approve the January 2018 Bills in the amount of \$170,622.72. Unanimously carried.*

7.6 Summary Income Statement

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

7.7 Community Gardens Complex Report

7.7.1 *Moved by Councillor Spencer, seconded by Councillor MacLean to approve*

the Community Gardens Complex report for the month of January 2018. Unanimously carried.

7.8 Mayor's Report

7.8.1 *Moved by Deputy Mayor Mann, seconded by Councillor Spencer to approve the Mayors report for the month of March 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 Deputy Mayor Mann provided updates on the Federation of PEI Municipalities activities. Work has started on the Freedom of Information and Protection of Privacy (FOIPP) Act and the Federation has provided input to the Province and municipalities.

7.9.2 Deputy Mayor Mann provided updates on activities of the Kensington & Area Chamber of Commerce. The Presidents Dinner will be held on April 25 and a Business Social is scheduled at Chez Shea on March 21, 2018. The Chamber's Membership and Events Co-ordinator, Nicole Mountain, has resigned and they are currently accepting resumes for the position.

8. New Business

8.1 Request for Decisions

8.1.1 2018/19 Town of Kensington Financial Plan Approval

8.1.1.1 *Moved by Deputy Mayor Mann, seconded by Councillor Doucette*

WHEREAS Section 149(2)(b) of the Municipal Government Act R.S.P.E.I. 1988, Cap. M-12.1. requires a municipality to operate under a 15-month fiscal year from January 1, 2018 to March 31, 2019;

AND WHEREAS Section 149(3)(a) requires a municipality at adopt, by resolution, an operating budget and a capital budget for the fiscal year, January 1, 2018 to March 31, 2019;

BE IT RESOLVED that Town Council approve the Town of Kensington 2018/19 Financial Plan with operational revenue estimates projected at \$2,864,877 and operational expenditure estimates projected at \$2,765,157.

Unanimously carried.

8.1.2 Town of Kensington - 2018 Property Tax Rates

8.1.2.1 *Moved by Deputy Mayor Mann, seconded by Councillor Spencer*

WHEREAS Section 160(1) of the Municipal Government Act R.S.P.E.I. 1988, Cap. M-12.1. requires a municipality to establish tax rates by resolution;

BE IT RESOLVED THAT the 2018 municipal property tax rates for the Town of Kensington of \$0.55/\$100 of assessment for Non-Commercial properties and \$1.30/\$100 of assessment for Commercial properties be hereby adopted and approved.

Unanimously carried.

8.1.3 **Town of Kensington – Tax Rate Groups Bylaws**

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

WHEREAS Subsection 8(1) of the Real Property Tax Act, R.S.P.E.I. 1988 c. R-5, provides the authority for Town Council to establish tax rates.

AND WHEREAS Subsection 160(1) of the Municipal Government Act R.S.P.E.I. 1988, Cap. M-12.1., enables Council to set and approve property tax rates, by resolution, for all real property within the jurisdiction and boundaries of the municipality.

AND WHEREAS Subsection 160(2) of the Municipal Government Act R.S.P.E.I. 1988, Cap. M-12.1., enables Council to establish, by bylaw, separate tax rate groups in the municipality for purposes of raising revenue sufficient to defray projected municipal expenditures.

BE IT RESOLVED that the Tax Rate Groups Bylaw (Bylaw #2018-01) be hereby read a first time.

Unanimously carried.

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

WHEREAS Subsection 8(1) of the Real Property Tax Act, R.S.P.E.I. 1988 c. R-5, provides the authority for Town Council to establish tax rates.

AND WHEREAS Subsection 160(1) of the Municipal Government Act R.S.P.E.I. 1988, Cap. M-12.1., enables Council to set and approve property tax rates, by resolution, for all real property within the jurisdiction and boundaries of the municipality.

AND WHEREAS Subsection 160(2) of the Municipal Government Act R.S.P.E.I. 1988, Cap. M-12.1., enables Council to establish, by bylaw, separate tax rate groups in the municipality for purposes of raising revenue sufficient to defray projected municipal expenditures.

BE IT RESOLVED that the Tax Rate Groups Bylaw (Bylaw #2018-01) be hereby approved.

Unanimously carried.

8.1.4 KISH Volleyball Donation Request

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

WHEREAS a request was received from Jaunita Boucher, on behalf of the KISH ‘AAA’ senior girl’s volleyball team, for Town Council’s consideration of a financial contribution towards their upcoming trip to Edmonton, AB for a national volleyball tournament;

AND WHEREAS the request was received and considered at a meeting of Committee of Council on February 26, 2018;

BE IT RESOLVED THAT Town Council authorize a financial contribution to the KISH ‘AAA’ senior girl’s volleyball team in the amount of \$1,000.00.

Unanimously carried.

8.1.5 Kensington Skating Club Donation Request

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

WHEREAS a request was received from Vicki Webster, President of the Kensington Skating Club, for Town Council’s consideration of purchasing an advertisement in the Skating Club’s Annual Ice Show program;

AND WHEREAS the request was received and considered at a meeting of Committee of Council on February 26, 2018;

BE IT RESOLVED THAT Town Council authorize the purchase of an advertisement in the Kensington Skating Club’s Annual Ice Show program in the amount of \$500.00.

Unanimously Carried.

8.1.6 Team PEI Booster Club Fundraising Campaign

8.1.6.1 *WHEREAS a request was received from the Team PEI Booster Club Fundraising Campaign for Town Council's consideration of providing financial support to Team PEI Special Olympics Athletes;*

AND WHEREAS the request was received and considered at a meeting of Committee of Council on February 26, 2018;

BE IT RESOLVED THAT Town Council approve a donation to the Team PEI Booster Club Fundraising Campaign (Team PEI Special Olympics) in the amount of \$250.00.

Unanimously carried.

8.1.7 Kensington Official Plan and Development Control Bylaw Review

8.1.7.1 *Moved by Councillor Spencer, seconded by Councillor MacLean*

THAT the Town of Kensington submit an application to the Municipal Strategic Component of the Gas Tax Fund to fund a portion of the cost of the Town of Kensington Official Plan and Zoning Bylaw Review Project. 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.

8.1.8 Development Control Bylaw Amendment - Application – Portion of PID No. 880880 (Lot 28 of Proposed Subdivision) – First Reading

8.1.8.1 *Moved by Deputy Mayor Mann, seconded by Councillor Doucette*

WHEREAS a request has been received from Pam James, owner of PID No 880880, on behalf of P&G Developments, to amend the Town of Kensington Development Control Bylaw to re-zone a portion of their property (Lot 28 – Proposed Subdivision) from Multi-Unit Residential (R3) to Commercial (C1) for the purpose of constructing and operating a financial institution;

AND WHEREAS a public meeting was held on March 5, 2018 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;

BE IT RESOLVED THAT Kensington Town Council give first reading to amend the Zoning and Subdivision Control Bylaw to re-zone a portion of PID No. 880880 (Lot 28 – Proposed Subdivision) from Multi-Unit Residential (R3) to Commercial (C1) for the purpose of constructing and operating a financial institution.

Unanimously carried.

8.1.8.2 Moved by Deputy Mayor Mann, seconded by Councillor MacLean

WHEREAS a request has been received from Pam James, owner of PID No 880880, on behalf of P&G Developments, to amend the Town of Kensington Development Control Bylaw to re-zone a portion of their property (Lot 28 – Proposed Subdivision) from Multi-Unit Residential (R3) to Commercial (C1) for the purpose of constructing and operating a financial institution;

AND WHEREAS a public meeting was held on March 5, 2018, 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 (re-zoning);

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

BE IT RESOLVED THAT Kensington Town Council approve first reading to amend the Zoning and Subdivision Control Bylaw to re-zone a portion of PID No. 880880 (Lot 28 – Proposed Subdivision) from Multi-Unit Residential (R3) to Commercial (C1) for the purpose of constructing and operating a financial institution.

Unanimously carried.

8.2 Other Matters

- 8.2.1** Deputy Mayor Mann brought forward concerns from a recent accident which closed Highway 2 and rerouted traffic. It was noted that large trucks were unable to stop in a safe manner as there was no pre-warning of the re-routed traffic.

8.2.2 *Moved by Deputy Mayor Mann, seconded by Councillor Spencer to approve the 2017 Audited Financial Statements as prepared by Arsenault Best Cameron Ellis Chartered Accountants. Unanimously carried.*

8.2.3 Mayor Caseley discussed the required repairs to the roof of the public works shop building.

Moved by Councillor Doucette, seconded by Councillor Spencer to authorize the CAO to proceed with awarding the contract for the replacement of the public works shop roof for an estimated cost of \$8,000-\$10,000. Unanimously carried.

8.2.4 Mayor Caseley presented Town Council with a request from Police Chief Sutherland to replace the 2013 Ford Taurus police vehicle.

Moved by Councillor Doucette, seconded by Councillor Spencer to authorize the CAO to purchase a used 2013 Ford Taurus police cruiser from Martin's River Auto Ltd. for the estimated cost of \$5,500 for the vehicle and \$1,800 for the transfer of equipment. Unanimously carried.

9. Correspondence

9.1 A letter from Techno Media requesting the Town to purchase an advertisement in the 2018 Central Coastal Guidebook. – *No action*

9.2 A donation request from Colin MacKenzie and Lauren Ferguson who will be representing PEI at the Under 18 Curling Nationals in New Brunswick.

Moved by Councillor MacLean, seconded by Councillor Doucette to approve a \$250 donation towards Team Ferguson and Team MacKenzie for the 2018 Under 18 Curling Nationals. Unanimously carried.

9.3 A letter from the PEI Rural Beautification Society requesting the Town's sponsorship.

Moved by Councillor Spencer, seconded by Councillor Doucette to approve a \$300 donation to the PEI Rural Beautification Society. Unanimously carried.

9.4 An invitation to the 2018 Kensington & Area Chamber of Commerce Annual Presidents Dinner on April 25, 2018. Members of Council wishing to attend can RSVP with Wendy MacKinnon.

9.5 An email from KISH Principal, Donald Mulligan requesting the Town's support towards ice rental rates for the 2018 High School Hockey Tournament at the Community Gardens from April 9-14th, 2018.

Moved by Councillor Spencer, seconded by Councillor Doucette donate 5 hours of ice rental time to the High School Hockey Tournament at the Community Gardens Complex from April 9-14th, 2018.

10. In-Camera

10.1 Nil

11. Adjournment

Moved by Councillor Doucette, seconded by Councillor Spencer to adjourn the meeting at 8:17 PM. Unanimously carried.

Wendy MacKinnon,
Deputy Administrator

Rowan Caseley,
Mayor