

**Town of Kensington
Minutes of Regular Council Meeting
Tuesday, October 13, 2020
7:00 PM**

Council Members Present: Mayor Rowan Caseley; Deputy Mayor Pickering; Councillors: Toombs, Spencer, Bernard, Gallant 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

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 October meeting of Kensington Town Council.

2. Approval of Tentative Agenda

2.1 *Moved by Councillor Gallant, seconded by Councillor Spencer to approve the tentative agenda for the September 14, 2020 regular meeting of Town Council with the addition of one item 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 Gallant, seconded by Councillor Toombs to approve the minutes from the September 14, 2020 regular meeting of Town Council. Unanimously carried.*

6. Business Arising from Minutes

6.1 September 14, 2020 Regular Meeting

6.1.1 *Nil.*

7. Reports

7.1 Chief Administrative Officer Report

7.1.1 *Moved by Councillor Spencer, seconded by Councillor Bernard to adopt the October 2020 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 August 2020 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 Councillor Spencer to approve the August 2020 Police Statistical Report as prepared by Chief Sutherland. Unanimously carried.*

7.3.2 Councillor Bernard requested additional information regarding the increase in fine revenue for the month of August. Mr. Baker will discuss with the Chief and provide a rationale back to Town Council.

7.4 Development Permit Summary Report

7.4.1 *Moved by Councillor Spencer, seconded by Councillor Bernard to approve the October 2020 Development Permit Summary Report. Unanimously carried.*

7.5 Bills List

7.5.1 *Moved by Councillor Toombs, seconded by Councillor Mann to approve the August 2020 Bills in the amount of \$287,236.22. 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 August 2020. Unanimously carried.*

7.7 Credit Union Centre Report

7.7.1 *Moved by Councillor Toombs, seconded by Councillor Spencer to approve the Credit Union Centre report for the month of August 2020. Unanimously carried.*

7.7.2 Councillor Spencer expressed his appreciation for the installation of the stairwell light fixture at the Fitplex entrance.

7.8 Mayor's Report

7.8.1 *Moved by Deputy Mayor Pickering, seconded by Councillor Bernard to approve the Mayors report for the month of October 2020 as presented by Mayor Caseley. Unanimously carried.*

7.8.2 Mayor Caseley reported that the 2020 Annual Christmas Dinner would be canceled due to the current restrictions for gatherings due to Covid-19. In lieu of dinner, staff and Council will receive a gift pack which is still being developed by staff.

7.9 Federation of PEI Municipalities (FPEIM) Report

7.9.1 FPEIM will host a virtual AGM on Monday, October 19, 2020.

7.10 Heart of the Island Initiative (STEP) Report

7.10.1 Deputy Mayor Pickering announced an upcoming Turkey Dinner Fundraiser.

7.10.2 They had a great re-launch event for the John. A. Hogg Public Forest and are working on additional signage.

7.11 Kensington Area Chamber of Commerce (KACC) Report

7.11.1 Julia Smith has tendered her resignation from the KACC.

7.12 PEI 55 Plus Games

7.12.1 *Nil.*

8. New Business

8.1 Request for Decisions

8.1.1 Development Control Bylaw Amendment

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

WHEREAS a request has been received from a property owner requesting Town Council's consideration of amending their Development Control Bylaw to permit the addition of a third accessory structure on properties which are three (3) acres in size or greater;

AND WHEREAS a public meeting was held on August 27, 2020 in accordance with the PEI Planning Act and the Town's Development Control Bylaw;

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

AND WHEREAS the Bylaw was given first reading and approval at a duly held meeting of Town Council on September 14, 2020;

BE IT RESOLVED THAT Kensington Town Council give second reading to amend the Zoning and Subdivision Control Bylaw to allow

the placement of a third accessory structure on properties which are 3 acres in size or greater through the addition of the following words to Section 4.24 (1)(g):

“unless the property is three (3) acres or greater in size, in which case a maximum of three (3) buildings may be permitted.”

Unanimously carried.

8.1.1.2 *Moved by Councillor Mann, seconded by Councillor Bernard*

WHEREAS a request has been received from a property owner requesting Town Council’s consideration of amending their Development Control Bylaw to permit the addition of a third accessory structure on properties which are three (3) acres in size or greater;

AND WHEREAS a public meeting was held on August 27, 2020 in accordance with the PEI Planning Act and the Town’s Development Control Bylaw;

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

AND WHEREAS the Bylaw was given first reading and approval at a duly held meeting of Town Council on September 14, 2020;

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 allow the placement of a third accessory structure on properties which are 3 acres in size or greater through the addition of the following words to

Section 4.24 (1)(g):

“unless the property is three (3) acres or greater in size, in which case a maximum of three (3) buildings may be permitted.”

Unanimously carried.

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

WHEREAS a request has been received from a property owner requesting Town Council’s consideration of amending their Development Control Bylaw to permit the addition of a third accessory structure on properties which are three (3) acres in size or greater;

AND WHEREAS a public meeting was held on August 27, 2020 in accordance with the PEI Planning Act and the Town's Development Control Bylaw;

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

AND WHEREAS the Bylaw was given first reading and approval at a duly held meeting of Town Council on September 14, 2020;

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

BE IT RESOLVED THAT Kensington Town Council hereby formally adopt an amendment to the Zoning and Subdivision Control Bylaw to allow the placement of a third accessory structure on properties which are 3 acres in size or greater through the addition of the following words to Section 4.24 (1)(g):

“unless the property is three (3) acres or greater in size, in which case a maximum of three (3) buildings may be permitted.”

Unanimously carried.

8.1.2 Subdivision of Lands – PID No. 79673- 33 School Street

8.1.2.1 Moved by Deputy Mayor Pickering, seconded by Councillor Toombs

WHEREAS a request has been received from the owner of a property at 33 School Street (PID No. 79673) to subdivide the property into three separate parcels, being PID No. 79673 (originating parcel), Lot 20-1 and Parcel A; and to consolidate the newly formed Parcel A to an adjacent property (PID No. 79681) as per Survey Plan No. 20197-S01;

AND WHEREAS the proposed subdivision 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 79673 into three separate parcels, being PID No 79673 (originating parcel), Lot 20-1 and Parcel A, as per Survey Plan No. 20197-S01, dated September 25, 2020, drawn by Locus Surveys Ltd. BE IT

FUTHER RESOLVED THAT approval be granted to consolidate Parcel A with PID No. 79681, as per Survey Plan No. 20197-S01, dated September 25, 2020, drawn by Locus Surveys Ltd.

Unanimously carried.

8.1.3 2020 Capital Borrowing

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

WHEREAS Section 164 of the Municipal Government Act R.S.P.E.I. 1988, Cap. M-12.1. authorizes a Town Council to, by Bylaw, borrow money for capital purchases;

AND WHEREAS Town Council has authorized capital purchases since April of 2020 in the amount of \$160,564.64;

AND WHEREAS Town Council is intent on replacing the roofing and eaves troughing at the sewage treatment plant at an estimated cost of \$10,000.00;

AND WHEREAS it is deemed prudent to borrow the funds to cover the cumulative cost of these capital purchases;

AND WHEREAS the amount to be borrowed will not cause the Town to exceed its legislated debt capacity;

BE IT RESOLVED that the Town of Kensington be empowered to borrow \$170,564.64 from the Scotiabank;

i. repayable in full by Town Council over an amortization period not to exceed 5 years.

ii. at an interest rate of Prime, less 0.3% per annum with interest payable monthly.

iii. advances repayable on demand.

Unanimously carried.

8.1.4 Kensington Fire Hall Floor Drain Repairs

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

BE IT RESOLVED THAT Town Council award a contract for the repair of the Fire Hall floor drains to Owen MacDonald Construction as per their quote dated September 26, 2020 in the amount of \$7,300.00 plus HST.

Unanimously carried.

8.2 Other Matters

8.2.1 Mayor Caseley thanked Karen Murphy and Kim Caseley for organizing the Pumpkin Carving Contest and Kensington Food Basket for their donation of 120 Pumpkins.

- 8.2.2** Councillor Gallant complimented the recent concrete work completed by Owen MacDonald Construction.
- 8.2.3** Councillor Spencer inquired about the speed limits of emergency response vehicles. He expressed concerns of an RCMP vehicle that recently drove through Broadway Street with their emergency beacons on, at excessive speeds. Mr. Baker will discuss the matter with Chief Sutherland.
- 8.2.4** Councillor Gallant addressed a concern from citizens regarding a utility trailer parked in front of 63 Broadway Street N. Mr. Baker will report the concern to Chief Sutherland.

9. Correspondence

Councillor Mann declared a conflict and excused himself from the Council Chamber at 7:35pm.

- 9.1** A letter from the KAMHA President Pat Kelly, requesting the Town's approval for the installation of video surveillance cameras at the Credit Union Centre.

Moved by Councillor Bernard, seconded by Deputy Mayor Pickering to approve a request from the Kensington Area Minor Hockey Association to install video surveillance cameras at the Credit Union Centre, subject to compliance with Provincial regulations and the approval of Hockey PEI. Unanimously carried.

Councillor Mann returned to the Council Chamber at 7:40 pm.

- 9.2** A donation request from the Kensington Meals on Wheels program.

Moved by Councillor Gallant, seconded by Councillor Spencer to approve a \$2,000 donation to the Kensington Meals on Wheels program. Unanimously carried.

- 9.3** An update from the PEI Humane Society on their Expanding our Paw Print capital program.
- 9.4** Registration information from FPEIM for the virtual AGM on October 19, 2020.
- 9.5** An email from the PEI Rotary Club with information on their 2021 advertisement package. – *Received for information.*

10. In-Camera

- 10.1** *Nil.*

11. Adjournment

Moved by Councillor Toombs, seconded by Councillor Spencer to adjourn the meeting at 7:47 PM. Unanimously carried.

Geoff Baker,
CAO

Rowan Caseley,
Mayor