

**Town of Kensington**  
**Minutes of Regular Council Meeting**  
**Monday, April 12<sup>th</sup>, 2010**  
**7:00 PM**

**Council Members Present:** Mayor Gordon Coffin; Councillors: Gallant, Mill, Caseley, Chessman, Spencer and MacLean

**Staff Members Present:** Town Manager/Administrator, Geoff Baker; Deputy Administrator, Wendy MacKinnon; Administrative Assistant, Maria Hickey; Police Chief, Lewis Sutherland

**Visitors:** Myles Hickey, Hickey Farms Ltd., Paul MacEwen, Police Committee member at large and Stephanie Campbell, Librarian.

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**1. Calling of Meeting to Order**

1.1 Mayor Coffin 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 Chessman, seconded by Councillor Mill to approve the tentative agenda for March 8, 2011 moving Myles Hickey's request to rent parcels #66813 and #78329 to Item #4. Unanimously carried.*

**3. Kensington Heritage Library Presentation**

3.1 On behalf of the Kensington Heritage Library, Stephanie Campbell made a presentation to Council with a "Year at a Glance" information sheet explaining the amount of books borrowed and showing the significant increase in the number of people using the Kensington Heritage Library for 2009. The Library is applying for a grant for a summer student and if approved will allow the Library to open additional hours during the summer months.

**4. Hickey Farms Land Rental Request**

4.1 Myles Hickey representing Hickey Farms requested permission to rent parcels #66813 and #78329 from the Town of Kensington for planting cereal crops. Mr. Hickey explained the amount and types of fertilizer that will be used to grow the proposed crops on the land and he indicated that soil samples will be taken at the cost of Hickey Farms with results forwarded to the Town of Kensington. Mr. Hickey agreed to the environmental buffer zones that the Town has mandated through its well field protection plan.

**4.2** *Motion by Councillor Caseley, seconded by Councillor Spencer to approve the rental of two parcels of land, # 66813 and # 78329 to Hickey Farms using rental option #1 – year to year basis - Approval of crop to be grown and agreed upon on or before March 31<sup>st</sup> of each rental year. A report will be forwarded to the Town of Kensington on the condition of the soil for every year the parcels are rented. Rental rate - \$40.00 per acre. Unanimously carried.*

**5. Minutes of Previous Regular Meeting**

**5.1** *Moved by Councillor Caseley, seconded by Councillor Chessman to approve the minutes for the March 8<sup>th</sup>, 2010 regular meeting of Town Council with the following amendments:*

- *motion 3.2 – that Council agreed to appoint a member to the library board and more operational hours for the library were requested;*
- *Item 7, Councillor MacLean left Council Chambers before the motion for his building permit for renovations due to possible conflict of interest; and*
- *adjournment of the March 8<sup>th</sup> meeting was at 9:35 PM.*

*Unanimously carried.*

**6. Minutes of Previous Special Meeting**

**6.1** *Motion by Councillor Caseley, seconded by Councillor MacLean to approve the minutes for the Special Council Meeting on March 17<sup>th</sup>, 2010. Unanimously carried.*

**6.2** *Motion by Councillor Spencer, seconded by Councillor Mill to approve the minutes for the Special Council Meeting on March 25<sup>th</sup>, 2010. Unanimously carried.*

**7. Business Arising from Minutes**

**7.1** **Regular Council Meeting March 8<sup>th</sup>, 2010 – Nil**

**7.2** **Special Council Meeting March 17<sup>th</sup>, 2010 – Nil**

**7.3** **Budget Council Meeting March 25<sup>th</sup>, 2010**

**7.3.1** Robert Irving, owner of Cavendish Farms sent a thank you letter to the Chief Barry Folland for the efficient services rendered from the Kensington Fire Department at a fire that occurred at Cavendish Farms Plant recently. To express his appreciation he would like to donate a tanker truck to the Kensington Fire Department.

## **8. Approval of Accounts**

- 8.1** *Moved by Councillor Caseley, seconded by Councillor Spencer to approve expenditures from March 4, 2010 – April 8, 2010 for \$108,017.91. Unanimously carried.*

## **9. Committee Reports**

### **9.1 Police Report**

- 9.1.1** *Moved by Councillor MacLean, seconded by Councillor Chessman to adopt the March 2010 Police Report as prepared by Police Chief Lewis Sutherland. Unanimously carried.*
- 9.1.2** *Motion by Councillor MacLean, seconded by Councillor Caseley to purchase 10 Drug Safety Books at \$15.00 each for a total donation of \$150.00. Unanimously carried.*
- 9.1.3** *Motion by Councillor MacLean, seconded by Councillor Chessman to accept Paul MacEwen, 36 Sunset Drive, as a member-at-large on the Police Services Committee. Unanimously carried.*
- 9.1.4** A request was received from the Kensington Legion to set up a fenced area for the purpose of selling alcoholic beverages for their Interprovincial Legion Softball Tournament on July 23<sup>rd</sup> to 25<sup>th</sup>, 2010 as per their submitted plan (layout). They have also requested approval to set up a bar at the Community Gardens Complex for the closing banquet and dance.
- 9.1.5** *Motion by Councillor Spencer, seconded by Councillor MacLean to approve the request of the Legion to set up a fenced area for the purpose of selling alcoholic beverages for their Interprovincial Legion Softball Tournament from July 23<sup>rd</sup> to 25<sup>th</sup>, 2010 and also to approve the set up of a bar in the Community Gardens Complex for the closing banquet and dance subject to approval by the PEI Liquor Control Commission, subject to all alcoholic beverages being restricted to the fenced area and subject to adequate security being provided by the operators. Unanimously Carried.*
- 9.1.6** It was identified by Chief Sutherland that the marked Police car requires the bar lights to be replaced. Cost estimates will be forwarded to the Town Manager for consideration.

### **9.2 Property Committee Report**

- 9.2.1** *Motion by Councillor Spencer, seconded by Councillor Mill to approve a building permit for Michael and Rachel Howeth at 29 Broadway Street South to apply siding to exterior, deck repair, shed to be raised and fence installation. Unanimously carried.*

- 9.2.2 *Motion by Councillor Spencer, seconded by Councillor Mill to approve a building permit for M.S. Woodside Ltd. to construct a duplex at 3 Barrett Street. Unanimously carried.*
- 9.2.3 *Motion by Councillor Spencer, seconded by Councillor Mill to approve a building permit for John and Brenda White to construct a small garden shed in their rear yard with a variance of 18” on the required 3’ setback requirement for an accessory structure. Unanimously carried.*
- 9.2.4 *Motion by Councillor Spencer, seconded by Councillor Caseley to approve a building permit for Gerard Burt at 27 Woodleigh Drive to construct a garage and additional living space. Unanimously carried.*
- 9.2.5 *Motion by Councillor Spencer, seconded by Councillor Chessman to approve a building permit for Doug and Crystal Gallant at 22 Sunset Drive to construct a new single family residential dwelling. Developer is responsible for installation of water & sewer services. Unanimously carried.*
- 9.2.6 *Motion by Councillor Spencer, seconded by Councillor Caseley to approve a building permit for Don MacLelland at 6A Douglas Street to construct a deck. Unanimously carried.*
- 9.2.7 *Motion by Councillor Spencer, seconded by Councillor Caseley to approve a building permit for Paul & Theresa Cousins to install new windows and new roof. Unanimously carried.*
- 9.2.8 Members of Town Council noted their concern with building permits being submitted to the Town for consideration with incomplete information. The matter was referred to the Property Committee for discussion.

*Motion by Councillor Caseley, seconded by Councillor Chessman to recess at 9:00 PM for 10 minutes. Unanimously Carried.*

**Reconvened at 9:12 PM**

### **9.3 Recreation, Parks and Special Events Committee Report**

- 9.3.1 *Motion by Councillor Mill, seconded by Councillor Spencer to accept the March 2010 Recreation, Parks and Special Events report as prepared by Councillor Mill. Unanimously carried.*

## **9.4 Public Works**

- 9.4.1** The site for the new multi-use family park has been selected. It is proposed at the east end of the Gorman Property on the South side of the Irishtown Road. Approval for the use of this site must be given by the Federal Minister of Environment as this property was eco-gifted to the Town previously.
- 9.4.2** *Motion by Councillor Chessman, seconded by Councillor Caseley to direct the Town Manager to apply to the Federal Minister of Environment for a land use change to facilitate the installation of the multi-use park and to apply for funding through the Provincial Island Community Fund for the development of the multi-use park. The Town of Kensington recognizes its responsibility for the operation and maintenance of the park and any cost overruns for the construction of the park. Unanimously carried.*
- 9.4.3** Town clean – up day will be organized by Councillor Chessman and will be held May 1<sup>st</sup>, 2010 from 9am to noon.

## **9.5 Fire Report**

- 9.5.1** *Moved by Councillor Gallant, seconded by Councillor Mill to adopt the March 2010 Fire Report as prepared by Fire Chief Barry Folland. Unanimously carried.*
- 9.5.2** A letter was received from Cavendish Farms thanking the Kensington Fire Department for their efficient response to the fire at their New Annan plant recently. They have offered the Kensington Fire Department a donation of a Midland tanker truck. A letter is to be sent to the Irving's thanking them for the generous donation and to request their involvement in a public recognition of the generous donation.

## **9.6. Finance Report**

- 9.6.1** *Moved by Councillor Caseley, seconded by Councillor MacLean to adopt the March 2010 Financial Report as presented by Councillor Caseley. Unanimously carried.*

## **10. Mayor's Report**

- 10.1** The Wellness Complex Development cost estimates have been received at approximately \$8,000,000.00. *Moved by Councillor Caseley, seconded by Councillor Mill to give direction to the Town Manager to write a letter from the Town of Kensington to support the funding application that the Wellness Complex Committee will be sending to various Government agencies requesting funding for this project. Unanimously carried.*

- 10.2** An Internship Program has been granted to the Town of Kensington for a University graduate for six months with no cost to the Town. The student is Doran Gilbert and he will be working on economic development strategies for the Town of Kensington.
- 10.3** Mr. Lea Bell has contacted Mayor Coffin indicating there is a motorcade of antique cars coming to Kensington on July 11<sup>th</sup> to the 17<sup>th</sup>. He wondered about the possibility of declaring the week of July 11<sup>th</sup> to 17<sup>th</sup> as National Auto Heritage Week.
- 10.4** *Motion by Councillor Chessman, seconded by Councillor MacLean to declare the week of July 11<sup>th</sup> to the 17<sup>th</sup> as National Auto Heritage Week in the Town of Kensington. Unanimously Carried.*

**11. Committee of the Whole (In Camera)**

- 11.1** *Motion by Councillor Mill, seconded by Councillor Chessman to move into a Committee of the Whole – In Camera Session at 10:15 PM. Unanimously Carried.*
- 11.2** *Motion by Councillor Caseley seconded by Councillor Spencer to rise and come out of in Camera at 10:30 PM. Unanimously Carried.*

**12. Correspondence**

- Ad in P.E.I. hand book, two of the pictures should be changed as they are not from Kensington, but are from the surrounding area. Also, it should have a greeting in French and Japanese at the bottom.
- Letter from Wes Sheridan's office stating that they have forwarded the Town of Kensington's application to annex parcels 668137 and 651695 to IRAC for the public hearing process required under section 13 of the Municipality Act.
- A letter from Karen MacKay, Island Stone Pub, stating that she would like to open a "Sopapilla Hut" on the grass portion near the Town clock. This would be a 6' x 6' wooden structure which houses a small counter top fryer, a small freezer and a sundae topping area. Also, she would like to place a seafood bar and three or four tables at the west end between the train station and the liquor store. Council needs more information on a revised plan as this current one won't be suitable.
- A letter from Jean Thompson, a senior from Lions Drive, stating the Town should have a taxi service for anyone with no other transportation. It was indicated that there already is a taxi service in Town. The Town Manager was directed to contact the taxi service provider to ensure that proper

documentation has been filed with the Town to allow the taxi service to operate.

- A letter was received from Judy Cole, Cole's Family Restaurant. She would like to relocate her restaurant to the Lion's Club building. The Town will have to ensure the development is completed in compliance with the Planning Act of PEI.
- KISH Newsletter was received for Council to view.
- A letter from Games Inc. stating that the Canadian Breast Cancer Foundation – Atlantic Chapter is aware that Games Inc. will be fundraising for the Canadian Breast Cancer Foundation - Atlantic Chapter.
- A letter from the Kensington Area Chamber of Commerce and the Western PEI Health & Safety Group extending an invitation to join in on the celebration of NAOSH week. There will be a fun filled morning with breakfast, flag raising ceremony and a 5 KM walk in support of Steps for Life held on Saturday, May 1, 2010 at 8:30 am at the Kensington Club.

### **13. Adjournment**

*Moved by Councillor Mill, seconded by Councillor Spencer to adjourn the meeting at 11:10 PM. Unanimously carried.*

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Wendy MacKinnon,  
Deputy Administrator

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Gordon Coffin,  
Mayor