

Town of Kensington
Minutes of Regular Council Meeting
Monday May 9, 2011
7:00 PM

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

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

1. Calling of Meeting to Order

1.1 Mayor Gordon Coffin called the meeting to order at 6:50 PM and welcomed Council members, staff and visitors.

2. Approval of Tentative Agenda

2.1 *Moved by Councillor MacLean, seconded by Councillor Spencer to approve the tentative agenda for the May 9, 2011 regular meeting of Town Council. Unanimously carried.*

3. Approval of Minutes of Previous Meeting

3.1 *Moved by Councillor Caseley, seconded by Councillor Mill to approve the minutes for the April 11, 2011 Regular Council Meeting. Unanimously carried.*

3.2 *Moved by Councillor MacLean, seconded by Councillor Spencer to approve the minutes for the April 13, 2011 Special Council Meeting. Unanimously carried.*

3.3 *Moved by Councillor Caseley, seconded by Councillor Spencer to approve the minutes for the April 26, 2011 Special Council Meeting with the amendment of absent Councillors to be Councillor Gallant and Councillor Chessman. Unanimously carried.*

3.4 *Moved by Councillor Spencer, seconded by Councillor MacLean to approve the minutes for the May 5, 2011 Public Meeting with an amendment to the date from Wednesday to Thursday, and the addition of resident's concerns of building heights. Unanimously carried.*

3.5 *Moved by Councillor Spencer, seconded by Councillor Mill to approve the minutes for the May 5, 2011 Special Council Meeting. Unanimously carried.*

4. Business Arising from Minutes

4.1 April 11, 2011 - Regular Council Meeting

4.1.1 Councillor Caseley inquired on the status of the Memorandum of Understanding for the provision of certain policing services by the Town of Kensington to the Community of Borden Charlton. Amendments to the original document have been made at the request of the Provincial Attorney Generals Office and the Memorandum should be signed and returned to the Town of Kensington shortly.

4.1.2 Councillor MacLean inquired if any damages occurred to the EVK Swimming pool over the winter months. At this time there hasn't been any damages reported however a more detailed assessment will be made throughout the month of May.

4.1.3 No further details are available on the demolition of the warehouses beside the Confederation trail off of Woodleigh Drive.

4.1.4 Councillor Spencer expressed concern with the continual neglect from some dog owners in the community to abide by the Removal of Animal Waste Bylaw.

4.2 April 13, 2011 – Special Council Meeting

4.2.1 Nil

4.3 April 26, 2011 – Special Council Meeting

4.3.1 Nil

4.4 May 5, 2011 – Public Meeting

4.4.1 Nil

4.5 May 5, 2011 – Special Council Meeting

4.5.1 Nil

5. Committee Reports

5.1 Police Report

5.1.1 *Moved by Councillor MacLean, seconded by Deputy Mayor Chessman to adopt the April 2011 Police Committee Report as prepared by Police Chief Lewis Sutherland. Unanimously carried.*

- 5.1.2 The Kensington Police Service Annual Fishing Derby will be held May 28 and 29, 2011.
- 5.1.3 Chief Sutherland expressed concern that the local KARA summer program has not been requiring Criminal Record Checks for their summer employees.
- 5.1.4 Chief Sutherland reported that the parking spaces on Broadway Street North in front of the Greco Building and at other intersection points along Broadway Street are becoming a source of concern from a safety perspective. The matter was referred to the Police Committee for further review and for recommendations to be brought before Town Council.

5.2 Property Committee Report

- 5.2.1 *Moved by Councillor Spencer, seconded by Councillor MacLean to approve a building permit for AJS Development Inc to construct a semi-detached duplex at 4A & 4B Maple Lane, PID No. 698530. Such approval is subject to compliance with all other relevant federal, provincial and municipal legislation and regulations. Unanimously carried.*
- 5.2.2 *Moved by Councillor Spencer, seconded by Deputy Mayor Chessman to approve a building permit for Webster Enterprise Limited to demolish the existing house at 9 Imperial Street, PID No. 79855. Such approval is subject to compliance with all other relevant federal, provincial and municipal legislation and regulations. Unanimously carried.*
- 5.2.3 *Moved by Councillor Spencer, seconded by Deputy Mayor Chessman to approve a building permit for Lee Pidgeon Electrical Ltd. at 19 Pleasant Street, PID No. 80143-000 to construct a new triplex. Such approval is subject to compliance with all other relevant federal, provincial and municipal legislation and regulations. Unanimously carried.*
- 5.2.4 *Moved by Councillor Spencer, seconded by Councillor Caseley to approve a building permit for Paul Chessman at 10 Linwood Drive, PID No. 916858 to extending the existing deck by 8'. Such approval is subject to compliance with all other relevant federal, provincial and municipal legislation and regulations. Motion carried – 5 for 1 abstention (Deputy Mayor Chessman declared a conflict of interest and left the Chambers prior to discussion)*
- 5.2.5 *Moved by Councillor Spencer, seconded by Councillor MacLean to approve a building permit for Simone DesRoches at 8Russell Street, PID No. 78816 to remove and re-locate the existing driveway on the South side of the property and build a baby barn. Such approval is subject to compliance with all other relevant federal, provincial and municipal legislation and regulations. Unanimously carried.*

5.2.6 *Moved by Councillor Spencer, seconded by Councillor Caseley to approve a building permit for Steven Harding at 34 School Street PID No. 563569 to construct a baby barn. Such approval is subject to compliance with all other relevant federal, provincial and municipal legislation and regulations. Unanimously carried.*

5.3 Parks and Recreation

5.3.1 The Island Trails BBQ hosted by the Town of Kensington will be held on June 11th, 2011 from 12:00 – 1:30 PM.

5.3.2 *Moved by Councillor Mill, seconded by Councillor MacLean to adopt the April 2011 report for Parks, Recreation and Special Events as prepared by Councillor Mill. Unanimously carried.*

5.4 Public Works Report

5.4.1 *Moved by Deputy Mayor Chessman, seconded by Councillor Caseley to adopt the April 2011 Public Works Report as prepared by Deputy Mayor Chessman. Unanimously carried.*

5.4.2 Deputy Mayor Chessman thanked staff, Councillors, residents and several youth groups in the community that assisted with the Town's Spring Clean Up.

5.4.3 Public Works Supervisor, Ralph Wadman has completed painting the police department and will be returning to regular duties.

5.5 Fire Report

5.5.1 The surplus Fire Truck and equipment will be sent to the Manitoba Association of Native Fire Fighters as soon as the remaining donations arrive from other Fire Stations. Transportation has been arranged through Indian and Northern Affairs Canada.

5.5.2 There will be a meeting held with the CAO, Mayor, Fire Committee Chair and the volunteer fire fighters to discuss the recently vacant fire chief position as well as to discuss any concerns which the fire department may have.

5.5.3 A presentation will be made to retired Fire Chief Barry Folland to recognize his years of dedicated service. A suitable date will be worked out with Mr. Folland and the fire department.

5.5.4 *Moved by Councillor Gallant, seconded by Councillor Mill to adopt the February & March 2011 Fire Report as prepared by Chief Folland. Unanimously carried.*

5.6 Finance and Administration Report

- 5.6.1 *Moved by Councillor Caseley, seconded by Deputy Mayor Chessman to adopt the Finance and Administration Committee report for the month of April 2011, as prepared by Councillor Caseley. Unanimously carried.*
- 5.6.2 *Moved by Councillor Caseley, seconded by Councillor Spencer to approve a quote from Combat Computers Inc. to purchase three new laptops for town staff and to setup and upgrade software on Town Council computers. The surplus laptops shall be available for staff to purchase at their appraised value. Unanimously carried.*
- 5.6.3 *Moved by Councillor Caseley, seconded by Councillor Spencer to approve the Summary Income Statement for April as presented by Councillor Caseley. Unanimously carried.*
- 5.6.4 *Moved by Councillor Caseley, seconded by Deputy Mayor Chessman to approve the payment of bills in the amount of \$131,780.17 for the month of April 2011. Unanimously carried.*
- 5.6.5 *WHEREAS the Kensington and Area Recreation Association requested a meeting with the Town Council and presented a proposal for the Town of Kensington to assume ownership of all assets, liabilities and management of the Community Gardens Complex, subject to the final approval of the Kensington and Area Recreation Association Board of Directors at their Annual General Meeting scheduled for June 20, 2011;*

AND WHEREAS the Kensington Town Council referred the matter to the Finance and Administration Committee to research, evaluate, and provide a written request for decision along with a recommendation;

AND WHEREAS the Finance and Administration Committee has researched and evaluated the request;

AND WHEREAS the Finance and Administration Committee hereby recommends that Town Council proceed with the ownership proposal as contained in the request for decision;

BE IT RESOLVED that the Town of Kensington, pending approval at the Kensington Area Recreation Association Annual General Meeting scheduled for June 20, 2011, assume ownership of all assets, liabilities and management of the Community Gardens Complex as soon as reasonably possible.

Moved by Councillor Caseley, seconded by Councillor Mill. Unanimously carried.

5.7 Mayor's Report

- 5.7.1 Mayor Coffin along with other members of Council and Staff attended the Annual FPEIM meeting in Montague.
- 5.7.2 Mayor Coffin and Councillor Caseley attended the Island Steps for Life Walk and BBQ.
- 5.7.3 Mayor Coffin brought greetings on behalf of the Town of Kensington at the International Children's Memorial Place tree planting.

Moved by Councillor Caseley, seconded by Councillor Spencer to recess for 10 minutes at 9:00 PM. Unanimously carried.

Mayor Coffin called the meeting back to order at 9:10PM.

6. Subdivision Approval – Lands Owned by Lila May Finlay

- 6.1 *Moved by Councillor Spencer, seconded by Councillor MacLean to give formal approval to subdivide 90 Victoria Street West (PID No.076414) into four (4) separate parcels creating lots 11-1, 11-2, 11-3 on Stewart Street as per Drawing No. 11045. Unanimously carried.*

7. Flower Boxes – Main Intersection

- 7.1 *Moved by Councillor Caseley, seconded by Councillor MacLean to approve a \$275.00 financial contribution to construct six flower boxes to be located on the vacant lot at the intersection of Victoria St. E and Broadway St. S. Unanimously carried.*

8. Zoning Application – Approval in Principle – Lands Owned by Caseley Farms Ltd.

- 8.1 *Moved by Councillor Spencer, seconded by Councillor MacLean to approve, in principle, the application of a two family zoning designation to the remaining parcel of PID No. 762559 (see Plan No. 04226P, dated July 28, 2004, drawn by Locus Survey's Inc.), excepting what has already had zoning designations applied, more specifically excepting Lots A86, A87, A34, A35, A36, A37, A38, A39, A40, A41 and A42 as shown on Plan No. 04226P. Unanimously carried.*

9. Property Demolition – 12 Francis Street, 27 School Street and 47 Broadway Street N

- 9.1 *Moved by Councillor Caseley, seconded by Deputy Mayor Chessman to approve the quotation from Bulldog Demolition for \$11,740.00 plus applicable taxes for the demolition of the buildings contained at 12 Francis Street, 27 School Street and 47 Broadway Street N. Unanimously carried.*

10. Department of Agriculture – Weather Monitoring Station Relocation

- 10.1 *Moved by Councillor Spencer, seconded by Deputy Mayor Chessman to approve the relocation of the Department of Agriculture weathering monitoring station*

from the Industrial Park to the west end of the Gorman Property. Unanimously carried.

11. Re-Zoning Application – MAC Properties - 6 Sunset Drive (Portion of PID No. 990880)

11.1 *Moved by Councillor Spencer, seconded by Councillor MacLean to approve second reading to amend the Town of Kensington Zoning and Subdivision Control (Development) Bulaw to re-zone Lot No. 2 (6 Sunset Drive, Portion of PID No. 880880) in the Ranchland Estates subdivision from two-family residential (R2) to multi-family residential (R3). Unanimously carried.*

11.2 *BE IT RESOLVED that the Town of Kensington formally adopt and approve the application of multi-family residential (R3) zoning designation to 6 Sunset Drive (PID No. 880880) Moved by Councillor Spencer, seconded by Councillor Caseley. Unanimously carried.*

12. Request for Decision (RFD) – Kennet Building

12.1 *WHEREAS the KenNet Board of Directors have unanimously passed a motion to approach the Town of Kensington to determine their interest in assuming ownership of the KenNet Property, Building and applicable infrastructure;*

AND WHEREAS the Provincial government is seeking an appropriate site for the re-location of the Fun Times Early Childhood Education Facility;

AND WHEREAS discussions are on-going with the Province of PEI to determine suitable terms and conditions should the Town purchase the KenNet facility;

BE IT RESOLVED that the Finance and Administration Committee, in consultation with the Mayor and CAO, be hereby empowered to proceed with the purchase of the KenNet Building, property and associated infrastructure pending successful and suitable negotiations with the Province of PEI.

Moved by Councillor Spencer, seconded by Councillor Gallant. Motion carried 5 for 1 abstention (Councillor Caseley declared a conflict of interest and left the Chambers prior to discussion)

13. Correspondence

- KISH Newsletter
- *Moved by Councillor Gallant, seconded by Councillor Mill to donate \$100.00 to QEES and KISH for their end of year graduation prizes and \$100.00 to KISH for Safe Grad activities. Unanimously carried.*
- Councillor Caseley expressed interest in having the Town of Kensington join the CBC Production, Live Right Now – Million Pound Challenge.

14. Other Matters

- 14.1** Council discussed the short term use for the recently purchased properties which will be demolished this spring.
- 12 Francis Street shall be utilized as Green Space and shall improve the level of transportation safety in the vicinity of the property.
 - 47 Broadway Street shall be utilized as a temporary parking facility and will be appropriately advertised for development.
 - 27 School Street shall be utilized as park area/green space. Councillor MacLean will contact the neighbouring property owners regarding the relocation of the existing pool fence. It is envisioned that the area will house picnic tables, park benches and other similar park infrastructure.
- 14.2** Consideration will be given to the proposal from Rainbow Valley Holdings in respect to the trade of an ornamental fiddle and other park equipment for the horse drawn hearses from the Town.
- 14.3** A Visioning Session of Town Council will be held on Tuesday, May 24th at 4:30 PM.
- 14.4** Mayor Coffin will speak with Lieutenant Governor Barbra Hagerman to request Kensington be a visited location for Prince William and Kate during their Royal Visit to Canada which includes Prince Edward Island.

15. Adjournment

Moved by Councillor Caseley, seconded by Deputy Mayor Chessman to adjourn the meeting at 10:45 PM. Unanimously carried.

Wendy MacKinnon,
Deputy Administrator

Gordon Coffin,
Mayor