

**Cornwall, Prince Edward Island
Council Minutes**

August 19, 2009

Cornwall, Prince Edward Island

The regular meeting of Cornwall Town Council was held in Council Chambers on Wednesday, August 19, 2009.

CALL TO ORDER:

The meeting was called to order at 7:29 pm by Mayor Patrick MacFadyen.

ATTENDANCE & REGRETS:

Present were: Mayor Patrick MacFadyen; Deputy Mayor Charles Easter; Councillors Irene Dawson, Kent Lannan, Marlene Hunt, Ernie Gallant, Parker Beer; Administrator, Kevin McCarville; Administrative Assistant, Stephanie Cairns and 3 members of the public.

APPROVAL OF AGENDA:

Councillor Dawson moved, Councillor Hunt seconded,

the agenda as circulated prior to the meeting be the agenda.

MOTION CARRIED 2009-08-1630

APPROVAL OF MINUTES OF JULY 15, 2009 REGULAR MEETING OF COUNCIL:

Councillor Gallant moved, Deputy Mayor Easter seconded,

the Minutes of July 15, 2009 be approved with corrections.

MOTION CARRIED 2009-08-1631

BUSINESS ARISING:

There was no business arising from the Minutes.

PLANNING BOARD - DEPUTY MAYOR CHARLES EASTER

The report was included in the Council package.

Deputy Mayor Easter reports the issue at 110 Cornwall Road has not been resolved.

A letter was sent to the resident of 31 James Street concerning the height of the accessory structure built on the property. The application submitted indicates the building would be one storey. A permit had been issued with a condition that the building not exceed 12 ft in height. The building is actually two stories and approximately 18 ft in height. Mr. Nicholson requested a variance to permit the excessive height.

Deputy Mayor Easter moved, Councillor Lannan seconded,

Council deny a request for a variance for height to exceed the allowable amount for the accessory building for PID 603290, located at 31 James Street.

Councillor Dawson feels Town staff should have outlined the conditions for the permit, ie height and size. She adds Mr. Nicholson advised staff this structure replaced an existing structure that was 16 ft in height. Councillor Dawson adds this error was not intentional on Mr. Nicholson's part and feels the variance should be granted.

Discussion also focussed on the importance of setting a precedence within the Town.

Deputy Mayor Easter, Councillors Hunt, Gallant and Lannan voted for the motion.

Councillors Dawson and Beer voted against the motion.

MOTION CARRIED 2009-08-1632

The Town received an application for a preliminary plan for the subdivision of PID 247825 into three residential lots.

Deputy Mayor Easter moved, Councillor Lannan seconded,

Council grant preliminary approval for subdivision of PID 247825, located at 530 Trans Canada Highway into 3 residential lots subject to the following conditions:

1. All lots are to be serviced by municipal water and sewer, the developer is responsible for extending services to each lot; and
2. Lot No. 1 is to be considered a pan handle lot with no less than 24 feet of frontage.

MOTION CARRIED 2009-08-1633

Deputy Mayor Easter moved, Councillor Lannan seconded,

Council grant a special permit to allow the development of a semi-detached dwelling unit in a block encompassed by the Trans Canada Highway, Meadowbank Road, Gardiner Drive and Hilltop Drives and PID 425967.

This will increase the percentage of semi-detached units from 20% up to 25%. The development of a semi-detached dwelling will be on a lot which is part of PID 247825, located at 530 Trans Canada Highway but will have its frontage on Sobey Drive.

Deputy Mayor Easter, Councillors Beer, Hunt, Dawson and Gallant voted for the motion.

Councillor Lannan voted against the motion.

MOTION CARRIED 2009-08-1634

A concept was received for a 54 unit apartment complex to be located at 399 Trans Canada Highway. Planning Board has some concerns which will be forwarded to the developer.

The Marianne Drive Swale Agreement has been signed and work is to begin soon. Deputy Mayor Easter thanks Councillor Dawson in getting this agreement signed.

Planning Board intends to bring the first reading of the Wind Energy Bylaw to Council next month.

UTILITY - COUNCILLOR IRENE DAWSON

The report was included in the Council package.

The Utility continues to work on reducing electricity costs to the blower buildings.

Staff are in the process of determining the parts to be ordered for the Ferry Road Pumping Station.

The Utility continues work on eliminating possible contamination sources to the wells at River Point Place.

The Utility is projected to be over budget by approximately \$10,000 to \$15,000 due to sewer maintenance and hydro costs.

Staff continue to work on lowering overdue Utility accounts.

TRANSPORTATION AND SAFETY - COUNCILLOR MARLENE HUNT:

The report was included in the package.

The Committee is preparing a long term priority list for sidewalks for 2010. The tenders will go out for the sidewalk between Subway and the Feed Mill very soon.

Councillor Hunt reports the Dept. of Transportation has denied the Town's request to reduce the speed limit on the Trans Canada Highway near the Feed Mill.

Councillor Hunt reports the June and July ridership is up by approximately 8 people per day. Truis Transit will be hosting an information session at UPEI to educate the public on transit.

The Committee discussed street lights within the Town. It has been suggested to update the street light policy.

COMMUNITY SERVICES LIAISON COMMITTEE - COUNCILLOR PARKER BEER:

The report was included in the Council package.

Councillor Beer reports his Committee will be meeting with the North River Fire Department next week to discuss a new agreement.

Staff have been directed to prepare a Request for Proposals for a building design for the Civic Centre. The Committee will need direction from Council as to how much money the Town is prepared to commit to this project before the RFP is issued. Councillor Beer notes other groups have approached the Committee regarding their wishes in an upgraded Civic Centre. Given the recent decision to relocate CHANCES to the Ferry Road Centre, the Committee will be seeking additional input from the Parks and Recreation Committee regarding their needs in the Civic Centre.

PARKS & RECREATION - COUNCILLOR KENT LANNAN:

The report was included in the Council package.

Councillor Lannan reports summer program enrollments are up from 2008.

The resurfacing of existing trails is currently being completed by the maintenance staff. The Committee discussed the possibility of installing a trail along the berm in the Business Park. The quote for a trail along the stream on Lacardy was approximately \$12,600.

Councillor Lannan moved, Councillor Hunt seconded,

the Town of Cornwall award the Lacardy Drive Trail Project to Lomer MacDonald Construction at a cost of \$12,600 plus taxes.

MOTION CARRIED 2009-08-1635

The Turf Field bookings average the same as last year, \$46,300.

The pool heater has been repaired. The health inspectors report states this will be the last year the change rooms will be open in their current condition.

Council discussed possible solutions for dealing with the ongoing issues at the dog park which included relocating the dog park and/or the possibility of banning individual(s).

After discussion, it was decided to relocate the dog park next to the Town Hall and the park rules will be enforced by Town staff. The Town is waiting to hear from the APM Centre re: permission of the land.

FINANCE & ADMINISTRATION - COUNCILLOR ERNEST GALLANT

The Financial Statements were reviewed.

Councillor Gallant moved, Deputy Mayor Easter seconded,

the Town of Cornwall give first reading to the Town of Cornwall Election Bylaw #104.

Councillor Dawson moved, Councillor Hunt seconded,

to table the above motion until the document is revised.

MOTION CARRIED 2009-08-1636

Councillor Lannan discussed the reward cards/Air Miles cards to be used by elected officials as well as Town staff when making Town purchases.

Councillor Lannan moved,

Any travel by an elected official representing the Town of Cornwall will be booked and paid for by the Town of Cornwall. Benefits received will be gained by the Town of Cornwall.

This motion was not seconded. Mayor MacFadyen declared the motion dead.

Councillor Dawson advises the Cornwall Library has received a Family Literacy Grant of \$3000 for their "Spring Into Reading" Program.

Councillor Dawson notes she will be bringing a motion forward at the September meeting recommending the Town of Cornwall become a supporting member of True Sport Canada.

COMMUNICATION - MAYOR MACFADYEN

Under the Building Canada Fund, Communities 13 requests a motion of support from the Town for their funding.

Councillor Lannan moved, Councillor Gallant seconded,

Whereas the Town of Cornwall supported Communities 13 Inc. in their funding application for an Energy Audit for the APM Centre under the Capacity Building Fund and;

Whereas Communities 13 Inc. has completed this energy audit;

Be it resolved the Town of Cornwall supports Communities 13 Inc. application for funding under the Building Canada Fund to support the Energy Audit Retro fit project.

MOTION CARRIED 2009-08-1637

Councillor Lannan moved, Councillor Hunt seconded,

the Town of Cornwall enter into agreement with Island Montessori Academy for the servicing and access of PID 229336.

MOTION CARRIED 2009-08-1638

It is understood Island Montessori Academy will pay 1/3 of the cost to service the property up to \$53,000 and 100% of the cost above \$53,000.

It is also understood access to PID 229336 may be via Town property 781419 (pump house on Meadowbank Road. All costs (i.e. survey, legal, earthwork, etc.) associated with securing this access will be covered by Island Montessori Academy.

Mayor MacFadyen notes Cornwall resident Donald MacFadyen wanted to pass along his compliments to Council on the appearance of the Town ie, flowerbeds, ditches, and parks.

ADJOURNMENT

The meeting adjourned at 10:05 pm.

PATRICK MACFADYEN
MAYOR

KEVIN MCCARVILLE
CAO