

**Cornwall, Prince Edward Island
Council Minutes**

December 16, 2009

Cornwall, Prince Edward Island

The regular meeting of Cornwall Town Council was held in Council Chambers on Wednesday, December 16, 2009.

CALL TO ORDER:

The meeting was called to order at 7:35 pm by Mayor Patrick MacFadyen.

ATTENDANCE & REGRETS:

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

Regrets: Councillor Parker Beer.

APPROVAL OF AGENDA:

Councillor Gallant moved, Councillor Hunt seconded,

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

MOTION CARRIED 2009-12-1662

APPROVAL OF MINUTES OF NOVEMBER 5, 2009 PUBLIC MEETING:

Deputy Mayor Easter moved, Councillor Gallant seconded,

the Minutes of November 5, 2009 be approved as circulated.

MOTION CARRIED 2009-12-1663

APPROVAL OF MINUTES OF NOVEMBER 18, 2009 REGULAR MEETING OF COUNCIL:

Councillor Dawson moved, Councillor Gallant seconded,

the Minutes of November 18, 2009 be approved with a correction.

MOTION CARRIED 2009-12-1664

BUSINESS ARISING:

There was no business arising from the Minutes.

PLANNING BOARD - DEPUTY MAYOR CHARLES EASTER:

The report was included in the Council package.

The Town received a letter from Mr. MacNeil's solicitor advising his business located at 158 Kingston Road was in effect before these Bylaws were in place per Section 4.25 (1) of the Bylaw (Non-Conforming Uses) and that Section 4.5 (Business Uses in Residential Zones) which would allow him to continue his automotive operations. Staff have been directed to send a letter to Mr. MacNeil requesting more information regarding when the business began as a permitted use.

Shelley McInnis has been hired for 13 weeks to digitize the civic address files among other related duties.

24 lots located on Osprey Drive have been approved in the Primrose Point subdivision.

Deputy Mayor Easter moved, Councillor Lannan seconded,

WHEREAS Bylaw 403H, a bylaw to amend the Cornwall Zoning & Subdivision Control (Development) Bylaw, was first read and approved by Council on November 18, 2009 and

WHEREAS the proposed amendment were advertised and presented at a public meeting held on November 5, 2009

BE IT RESOLVED that Bylaw 403H, a bylaw to amend the Town of Cornwall Zoning & Subdivision Control (Development) Bylaw be hereby read and approved a second time.

MOTION CARRIED 2009-12-1665

Deputy Mayor Easter moved, Councillor Lannan seconded,

WHEREAS Bylaw 403H, a bylaw to amend the Cornwall Zoning & Subdivision Control (Development) Bylaw, was first read and approved by Council on November 18, 2009 and

WHEREAS Bylaw 403H, a bylaw to amend the Town of Cornwall Zoning and Subdivision Control (Development) Bylaw was read and approved a second time by Council on December 16, 2009

BE IT RESOLVED that Bylaw 403H, a bylaw to amend the Town of Cornwall Zoning & Subdivision Control (Development) Bylaw be formally adopted and that the Mayor and Chief Administrative Officer be authorized to affix their signatures

and corporate seal of the Town thereto to formally declare the said Bylaw be passed.

MOTION CARRIED 2009-12-1666

569 Trans Canada Highway

The Town received an application for a group home to be located at 569 Trans Canada Highway. Deputy Mayor Easter advised this is a Special Permit Use and is subject to conditions imposed by Council. The specific condition for this permit would be a one year trial period, Council would then have an opportunity to review and reconsider the suitability of the group home.

Deputy Mayor Easter moved, Councillor Lannan seconded,

Council grant a Special Use Permit, with conditions, to allow for a group home located at 569 Trans Canada Highway, PID 247858.

MOTION CARRIED 2009-12-1667

UTILITY - COUNCILLOR IRENE DAWSON

The Utility did not have their meeting this month, however they will be meeting in January.

A few large overdue utility accounts have been paid.

Meetings are ongoing with the CAO, Gary Drake and Reagh Clark regarding the Utility.

Previously it was noted the Utility would be approximately \$20,000 over budget. It appears the Utility will be closer to \$10,000 over budget.

TRANSPORTATION AND SAFETY - COUNCILLOR MARLENE HUNT:

Councillor Hunt is pleased with the transit numbers reported, averaging 82 passengers per day.

The Committee hopes to bring forward a resolution for the Transit Agreement in January. Changes in the fuel clause are being considered.

Councillor Hunt advises the sidewalk on Meadowbank Road from Gardiner Dr. to the Trans Canada Highway as well as the section on the Trans Canada Highway have been completed. The Heatherway Drive extension has been poured.

Staff has been directed to have the street light near 70 Lantern Crescent turned on. Staff has been directed to prepare a letter to the Province requesting a light be placed at the intersection of the Cornwall and Kingston Roads.

Councillor Hunt notes her committee feels more street lights are required throughout the growing Town and advises the street light budget will need to increase in keeping with Maritime Electric rates.

Councillor Hunt notes the committee is pleased with the present crosswalk service at Westwood School.

Deputy Mayor Easter notes the Committee should be looking at getting temporary shelters for Transit users. Councillor Lannan inquires as to why shelters are required for transit users while young children waiting for school buses do not have shelters.

COMMUNITY SERVICES LIAISON COMMITTEE - COUNCILLOR PARKER BEER

Councillor Dawson reported as Councillor Beer was absent.

The report was included in the package as well as the RCMP and Humane Society reports.

The Town has been verbally advised of the North River Fire Department's intention to maintain the 7 cents per \$100 of assessment rate for fire protection within the Town.

Councillor Dawson reports the condenser at the Curling Club broke. A temporary one has been installed which will get the club through this season.

Councillor Dawson moved, Deputy Mayor Easter seconded,

the Town of Cornwall hire CBCL Ltd. as the project manager for the Cornwall Civic Centre Build Canada project.

Comments were discussed as to options considered for securing a Project Manager.

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

Councillor Gallant voted against the motion.

MOTION CARRIED 2009-12-1668

Council discussed time lines with regards to renovations to the Civic Centre.

Mayor MacFadyen received a letter from the Presidents of the Curling Club, Lion's Club and 50 Plus user groups thanking the Mayor for meeting with them to discuss the Civic Centre renovation project.

PARKS & RECREATION - COUNCILLOR KENT LANNAN:

The report was included in the package.

The Committee discussed winter programs as well as trails within the Town.

Councillor Lannan thanked all of the Turf Field users, especially the Eliot River Soccer Club for their continued usage of the Turf Field.

Progress of Phase 2 of the Sports Field Complex has been slow to date. Island Coastal has ceased operation as of November 30, 2009. The estimated completion date is July, 2010.

A conceptual design of the clubhouse should be available in January for review. Solar panels have been suggested as a means of heat for the facility.

Bleachers have been purchased from Canada Games at a savings of \$2000/set for a total savings of \$20,000. These were purchased out of the recreation reserves and 2/3 will be reallocated when reimbursed from the Build Canada claim.

The Breakfast with Santa was a huge success. All monies raised will be donated to help provide Christmas to less fortunate families within the Town. Councillor Lannan adds the Halloween Haunted House and the Annual Tree Lighting events were successful with positive feedback received.

Councillor Lannan moved, Councillor Hunt seconded,

The Town of Cornwall designate PID 444422 as parkland.

MOTION CARRIED 2009-12-1669

Councillor Lannan moved, Councillor Dawson seconded,

The Town of Cornwall adopts the principles of the True Sport Movement which includes making a commitment to creating healthy, fair, inclusive, and fun environment for those participating in sport.

MOTION CARRIED 2009-12-1670

Councillor Dawson thanked Councillor Lannan for using the Town sign periodically as a way of thanking businesses for their continued support.

Councillor Hunt thanked the Recreation Committee for implementing the Youth Drop In at the Cornwall Civic Centre.

Mayor MacFadyen notes he attended the Tree Lighting ceremony and adds it was a success with positive feedback received.

FINANCE & ADMINISTRATION - COUNCILLOR ERNEST GALLANT

The Financial Statements were reviewed. At this time the Town is projecting a surplus for 2009.

Councillor Gallant reminds all committees to submit their 2010 budget requests.

Councillor Gallant moved, Deputy Mayor Easter seconded,

WHEREAS the Town of Cornwall Election Bylaw #104 was first read and approved by Council on September 16, 2009

BE IT RESOLVED the Town of Cornwall Election Bylaw #104 be hereby read and approved a second time.

MOTION CARRIED 2009-12-1671

Councillor Gallant notes Motion 2009-12-1671 will take affect on January 1, 2010

Councillor Gallant moved, Deputy Mayor Easter seconded,

WHEREAS the Town of Cornwall Election Bylaw #104 was read and approved by Council on September 16, 2009

WHEREAS the Town of Cornwall Election Bylaw #104 was read and approved a second time by Council on December 16, 2009

BE IT RESOLVED the Town of Cornwall Election Bylaw #104 be formally adopted and that the Mayor and Chief Administrative Officer be authorized to affix their signatures and corporate seal of the Town thereto to formally declare the said Bylaw passed.

MOTION CARRIED 2009-12-1672

Councillor Gallant moved, Deputy Mayor Easter seconded,

BE IT RESOLVED the salary grid for the Town of Cornwall be increased by 1% effective January 1, 2010.

Deputy Mayor Easter, Councillors Gallant, Dawson, Lannan voted for the Motion.

Councillor Hunt voted against the Motion.

MOTION CARRIED 2009-12-1673

COMMUNICATION - MAYOR MACFADYEN

Mayor MacFadyen reminds Council they will be meeting in January to discuss New Deal Money and other funded projects and asks Committees to submit their requests prior to the January Council meeting.

Mayor MacFadyen notes the FPEIM has introduced a Municipal Code of Conduct to be adopted by municipalities.

Councillor Lannan moved, Councillor Dawson seconded,

The Town of Cornwall adopt the Prince Edward Island Municipal Code of Conduct.

Councillors Hunt, Dawson, Lannan and Gallant voted for the Motion.

Deputy Mayor Easter abstained.

MOTION CARRIED 2009-12-1674

Mayor MacFadyen reminds Council the New Year's Levee will be from 1:30 until 3:00 pm at the Town Hall on January 1st, 2010 and encourages Council to attend.

OTHER BUSINESS The FPEIM semi annual meeting will be held on January 9, 2010 at the Credit Union Place in Summerside at 9:30 am.

Councillor Dawson notes she attended the "Spring Into Reading Program Graduation Celebration" on November 30.

Councillor Dawson publicly apologized for not attending the Breakfast with Santa Pancake Breakfast.

ADJOURNMENT

The meeting adjourned at 9:15 pm.

PATRICK MACFADYEN
MAYOR

KEVIN MCCARVILLE
CAO