REGULAR MONTHLY COUNCIL MEETING
November 10, 2010
Approved Minutes

DATE: November 10, 2010
TIME: 7:30 p.m. - 8:50 p.m.
PLACE: Stratford Town Centre, 234 Shakespeare Drive

PRESENT: Deputy Mayor Sandy McMillan; Councillors Steve MacDonald; Gary Clow; Diane Griffin; Emile Gallant; Patrick Ross; Robert Hughes, CAO; Jeremy Crosby, Manager Public Works and Utility; Ron Fisher, Recreation Director; Kim O'Connell, Manager of Finance and Administration; Vahid Ghomoshchi, Director of Planning; and Mary McAskill, Recording Clerk

REGRETS: Nil

CHAIR: Mayor Kevin Jenkins

1. **CALL TO ORDER**

Mayor Kevin Jenkins called the November 10, 2010 Regular Monthly Council Meeting to order at 7:30 p.m. and welcomed those in attendance.

2. **APPROVAL OF AGENDA**

It was moved by Councillor Clow and seconded by Deputy Mayor McMillan that the agenda be approved with one change. Item #13 Planning and Heritage will be moved up to become item #9.

Discussion: None
Question: **CARRIED**

3. **MINUTES**

It was moved by Deputy Mayor McMillan and seconded by Councillor Ross that the October 13, 2010 Regular Monthly Council Meeting Minutes be approved as circulated.

Discussion: None
Question: **CARRIED**

4. **PRESENTATIONS**

Nil

5. **CARI REPORT**

Included in the package.

6. **CORRESPONDENCE**

Included in the meeting package for Council to review is a list of all correspondence received since the last Council meeting.

7. MAYOR'S REPORT

Included in the package for Council to review.

Councillor Griffin noted that the opening of the new Stratford Elementary School was a great event, and she was glad to see the students who performed in the choir so involved in the opening of the new school.

Mayor Jenkins took a moment to welcome Mayor-Elect David Dunphy to the meeting.

Mayor-Elect David Dunphy thanked Mayor Jenkins and took the opportunity to say a few words.

Your Worship, Councillors, Stratford residents, and staff, as Mayor-Elect of Stratford, I want to take this opportunity to publicly thank outgoing Mayor Jenkins, and Councillors McMillan and Ross for your hard work and dedication to the Town for these past few years. I understand and appreciate the time commitment that is required to fulfill your duties as mayor and councillors. You have contributed because you want to give back to your community to make it a better place. I want to wish you all the best in whatever the future holds for you.

To Councillors Gary Clow, Emile Gallant, Diane Griffin and Steve MacDonald, I look forward to working with you for the next four years. Along with new Councillors Randy Cooper and Steve Ogden, I believe that we will be able to accomplish much for the residents of Stratford over the next four years.

To the residents of Stratford, I want to thank you for the trust that you have placed in me. I am very much looking forward to the challenges and opportunities that we will face over the next few years. Thank you.

8. CHIEF ADMINISTRATIVE OFFICER

Included in the package for Council to review.

Robert stated that it has been a great pleasure to have worked with Mayor Jenkins and his Council and he feels that a lot has been accomplished, and he now looks forward to working with Mayor-Elect David Dunphy and his Council.

9. PLANNING AND HERITAGE

a) Report

Included in the package for Council to review.

Councillor Clow stated that one note of interest is that an application has been submitted, and Stratford will be the new home for the House of Excellence. Vahid displayed some pictures of the building on the overhead projector for Council to view.

b) Permit Summary

Included in the package.

c) <u>Resolution PH026-2010 - SD16-10 - Kelmac Inc. 44 Lot Subdivision Ducks Landing/Heron Drive</u>

Moved by Councillor Gary Clow
Seconded by Councillor Steve MacDonald

WHEREAS an application has been received from Kel-Mac Inc. to subdivide a portion of parcel number 882084 and 897124; and

WHEREAS the total area of the proposed subdivision is 21.73 acres, zoned TCR, R2 and R1, located in the Ducks Landing / Heron Drive area adjacent to the Town Centre; and

WHEREAS based on the Planning Board recommendation, in July 2010, Council granted preliminary approval to the application submitted by Kel-Mac Inc. to subdivide the proposed land subject to meet all other Town's Development Bylaw requirements including getting approval from Department of Environment, Department of Transportation and Stratford's Utilities; and

WHEREAS the proposed plan was reviewed by the Department of Environment and, in order to minimize the impacts of the new development on the wetland existing in the area the developer was requested to revise the plan and eliminate the proposed lots within the wetland area. The developer agreed to remove the three apartment units lots and submitted a new plan. The Planning Board and Council approved the revised plan in September 2010 special meetings; and

WHEREAS having had more investigation, the delineate map of the wetland area prepared and the Department of Environment informed the Town that the proposed wetland was not very productive and future development including extension of Ducks Landing would cause the wetland to disappear in the future; and

WHEREAS the Department of Environment informed the Town that they are in agreement to allow the developer to fill in the wet land and proceed with the original plan. A compensation fee is paid by the developer and this fee would be allocated to create and/or improve a wetland area, preferably within the Town of Stratford boundary.

BE IT RESOLVED that preliminary approval be granted to an application from Kel-Mac Inc. to subdivide the proposed land part of Parcel No. 882084 and No. 897124 located in Ducks Landing / Heron Drive area, to create 20 Single Family Dwellings lots, 2x3 unit town houses, 13 Semi-Detached lots, 6x18 unit lots and 3x24 unit lots, subject to the following conditions:

i. Conformance with the Proposed subdivision Plans, drafted by Morris, Land and Island Drafting Ltd., Map No. 10-039-P11 dated on September 27, 2010.

ii. All other relative provisions of the Town of Stratford Zoning and Subdivision Control (Development) Bylaw must be satisfied prior to obtaining a formal preliminary approval.

Discussion: It was noted that this resolution bears the recommendation of the Planning and Heritage Committee.
Question: **CARRIED**

d) **Resolution PH027-2010 - Bylaw #29-D Amendment to Bylaw #29 Amendments to Section 1, Section 18 Sustainable Subdivision Overlay Zone and Zoning Map 2nd Reading**

Moved by Councillor Gary Clow
Seconded by Councillor Diane Griffin

WHEREAS the Sustainable Subdivision Policy and Bylaw aims to preserve the natural environment and ecology; improve social amenities and cultural inclusion; increase energy and water efficiency; improve the Town's active and public transportation networks and reduce the cost of building and maintaining the Town's infrastructure systems; and

WHEREAS a public meeting was held on August 25, 2010 to solicit input from residents on the Sustainable Subdivision Policy and preliminary draft Amendments to the Development Bylaw #29 and no negative comments were received; and

WHEREAS a public meeting was held on September 29, 2010 to solicit input from residents on the final draft Development Bylaw and the Zoning Map and no negative comments were received; and

WHEREAS the Planning Committee reviewed the comments from both public meetings and recommended that Council grant approval to the proposed Bylaw Amendments.

BE IT RESOLVED that Bylaw Number 29 "D" a Bylaw to amend the Stratford Zoning and Subdivision Control (Development) Bylaw, Bylaw # 29 be hereby read and approved a second time.

Discussion: None
Question: **CARRIED**

e) **Resolution PH028-2010 - Bylaw #29-D Amendment to Bylaw #29 Amendments to Section 1, Section 18 Sustainable Subdivision Overlay Zone and Zoning Map -Adoption**

Moved by Councillor Gary Clow
Seconded by Councillor Emile Gallant

WHEREAS the Sustainable Subdivision Policy and Bylaw aims to preserve the natural environment and ecology; improve social amenities and cultural inclusion; increase energy and water efficiency; improve the Town's active and public transportation networks and reduce the cost of building and maintaining the Town's infrastructure systems; and

WHEREAS a public meeting was held on August 25, 2010 to solicit input from residents on the Sustainable Subdivision Policy and preliminary draft Amendments to the Development Bylaw #29 and no negative comments were received; and

WHEREAS a public meeting was held on September 29, 2010 to solicit input from residents on the final draft Development Bylaw and the Zoning Map and no negative comments were received; and

WHEREAS Bylaw #29-D Amendment to Bylaw Number 29 Amendments to Section 1, Section 18 Sustainable Subdivision Overlay Zone, and Zoning Map was read and approved a second time by Council on November 10, 2010.

BE IT RESOLVED that Bylaw 29-D, an Amendment to Bylaw Number 29, Section 1, Section 18 Sustainable Subdivision Overlay Zone, and Zoning Map, be formally adopted and that the Mayor and Chief Administrative Officer be authorized to affix their signatures and the corporate seal of the Town thereto and to formally declare the said bylaw to be passed.

Discussion: None
Question: **CARRIED**

f) **<u>Resolution PH029-10 - DP108-10 Town of Stratford - Recreational Building - Tea Hill Park</u>**

Moved by Councillor Gary Clow
Seconded by Councillor Diane Griffin

WHEREAS an application has been received from the Town's Public Works and Utility department to build a new recreational facilities building in Tea Hill Park.

WHEREAS this project will replace the existing facilities located within the park which is dated and in need of substantial repair; and

WHEREAS the proposed building is a two storey structure with approximately 1600 sq ft on each level and includes washrooms, change rooms, and storage facilities for the users of the public park and Cricket Pavilion; and

WHEREAS according to the N46 Architecture consultant, this building is considered as Group A Division 4 Assembly in the National Building Code. And the Town's development bylaw requires Council approval prior to issuing the building permit.

BE IT RESOLVED that Council grant approval to the Town's Public Works and Utility department to build the proposed recreation facilities building in the Tea Hill Park.

Discussion: It was noted that this resolution bears the recommendation of the Planning and Heritage Committee.

Vahid displayed a picture of what the facility will look like, and Jeremy gave a description of what will be included the building.

Question: **CARRIED**

10. <u>PUBLIC WORKS AND PROPERTY</u>

a) Report

Included in the meeting package for Council to review. Councillor Griffin gave an overview of the report noting that the Stonington phase five trail construction is complete and the trail is now open to the public.

Councillor Griffin noted that the Tea Hill Park recreational facilities building has been tendered, but we do have a problem. She noted that although 13 packages were picked up - only one bid came in and it was overpriced, so we and we will have to come back to Council again.

Councillor Griffin noted that we are in the process of preparing a tender to get the window casings and decorative finish repaired on the Town Centre. This work has to be completed to avoid any moisture getting into the building envelope. It was noted that there is $40,000 available in the capital budget, and this should be sufficient to do these initial repairs.

Mayor Jenkins noted that it was very unfortunate that the consultant's report was leaked to the media. He added that he spoke to Mary Keith at Kent Building Supplies to assure her it was a leaked report and the Town did not make it public. Mayor Jenkins stated that Council has not even had the opportunity to review the report and he hopes the leak has not compromised tax payers dollars.

11. STRATFORD UTILITY CORPORATION

a) Report

Included in the meeting package for Council to review. Deputy Mayor McMillan gave a brief overview of the report noting that the wellfield exploration is continuing and we are continuing to negotiate with the two land owners to try and purchase the land, and we are making some progress.

The tender for the sewer and water rate study has been awarded to the G. A. Isenor Group. This was the only report that addressed everything we were looking for.

Deputy Mayor McMillan stated that she would like to take this opportunity to thank the utility manger, Jeremy Crosby for all the support he has given her over the past two years. Thanks also go to Cindy MacInnis, Billy Ramsay, Joe Driscoll, and Jerry Villard for all the wonderful service they give the Town on a daily basis.

b) Financial Statements

Included in the package for Council to review. Our numbers are good and we are on target for revenues and expenditures.

12. RECREATION REPORT

a) Report

Councillor MacDonald noted that the committee did not meet since the last Council meeting. However, a complete written report was provided by the recreation director, Ron Fisher. Councillor MacDonald briefly reviewed the report noting that new playground apparatus is being installed at Ponsdside Park to replace the outdated equipment.

Deputy Mayor McMillan noted that she is the Council liaison with the library, and the Council liaison with the Arts and Cultural Needs Committee. She noted that she has been involved with the cultural spaces needs assessment initiative that has been ongoing, and last month sat in on a conference call with the Arbic Group. The Arbic Group has provided us with a preliminary report on our needs and they provided three options. They included a new library and several other spaces that they have identified as a need. Deputy Mayor McMillan noted that there will be further refinement by the Arbic group on these options, as they did not provide rental revenue in the preliminary report, so we do not know what the space would generate to offset the capital cost. She noted that we did not have time to discuss any of our own concerns, so that will be something for the new Council and the Recreation Committee to discuss. She noted that the three options that were provided were not acceptable at this point, but that is not to say that they can't be refined, and noted that the library is definitely something that is wanted and needed by the residents. Mayor Jenkins agreed that the library is highly utilized, but it has outgrown the small facility.

13. FINANCE & ADMINISTRATION

a) Report

A complete written report was included in the package for Council to review. Councillor Ross gave a brief overview of the report noting that the finance department is currently busy working on year end.

Councillor Ross stated that at the last Finance Committee meeting, the committee recommended that no capital items be purchased from now until year end. Donations were also discussed at the meeting. It was noted that the town is receiving a lot of donation requests and it was suggested that the $10,000 budget has not been looked at for quite some time and the committee feels it should be reviewed. It was also suggested that some recurring items, such as Pat and the Elephant, should be separate line items when determining the budget.

b) Financial Statements

Included in the package.

14. COMMITTEE OF THE WHOLE

a) Resolution CW011-2010 - Council Remuneration

Moved by Councillor Patrick Ross

Seconded by Councillor Gary Clow

WHEREAS a member of Council who is not returning has historically been asked to review Council Remuneration and make recommendations for any changes for newly elected Councils; and

WHEREAS Mayor Jenkins is not running for the new Council and has agreed to conduct a review of Council remuneration; and

WHEREAS Mayor Jenkins recommends no change to the Council remuneration but some changes were requested by Council to the meeting stipend and representation per diem amounts.

BE IT RESOLVED that the following changes be made to Policy Number2006-CW-01, Council Per Diem and Meeting Stipend Policy:

- In Section 2, Per Diem for Representing the Town, change the per diem from $200 per day to $150 per day for the Mayor or Acting Mayor and from $100 per day to $150 per day for Councillors.
- In Section 3, Stipend for Meeting Attendance, change the meeting stipend from $75 per meeting to $65 per meeting for the Mayor or Acting Mayor and from $50 per meeting to $65 per meeting for Councillors.

Discussion: It was noted that this resolution bears the recommendation of the Committee of the Whole.

Mayor Jenkins stated that he did take quite a bit of time to review the remuneration of other councils, and he feels that Council is fairly compensated. He noted that his recommendation was for no changes to the council remuneration. He also stated that in this time of restraint he is uncomfortable with the increase.

Question: **CARRIED** (AGAINST - Councillor Emile Gallant and Deputy Mayor McMillan)

15. SAFETY SERVICES AND ENVIRONMENT

a) Report

A complete written report was included in the package for Council to review. Councillor Gallant gave a brief overview of the report noting that the RCMP office renovations were discussed. He also noted that Bobby Dunn from Trius Tours attended the meeting and gave a presentation.

Councillor Gallant noted that new lights on the sidewalk section of the Keppoch Road was also discussed, and the committee felt that the lights should be dark sky compliant lights. Robert noted that although we have continuously asked, and Maritime Electric did install a few test lights, they are not moving forward in this direction and have not made dark sky compliant lighting an option.

b) Street Light Report

No Report

c) RCMP Report

The RCMP report for the month of October was included in the meeting package for Council to review. It was noted that speeding is the number one complaint being received, and we have been using the speed radar trailer which has helped some.

d) Humane Society Report

No Report.

e) Fire Company

No Report.

f) Transit Report

Councillor Gallant noted that the month of October had the highest ridership to date.

Councillor Gallant noted that Stratford, Charlottetown and Cornwall have commissioned a transit study, and the consultant plans to have a joint meeting with the council of all three municipalities.

16. ECONOMIC DEVELOPMENT COMMITTEE

a) A complete written report was included in the package for Council to review. Mayor Jenkins stated that some of the issues discussed at the last meeting were the waterfront development, purchase of a lot in the business park, ECMA's and the master transportation plan.

17. HUMAN RESOURCE COMMITTEE

Nil

18. OTHER COMMITTEES

a) Stratford Seniors Complex

Councillor MacDonald noted that all the units at the complex are rented and everything is going well.

b) Land Acquisition Committee

No Report.

19. PROCLAMATION

Nil

20. OTHER BUSINESS

Deputy Mayor McMillan stated that she has enjoyed the past seven years immensely. She added that it has been one of the most rewarding experiences of her life and it has been an honour to work with this Council and to represent Ward 2. Deputy Mayor McMillan stated that we are so fortunate to have the great staff we have working for the Town. And to the new Council, she would like to wish the best of luck.

Councillor Gallant, Councillor Clow and Councillor MacDonald all took a moment to wish the outgoing council members all the best.

Councillor Ross took the opportunity to say thank you to all the staff. He wished everyone the best of luck and thanked everyone for the past four years.

Councillor Griffin stated that she would like to take this opportunity to thank Mayor Jenkins, Deputy Mayor McMillan and Councillor Ross, and hopes that they will continue their interest in the Town. We will miss you, and thank you for everything you have done to help us. She also noted that she is looking forward to working with the new members.

Mayor Jenkins stated that it was a tough decision not to re-offer, as he immensely enjoyed his time on Council. He noted that he has had three great deputy mayors' over the past seven years - Sandy McMillan, Steve MacDonald and Leigh Jenkins, and he has had some great councils to work. Mayor Jenkins stated that he feels we have left the Town in as good, or better shape than we found it. He added that we were not without challenges, and we have had some animated discussions around the table - and he will miss these Wednesday night meetings. To the new mayor and council, I wish you all the best and would like to thank the residents of Stratford for giving me the opportunity to serve them.

21. ADJOURNMENT

There being no further business, the meeting adjourned at 8:50 p.m.

Kevin Jenkins, Mayor **Robert Hughes, CAO**