REGULAR MONTHLY COUNCIL MEETING
July 8, 2009
Approved Minutes

DATE: July 8, 2009
TIME: 4:30 p.m. - 5:30 p.m.
PLACE: Stratford Town Centre, 234 Shakespeare Drive

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

REGRETS: Councillor Patrick Ross

CHAIR: Mayor Kevin Jenkins

1. CALL TO ORDER

Mayor Kevin Jenkins called the July 8, 2009, Regular Monthly Council Meeting to order at 4:30 p.m. and welcomed those in attendance.

2. APPROVAL OF AGENDA

It was moved by Councillor Emile Gallant and seconded by Steve MacDonald that the agenda be approved as circulated.

Discussion: None
Question: **CARRIED**

3. MINUTES

It was moved by Councillor Gary Clow and seconded by Councillor Diane Griffin that the Regular Monthly Meeting Minutes of June 10, 2009 be approved as circulated.

Discussion: None
Question: **CARRIED**

4. PRESENTATIONS

Nil

5. CARI REPORT

Included in the meeting package for Council to review.

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.

8. CHIEF ADMINISTRATIVE OFFICER

Included in the meeting package for Council to review. Councillor Griffin noted that she received a very positive comment from JP Arsenault, who works for the Land Commissioner, on the quality of the brief that was presented by Stratford to the Commissioner of Land and Local Governance.

9. PUBLIC WORKS

a) Report

A complete written report was included in the package for Council to review. Councillor Griffin briefly reviewed the report noting that the new hybrid vehicle has been purchased and this sends a message that the Town is serious about sustainability. She noted that the sidewalk and bikepath work has started on the Georgetown Road and the work will be done in time for the Canada Games. She also noted that the design for the sidewalks and bikebaths on the Keppoch Road (from the Kinlock Road to Park Lane) has been started and construction could begin as early as August.

Gardening staff has completed planting of the Town Crest, the Sister Cities beds, and the beds at the Town Hall and Tea Hill.

It was noted that grass cutting has been a challenge, but for the most part we have been able to keep ahead of it.

10. STRATFORD UTILITY CORPORATION

a) Report

A complete written report was included in the package for Council to review. Deputy Mayor McMillan noted that we are well underway with the Georgetown Road project (sewer and water) and the first phase will be completed, down to MacNeill Field, by the middle of August. She also noted that there was a meeting with the landowners, whose land has been identified as potential well sites, regarding the wellfield exploration. Deputy Mayor McMillan noted that the meeting was very positive and we were pleased with the cooperation from the landowners.

Councillor Gallant noted that he was asked about mandatory connection after a project is complete, and Jeremy replied that the residents are all sent the information on mandatory connection and staff send followup letters if required.

b) Financial Statements

Included in the agenda package for Council to review.

11. RECREATION REPORT

a) Report

A complete written report was included in the package for Council to review. Councillor MacDonald noted that there was a meeting held earlier today and asked Ron Fisher, Recreation Director, to give a brief update. Ron noted that the Strawberry Festival is being held this Saturday, July 11 at Tea Hill Park from 8:00 a.m. - 12:00 noon, and the Wood Carvers Association will also be holding their annual event over the weekend.

Ron noted that we are looking at hosting our second annual community expo in September. Last year was a great success with 18 volunteer organization participating.

Ron noted that the graffiti wall was discussed at today's meeting and we may be going back to the parents who were interested in this issue to ask them to come up with a proposal.

b) Resolution RC003-2009 Recreational Infrastructure Improvements

Moved by Councillor Steve MacDonald
Seconded by Councillor Gary Clow

WHEREAS the Town of Stratford owns and operates parks, playing fields and facilities which are available to the public for their use; and

WHEREAS the Stratford Recreation Commission has identified areas of improvement required for parks, playing fields and facilities in 2009; and

WHEREAS areas of improvement include the following: clubhouse at soccer complex has wheelchair accessibility; roof repair and painting to soccer clubhouse; re-surfacing of outdoor basketball courts at Kenny and Zakem Park; provide fiberglass dugouts at soccer complex; planting of trees at various parks and minor field repair to soccer fields; and

WHEREAS total costs of upgrading and renewal of recreational facilities are expected to be $62,500.00; and

WHEREAS total costs are to be cost shared between the Town of Stratford and federal and provincial governments.

BE IT RESOLVED that an application for funding to the Atlantic Canada

Opportunities Agency's Recreational Infrastructure Canada (RinC) program in the amount of $62,500 to upgrade and renew facilities as aforementioned be hereby approved with the Town's 1/3 share of the funding to come from the 2009 capital budget and/or Parks Capital Reserve fund as necessary.

Discussion: It was noted that this resolution bears the recommendation of the Recreation Commission.

Question: **CARRIED**

12. FINANCE & ADMINISTRATION

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 there was a request from the Rotary Run for Mikinduri and the Finance Committee felt it was not an actual donation request. The committee did support it, but felt that the Rotary Club was asking for a repeat sponsorship, and that the request should be forwarded to the Economic Development Committee for their consideration.

Councillor Gallant noted that there was some confusion regarding the request from Crime Stoppers which will be coming up in a resolution following the finance report. He noted that the committee does not support requests where an organization also solicits door to door. However, there was some miscommunication and this is not the case with Crime Stoppers.

b) Financial Statements

Included in the package for Council to review.

c) Resolution FA011 - 2009 PEI Crime Stoppers Donation Request

Moved by Councillor Emile Gallant
Seconded by Diane Griffin

WHEREAS a request was received from PEI Crime Stoppers for a donation.

BE IT RESOLVED that a $500 donation be granted to PEI Crime Stoppers.

Discussion: It was noted that this resolution does not bear the recommendation of the Finance and Administration Committee. This resolution does bear the recommendation of the Committee of the Whole.

Question: **CARRIED**

13. PLANNING & HERITAGE

a) Report

A complete written report was included in the package for Council to review.

b) June 2009 Permit Summary

Included in agenda package.

c) Resolution PH017-09 SD022-09 Gordon MacPherson - Georgetown Road Revision to Preliminary Subdivision Approval

Moved by Councillor Gary Clow

Seconded by Sandy McMillan

WHEREAS on June 10, 2009, Council passed resolution PH014-09 and granted preliminary subdivision approval to an application received from Gordon MacPherson to subdivide the land including parcel No. 859009 and Parcel No. 924928, with the total area of 26.22 acres, located off the Georgetown Road, and zoned Two-Family Residential (R2); and

WHEREAS Mr. MacPherson and the Town's staff discussed engineering design and road standards with the Department of Transportation and Public Works and, as a result, Mr. MacPherson redesigned a portion of the subdivision road network creating a more efficient public right-of-way replacing a private road and submitted a new plan to the Town for revision.

BE IT RESOLVED that the new design as shown on Mantha Land Survey Inc. DWG No. M-09-18D be approved and that preliminary approval be granted to Gordon MacPherson to subdivide the proposed land in accordance to the submitted plan subject to all other provisions indicated in resolution PH014-09.

Discussion: Vahid stated that the planning board approved the new design and all the provisions of the bylaw have been met. This resolution bears the recommendation of the Planning and Heritage Committee.

Question: **CARRIED**

d) Resolution PH018-09 SD010-09 Alan Mason/Brian Knox - 51 Lot Subdivision Starling Crescent/Mason Road

Moved by Councillor Gary Clow

Seconded by Emile Gallant

WHEREAS an application has been received from Alan Mason and Brian Knox to subdivide parcel number(s) 190629 and 920829 into a total of 51 lots combined (37 for Mason and 14 for Knox); and

WHEREAS this property is located north of the Bunbury Road between the Mason Road and East River Drive. This land is currently accessed from Starling Crescent but is proposed to have an additional access onto the Mason Road close to Harlandview Drive; and

WHEREAS a survey plan has been submitted by Mr. Mason and Mr. Knox (21.8 acres) which shows a total of 51 lots combined (37 for Mason and 14 for Knox) with a combined parkland dedication of approx. 2.1 acres; and

WHEREAS The parkland area in the concept plan is located in the south of the subdivision adjacent to the Clifton Church and Bunbury Rink area. The total area of the parkland shown is 9.6% of the overall developable land and will become an extension of the existing Bunbury rink land that is already 1.5 acres in size.

BE IT RESOLVED that preliminary approval be granted to a subdivision application received from Alan Mason and Brian Knox to subdivide parcel number(s) 190629 and 920829 into a total of 51 lots combined (37 for Mason and 14 for Knox) with a combined parkland dedication area of 2.1 acres subject to the following conditions:

i) That a subdivision storm water management plan shall be completed by a licensed engineer and approved by the Town of Stratford in accordance with the concept plan submitted.

ii) That the concept design meets all the Provincial Government requirements and approved by the PEI department of Environment, Energy and Forestry.

iii) That the concept design meets all the Provincial Government requirements and approved by the PEI department of Transportation and Public Works.

iv) That new sewer and water services shall be designed in accordance with the Stratford Utility Corporation Servicing Standards and a Utility Agreement shall be executed between the Developer and the Stratford Utility Corporation.

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

Discussion: It was noted that this resolution bears the recommendation of the Planning and Heritage Committee. Councillor Griffin stated that she wants to have the trails issue addressed, and both the mover and seconder agreed to add a clause to the resolution which states: *that the concept design be reviewed by the Active Transportation Committee*, and if no reasonable provision can be made for a trail then we can allow it to go ahead and not hold up the development.

Amendment *That the concept design be reviewed by the Active Transportation Committee* - becomes condition (v)

It was also noted that all new subdivision designs should be reviewed by the Active Transportation Committee before coming to Council.

Question: **CARRIED with Amendment**

e) Resolution PH019-2009 - Official Plan and Zoning Amendment to Bylaw #29 - A002-09 Andrew and Jennifer McCalla - A1 & R1 - Mount Herbert Road - Call a Public Meeting

Moved by Councillor Gary Clow

Seconded by Councillor Diane Griffin

WHEREAS an application has been received from Andrew and Jennifer McCalla to re-zone parcel number 289710 (1.16 acres) from the Agricultural Reserve Zone (A1) to the Single Family Residential (R1); and

WHEREAS the request to re-zone the said parcel of land will require a change to the Official Plan (General Land Use Map) designation from Agricultural Reserve to Residential (Serviced) and a change to the zoning classification on the Zoning Map from Agricultural Reserve Zone (A1) to Single Family Dwelling Zone (R1); and

WHEREAS pursuant to Section 24.2 Stratford's Zoning and Development Bylaw, as a requirement of amendment procedures, *Council shall hold a public meeting to solicit input from residents on the proposed amendments request*.

BE IT RESOLVED that Council shall hold a public meeting on July 22, 2009 at 7:00 p.m.

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

Question: **CARRIED**

Robert noted that we will also be adding the swimming pool regulation issue to the public meeting agenda, as discussed at a previous Committee of the Whole meeting.

f) **Resolution PH020-09 VA003-09 Ian Acorn - Height Variance Request for a Private Detached Garage - Spruce Lane**

Moved by Councillor Gary Clow

Seconded by Councillor Emile Gallant

WHEREAS an application has been received from Ian Acorn to construct a 1152 square foot private detached garage with a roof height of 19 feet on parcel number 768358 located at 15 Spruce Lane; and

WHEREAS in order to achieve architectural harmony with the slope of the roof on the proposed house on the property, Mr. Acorn is requesting a height variance of four (4) feet (or 26.7%) to the maximum building height of fifteen (15') feet for any private detached garage. The applicant, therefore, is seeking a height variance **from** 15 feet **to** 19 feet; and

WHEREAS on June 17, 2009, five (5) letters were sent to property owners within 200 feet of the subject property to solicit their comments on the height variance request and as of the recent planning board meeting (June 29, 2009) no negative comments have been received.

BE IT RESOLVED that approval be granted to an application from Ian Acorn for a roof height variance of 4 feet (or 26.7%) in order to construct a 1152 square foot private detached garage with a roof height of 19 feet on parcel number 768358 located at 15 Spruce Lane in order to achieve architectural harmony with the slope of the roof of the existing house on the property**.**

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

Question: **CARRIED**

14. COMMITTEE OF THE WHOLE

a) Nil

15. SAFETY SERVICES AND ENVIRONMENT

a) No Report

Councillor Gallant stated that we now have a first draft of the Nuisance Bylaw and it will be circulated to Council before the next Committee of the Whole meeting.

b) Street Light Report

Nil

c) RCMP Report

The RCMP report for the month of June was included in the meeting package for Council to review.

Councillor Gallant noted that the committee had a good discussion regarding the beach patrols and we will now start downsizing the amount of patrols by the security firm. It was also noted that the security firm has received excellent cooperation from the RCMP.

d) Humane Society Report

The Humane Society report for the month of June was included in the package for Council to review.

e) Fire Company

No report.

f) Transit Report

Councillor Gallant noted that we have three shelters up and the remaining shelters will be installed within the next few weeks. It was also noted that our new bus is equipped with the flipout wheelchair design. The original design was a slideout and this was causing problems in winter weather.

Councillor Clow asked about using our busses for transporting people to events and Councillor Gallant replied that he believes that Trius would be open to this if we discussed it with them.

16. ECONOMIC DEVELOPMENT COMMITTEE

a) Report

A complete written report was included in the package for Council to review.

17. HUMAN RESOURCE COMMITTEE

a) No Report

18. OTHER COMMITTEES

a) Stratford Seniors Complex

A complete written report was included in the package for Council to review. Councillor MacDonald noted that Kim O'Connell met with Bobby Dunn from Trius regarding a stop at the seniors complex. He added that there are now a few seniors who are using the system.

Councillor MacDonald noted that CMHC has announced a program to assist in the renovation and retrofit of existing social housing. This program will provide 100 % funding on capital items, especially those aimed at energy efficiency and we have submitted an application for funding.

Kim noted that CMHC did their annual audit and we will now be taking a look at their recommendations and make the necessary changes.

19. PROCLAMATION

Nil

20. OTHER BUSINESS

Mayor Jenkins noted that Stratford Towers was in the news yesterday that the project will not be going ahead. However, we have not received any formal notification if the project is just delayed or cancelled altogether.

21. ADJOURNMENT

There being no further business, the monthly Council meeting adjourned at 5:30 p.m.

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