REGULAR MONTHLY COUNCIL MEETING
May 11, 2011
Approved Minutes

DATE: May 11, 2011
TIME: 7:30 p.m. - 9:35 p.m.
PLACE: Stratford Town Centre, 234 Shakespeare Drive

PRESENT: Deputy Mayor Gary Clow; Councillors Diane Griffin; Emile Gallant; Randy Cooper; Robert Hughes, CAO; Jeremy Crosby, Manager Public Works and Utility; Joanne Weir, Assistant Recreation Director; Kim O'Connell, Manager of Finance and Administration; Vahid Ghomoshchi, Director of Planning; and Mary McAskill, Recording Clerk

REGRETS: Councillor Steve MacDonald and Councillor Steve Ogden

CHAIR: Mayor David Dunphy

1. CALL TO ORDER

Mayor Dunphy called the Regular Monthly Council Meeting to order at 7:30 p.m. and welcomed those in attendance.

2. APPROVAL OF AGENDA

The agenda was approved as circulated.

3. MINUTES

It was moved by Councillor Emile Gallant and seconded by Deputy Mayor Gary Clow that the April 13, 2011 Regular Monthly Council Meeting Minutes and the Public Meeting Minutes of April 27, 2011 be approved as circulated.

4. PRESENTATIONS FROM THE FLOOR

a) Presentation by Stratford Librarian Jane McKinney.

Councillor Griffin stated that she is very pleased to introduce Jane McKinney. Ms. McKinney has been the librarian at the Stratford Library for a number of years and has been doing excellent work, and she is here this evening to give Council an update on what has been happening with the library.

Jane McKinney - This is my third annual visit, and first of all I would would like to say thank you to the Town for all that you do for the public library service in Stratford - especially the care of the building, and over the last year renovating the former library book sale room for more space. It was really appreciated and people have been commenting that it is brighter. Our three book clubs meet there monthly, so it is used a lot. We also appreciate the space in the town newsletter for publicity. Library use is *still increasing (at this time Ms. McKinney circulated a copy of the stats). Our stats are published at year end and our year end is the end of February. I took a little 'peek' at what the numbers were seven years ago when we moved into the building, and the number of books that went out have doubled. In 2001-2002 the number was 18,000, and the number for 2010-2011 is 37,076.*

This isn't released yet, but I have asked my supervisor if it was okay to say here tonight that possibly by June, we will have an additional part-time position at the library to help with the increased workload, and this would also provide a few additional open hours.

There will be a cap site transferring to the library. Three additional computers will be added and there will possibly be an intern for the summer. We will need a cap committee with the town - all funding will be provided, but it will need to be managed by the town. Salary for the intern will be paid directly, but they get an allowance every year which in our case likely won't come until later in the summer because we will be receiving them at the end of last year's budget. What we really will need is assisted technology. Every library, with or without a cap site, is getting larger keyboards and a roller ball (special mouse) for seniors and people with special needs.

Recently, we created a group on Facebook - Stratford Public Library Stratford PE.

The library will soon be launching e-books, and e-books can be borrowed and downloaded. The loan period will be three weeks and then the item will disappear.

We have had a summer student over the past five years and the 'Friends of the Library' have done all the paper work and we have applied again this year.

Ms McKinney stated that is her update and asked if anyone had any questions.

Councillor Griffin stated that the new gazebo that is right behind the library will be a very nice atmosphere for the reading clubs. She also noted that she is pleased that we will now be a cap site.

Mayor Dunphy thanked Ms. McKinney for her report. He noted that he has been to the library many times and if there is anything we can do just let us know, we would love to help out.

5. CARI REPORT

Included in the 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.

Councillor Griffin noted that the amount and variety of the correspondence that comes into the Town is amazing, and she feels it is a good reflection on the Town that people feel they can bring us their issues.

7. MAYOR'S REPORT

Included in the package for Council to review. Mayor Dunphy gave an overview of his report noting that since the last Council meeting he attended the following events and meetings:

- attended the ECMA event hosted by the Town.
- attended the Federation of PEI Municipalities (FPEIM) Annual Meeting in Montague. At this point Mayor Dunphy took a moment to congratulate our CAO Robert Hughes, who was the recipient of the Bruce H. Yeo Award which is awarded annually at the FPEIM Annual Meeting. The Bruce H. Yeo Award was established in memory of FPEIM'S first president.
- attended the Greater Charlottetown Area Business Mixer hosted by the Town of Stratford - great event!
- along with Robert Hughes and Councillor Gallant met with the RCMP officials to discuss the current RCMP facilities in Stratford and the possibility of additional RCMP facilities in Stratford.
- attended the Planning and Heritage Committee meeting.
- attended Question Period at Province House with Deputy Mayor Clow, Councillor Cooper and Councillor Griffin.
- attended the *Water Conservation Presentation* by Billy Ramsay for a grade 5 class at the Stratford Elementary School. Mayor Dunphy noted that Billy puts on an awesome presentation and if anyone has the chance to take it in they should do so.
- participated in flag-raising ceremony for Multiple Sclerosis Month with Florence and Blair Kelly at the Stratford Town Centre.
- participated in the well attended provincial launch of Emergency Preparedness Week hosted by the Town. This event was also attended by the Hon. Doug Currie and the Hon. Janice Sherry. Seniors and persons with disabilities were the two groups of focus for this year's campaign.
- participated in the Canadian Paraplegic Association's "Chair-Leaders" event by using a wheelchair for the day to get a perspective of what people with disabilities face every day, and for the most part the town's facilities were wheelchair accessible.

8. CHIEF ADMINISTRATIVE OFFICER

Included in the package for Council to review. Robert stated that he attended a Revenue Sharing Committee meeting earlier today and noted that the committee has decided to meet every two weeks. He added that all the decisions of the committee are made by consensus and it is a very positive exercise. Robert stated that because we weren't getting as far along as we had hoped, we decided to set up two sub-committees using two approaches. He will chair one subcommittee and Kevin McCarville will chair the other. He noted that the first sub-committee meeting went very well.

Results Matter - Robert stated that we are in the home stretch of developing the corporate strategy map and will need Council's indulgence over the next few weeks to finalize the corporate Sustainable Scorecard. He thanked Council for their continued participation and support of this initiative.

9. PUBLIC WORKS

a) Report

Included in the package for Council to review. Vice chair Councillor Cooper gave a brief overview of the report noting that a truck tender was put out in April and the successful bidder was Hillside Motors. The vehicle is scheduled to be delivered in July.

Councillor Cooper noted that repairs are continuing on the exterior of the Town Centre and some additional repair items have been identified and are being addressed.

It was noted that there are plans to see the Trans Canada Trail pass through the Town. This section of trail would complete the gap between Iona and Charlottetown. Councillor Cooper added that negotiations will be ongoing over the next year to see if this is achievable.

The outdoor staff is busy dealing with a lot of sod damage on properties due to snow clearing of the sidewalks. There is also some damage to properties from snow plows and street clearing. Summer staff members Kenny Jackson and Claire Walker are now back to work and the rest of the summer staff will be starting soon.

Mayor Dunphy asked about the new cricket facility and Jeremy replied that the majority of the building is complete and it should be up and running for the summer months. Deputy Mayor Clow asked if the old building will be gone before Canada Day and Jeremy replied that the plan is to have it removed before July 1.

Mayor Dunphy asked if the work on the cricket field is complete and Councillor Griffin replied that the grading of the field will be starting shortly, but the park may not be available for Canada Day with the field being worked on. Joanne Weir stated that she and Jeremy went to the site to assess the situation, and she feels that we can hold the Canada Day festivities in the park if the parking is done properly. She added that they will look at the site again at a later date to try to work it out so the park can be used.

10. STRATFORD UTILITY CORPORATION

a) Report

Included in the package for Council to review. Deputy Mayor Clow gave an overview of his report noting that at the last meeting there was a report tabled regarding several options for the upgrade of the Mason Road sewage pumping station. The option that was recommended was to convert the existing station into a manhole and construct a new wet well/pump chamber and associated infrastructure. We are working with the developer to complete these upgrades in order to accommodate the additional development in this area.

Deputy Mayor Clow noted that staff has been busy with spring maintenance on the sewer and water systems. He noted that now that construction conditions have improved, the water and sewer connections are steadily picking up. Staff has also been busy reinstating utility properties due to damage that has occurred over the winter months.

Councillor Gallant noted that at the corner of Marion Drive and Stratford Road there is a manhole that is dropping into the pavement, and Jeremy replied that he will look into it.

b) Financial Statements
Included in the package.

c) <u>Resolution SU006-2011 Approval of Supplementary Capital budget of $110,000 for Upgrades to the Mason Road Sewage Lift Station</u>

Moved by Deputy Mayor Gary Clow
Seconded by Councillor Diane Griffin

WHEREAS the Mason Road sewage lift station is at capacity; and

WHEREAS a new development proposed in the area will require an upgrade to the station in order to accept the additional flows; and

WHEREAS based on a report prepared by exp., it is recommended that we upgrade the existing station to improve the current operations and allow for a transition to the ultimate design in the future; and

WHEREAS the estimated budget to complete the above noted work is $110,000.

BE IT RESOLVED that a supplementary capital budget in the amount of $110,000 be approved for interim upgrades to the Mason Road lift station to accommodate the additional flows from the proposed new development.

BE IT FURTHER RESOLVED that the resolution is contingent on the developer cost sharing in the upgrade of the station.

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

12. RECREATION AND ENVIRONMENT

a) Report

Included in the package for Council to review. Councillor Griffin noted that registration for soccer and baseball, two of our major summer programs, is currently underway. She noted that the 2011 spring and summer program guide has been released and some of the programs included in the guide are after school tennis, summer day camp, and intro to sports.

Councillor Griffin noted that a playground safety inspection report is underway. Any safety issues will be identified and corrected. She noted that regular maintenance and spot checks of each playground will be conducted throughout the summer months.

It was noted that an application to hire students during the summer months has been submitted to the Provincial Employment Development office. Councillor Griffin stated that we are seeking approval of several support positions for programs, maintenance, and day camp staff.

It was noted that this past weekend, the youth can-do members participated in the Multiple Sclerois carnation sale at Sobey's.

Councillor Griffin noted that we have received the consultant's report regarding cultural spaces for the Town of Stratford and it will be going to the Committee of the Whole for discussion.

Deputy Mayor Clow noted that the storage building by the rink has graffiti on it again and Jeremy noted that we are aware of the issue and have had the RCMP involved.

Mayor Dunphy stated that each year we have a certain amount of funds in our budget for new playground equipment and he asked if we have a list of parks that we will be upgrading. Councillor Griffin replied that this issue has been discussed. Joanne added that there are five parks that will receive new equipment - Stonington, Strawberry Hill, Reeves Estates, and two others. Mayor Dunphy noted that during the election, a young lady sent him an email looking for some upgrades to the Reeves Estates Park and he would suggest that once the work is done, we do a re-launch of the park and involve this young lady. He would also suggest that we engage the public when adding new equipment, and Joanne replied that we do send out a letter to the residents in the area asking for their opinion on what they would like to see in their park.

Mayor Dunphy noted that at the last meeting we discussed a cleanup day. He noted that it may be too late this year, but we could plan to help the groups and organizations who do an annual cleanup each year - such as the Women's Institute Cleanup Day.

b) <u>Resolution RC001 - 2011 Stratford Soccer Club</u>

Moved by Councillor Diane Griffin
Seconded by Deputy Mayor Clow

WHEREAS the Stratford Soccer Club entered a partnership agreement with the Town of Stratford to develop a third soccer field, two mini-fields and complete the clubhouse at the Business Park Soccer Complex through a resolution (RC007-2003) as approved by Stratford Town Council, December 10, 2003; and

WHEREAS the Town of Stratford funded the development costs and previous outstanding debts from previous soccer developments; and

WHEREAS the terms of agreement called for the Stratford Soccer Club to make a repayment of their financial responsibilities to the Town of Stratford with annual payments of $10,000 over a seven (7) year span to begin in 2004 with repayment in full in 2010; and

WHEREAS the Stratford Soccer Club re-negotiated payment terms to the Town of Stratford through a resolution (RC002-2010) as approved by Stratford Town Council, April 14, 2010; and

WHEREAS the Stratford Soccer Club currently owes $15,000 to the Town of Stratford; and

WHEREAS the Stratford Soccer Club would like to revise the current repayment terms to allow for a payment owing of $5,000 in 2010 be deferred and to continue payments of $5,000 in 2011, 2012 and 2013 to allow for more of its resources to go for more player development initiatives.

BE IT RESOLVED that the request to revise current repayment terms to 2013 be hereby approved.

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

13. <u>FINANCE AND ADMINISTRATION</u>

a) Report

Included in the package for Council to review. Councillor Cooper gave a brief overview of the report noting that the committee has been dealing with issues that were deferred during budget deliberations. He noted that the committee is currently discussing the

Donations Policy and will make a recommendation at the next meeting.

Councillor Cooper stated that there is an extra $5,000 allotted to the donation budget for 2011, so what we did was go back and review the requests that we normally receive on an annual basis - but noted that a lot of our annual requests haven't been received yet.

Pat and the Elephant is requesting a sizable grant this year, and the committee agreed to invite them to a meeting to give a presentation which will include a set of their 2010 financial statements and the number of Stratford residents who use their service. If they are willing to do a presentation, an invitation will be extended to Council to attend.

b) Financial Statements
Included in the package for Council to review.

c) <u>Resolution FA004-2001 Pat and the Elephant Donation Request</u>

Moved by Councillor Randy Cooper
Seconded by Councillor Emile Gallant

WHEREAS a request for financial assistance was received from Pat and the Elephant; and

WHEREAS the Town of Stratford has historically supported Pat and the Elephant, who provides a much needed service to residents of the Town; and

WHEREAS the Finance and Administration Committee has recommended that a $2,000 grant be provided to Pat and the Elephant.

BE IT RESOLVED that $2,000 be donated to Pat and the Elephant.

Discussion: This resolution bears the recommendation of the Finance and Administration Committee.
Question: **CARRIED**

d) <u>Resolution FA005-2011 PEI Wildfowl Wood Carvers Association</u>

Moved by Councillor Randy Cooper
Seconded by Councillor Gary Clow

WHEREAS a request for financial assistance has been received from the PEI Wildfowl Carvers Association; and

WHEREAS the PEI Wildfowl Carvers Association is hosting their 9th Annual Woodcarving Competition and show in the Stratford Town Center in July 2011; and

WHEREAS the PEI Wildfowl Carvers Association has requested a grant of $500 for the 2011 competition and show.

BE IT RESOLVED that a $500 grant be donated to the PEI Wildfowl Carvers Association.

Discussion: It was noted that this resolution bears the recommendation of the Finance and Administration Committee.

Question: **CARRIED**

14. PLANNING AND HERITAGE

a) Report

Included in the package for Council to review. Deputy Mayor Clow noted that it was a busy month for the committee, as there were many special meetings held to deal with a number of issues.

b) Permit Summary

Included in the package for Council to review.

c) Resolution PH015-2011 - Phinley'S Dairy Bar - Accessory Building - Front Yard

Moved by Deputy Mayor Clow
Seconded by Councillor Randy Cooper

WHEREAS an application was submitted by Craig Lawlor (owner of the Phinley's Diner & Dairy Bar business) to construct a 256 square foot Accessory Building in the front yard of the existing building which will be used as the Dairy Bar for the summer months on parcel number 880864, located at 6 Kinlock Road; and

WHEREAS pursuant to Section 5.1ACCESSORY USES, BUILDINGS AND STRUCTURES of the Town's Development Bylaw "…Council may issue a Development Permit for an accessory Use, Building or Structure located within the Front Yard or Flanking Side Yard of a Lot, where Council is satisfied the Structure will be architecturally compatible with adjacent Structures and no permanent injury or hardship would be caused to adjoining properties, subject to any conditions which Council deems appropriate to ensure architectural compatibility and eliminate or minimize any injury or hardship."; and

WHEREAS the location and plans of the proposed structure have been reviewed by the planning board.

BE IT RESOLVED that approval be granted to Craig Lawlor's application to construct a 256 square foot Accessory Building in the front yard of the existing Phinley's Diner property subject to the condition that the building achieve the architectural compatibility with the existing main building (Phinley's Diner) and that all other bylaw requirements are met.

Discussion: This resolution bears the recommendation of the Planning and Heritage Committee.

Councillor Cooper stated that generally everyone does their best to conform to the area when building, and he hopes that it is well looked after in the wintertime. Robert noted that we did address the issue with the owner of how the dairy bar will look when it is closed up for the winter.

Question: **CARRIED**

d) <u>Resolution PH016-2011 VA001 - 11 - James Smith - Height Variance Request - 46 Ownen Lane</u>

Moved by Deputy Mayor Clow
Seconded by Emile Gallant

WHEREAS the maximum height of a private detached garage is fifteen (15') feet; and

WHEREAS in order to achieve architectural harmony with the slope of the roof on the proposed house, the applicants are requesting a 41.7% height variance in their proposed garage (from 15 to 21.25 feet); and

WHEREAS Council may authorize variances in excess of ten (10%) percent from the provisions of the Bylaw, if Council deems such a variance is desirable and appropriate and if such a variance is in keeping with the general intent and purpose of the Bylaw; and

WHEREAS on March 23, 2011 twelve (12) notification letters were sent to property owners within 200 feet of the subject property to solicit their comments on the height variance request and two comments have been received from neighboring property owners. One neighbour stated "…the garage is too big and would not be in favour of the variance." Another neighbour expressed that "I don't believe that the height of the building…should create any problem. But the placement of the new building would probably be concern..." and

WHEREAS the Planning and Heritage Committee reviewed the application and supported the requested variance at the meeting on April 1, 2011; and

WHEREAS a Public Meeting was held on April 27, 2011 to present the proposed application to residents and property owners and no negative comments were received.

BE IT RESOLVED that approval be granted to James Smith for a roof height variance of 6.25 feet (or 41.7%) in order to construct a 900 square foot private detached garage with a roof height of 21.25 feet on parcel number 914739 located at 46 Owen Lane.

Discussion: Councillor Griffin stated that the variance is too large and feels we should be conforming with the existing bylaw. She stated that she really has a problem with a variance of close to 45% and will be voting against it.

Councillor Cooper stated that he does agree with Councillor Griffin as far as what we have set out in terms of policy. However, at the public meeting there were no concerns addressed. He added that he has been to the area and it is not taking away from others. What we may need to be prepared for is requests coming forth from others, so we should address the bylaw rather than getting into these large variances. Deputy Mayor Clow agreed adding that we are dealing with this now.

Question: **CARRIED** (1 Against - Councillor Griffin)

e) <u>Resolution PH017-2011 VA002-11 - Jeff Gallant - Side Yard Variance Request - 95 Rankin Drive</u>

Moved by Deputy Mayor Clow
Seconded by Councillor Randy Cooper

WHEREAS an application has been received from Jeff and Heather Gallant for a side yard variance to parcel number 523837, located at 95 Rankin Drive; and

WHEREAS the minimum side yard setback requirement is 12 feet for a single family dwelling located within the R1 Zone; and

WHEREAS the applicant is proposing to reduce the side yard setback from 12 feet to 7 feet; and therefore the requested side yard variance is five (5) feet (or 41.7%); and

WHEREAS pursuant to Section 23 of the Town's Development Bylaw, Council may authorize variances in excess of ten (10%) percent from the provisions of the Bylaw, if Council deems such a variance is desirable and appropriate and if such a variance is in keeping with the general intent and purpose of the Bylaw; and

WHEREAS Council held a Public Meeting on Wednesday April 27, 2011 to receive comments from the public on the proposed variance application and no negative comments were received.

BE IT RESOLVED that Council grant approval to an application from Jeff and Heather Gallant, parcel number 523837, located at 95 Rankin Drive, for a variance to the side yard setback from 12 feet to 7 feet or 41.7%.

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

f) Resolution PH018-2011 - Development Bylaw #29 E - Amendment to bylaw #29 - 2nd Reading

Moved by Deputy Mayor Clow
Seconded by Councillor Randy Cooper

WHEREAS in order to make integration between the Town's existing Development Bylaw # 29 and the new Building Bylaw #32 as well as, to remove any inconsistencies; and

WHEREAS the Town's Development Bylaw # 29 has been reviewed and amended by the Town's lawyer; and

WHEREAS in order to make the current Development Bylaw #29 more efficient the planning staff suggested some corrections and minor alterations to the Development Bylaw #29; and

WHEREAS the list of these proposed amendments were presented to the residents and stakeholders at a public meeting on April 6, 2011; and

WHEREAS no negative feedback or issues were addressed during or after the public meeting.

BE IT RESOLVED that Bylaw #29-E, a Bylaw to amend the Town of Stratford Zoning and Subdivision Control (Development) Bylaw, Bylaw #29, be hereby read and approved a second time.

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

g) **<u>Resolution PH019-2011 - Development Bylaw #29 E - Amendment to Bylaw #29 - Adoption</u>**

Moved by Deputy Mayor Clow
Seconded by Councillor Emile Gallant

WHEREAS Bylaw #29-E, a Bylaw to amend the Town of Stratford Zoning and Subdivision Control (Development) Bylaw, Bylaw #29 was read and approved by Council a first time on April 13, 2011; and

WHEREAS Bylaw #29- E, a Bylaw to amend the Town of Stratford Zoning and Subdivision Control (Development) Bylaw, Bylaw #29 was read and approved by Council a second time on May 11, 2011.

BE IT RESOLVED that Bylaw #29-E, a Bylaw to amend the Town of Stratford Zoning and Subdivision Control (Development) Bylaw, Bylaw #29, 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: It was noted that this resolution bears the recommendation of the Planning and Heritage Committee.
Question: **CARRIED**

h) **<u>Resolution PH020-2011 - CADC - Waterfront Development - Phase 1</u>**

Moved by Deputy Mayor Clow
Seconded by Councillor Emile Gallant

WHEREAS an application has been received from CADC to subdivide parcel numbers 328096, 328062, and 327973 (a portion of), total area 8.77 acres which are all currently owned by the Southport Motel and Cottages Ltd; and

WHEREAS the lands proposed for subdivision are located within the Town's Waterfront Core Area and the proposal as submitted to the Town of Stratford resembles the conceptual plans of the Town's Core Area which had been prepared by Ekistics consultants; and

WHEREAS the proposed subdivision is being labeled as Phase I of the waterfront core area development and the preliminary plan submitted to the Town shows a parkland dedication of 0.92 acres or 10.49% of the total area of the proposed land (8.77 acres);

BE IT RESOLVED that preliminary approval be granted to an application submitted by CADC to subdivide the proposed land subject to the following conditions:

1. Conformance with the Phase I Plan of Survey, prepared by GENIVAR, dated April 13, 2001, Drawing No. 11-041-P01.

2. That a condition be included in the Development Agreement in order to provide a permanent water view landscape from (W-E) public road.

3. Approval from the Department of Transportation and Infrastructure Renewal, Department of Environment as well as Stratford's Utilities Department

4. 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: This resolution bears the recommendation of the Planning and Heritage Committee.

Councillor Cooper asked about preliminary approval and Vahid replied preliminary approval means we are approving the general concept, and once all the requirements are met they will receive formal approval.

Mayor Dunphy stated that in the resolution it says that the total acreage is 8.77 acres. Mayor Dunphy asked if it is correct that when the CGI property was developed, the greenspace was deferred until the first development and Vahid replied that is correct. Mayor Dunphy asked how we know for sure that it is 8.77 acres and Robert replied that this survey plan is a legal document and lists the acreage of each parcel. Robert added that preliminary approval has to be based on a legal survey plan.

Mayor Dunphy stated that his other question is about the amount of greenspace noting that we have had discussions over the past two months about the 'up to 10% number' and the percentage on this is 10.49%. However, only about 80% of it is on land and the rest of it is on the shore and this is his concern.

Councillor Cooper stated that when the greenspace is deeded over to the Town, we will be responsible for the shore protection. Robert noted that the landowner has placed armour stone with filter fabric all along the shore of that parcel, but it may have to be modified. Councillor Cooper added that depending on what takes place over the years, we could reclaim some of that land and do some filling in if needed. Councillor Griffin noted that applications for such modifications have to be made to the Department of Environment and the Department of Fisheries and Oceans.

Councillor Cooper stated that we have had a lot of discussion on developing the waterfront and he hopes that the proper policies and procedures are in place because once it is developed it is there.

Question: **CARRIED**

15. COMMITTEE OF THE WHOLE

Nil

16. SAFETY SERVICES

a) Report

Included in the package for Council to review. Councillor Gallant gave an overview of his report noting that the crow situation that the farmers are dealing with was discussed at length.

The second meeting of the Traffic Safety Committee was held and Leanne Butler from highway safety was in attendance and provided the committee with a great deal of information. Councillor Gallant noted that we are developing a survey that will be sent to residents to solicit their feedback, and in the fall we will hold an open house and demonstrate what possible things that can be put in place to make things safer in the Town.

b) Street Light Report

No Report.

c) RCMP Report

The RCMP report for the month of April was included in the package. Mayor Dunphy requested that the year to date numbers also be include on the report.

Councillor Cooper would like to suggest that the speed radar trailer be put on the Trans Canada Highway, as the average speed of the traveling public is 87 kph in a 70 kph zone. Councillor Cooper asked if the unit gathers data and Robert replied that it does, but it is not accurate. However, Robert noted that we do have a pneumatic hose that takes an accurate count of the traffic and the speed they are going, so we can put that out and gather some data. It was suggested that it be put on the bend approaching the Mason Road (incoming traffic), as this is where the speed limit changes to 70. Mayor Dunphy would like to see this done as soon as possible and he would also like to have

a monthly report on the speed from different areas.
Councillor Cooper would like to see the speed radar trailer set up on the Kinlock Road heading toward Keppoch, as he has had a request for that location.

d) Humane Society Report
No Report. It was noted that the report was not received in time to include it in the package.

e) Transit Report
Included in the package.

f) Fire Company Report
No Report.

g) <u>Resolution SS002-2011Noise and Nuisance Bylaw Exemption to Allow Farmers to deal with Nuisance Animals</u>

Moved by Councillor Emile Gallant
Seconded by Councillor Randy Cooper

WHEREAS members of the local farming community have asked that the Noise and Nuisance Bylaw be amended to allow them to deal with nuisance animals without having to apply to Council for an exemption when a problem arises; and

WHEREAS the Safety Services Committee has recommended that the bylaw be amended to address the concerns of the local farm community and that an exemption be granted pursuant to Section 5 of the Noise and Nuisance Bylaw in the interim to allow time for the bylaw to be amended.

BE IT RESOLVED that an exemption from section 3. d) of the Noise and Nuisance Bylaw be granted to bona-fide farmers in the town to allow them to deal with nuisance animals on their farms subject to the following conditions:

1. that the exemption be granted for a period of six months

2. that any bona-fide farmer notify the Town within four hours of any action being taken

3. that, if a firearm is used, it must be a shotgun and the distance from residences and roads must coincide with the distance contained in the provincial hunting regulations.

Discussion: It was noted that this resolution bears the recommendation of the Safety Services Committee and the Committee of the Whole.
The RCMP will be notified of this temporary exemption.

Question: **CARRIED**

17. ECONOMIC DEVELOPMENT

a) Report

Included in the package for Council to review. Mayor Dunphy gave a brief overview of his report noting that we are currently working on a *'Buy Stratford Day'* and it will be advertized in the newspaper and on the radio.

Mayor Dunphy noted that the Town will be hosting a chamber breakfast tomorrow morning at 8 a.m. (Thursday, May 12) and all councillors are invited to attend.

Other issues discussed by the committee were branding, and gathering information on towns of comparable size. It was felt that if we could find a successful town approximately the same size as Stratford, we could do some comparison on their website and business presentation.

18. HUMAN RESOURCES

No Report

18. OTHER COMMITTEES

a) Stratford Seniors Complex

Included in the package for council to review.

19. PROCLAMATIONS

Whereas: *CNIB is celebrating Vision Health Month in May 2011 to raise awareness about the importance of safeguarding vision health; and*

Whereas: *more than 836,000 Canadians are living with significant vision loss, and an additional 4.25 million Canadians have some form of age-related macular degeneration, diabetic retinopathy, glaucoma or cataracts - and if left untreated most of these people will be at risk of significant vision loss; and*

Whereas: *regular eye exams are the best form of early detection and prevention - improving the chances of detecting any of the four major eye conditions early enough to help control and treat the disease; and wearing sunglasses protects our eyes from harmful UVA and UVB rays; and*

Whereas: *CNIB has declared May 26 "Shades of Fun Day" and asks people to wear their sunglasses to work and consider a donation to CNIB.*

Be it Resolved: *that I David Dunphy, Mayor of Stratford, do hereby proclaim May 26, 2011* ***Shades of Fun Day*** *in the Town of Stratford.*

In Witness, Whereof: *I have set my hand and caused the seal of the Town of Stratford to be affixed hereto.*

20. OTHER BUSINESS

a) Resolution OT-001 - 2011 - Transit Funding

Moved by Councillor Emile Gallant
Seconded by Councillor Diane Griffin

WHEREAS the Town of Stratford, together with the Town of Cornwall and the City of Charlottetown, commissioned a review of the greater Charlottetown Area transit system; and

WHEREAS the consultant who conducted the review, Dillon Consulting, recommended a new route structure, marketing strategy, governance strategy and fare strategy and additional funding from other levels of government to help ensure the ongoing sustainability of the system; and

WHEREAS the Mayors of the three municipalities met with Premier Ghiz and Minister Sheridan to present the results of the review and to request financial assistance to support the ongoing operational and capital cost of the system; and

WHEREAS there would likely have to be service cuts if no additional funding was available; and

WHEREAS the requested funding support for 2011/12 was included in the 2011/12 provincial budget.

BE IT RESOLVED that the Mayor write to Premier Ghiz and Minister Sheridan to thank them for their support and commitment to the greater Charlottetown Area Transit system.

Discussion: None
Question: **CARRIED**

b) Summer Meeting Time Change for Council and Committee of the Whole Meetings

Moved by Deputy Mayor Clow
Seconded by Councillor Emile Gallant

That Town Council meetings and Committee of the Whole meetings will be held at 4:30 p.m. for the months of June, July, August and September.

Discussion: None
Question: **CARRIED**

21. ADJOURNMENT

There being no further business the meeting adjourned at 9:35 p.m.

David Dunphy, Mayor

Robert Hughes, CAO