

REGULAR COUNCIL MEETING
April 10, 2019

Present: Mayor Eric Gavin; Deputy Mayor Darren MacKinnon; Councillors Darrel Wood, Kevin Maynard, Joey Dumville, Judy MacIsaac and Valene Gallant; Reporters from West Prince Graphic and Journal; and CAO Bev Shaw.

Regrets: nil

1. Gary Morgan from the NO to MMP group joined our meeting and provided Council with information regarding the upcoming referendum on Mixed Member Proportional. Gary asked for Council's support in voting no. Noted that the Yes to MMP is hosting an information session on April 13th.

2. MEETING TO ORDER:

Mayor Gavin called the meeting to order at 6:10 pm and declared a quorum present.

The agenda was approved with addition of sponsorship of festival contestant. *Moved by K. Maynard seconded by J. Dumville and carried.*

3. CONFLICT OF INTEREST DECLARATIONS:

Darren advised that he would be excluding himself on the topic 7.E regarding Carragher's amended proposal.

4. MINUTES

The March 13, 2019 regular council meeting minutes, March 15, 2019 public meeting notes and March 29, 2019 special council meeting minutes were reviewed for errors and omissions. *Moved by J. MacIsaac, seconded by V. Gallant and carried* that council meeting minutes be approved.

5. BUSINESS ARISING FROM MINUTES

Mayor Gavin appointed Carol Ferguson to act on the Planning Board.

Moved by D. MacKinnon, seconded by J. Dumville and carried that changes to Pate Garden Subdivision protective covenants agreed upon at March 29, 2019 special council meeting be approved and that covenants be officially adopted.

Andrew Avery, new Recreation Director, joined the meeting to introduce himself and to review his report.

6. FINANCIAL BUSINESS:

Financial reports circulated to Council. Darren reported that no great variances were present and that the Town is in good condition financially at year end. Bank balances as follows: March 31/2019 for general account - \$165,659.44 and for sewer - \$134,761.57. Expenses for March, 2019 for general totaled \$114,253.43 and for sewer \$7,380.42. Revenue for March 2019

for general - \$90,087.41 plus CWWF Funds of \$54,164.58 to be transferred to Sewer Account, and Retail Centre loan proceeds of \$30,936.00; for sewer \$14,924.31. **Moved by D. MacKinnon, seconded by K. Maynard and carried** that financial reports, paid bills for March 2019 and bank balances be approved.

7. NEW BUSINESS

A. Mayor's report - Eric reported meeting with engineers from UV supplier and WSP and Council's budget meetings.

B. Administrator's report - Bev reported working on the operating and capital budgets, asset management reports and capital investment plans to be submitted to the Province, financing arrangements for retail centre and sewer project, new insurance company information and grant application for maintenance building. Met with same group as Eric on the lagoon. Still having issues with Complex heating system. Bev's overtime at 37 hours and 2 days left of vacation time; Dale's hours at 83.

C. Reports from Departments

Properties (Kevin) - Kevin didn't have any updates on the new maintenance building and there's been no response from Sandra Keough on the dilapidated house on Kent Street.

Streets & Sidewalks (Valene) - Valene reported that workers from the Lady Slipper Villa have expressed concern regarding residents crossing Main Street to Vinny's and would like to see a crosswalk installed. Other crosswalks in town need to be painted. A sidewalk repair list plus recommendations on street repair will be submitted in the near future. Valene has been trying unsuccessfully to contact the Solar Light company in our area regarding lighting for the Christmas decorations.

Recreation (Joey) - Written report reviewed earlier when Andrew was present. To gather more information on what's needed by the men's softball league for management. It appears they need someone to collect registration fees, pay bills and handle any controversy. **Moved by D. Dumville seconded by V. Gallant and carried** that as recommended by Andrew, all team coaches and volunteers that participate in the Town's recreation programs will require a criminal record check. Andrew to collect information on abuse policies.

Newcomers/Recruitment (Judy) - Judy reported on the upcoming Immigration Summit on April 23 & 24 that she is interested in attending. To obtain details on registration.

Police/Fire Department (Darrel) - Darrel highlighted the RCMP monthly report stating that 110 patrol hours were spent in O'Leary. The letter from Borden-Carleton looking for support on their plea to the Province for more RCMP members in PEI was mentioned but Council seemed to feel the focus should be on our own area. Darrel to contact Alberton and Tignish councillors responsible for police protection to see if a joint effort can be made. Fire Chief's monthly report circulated saying 9 calls for service this month and training included use of new sim lab at Community Hospital. Frank Sweet has retired after 42 years of service and Kim Clements has been accepted as a probationary member. Father's Day draw and dance coming up soon. **Moved by D. MacKinnon, seconded by D. Wood and carried** that Town offer one third of cost to a maximum of \$700 for the department members' purchase of badges. (Valene & Kevin abstained from the vote due to possible conflict of interest.) Darrel noted that the new firetruck is on schedule to arrive here before the festival.

Sanitation & Community Development (Eric) - Eric mentioned in his Mayor's report about meeting with the engineers from UV supplier and WSP and that they are still struggling with solutions to the issues at the lagoon/UV system. Eric advised that the Planning Board will soon be working on the zoning issues (possible change to Pate Subdivision and most recent annexed area).

D. 2nd reading of Emergency Management Bylaw - Bylaw # 2019-01, Town of O'Leary Municipal Emergency Management Program Bylaw:

WHEREAS the Municipal Government Act requires a bylaw to enable the Council of the Town of O'Leary to provide emergency management planning for all areas of the municipality;

AND WHEREAS the Town of O'Leary Municipal Emergency Management Bylaw # 2019-01 was read and formally approved a first time at the Council meeting held on March 13, 2019;

THEREFORE BE IT RESOLVED the Town of O'Leary Municipal Emergency Management Bylaw # 2019-01 be hereby read a second time.

Moved by Darren MacKinnon, seconded by Joey Dumville and carried.

WHEREAS the Municipal Government Act requires a bylaw to enable the Council of the Town of O'Leary to provide emergency management planning for all areas of the municipality;

AND WHEREAS the Town of O'Leary Municipal Emergency Management Bylaw # 2019-01 was read and approved at two separate meetings of Council held on different days;

THEREFORE BE IT RESOLVED the Town of O'Leary Municipal Emergency Management Bylaw # 2019-01 be formally adopted.

Moved by Darrel Wood, seconded by Judy MacIsaac and carried.

E. Confirm approval of Carragher proposal - **Moved by J. MacIsaac, seconded by D. Wood and carried** that since Joey Carragher, J.C. Handyman's proposed housing project under the Affordable and Accessible Housing Program with the Province has been relocated to PID # 43620, 612 Main Street and this site does not require boundary extension or rezoning, that preliminary approval for the proposed housing project be granted.

F. Resolution re Provincial Grant for maintenance shop and quotes: After reviewing estimates totalling \$96,000 for construction of new maintenance building, it was **moved by D. MacKinnon, seconded by D. Wood** that WHEREAS the Town of O'Leary existing maintenance /storage building at 10 Willow Avenue is in very poor condition and needs to be replaced at an estimated cost of \$96,000; THEREFORE BE IT RESOLVED that the Town of O'Leary approve a funding application for 50% of costs to the Rural Growth Initiative Community Revitalization Program. **Motion carried.**

G. Pruning of Memorial Orchard Trees: Moved by K. Maynard, seconded by D. MacKinnon and carried that WHEREAS the fruit trees have not been pruned since planting and that it is important for their health; BE IT RESOLVED that a budget of \$500 be allowed for this task. Note that Garth Davey is meeting with Dale this week for a brief tutorial on pruning.

H. Resolution for Capital Investment Plan for gas tax:

WHEREAS the Town of O'Leary has been notified that the Town will be receiving

\$600,000 over the next five years (2019/2020 to 2023/2024) in gas tax funds and Infrastructure Secretariat requires a capital investment plan from the Town;

WHEREAS approximately \$165,000 gas tax previously earmarked for the development of the Pate Garden Subdivision project is now eligible to be transferred to a new project;

WHEREAS the Town of O'Leary Sewer Utility's wastewater treatment plant (lagoon and UV system) are experiencing serious issues with blue green algae causing higher than acceptable BOD and TSS levels and that sulphur or H₂S gas resulting from the algae bloom is causing extreme corrosion to all metal and electrical items located or previously located in the UV concrete chamber;

THEREFORE BE IT RESOLVED that the Capital Investment Plan to be submitted to Infrastructure Secretariat indicate that the surplus of gas tax, \$165,000 from previous agreement and \$531,000 of the new gas tax be designated for Sewer Treatment Plant - 2019 project which may include but is not limited to sludge removal of Lagoon cell # 1, aggressive aerator machinery, repairs and/or replacement of UV system parts and the creation of shade to inhibit the growth and bloom of algae.

Moved by Darren MacKinnon, seconded by J. Dumville and carried.

I. Permit application for Dale Burden - Moved by J. Dumville, seconded by D. MacKinnon and carried that development permit application from Dale Burden be approved for construction of private storage garage at PID # 42713 with a bylaw variance of 4 feet in the distance between the dwelling and the new garage. This variance is being permitted as the property owner intends to connect the two buildings in the future.

J. Donation request from Rural Beautification committee - Moved by D. MacKinnon, seconded by D. Wood and carried that a donation of \$251.00 be forwarded to the Rural Beautification Society to support their annual competition and awards dinner.

K. Support to Summerside on no tolls for Confederation Bridge - Moved by J. MacIsaac, seconded by V. Gallant and carried that the Town Council support the City of Summerside in their efforts to lobby government to eliminate tolls at Confederation Bridge.

L. Construction quote on Ellsworth Field dugouts - Only one quote was attainable and Council felt it was too high. Other options to be explored.

M. Other business & correspondence:

Contestant for Potato Blossom Festival Pageant - Moved by K. Maynard, seconded by D. MacKinnon and carried that the Town of O'Leary sponsor a pageant entrant for \$100 regardless of whether the girl is from the Town or not.

FPEIM AGM on April 29th - Darren plans to attend.

8. COMMITTEE OF THE WHOLE

Moved by K. Maynard, seconded by V. Gallant and carried that Council adjourn to committee of the whole session at 7:50 pm.

Moved by J. Dumville, seconded by J. MacIsaac and carried that regular meeting

reconvene at 8:10 pm.

Results from Committee of the Whole: nil

9. ADJOURNMENT

Meeting adjourned at 8:15 pm on a *motion by D. MacKinnon, seconded by D. Wood and carried.*