

**Cornwall, Prince Edward Island
Regular Meeting of Council
Wednesday, August 17, 2022
4:30 PM**

Present: Deputy Mayor Cory Stevenson – presiding
Councillor Elaine Barnes (via phone)
Councillor Corey Frizzell
Councillor Judy Herlihy
Councillor Jill MacIsaac
Councillor Shane McGuigan

Also: Kevin Coady – CAO
Tracey MacLean – Engagement Coordinator
Paula Griffin – Planning and Development Technician

Regrets: Mayor Minerva McCourt

CALL TO ORDER

Deputy Mayor Cory Stevenson called the meeting to order at 4:32pm
There were five members of the public present.

LAND ACKNOWLEDGEMENT Read

APPROVAL OF THE AGENDA

Councillor MacIsaac moved, seconded by Councillor Herlihy, that the agenda be approved as circulated.

Motion Carried

DISCLOSURE OF PECUNIARY OR OTHER CONFLICT OF INTEREST

Nil

APPROVAL OF THE MINUTES

a) **July 20, 2022, Regular Council Meeting:** Councillor MacIsaac moved, seconded by Councillor Frizzell that the minutes of July 20, 2022, Regular Council Meeting be approved as circulated.

Motion Carried

BUSINESS ARISING

Nil

PRESENTATIONS

Nil

REPORTS OF COMMITTEES / RESOLUTIONS:

INFRASTRUCTURE

Reports & Resolutions

- a) **Minutes** – July 14, 2022.
- b) **Resolutions**

I-09-2022 ~ Snow Clearing Equipment

Moved by Councillor **Cory Frizzell**
Seconded by Councillor **Shane McGuigan**

Whereas: The Town of Cornwall has, in the recent past, contracted out the snow clearing and de-icing of its sidewalks and trails to local contractors;

And Whereas: A request for proposals was issued for another three-year term for these services, with no bids being received;

And Whereas: The Town does not currently have equipment to perform the required snow clearing/de-icing services on Town sidewalks and Trails;

Therefore, be it Resolved: That the Town of Cornwall accept the proposal from SNT Solutions as considered at the Committee of Council meeting held August 10, 2022, for the purchase of a 2018 Wille Model 265 complete with plow, blower and sander attachments for the price of \$167,609 exclusive of HST;

And be it Further Resolved: That the Town of Cornwall accept the proposal from SNT Solutions as considered at the Committee of Council meeting held August 10, 2022, for the purchase of a 2020 Wille Model 375 complete with bucket, plow, blower and sander attachments for the price of \$191,528 exclusive of HST.

Motion Carried

PLANNING COMMITTEE

Reports & Resolutions:

- a) **Minutes** – Public Meeting July 27, 2022
- b) **Resolutions**

PL-19-2022 ~ Scottsview Meadows Development Concept Amendment

Moved by Councillor **Judy Herlihy**
Seconded by Councillor **Shane McGuigan**

Whereas: Council passed Resolution PL-07-2022 on March 30, 2022, to grant Preliminary Approval of Phase One of Scottsview Meadows Subdivision as depicted in the Derek A. French Professional Services Inc. Drawing No.21184-L2E and dated February 3, 2022; and

Whereas: upon the Ministerial approval on May 11, 2022, of the updated Town of Cornwall (the

“Town”) Official Plan and the Zoning and Subdivision Control (Development) Bylaw #422, the property in question was rezoned to Planned Unit Residential Development (PURD) from its original Two-unit Residential (R2) zoning; and

Whereas: the Town received a request to amend the original Development Concept for Phase One where 100% of the lots in Phase One would be developed as Semi-detached lots as permitted in PURD zoning rather than 20% of lots in Phase One previously approved for Semi-detached development under the original R2 Zoning; and

Whereas: public notifications were made and the application was presented at a public meeting on July 27, 2022, held pursuant to Sections 12 and 21 of the Town of Cornwall Zoning and Subdivision Control (Development) Bylaw; and

Whereas: the proposal was reviewed by the Town and found to comply with the Town of Cornwall’s Official Plan and Zoning and Subdivision Control Bylaw 422.

Be It Resolved That: Council grant approval to amend the previously approved Development Concept Plan for Phase One of Scottsview Meadows Subdivision (portion of PID 1148626) from the development of 20% of the lots as Semi-detached in said Phase to the permitted 100% Semi-detached lot development under the current PURD zoning, subject to the Developer entering into a Subdivision and Development Agreement with the Town.

Motion Carried

PL-20-2022 ~ Seymour Drive

Moved by Councillor Corey Frizzell
Seconded by Councillor Shane McGuigan

Whereas: the Town of Cornwall (the “Town”) received an application to subdivide two (2) lots located along Seymour Drive from PID 1148626 as described in the Derek A. French Professional Services Inc. Drawing No. 22151 and dated June 6, 2022; and

Whereas: the property in question is zoned Planned Unit Residential Development (PURD) so public notification of the application for the proposed subdivision was distributed and also presented at a public meeting on July 27, 2022, held pursuant to Section 13.7 of the Town of Cornwall Zoning and Subdivision Control (Development) Bylaw #422 (the “Bylaw”); and

Whereas: the proposal was reviewed by the Town and found to comply with the Bylaw.

Be It Resolved That: Council grant approval to the subdivision of two (2) lots from PID 1148626, subject to the Developer entering into a Subdivision and Development Agreement with the Town.

Motion Carried

PL-21-2022 ~ Public Meeting - Proposed Rezoning PID #777557

Moved by Councillor **Shane McGuigan**
Seconded by Councillor **Judy Herlihy**

Whereas: The Town received an application on July 4, 2022, to rezone PID 777557 from Business Park (M2) to Rural Residential (RR) to allow the construction of a single-family dwelling; and

Whereas: The application was reviewed by the Town Planning Staff and brought before the Town’s Planning Board Committee (the “Committee”) on July 6, 2022. The Committee considered the Official Plan and the Town of Cornwall Zoning and Subdivision Control (Development) Bylaw #422, at which time the Committee did not put forward a motion to make a decision regarding said application pursuant to Section 22.2(3); and

Whereas: The Applicant attended the Committee of Council meeting on August 10, 2022, to present their position regarding the application to Council; and

Whereas: the Committee of Council recommended that the application be presented at a Public Meeting;

Therefore, Be It Resolved: that the application to rezone PID 777557 from M2 to RR be presented at a Public Meeting pursuant to Section 22.2(4) of the Zoning & Subdivision Control (Development) Bylaw #422.

Motion Carried

PL-18-2022 ~ Travel Trailer

Moved by Councillor **Corey Frizzell**
Seconded by Councillor **Shane McGuigan**

Whereas: the Town of Cornwall (the “Town”) received an application dated November 22, 2021, for a temporary permit authorizing the occupation of a recreational trailer on the property located at PID 528299 (the “Property”);

And Whereas: on December 15, 2021, the Town issued temporary permit C-217-21 authorizing the occupation of a recreational trailer on the Property (the “Permit”), with the Permit specifying that it is valid from December 15, 2021, to January 15, 2022;

And Whereas: the Permit authorizing the occupation of the recreational trailer on the Property expired January 15, 2022, and the recreational trailer remains on the Property and continues to be occupied;

And Whereas: the Council has reviewed the May 20, 2022, notice of bylaw violation issued to the Property’s address, and the June 17, 2022, and July 25, 2022, letters issued to the Permit’s applicant regarding the occupation of the recreational trailer on the Property;

And Whereas: the June 17, 2022, letter informed the applicant for the Permit that the recreational trailer must be moved from the Property by July 1, 2022;

And Whereas: the July 25, 2022, letter advised the applicant for the Permit that if the recreational trailer remains occupied and is not removed from the Property on or before September 15, 2022, the Town would commence legal proceedings to enforce the Bylaw;

And Whereas: the Council has determined that, should the recreational trailer remain occupied on the Property after September 15, 2022, legal proceedings to enforce the Bylaw would be commenced;

Therefore, Be It Resolved: that should the recreational trailer remain occupied on the Property after September 15, 2022, Council hereby authorizes Town administration to engage legal counsel to take whatever legal steps are available, and may be necessary, to have the property brought back into compliance with the Town of Cornwall Zoning and Subdivision Control (Development) Bylaw #422 regarding the recreational trailer.

Motion Carried

COMMITTEE OF COUNCIL – Deputy Mayor Cory Stevenson

- (i) FINANCE AND ADMINISTRATION**
 - Reports & Resolutions**
 - a) Minutes – July 13, 2022**
 - b) Comparative Income Statement**
 - c) Resolutions**

FA-38-2022 ICIP Public Transit Application

Moved by Councillor **Judy Herlihy**
Seconded by Councillor **Jill MacIsaac**

Whereas: The Town of Cornwall is a member of the Capital Area Transit Coordinating Committee (CATCC) along with the City of Charlottetown and the Town of Stratford and an application, for a transit electrification and fleet refurbishment program, is being submitted to the Investing in Canada Infrastructure Program (ICIP) on behalf of the CATCC;

And Whereas: The application includes \$9,526,715 of federal funding, \$7,923,558 of provincial funding and \$6,322,778 in municipal funding cost shared between the three municipal members of the CATCC;

And Whereas: This project, if approved, will run over the course of four fiscal years starting in 2022-2023 and ending in 2025-2026 with the Town of Cornwall portion of the capital expenses being \$324,849;

Therefore, be it Resolved: That the Town of Cornwall support the application to the ICIP for the transit electrification and fleet refurbishment program.

Motion Carried

FA-39-2022 Sunrise Cove Park Project Award

Moved by Councillor **Corey Frizzell**
Seconded by Councillor **Jill MacIsaac**

Whereas: The Town of Cornwall as part of the implementation of its Parks, Recreation and Open Spaces master plan developed the Sunrise Cove Greenspace/Shoreline Protection project, in conjunction with residents of the area;

And Whereas: The Town of Cornwall applied for, and were approved for, funding under the Investing in Canada Infrastructure Program for this project;

And Whereas: The Town, issued a tender for the project for which one compliant bid was received;

Therefore, be it Resolved: That the Town upon, and pursuant to, the recommendation of the Town's Engineers, award the contract for the Sunrise Cove Greenspace/Shoreline Protect project to Somerset Gardens Inc., in the amount of \$349,104.83 exclusive of HST.

Motion Carried

FA-40-2022 Hole Sponsorship – Braggers Cup

Moved by Councillor **Jill MacIsaac**
Seconded by Councillor **Judy Herlihy**

Whereas: The Bragger's Cup is a local golf tournament which raises funds for the Prince Edward Island Chapter of the Make-A-Wish Foundation,

And Whereas: The PEI Chapter of the Make-A-Wish Foundation fulfills wishes for numerous children in Prince Edward Island and Cornwall in particular,

Therefore, be it Resolved: That the Town of Cornwall donate two hundred and fifty dollars (\$250) to the Bragger's Cup Tournament to sponsor a hole in the tournament.

Motion Carried

(ii) MUNICIPAL SERVICES
Monthly Reports were included in the package.

1) Reports & Resolutions

(a) Humane Society Report

(b) Fire Department Report

(c) Police Report

(d) Bylaw Enforcement

(e) Transit – It was noted that ridership has increased significantly to pre Covid numbers.

(f) Engagement.

iii) PARKS & RECREATION

- a) **Monthly Report:** July 2022 – Deputy Mayor Stevenson noted that Cornfest would be taking place in late September – schedule will be released closer to the date.

CORRESPONDENCE

- a) SMART Recovery – A request for use of Town space was received from the coordinator of the SMART Recovery Program

FA-41-2022 SMART Recovery

Moved by Councillor Corey Frizzell

Seconded by Councillor Jill MacIsaac

Whereas: The Town of Cornwall has been asked to donate the use of town space for the SMART Recovery program; a program to assist people who have struggled with substance, gambling, eating or other disorders;

And Whereas: The Town currently has space available and is interested in assisting this program assist these individuals and aid in recovery;

Therefore, be it Resolved: That the Town of Cornwall donate the use of the community room at the Town administration office to the SMART Recovery program;

And, be it Further Resolved: That this donation is for each second Tuesday for the period from the beginning of September 2022 to the end of June 2023 inclusive, from 7:00pm to 8:00pm, the Program is responsible for the set up and tear down of any tables and chairs as necessary and ensuring the facility is left tidy.

Motion Carried

OTHER BUSINESS

- Deputy Mayor Stevenson
 - o Passed along condolences to Councillor MacIsaac and family on the passing of her stepdaughter Kianna.
 - o Passed along condolences to staff Peter Brousseau on the passing of his father.
 - o Passed along condolences to staff Billy Ramsay on the passing of his mother.
 - o Citizens on Patrol continue to look for volunteers. Anyone interested can contact the chairperson or Town Hall staff.
 - o Cornerstone Church will be hosting a Carnival on September 10th open to all Cornwall residents – registration is requested.
 - o Passed along condolences on the passing of former Charlottetown Councillor Peter McCloskey. Peter was a mentor and a great supporter of Cornwall.
 - o Congratulations to East Wiltshire student Molly Clements on her trip to Oshawa for her second time at the bowling Nationals. Molly had fun, made friends and her family is very proud.
- Councillor Corey Frizzell

- Passed along condolences on the passing of Joe Roggeveen. Joe was a long time resident and supporter of Cornwall and the founder of Joe's Catering.
- Congratulations to the football program participants - U16 gold winners and U18 silver winners at the Atlantic Bowl.

IN CAMERA

It was moved by Councillor Herlihy and seconded by Councillor Frizzell that the meeting move "In Camera" at 5:12pm to consider a matter pursuant to MGA s.119(1)(f).

The meeting resumed regular session at 5:35pm

ADJOURNMENT

The meeting was adjourned at 5:35pm.

MAYOR

CHIEF ADMINISTRATIVE OFFICER