



**Minutes**  
**Town of Three Rivers**  
**Regular Council Meeting**

June 13, 2022, 7:00 pm  
Town Hall

Members Present	Mayor Ed MacAulay, Deputy Mayor Debbie Johnston, Councillor Larry Creed, Councillor Cody Jenkins, Councillor Jane King, Councillor John MacFarlane, Councillor Cameron MacLean, Councillor Cindy MacLean, Councillor Hannah Martens, Councillor David McGrath, Councillor Paul Morrison, Councillor Alan Munro
Staff Present	CAO Jill Walsh, Manager of Corporate Services Danielle Herring, Manager of Community Services Dorothy Macdonald, Planning Technician Patrick Donahoe, Clerk of Council Joan Marks
Others Present	1 media 5 public HR Consultant Dan Hughes

**1. Call to Order**

Mayor MacAulay called the meeting to order at 7:00 pm.

Mayor MacAulay named Councillor John MacFarlane to the position of Chair of the Montague Water & Sewer Board.

**2. Approval of Agenda**

**22-098**

**Moved By** Councillor McGrath

**Seconded By** Councillor Cameron MacLean

THAT the agenda be approved as presented.

**Motion Carried Unanimously**

**3. Disclosure of Conflict of Interest**

There were none.

It was clarified Councillors are not in a conflict of interest if they are representing the Town, at the Town's request, on a board responsible for managing a Town asset, as long as there is no direct benefit to the Councillor personally. Any time there could be a personal/ closely connected benefit to a decision, the Councillor should withdraw from discussion and voting on the topic.

**4. Adoption of May 9, 2022 Minutes of Regular Council Meeting**

**22-099**

**Moved By** Deputy Mayor Johnston

**Seconded By** Councillor Creed

THAT the minutes of the May 9, 2022, Regular Council Meeting be adopted as written.

**Motion Carried Unanimously**

**5. RCMP Report**

Sgt. Craig Eveleigh presented report.

**6. Presentations and Delegations**

Mr. Robert Lethbridge spoke of the relocation of the Kayak building in Cardigan - one possible suggestion was near the bicycle trail.

Mr. Merrill Scott spoke about lawn maintenance expectations.

**6.1 Ms. Pat Uptegrove - Victoria Cross Intersection**

Ms. Pat Uptegrove spoke about the need for communication between municipal and provincial government departments regarding the Victoria Cross intersection.

**6.2 Ms. Carla Morgan - Washrooms along the waterfront**

Ms. Carla Morgan spoke about the need for keeping the washrooms at the waterfront open longer hours.

Deputy Mayor Johnston spoke of staffing and the attempts that have been made to keep them open.

**7. Reports**

**7.1 Mayor's Report**

Mayor MacAulay reported on the grand opening on May 30th, and extended thanks to the staff who arranged it. He also mentioned an education program from Canadian Congress on Community Development and Equity and discussions with the Cardigan minor ball association.

**7.2 Development Permit Report**

Report presented as written.

### **7.3 Planning Board Report**

#### **7.3.1 Consolidation Application - PID 769984, 16 Kent Drive, Brudenell**

**22-100**

**Moved By** Councillor King

**Seconded By** Councillor Creed

BE IT RESOLVED THAT the proposed consolidation of PID 769984, amounting to 7.7 acres be approved as it has been found to meet the requirements of The Town of Three Rivers Brudenell Official Plan 2019 and The Town of Brudenell Zoning Bylaw 2019.

Approval is subject to the following condition:

1. Submission of 6 copies of a final plan of survey showing the exact dimensions of the proposed lot, as well as the existing buildings, certified by a Prince Edward Island Land Surveyor.

**Motion Carried Unanimously**

#### **7.3.2 Development Application - PID 769984, 16 Kent Drive, Brudenell**

**22-101**

**Moved By** Councillor King

**Seconded By** Councillor MacFarlane

BE IT RESOLVED THAT the proposed accessory building measuring 60 feet by 60 feet and 29 feet in height be approved as it has been found to meet the requirements of the Town of Three Rivers Brudenell Official Plan 2019 and the Town of Three Rivers Brudenell Zoning Bylaw 2019.

**Motion Carried Unanimously**

#### **7.3.3 Severance Application - PID 1016245, MacDonald Road, Brudenell**

**22-102**

**Moved By** Councillor King

**Seconded By** Councillor Creed

BE IT RESOLVED THAT the proposed severance of a 4.04-acre lot from a 43-acre lot PID#1016245, MacDonald Road be approved on the following conditions:

1. All transactions involving the transfer of money or land in conjunction with the subdivision have been made to the satisfaction of Council.

2. The subdivision has been surveyed and the survey plan has been certified by a Prince Edward Island Land Surveyor and the planning department has received 6 copies.
3. Approval obtained from appropriate provincial departments.
4. Will not cause undue flooding or erosion or adversely affect the water table.

**Motion Carried Unanimously**

**7.3.4 Subdivision & Consolidation Application - PID 253039 544 St. Andrews Point Road, Lower Montague**

**22-103**

**Moved By** Councillor King

**Seconded By** Councillor McGrath

BE IT RESOLVED THAT PID 415208 is consolidated with PID 253039 and the new proposed 2 lot subdivision of minimum 1 acre lots approximate 200' by 200' & 160' by 250' be subdivided from the existing 152.36 acre lot and approved on the following conditions:

1. The subdivision has been surveyed and the survey plan has been certified by a Prince Edward Island Land Surveyor & the planning department has received 7 copies.
2. The survey plan has been submitted for recommendations to any appropriate provincial or federal government departments.
3. All transactions involving the transfer of money or land in conjunction with the subdivision have been made to the satisfaction of Council.
4. A digital file containing the (real earth) geographic co-ordinates of said plan of subdivision has been submitted.
5. Furnish evidence that an on-site sewage disposal system permit has been obtained and meets the requirements, according to the PEI Sewage Disposal Regulations in the Environmental Protection Act, prior to the issuance of a subdivision permit.
6. An entranceway permit recognized by the Department of Transportation, Infrastructure and Energy is obtained.
7. Is suitable to the topography, physical conditions, soil characteristics, and natural and surface drainage of the land.

**Motion Carried Unanimously**

**7.3.5 Consolidation Application - PIDs 166231, 1132125, 1132174, 71  
Somers Lane, Brudenell**

**22-104**

**Moved By** Councillor King

**Seconded By** Councillor Creed

BE IT RESOLVED THAT the proposed consolidation of Lot 21-1 consisting of PID's 166231, 166249, 583427 & 1132125 and the proposed consolidation of Lot 21- 9 consisting of PID's 1132174, 643619, 1075589 & 1075589 and the lot line adjustment on Lot 21-8 PID 1132125 amounting to 33.1' to the East be approved as they have been found to meet the requirements of The Town of Three Rivers Brudenell Official Plan 2019 and The Town of Brudenell Zoning Bylaw 2019.

Approval is subject to the following condition:

1. Submission of 6 copies of a final plan of survey showing the exact dimensions of the proposed lot, as well as the existing buildings, certified by a Prince Edward Island Land Surveyor.

**Motion Carried Unanimously**

**7.3.6 Request to Municipal Affairs**

**22-105**

**Moved By** Councillor King

**Seconded By** Councillor Cindy MacLean

BE IT RESOLVED THAT the Town of Three Rivers ask the following question in writing to PEI Municipal Affairs:

With the exception of the province wide minimum development standards regulations document, does the current Planning Act enable municipalities that have their own Official Plan and Bylaw, the ability to make their own regulations as the planning authority, some of which may be more or less restrictive than the Subdivision and Development Regulations?

**Motion Carried Unanimously**

**7.4 Garden of the Gulf Museum**

**22-106**

**Moved By** Councillor Munro

**Seconded By** Councillor Cameron MacLean

BE IT RESOLVED THAT the following are appointed the Board of Directors of the Garden of the Gulf Museum, replacing all prior appointments to the Board.

Jane King, Chair

Sandra MacKay, Secretary

Peter Verleun, Treasurer

Debra MacIntyre

Krystal Dionne

Erin Docherty

Meg Preston

Ronnie Nicholson

Wayne Spin

Alec Blue

**Motion Carried Unanimously**

**7.5 CAO Report - MWDC Improvements Project**

**22-107**

**Moved By** Councillor Cameron MacLean

**Seconded By** Councillor McGrath

BE IT RESOLVED THAT Town of Three Rivers approves:

- a capital investment plan be submitted for the approval of CBBF (gas tax) funding for the proposed Amphitheatre project for the amount of \$57,408 (includes HST) and for the proposed Boardwalk project for the amount of \$182,500 (includes HST), and
- that a change request be submitted to move the funding amount of \$208,615.65 from gas tax project 12.5.6 to the proposed Amphitheatre project and the Boardwalk project.

**Carried**

2 opposed

**22-108**

**Moved By** Councillor McGrath

**Seconded By** Councillor Creed

BE IT RESOLVED THAT the Montague waterfront boardwalk construction project be awarded to Anchored Construction for \$159,000.00 plus HST(\$182,850.00).

**Motion Carried Unanimously**

**22-109**

**Moved By** Councillor McGrath

**Seconded By** Councillor Creed

BE IT RESOLVED THAT Three Rivers purchase 104 Dock Floats and 52 Docking Connectors with backing plates from Cold Water Docks for the amount of \$93,600.00 plus HST (\$107, 640.00).

**Motion Carried Unanimously**

**22-110**

**Moved By** Councillor Creed

**Seconded By** Councillor McGrath

BE IT RESOLVED THAT a contract be awarded to AMAC Electric (2004) Ltd, for Electrical upgrades in the Montague Marina, in the amount of \$204,700.00 plus HST (\$235,405.00).

**Motion Carried Unanimously**

**7.6 Administrative Offices Committee Report**

**22-111**

**Moved By** Councillor Jenkins

**Seconded By** Deputy Mayor Johnston

BE IT RESOLVED THAT a tender be awarded to RV Enterprises for a Phase I of the landscape design submitted, up to \$40,000.00 including HST.

**Motion Carried Unanimously**

**8. Requests for Decision from Committee of Council Meeting**

**8.1 Request for Decision 22-20 Remuneration Bylaw**

***22-112***

**Moved By** Councillor King

**Seconded By** Councillor McGrath

BE IT RESOLVED THAT a Bylaw to Regulate Remuneration of Council and Appointees, Bylaw# 2022-02, be read a second time.

**Motion Carried Unanimously**

***22-113***

**Moved By** Councillor McGrath

**Seconded By** Councillor MacFarlane

BE IT RESOLVED THAT a Bylaw to Regulate Remuneration of Council and Appointees, Bylaw# 2022-02, be approved.

**Motion Carried Unanimously**

***22-114***

**Moved By** Councillor McGrath

**Seconded By** Councillor Creed

BE IT RESOLVED THAT a Bylaw to Regulate Remuneration of Council and Appointees, Bylaw# 2022-02, be adopted.

**Motion Carried Unanimously**

**8.2 Request for Decision 22-26 Funding for Lights on Confederation Trail**

***22-115***

**Moved By** Councillor Creed

**Seconded By** Deputy Mayor Johnston

BE IT RESOLVED THAT funding of up to \$166,850 from the Active Transportation CBBF project is approved toward the project to install lights on the Confederation Trail between Montague waterfront and Shaw's Lane.

**Motion Carried Unanimously**



**8.3 Request for Decision 22-27 Election Bylaw**

**22-116**

**Moved By** Councillor Martens

**Seconded By** Councillor McGrath

BE IT RESOLVED THAT the Bylaw to Regulate Municipal Elections, Bylaw 2022-04, be read a first time.

**Motion Carried Unanimously**

**22-117**

**Moved By** Councillor McGrath

**Seconded By** Deputy Mayor Johnston

BE IT RESOLVED THAT the Bylaw to Regulate Municipal Elections, Bylaw 2022-04, be approved.

**Motion Carried Unanimously**

**8.4 Request for Decision 22-28 Wireless Communication Device Policy**

**22-118**

**Moved By** Councillor Martens

**Seconded By** Councillor Creed

BE IT RESOLVED THAT Policy TRHR07 be renamed the Wireless Communication Device Use Policy, be amended as shown, and be adopted.

**Motion Carried Unanimously**

**9. Correspondence for Information**

**10. Closed Session per MGA Section 119(1)(d) - Report of HR Consultant**

**22-119**

**Moved By** Councillor MacFarlane

**Seconded By** Councillor Cameron MacLean

BE IT RESOLVED that the meeting be closed per MGA Section 119(1)(d).

**Motion Carried Unanimously**

The meeting was closed at 8:15 pm.

Ms. Dorothy Macdonald, Ms. Danielle Herring, Mr. Patrick Donahoe, Ms. Joan Marks left the meeting at 8:15 pm.

HR Consultant, Mr. Dan Hughes, presented his report.

**11. Adjournment**

***22-120***

**Moved By** Councillor Cameron MacLean

**Seconded By** Councillor Martens

THAT the meeting be adjourned.

**Motion Carried Unanimously**

The meeting was adjourned at 8:57 pm.

***Jill Walsh***

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Jill Walsh  
CAO

***Ed MacAulay***

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Ed MacAulay  
Mayor