
Rural Municipality of West River Council Meeting

Meeting No	24	Chair	Helen Smith-MacPhail
Meeting Date	Thursday, March 10, 2022	Phone	902-675-7000
Start Time	7:00 PM	E-mail	admin@westriverpe.ca
Location	Afton Community Center	Session	Public
Present	Mayor Helen Smith-MacPhail, Councillor Lori Ashley, Councillor Stephen Gould, Councillor Sabrina Loughran, Councillor Shaun MacArthur, Councillor Sharon Slauenwhite, Councillor Chad Stretch, Councillor John Yeo		
Also	Laala Jahanshahloo – CAO		
Regrets	Deputy Mayor Robert Clow, Councillor Pam Baglole, Councillor Aaron MacEachern,		

● **Call to order**

Mayor Helen Smith-MacPhail called the meeting to order at 7:05 pm.

● **Approval of Agenda**

It was moved by Councillor John Yeo and seconded by Councillor Sabrina Loughran; the agenda be approved as circulated.

Motion Carried

● **Declarations of Conflict of Interest**

No conflict of interest was declared.

- **Approval of Minutes**

It was moved by Councillor John Yeo, seconded by Councillor Shaun MacArthur; the minutes of February 10, 2022, Council meeting be approved as circulated.

Motion Carried

It was moved by Councillor Chad Stretch, seconded by Councillor Stephen Gould; the minutes of February 22, 2022, Council meeting be approved as circulated.

Motion Carried

- **Business Arising from Minutes**

Nil.

- **Mayor Report**

→ In February, Mayor:

- Attended the Finance and Properties Committee,
- Corresponded with the residents and communities members via email and social regarding the first draft of OP&LUB presented at the March 2 public workshop,
- Received several phone calls discussing the first draft of OP&LUB,
- Participate in an event debrief hosted by SJM on March 3 to review the third OP&LUB public workshop.

- **CAO Report**

→ CAO sought legal advice from Municipality's lawyer regarding Deputy Mayor Robert Clow's suggestion to add the audience's name who asks a question or brings concerns to the Council's attention recorded in the minutes following the Council direction (WRC#22).

- The Municipality's lawyer was asked to review the following scenarios when an issue/topic/concern comes to Rural Municipality of West River (CAO, Mayor or Councillor) attention and should be addressed in the Council or Committee meetings. Kindly advise if we can add the full name and the community's name to our

Council/Committee minutes without requesting or obtaining consent from that person(s).

- CAO, Mayor or Councillor receives a direct message through its website.
 - CAO, Mayor or Councillor receives an email.
 - A person attends the meeting and introduces themselves or is asked by the Council to introduce themselves.
 - A person posts on any social media platform which shows the full name.
 - A person sends a direct message to CAO, Mayor or Councillor using any social media platform with the full name or is asked to introduce themselves.
 - A person calls to CAO, Mayor or Councillor and introduces themselves or is asked to introduce themselves.
 - A person sends a text message to CAO, Mayor or Councillor and introduces themselves or is asked to introduce themselves.
- The Municipality's lawyer advised RMWR the following advice applies to all of the scenarios:
- When an individual brings a complaint forward that needs to be addressed by Council, there is an implied consent that their information will be used to address their concern. In doing so, their personal information (i.e., their name) should only be used for a consistent purpose (i.e., to address their concern) and if it is reasonably necessary.
 - Privacy breaches are most often associated with disclosing more personal information that is necessary for the purpose. To avoid the potential of a privacy breach, the Municipality should record in council minutes the least amount of personal information, although best practice is to record no personal information. In doing so, think of whether the information is reasonably necessary to achieve the purpose.
- ➔ CAO has received the registered "Name Change Notice" Section 36.1 of the Registry Act. The final step of RMWR's amalgamation, according to MGA Section (28), was legally completed on February 7, 2022.

→ CAO has received and documented all the submitted feedback and concerns regarding the first draft of the new Official Plan and Land Use Bylaw via the website, email, letters, and phone and forwarded them to the Council, mayor, and SJM Consultant.

● **Finance Committee Report**

→ Chair Stephen Gould noted the Committee met on March 1 and presented a summary of the meeting's report.

→ Approval of Minutes

It was moved by Councillor Stephen Gould, seconded by Councillor Sabrina Loughran; the minutes of March 1, 2022, Committee meeting be approved as circulated.

Motion Carried

● **Properties Committee Report**

→ Chair Chad Stretch noted the Committee met on March 7 and presented a summary of the meeting's report.

→ Approval of Minutes

It was moved by Councillor Chad Stretch, seconded by Councillor Shaun MacArthur; the minutes of March 7, 2022, Committee meeting be approved as circulated.

Motion Carried

● **Planning Board Report**

→ Chair Sharon Slauenwhite noted the Committee met on February 15 and presented a summary of the meeting's report.

→ Approval of Minutes

It was moved by Councillor Sharon Slauenwhite, seconded by Councillor John Yeo; the minutes of February 15, 2022, Committee meeting be approved as circulated.

Motion Carried

● **Resolutions**

→ **MOTION#2022-20**

Moved by Councillor Stephen Gould

Seconded by Councillor John Yeo

WHEREAS

Pursuant of Municipal Government Act section (158), a council may by bylaw provide grants and other assistance,

BE IT RESOLVED

That the Rural Municipality of West River Bylaw number # 2022-02, the Municipal Grants Bylaw, be read and approved a first time.

CARRIED 7-0

→ **MOTION#2022-21**

Moved by Councillor Chad Stretch

Seconded by Councillor Shaun MacArthur

WHEREAS

Pursuant of Motion#2021-89, "W. D. Lawrence Architecture Inc." was hired as an architectural firm for the Bonshaw Community Cultural Center Improvement (Gas Tax Project 32.1.1), and

WHEREAS

The Properties Committee has reviewed and approved the tender documents prepared by the project architect,

BE IT RESOLVED

The Council for the Rural Municipality of West River authorizes the Chief Administrative Officer to initiate the bidding process to hire a "Contractor" for the Bonshaw Community Cultural Center Improvement project.

CARRIED 7-0

→ MOTION#2022-22

Moved by Councillor John Yeo

Seconded by Councillor Sharon Slauenwhite

WHEREAS

Pursuant of Planning Act Section (11), Before recommending to the Council the adoption of an official plan or any review of an official plan, the planning board shall give an opportunity to residents and other interested persons to make representations, and

WHEREAS

Following the PEI's Chief Public Health Officer Covid 19 guidelines, the indoor gathering could not operate with total capacity, and the necessity to comply with the physical distancing limited the opportunity for an in-person meeting, and

WHEREAS

The Rural Municipality of West River committed to increasing public engagement by providing a safe option for residents by offering the virtual meeting and interaction option,

WHEREAS

The original contract, according to MOTION #2021- 37, does not include virtual public meetings, and

WHEREAS

Chief Administrative Officer has obtained approval from the Minister of Fisheries and Communities on February 11, 2021,

BE IT RESOLVED

The Council for the Rural Municipality of West River accepts the proposed add-on component to the Official Plan and Land Use Bylaw project contract with SJ Murphy Planning & Consulting

(MOTION # 2021- 37) at the cost of \$18,329.85 HST included (as per the attached proposal) and authorized the CAO to execute it.

CARRIED 7-0

→ **MOTION#2022-23**

Moved by Councillor Sharon Slauenwhite

Seconded by Councillor John Yeo

WHEREAS

Council received a recommendation from the Planning Board with respect to an application for a two-lot subdivision by Duane and Glenda J. Perry to divide an existing parcel with respect to PID 227314 located at 205 Churchill Rd., Bonshaw PE COA 1C0, and

WHEREAS

It was determined that a lot has already been taken off the property since July 9, 1994, and

WHEREAS

Pursuant of Section 63(4) of the Cornwall Special Planning Area policies found within the Planning Act Subdivision and Development Regulations, only one lot may be taken off a parcel,

BE IT RESOLVED

The Council for the Rural Municipality of West River denies the subdivision since no additional lots may be permitted.

CARRIED 7-0

→ **MOTION#2022-24**

Moved by Councillor John Yeo

Seconded by Councillor Sharon Slauenwhite

WHEREAS

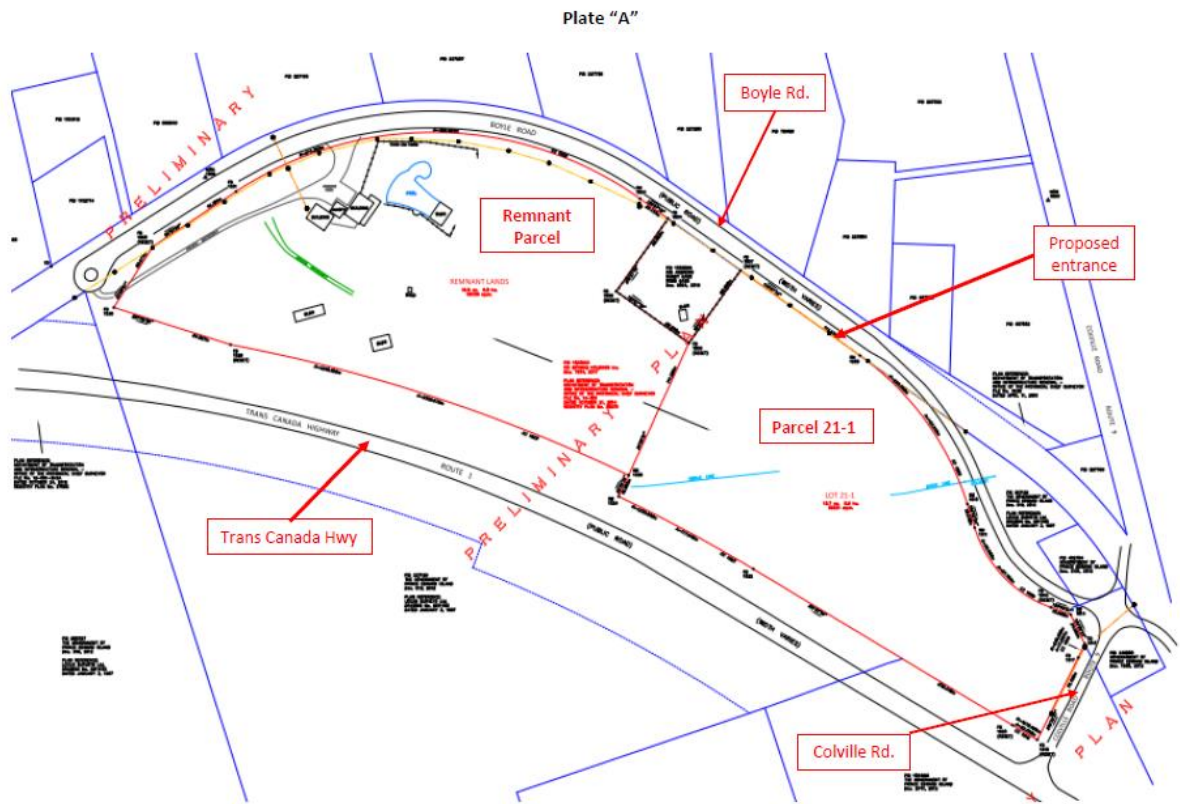
Council received a recommendation from the Planning Board with respect to an application by PEI Mi'Kmaq Holdings Inc. to divide an existing parcel into two parts with respect to PID 1093624 located at 211 Boyle Road, New Haven PE COA 1H3, and

WHEREAS

Council concurs with the following recommendation,

BE IT RESOLVED

The Council for the Rural Municipality of West River approves the following: 1. By giving permission for the final plan of subdivision to be prepared in keeping with the draft plan submitted by the Applicant as modified to show an entrance 20 metres west of SM 1508 on the Plan (Plate A); and,



2. That upon receipt of an acceptable plan (minimum of 6 copies) signed by a recognized PEI Land Surveyor, that the Development Officer affix an approval stamp to the plan and have it registered in the Queens County Registry Office.

CARRIED 7-0

- **Other Business**

- The Planning Board Chair, Councillor Sharon Slauenwhite, gave a briefing report about the third Public Engagement Session held on March 2, 2022, introducing the first draft of the new Official Plan and Land Use Bylaw to the public. She explained that the purpose of the public meeting held Wednesday, March 2, was to gather the community's feedback and input.
- The SJM hosted an event debrief on March 3 to review the third OP&LUB public workshop. The planning Board Committee members and CAO participated in this meeting.
- The Chair explained the importance of the OP&LUB, as well as the RMWR, which wants to increase public engagement; she introduced the following Motion from the floor:

THEREFORE be it resolved that the Rural Municipality of West River will hold an open house public meeting at Afton Community Center on April 26 to provide the public with an opportunity to review and discuss the revised Official Plan and Land Use Bylaw. This meeting shall be **IN ADDITION** to the approved project schedule previously approved by Council,

AND prior to this open house public meeting, all registered property owners in the Municipality will be mailed a letter giving them notice of the date and time for this open house, as well as up to date information on how to obtain a copy of the revised Official Plan and Land Use Bylaw.

Moved by Councillor Sharon Slauenwhite, Seconded by Councillor John Yeo

MOTION CARRIED 7-0

- **Questions from the Audience**

- Mayor welcomed the community members attending the meeting and acknowledged Section (19.1) of Procedural Bylaw #2021-01.
- Mayor explained according to the Municipal Government Act Section (21) Clause (2) and EC2020-485 Section (7), the Interim Council of the restructured Rural Municipality of West River consists of one Mayor and 10 Councillors selected from elected mayors and councillors of former municipalities of Afton, Bonshaw, Meadow Bank, New Haven-Riverdale and West River.

→ The audience discussed the following topics regarding the first draft of OP&LUB, and the Councillors and Mayor emphasized again it is a draft for public review and all the questions and concerns will be gathered and reviewed:

- The process of preparing the OP&LUB
- The OP&LUB Timeline
- Public outreach and scale of public engagements
- Public notice
- Environmental Risk Buffer
- Subdivisions and governing rules
- Minimum lot size
- Private roads
- Special Planning Areas

● **Adjournment**

- The meeting adjourned at 9:00 pm.
- The next meeting will be on April 14, 2022.

HELEN SMITH-MACPHAIL _____

MAYOR

LAALA JAHANSHAHLOO _____

CHIEF ADMINISTRATIVE OFFICER