



## Rural Municipality of West River Council Meeting Minutes

**Meeting No** 2023-09 **Time** 7:00 PM

**Session** Regular - Public **Date** Thursday, October 26, 2023

**Chair** Helen Smith-MacPhail - Mayor **Location** Afton Community Center

**Adoption status** Approved **Contact Person** Laala Jahanshahloo - CAO

**Attendance** Mayor Helen Smith-MacPhail, Deputy Mayor Shaun MacArthur, Councillor John Yeo, Councillor Ryan Roggeveen, Councillor Lillian MacCannell, Councillor Steve Pollard, Laala Jahanshahloo - CAO, Susan Morse - Administrative Assistant

**Regret** Councillor Aaron MacEachern

**Guest** Nil

- **Call to Order**

Mayor Helen Smith-MacPhail called the meeting to order at 7: 00 PM.

- **Adoption & Approval of Agenda**

The agenda was approved as circulated. It was moved by Deputy Mayor Shaun MacArthur and, seconded by Councillor Steve Pollard, unanimously carried.

- **Declarations of Conflict of Interest**

Nil

- **Questions from Audience and Public Input**

Nil.

- **Adoption of Previous Meeting's Minutes**

The minutes of September 28, 2023, Council Meeting was approved as circulated. It was moved by Councillor John Yeo and, seconded by Councillor Lillian MacCannell, unanimously carried.

The minutes of October 12, 2023, Committee of Council Meeting was approved as circulated. It was moved by Councillor Ryan Roggeveen and, seconded by Councillor John Yeo, unanimously carried.

- **Discussion Items**

- **WRC.2023.9.1 - Interim Community Services Committee Appointment**

**Decision Type:** Action

**Status:** Motion Carried (5-0)

**Description:** Motion 2023-70

**Moved by** Councillor John Yeo and **Seconded by** Councillor Lillian MacCannell

**WHEREAS**

Under Municipal Government Act Section (2) (e) (iii), it is the duty of the Council to appoint persons to committees of the Council, and

**WHEREAS**

According to Motion#2023-59, Municipality has taken over the Afton Community Centre and Bonshaw Community Hall operation, and

**WHEREAS**

This resolution bears the recommendation of the Committee of the Whole as discussed at a meeting held on October 12, 2023,

**BE IT RESOLVED**

The Council of the Rural Municipality of West River approves appointing an Interim Community Services Committee to help the transition from the current Afton and Bonshaw Board of Directors until such a time that the legal and administrative aspect of forming the Community Services Board has been completed.

**BE IT FURTHER RESOLVED**

The Council of Rural Municipality of West River approves the following appointments.

- Mayor Helen Smith-MacPhail (Chair)
- Deputy Mayor Shaun MacArthur Aaron MacEachern (Member)
- Councillor Aaron MacEachern (Member)

- Bev McIsaac (Member)
- Lori Ashley (Member)

▪ **PLB.2023.9.1 - Rezoning request PID 202671 - Public Meeting**

**Decision Type:** Action

**Status:** Motion Carried (5-0)

**Description:** Motion 2023-71

**Moved by** Councillor John Yeo and **Seconded by** Councillor Steve Pollard

**WHEREAS**

According to Motion#2023-57, the Council for the Rural Municipality of West River approves taking the powers and duties of the Planning Board according to Planning Act Section (9) (3), and

**WHEREAS**

Pursuant to Land Use Bylaw #2022-04 Section (12.3) (2), Prior to making a final recommendation with regards to a proposed amendment to the Official Plan or this Bylaw, the Planning Board shall provide public notice and hold a public meeting, and

**WHEREAS**

Paul C & J Philip Hogan applied to amend the Official Plan and Bylaw and rezone PID #202671 from Rural Area (RA) to Rural Residential Zone (RR) to subdivide the parcel located at Fraser Lane, New Dominion, into 18 residential lots, and

**WHEREAS**

This resolution bears the recommendation of the Planning Board Committee as discussed at a meeting held on October 12, 2023,

## **BE IT RESOLVED**

The Council for the Rural Municipality of West River authorizes the CAO to conduct a public meeting pursuant to the provisions of Land Use Bylaw #2022-04 section (12.4) and section (18) (1) (b) of Planning Act R.S.P.E.I 1988, Cap. P-8.

- **PLB.2023.9.2 - Rezoning request PID 491324 - Public Meeting**

**Decision Type:** Action

**Status:** Motion Carried (5-0)

**Description:** Motion 2023-72

**Moved by** Deputy Mayor Aaron MacEachern and **Seconded by** Councillor Ryan Roggeveen

### **WHEREAS**

According to Motion#2023-57, the Council for the Rural Municipality of West River approves taking the powers and duties of the Planning Board according to Planning Act Section (9) (3), and

### **WHEREAS**

Pursuant to Land Use Bylaw #2022-04 Section (12.3) (2), Prior to making a final recommendation with regards to a proposed amendment to the Official Plan or this Bylaw, the Planning Board shall provide public notice and hold a public meeting, and

### **WHEREAS**

Arsenault Bros Construction applied to amend the Official Plan and Bylaw and rezone PID #491324 from Rural Area (RA) to Rural Residential Zone (RR) to subdivide the parcel located at the corner of Long Creek Rd-Rte. 19 A, New Dominion, into 2 residential lots and build 6 apartment dwellings of 12 units buildings in each of them, and

### **WHEREAS**

This resolution bears the recommendation of the Planning Board Committee as discussed at a meeting held on October 12, 2023,

## **BE IT RESOLVED**

The Council for the Rural Municipality of West River authorizes the CAO to conduct a public meeting pursuant to the provisions of Land Use Bylaw #2022-04 section (12.4) and section (18) (1) (b) of Planning Act R.S.P.E.I 1988, Cap. P-8.

- **PLB.2023.9.3 - Subdivision Agreement**

**Decision Type:** Action

**Status:** Referred

**Background:** Motion #2021-37

**Description:**

The Council reviewed the OP&LUB contract and referred to the CAO to request a draft of the template for the subdivision agreement as part of Section (3.7) of Schedule A of the signed contract from SJ Murphy Planning & Consulting.

- **FIN.2023.9.1 - Annual Fire Dues Rate**

**Decision Type:** Action

**Status:** Motion Carried (5-0)

**Description:** Motion 2023-73

**Moved by** Councillor John Yeo and **Seconded by** Deputy Mayor Shaun MacArthur

## **WHEREAS**

According to subsection 153 (1) of the Municipal Government Act, A council shall not project a deficit in its operating budget for any fiscal year in respect of expenditures, and

## **WHEREAS**

Since 2020, the Municipality has paid more than 45% of its annual property taxes for the Fire Dues to North River Fire Department, and

## **WHEREAS**

This resolution bears the recommendation of the Committee of the Whole as discussed at a meeting held on October 12, 2023,

## **BE IT RESOLVED**

The Council for the Rural Municipality of West River approves maintaining the previous year's Fire Dues rate for fiscal year budgeting unless the CAO receives information on the new rate from the North River Fire Department not later than January 1, 2024.

- **FIN.2023.9.2 - Bonshaw Hall Grant - 2023**

**Decision Type:** Action

**Status:** Motion Carried (5-0)

**Description:** Motion 2023-74

**Moved by** Councillor John Yeo and **Seconded by** Councillor Ryan Roggeveen

## **WHEREAS**

Pursuant to Municipal Grant Bylaw #2022-02, the Committee of the Whole reviewed the grant request application and completed Schedule C for the Bonshaw Hall Cooperative, and

## **WHEREAS**

This resolution bears the recommendation of the Committee of the Whole as discussed at a meeting held on October 12, 2023,

## **BE IT RESOLVED**

The Council for the Rural Municipality of West River approves awarding a one-time \$2,000 grant to Bonshaw Hall Cooperative from the 2023-24 operating budget.

- **FIN.2023.9.3 - New Horizons for Seniors Program - 2023**

**Decision Type:** Action

**Status:** Motion Carried (5-0)

**Description:** Motion 2023-75

**Moved by** Councillor Lillian MacCannell and **Seconded by** Councillor John Yeo

**WHEREAS**

The New Horizons for Seniors Program (NHSP) is a federal grants and contributions program. It provides funding for projects that make a difference in the lives of seniors and their communities, and

**WHEREAS**

According to Municipal Government Act Section (156), agreements, contracts, and other legal or financial instruments shall be signed or authorized by both the Mayor and the Chief Administrative Officer of a municipality, and

**WHEREAS**

This resolution bears the recommendation of the Committee of the Whole as discussed at a meeting held on October 12, 2023,

**BE IT RESOLVED**

The Council for the Rural Municipality of West River authorizes the Mayor and CAO to sign the necessary documents and contracts for the 2023 New Horizons for Seniors Program to receive funding on behalf of the Municipality.

▪ **FIN.2023.9.4 - CAO Authority to Waive Municipality-Owned Facilities User Fee**

**Decision Type:** Action

**Status:** Motion Carried (5-0)

**Description:** Motion 2023-76

**Moved by** Deputy Mayor Shaun MacArthur and **Seconded by** Councillor Lillian MacCannell

**WHEREAS**

According to the Fee Bylaw # 2021-11 subsection (6.3), the Council may revise fees at any time by resolution in accordance with section 135 of the Act, and

**WHEREAS**

Pursuant to Motion#2023-59, Municipality has taken over the Afton Community Centre and Bonshaw Community Hall operation, and

**WHEREAS**

This resolution bears the recommendation of the Committee of the Whole as discussed at a meeting held on October 12, 2023,

**BE IT RESOLVED**

The Council for the Rural Municipality of West River authorizes the Chief Administrative Officer to waive the user fees for the Municipality-owned facilities for the not-for-profit organizations whose mandate is to increase food security or other similar uses subject to providing a certificate of insurance of a minimum of 2 million dollars and adding Rural Municipality of West River as an additional insured.

- **FIN.2023.9.5 - Inman Park Parking - Tender Document Dates**

**Decision Type:** Information

**Status:** Deferred

**Background:** Motion#2022-53

**Description:**

A motion was made to defer the item to the February Council meeting. It was moved by Councillor John Yeo and seconded by Deputy Mayor Shaun MacArthur.

- **Informational Items**

- **WRC.2023.9.2 - Mandatory Code of Conduct Training**

**Decision Type:** Information

**Status:** Received



**Description:**

The new Mandatory Code of Conduct training for all Councillors should be completed and added to their oath of office.

- **EVT.2023.9.1 - PEI 150 Celebration**

**Decision Type:** Information

**Status:** Received

**Description:**

The PEI 150 Celebration was held on October 20, 2023. Approximately 60 people attended. Mi'kmaq Heritage Actors, Tip'Er Back & Grace Chaisson provided entertainment.

- **FIN.2023.9.6 - Black Fly 2023 Season Final Report Registration**

**Decision Type:** Information

**Status:** Received

**Background:** Motion#2023-21

**Description:**

The final report has been received on October 23, 2023. Many streams were inaccessible this year due to damage from Fiona, so a \$500 refund was received.

- **EMO.2023.9.1 - Agreement with Canadian Red Cross**

**Decision Type:** Information

**Status:** Received

**Description:**

The agreements have addressed the Afton Community Centre and Bonshaw Community Centre as independent entities. RMWR is in the midst of combining the Afton and Bonshaw Community Centers' BOD under the Community Service Board. Also, there must be a clear indication of the responsibility for expenses incurred and priority of use should an emergency happen elsewhere when our facilities are in use by the municipality.

- **OTR.2023.9.2 - Communities 13 Inc AGM**

**Decision Type:** Information

**Status:** Received

**Description:**

Councillor Steven Pollard reported on the AGM of Communities 13 Inc. on October 18, 2023.

The group is researching how to add a second ice surface at the APM Centre in Cornwall.

- **Adjournment**

- Councillor Steve Pollard motioned to adjourn the meeting at 8:40 PM.

- The next meeting will be on November 22, 2023.

Helen Smith-MacPhail

Laala Jahanshahloo

Mayor \_\_\_\_\_

Chief Administrative Officer \_\_\_\_\_