

**RURAL MUNICIPALITY OF BRACKLEY**  
**COUNCIL MEETING MINUTES**  
**June 19, 2019**

**Council Members:**        **Ron Collett, Deputy Mayor**  
                                      **Don Jardine**  
                                      **Cody Good**  
                                      **David Jenkins**  
                                      **Amir Zuccolo**  
                                      **Brendon McKenna, Mayor**

**Administrator:**         **Maureen Cudmore**

**Residents:**                **Barbara Jenkins, Lois & Lester MacFadyen, Philip**  
                                      **Cudmore, Joey MacLaren, Dhuey Pratt, Arnie Pothier,**

**Guests:**                    **Susan & Donald Turner**

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**Call to Order:**

The meeting was called to order at 7:15 p.m. by Deputy Mayor Ron Collett. Mayor Brendon McKenna chaired the remainder of the meeting from approximately 8:45-9:45 p.m.

**Review of Minutes, May 15, 2019:**

The “draft” minutes of the May 15<sup>th</sup> meeting were distributed to Council members a week prior and the Deputy Mayor questioned if there were any errors or omission. As there were no errors or omissions noted, the minutes stand approved as read.

**Review of Action Items:**

N/A.

**Next Meeting:**

The next regular Council meeting is scheduled for Wednesday, September 18<sup>th</sup> at 7:00 p.m.

**Discussion Arising from Minutes:**

- Clarification regarding Fund Raising and rental of the Commons is to be tabled to the next meeting.

**Development/Sub-Division Permits:**

- One development permit was issued on May 22nd to Harvey Livingston, 451 Brackley Point Road, PID#133843, Permit #B-19-08 to construct a new foundation under existing building (approximately 300 ft. long by 30 ft. wide).

**Reports:**

- \_\_\_ Chris Beer contacted a couple of companies to have the sand replenished and raked at the playground site; it has been 6 years since additional sand has been added. He heard back from Island Grown Sod and they have access to the proper grade required and will

do it for \$240. Once it has been tilled and raked, Chris will know if extra sand should be added.

- Amir reported that everything is a go for Canada Day festivities.
- Ron noted the lock on the door facing the parking lot broke and has been replaced. New keys were made. Ron installed a new ramp at the garage to allow the barbeques and bikes to be moved back and forth.
- David reported the Canada Day events are on the web-site as well as building permits.
- Due to a conflict of interest, Deputy Mayor Ron Collett left the Council Meeting at 7:25 p.m. and Don Jardine, as Chair of Planning Board led this part of the meeting. Don explained the process to date of the Public Meeting which was held on May 22<sup>nd</sup> regarding Susan & Donald Turner's application to change PID#640011, 467 Brackley Point Road from (A1) Agricultural to (M1) Industrial. Prior to the meeting, letters were sent out to 15 neighboring properties and Ron Collett was part of the affected zone. Approximately 23 residents attended and a number of comments were received from the floor. 4 written memorandums/letters followed and 35 residents signed a petition against the re-zoning application. Planning Board met earlier this evening and the recommendation from Development Officer Derek French was reviewed. Mr. French outlined various uses of the subject property that could be permitted if zoned industrial. He referenced the Official Plan and based on the goals, objectives and policies of the Official Plan, he recommended this rezoning request be denied. Planning Board moved and seconded and it was unanimous to adopt the recommendation of Derek French.
- Ron Collett as Deputy Mayor returned to the meeting.
- Cody provided an update regarding edging and sweeping of the trail and only 1 out of 3 companies responded. The edging entails extra work and this company will do both.. Council agreed to give the go ahead.
- Cody questioned if the signs will remain the same and Council agreed. It was noted Sign Craft did the work previously and would have the logo, etc. on file.

#### M-1 Motion:

It was moved by David McKenna and seconded by Amir Zuccolo to accept the recommendation of Planning Board that is to adopt Derek French's recommendation that the zoning request not be permitted. Motion carried.

A letter will be sent on June 24<sup>th</sup> to Donald Turner to advise of Council's decision; Mr. Turner may appeal the decision to IRAC within 21 days.

#### **New Business:**

- On June 10<sup>th</sup>, Kent Dollar, new Executive Assistant to the Premier advised Council that the Ethics and Integrity Commissioner has recommended that he resign from duties as a

Councillor. The MGA (Municipal Government Act) states a by-election is required although we do have a quorum at present. Where a vacancy occurs, council shall declare a by-election and set a date that is not later than 6 months after the vacancy occurred. It is necessary to formally vote to pass a motion to move that a By-Election is to take place.

M-2 Motion:

It was moved by Amir Zuccolo and seconded by Cody Good to approve a By-election will take place to fill the vacancy on Council. Motion carried.

September 9<sup>th</sup> is the selected date to hold the By-election.

- Cody noted resident Bryan MacLean met with Government Officials regarding the road issues that have been previously addressed and a letter is required from Council to request the painting of the solid line be extended by 800 ft. Council approved a letter to be forwarded to the Department of Transportation & Public Works. Government is committed to help resolve the flooding issue and at least 70-80% of the problem will be fixed. Water drainage is being addressed and work is progressing.
- The new flag that was received from Wayne Easter's office in May has a small tear in it due to the high winds/rainy weather. The office was contacted again and they sent a new one to use for Canada Day.
- Don provided an update re: the Amendment of the Official Plan & Zoning Bylaw. With the amalgamation, Winsloe South is now incorporated and the original 2014 Brackley Plan has been slightly updated. Planning Board forwarded the draft to Municipal Affairs for their review. 1<sup>st</sup> Reading of the Bylaw and Zoning took place and the 2<sup>nd</sup> Reading is scheduled for June 21<sup>st</sup>.
- Discussion took place regarding signage and also the WiFi and it was suggested a range extender should be installed. David will check this out. Other information that could be added is the length of the walking track. It is estimated to be 2 laps + 50 m. is equal to 1 km.
- Ron provided an update on the EMO and the need to adopt a new Bylaw. He presented examples of what is required and what could take place if an emergency happened. Community involvement is key and he suggested a letter be sent to residents to find out who would be interested in forming a Committee. Ron noted training is available and to contact him if anyone might consider this.
- Don noted an e-mail was received from the Bylaw Enforcement Officer finding a few issues of unsightly properties. She is suggesting Council write a letter to the province regarding the C&D operation along the Rails to Trails on the Winsloe Road with debris/fill and it is becoming a dumping site and an eye sore; pictures were taken.

M-3 Motion:

It was moved by Don Jardine and seconded by Amir Zuccolo for Council to write a letter to the Province to request that this property be cleaned up. Motion carried.

M-4 Motion:

It was moved by Don Jardine and seconded by Amir Zuccolo that the Rural Municipality of Brackley 2019 Official Plan being an official plan document to replace the 2014 Official Plan be hereby read a first time. It was moved by Councilor Don Jardine, Seconded by Councilor Amir Zuccolo. Motion carried.

M-5 Motion:

It was moved by Don Jardine and seconded by Amir Zuccolo that the Rural Municipality of Brackley approve the proposed Rural Municipality of Brackley 2019 Official Plan as presented to Council on June 19, 2019. Motion carried.

M-6 Motion:

Be it resolved that the Rural Municipality of Brackley Zoning & Subdivision Control (Development) Bylaw #2018-3 being a bylaw to replace the 2014 Zoning & Subdivision Control (Development) Bylaw be hereby read a first time. It was moved by Don Jardine and seconded by Amir Zuccolo. Motion carried.

M-7 Motion:

Be it resolved that the Rural Municipality of Brackley Zoning & Subdivision Control (Development) Bylaw #2018-3 being a bylaw to replace the 2014 Zoning & Subdivision Control (Development) Bylaw be hereby approved. It was moved by Don Jardine and seconded by Amir Zuccolo. Motion carried.

Discussion took place regarding an application that was received to build a garage that exceeds the 33 ft. over maximum size.

M-8 Motion:

It was moved by Ron Collett and seconded by Don Jardine to advise the Development Officer who will then contact the property owner there will be no variance on the maximum size. Motion carried.

- A proposal was received from Resident Marie Kenny to hold a Seniors Program through the "New Horizon Grant" for approximately 3 hours a week from September-June for community residents. Council sent a letter to approve donating space at the Commons for this request.
- The Draft Code of Conduct Bylaw was e-mailed to Council members for review. Due to time constraints, it was agreed to table this to the September meeting. The Administrator contacted Municipal Affairs and the templates for the Access to Information and Protection of Privacy Bylaw and Records Retention & Disposition Bylaw are not yet finalized.
- Pride PEI requested Council to consider showing their support for the 2SLGBTQ+ community by raising the rainbow flag which they would provide during the PEI Pride Festival. Flags are generally raised on the first Monday of the festival, which would be July 22nd and kept up until the final day, which would be July 30th. They are encouraging all communities to participate, and build on this event. Considerable

discussion ensued and it was noted the flagpole can only accommodate the 1 Canadian flag. It was agreed a policy needs to be developed and finalized in the fall.

- Discussion took place regarding the taping of minutes and confidentiality.

**M-9 Motion:**

It was moved by Ron Collett and seconded by Amir Zuccolo that recordings at Council Meetings are to aid the Administrator only and not an official record. The recordings will be deleted by the CEO after minutes are completed. Motion carried.

**Adjournment:**

**M-10 Motion:**

It was moved by David McKenna and seconded by Ron Collett to adjourn the meeting. There being no further business, the meeting was adjourned at 9:45 p.m. Motion Carried.

Submitted by,

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Maureen Cudmore, Administrator