

MINUTES of a Meeting of Council for the Township of North Frontenac, held Thursday, April 10, 2008 at the Barrie Township Hall, 14225 Hwy. 41, Cloyne, Ontario.

PRESENT: Mayor Ron Maguire; Councillor Fred Perry and Councillor Wayne Good – Ward 1; Councillor Wayne Cole and Councillor Lonnie Watkins - Ward 2; Deputy Mayor Jim Beam and Councillor Bob Olmstead – Ward 3.

ALSO PRESENT: Cheryl Robson, CAO; Brenda Defosse, Clerk; John Ibey, Public Works Manager; Gregg Wise, Foreman; Angela Millar, Deputy Treasurer/Tax Collector and Corey Klatt, REDPC.

1. CALL TO ORDER

The Mayor called the meeting to order.

2. DISCLOSURES OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF

Councillor Watkins declared an interest in Agenda item number 8 c).

3. PUBLIC MEETING – 2008 Draft Budget - See separate minutes

4. ADOPTION OF MINUTES (COUNCIL AND COMMITTEE)

Moved by Councillor Good, Seconded by Councillor Olmstead

#169-08

THAT the Minutes of a Special Budget Meeting of Council dated March 20, 2008 be adopted as circulated;

AND THAT the Minutes of a Closed Meeting of Council dated March 20, 2008 be adopted as circulated;

AND THAT the Minutes of a Regular Meeting of Council dated March 27, 2008 be adopted as circulated.

Carried

5. BUSINESS ARISING OUT OF MINUTES

None

6. OLD BUSINESS

None

7. COMMUNICATIONS – Administrative Report

Section A

Moved by Councillor Good, seconded by Councillor Olmstead

#170-08

THAT Section A Items of the Clerk’s Administrative Report entitled Communications of Interest to Council dated April 2, 2008, as set out below, be received for information.

AMO/Ministry Bulletins, Etc.

Alert #08/015 – AMO Seeking Municipal Members for Climate Change Task Force

Alert #08/016 – Budget Provides an Additional \$1 Billion for Municipal Infrastructure

Alert #08/017 – Waste Electronic and Electrical Equipment (WEEE) Program Plan

Alert #08/018 – Municipal Infrastructure Funding – Building Canada Fund
LAS FYI #08-002 – New Conservation Programs Added to Growing List of Energy
Services and Audit++ Program Call for Applications Overview

1. OGRA Announcement dated March 20, 2008 - McGuinty Government Announces \$1Billion in Infrastructure Spending.
2. FCM letter dated March 20, 2008 – 2008 Call for Applications for Green Municipal Fund (GMF) Financing for Green Buildings
3. Ministry of Finance and the Ministry of Municipal Affairs and Housing (MMAH) letter dated March 13, 2008 re: Ontario Municipal Partnership Fund (OMPF) Allocations for 2008
4. Ministry of Finance and MMAH letter dated March 31, 2008 re: Bill 35, Investing in Ontario Act, 2008
5. FCM 71st Annual Conference in Quebec City and Election of FCM's National Board of Directors
6. Thank you letter from the Ontario Medical Association dated March 6, 2008
7. Thank you card from Clarendon Central Public School – The Intermediate Class
8. Limestone District School Board 2007 Director's Annual Report
9. Ontario Heritage Trust invitation dated March 10, 2008, to participate in the 2008 Heritage Community Recognition Program
10. MMAH Recognition of Long Standing Service Program – Nomination form for the year 2007
11. 2008 Canada Post Community Literacy Award call for nominations
12. 2008 Senior of the Year Awards – call for nominations
13. VIA Rail to Honour Canadian Forces and National Defense Employees with free travel this summer
14. Legislative Assembly of Ontario letter of Invitation and Registration Form, dated March 14, 2008, to join the Commemorative Bells Across Canada for the 400th Anniversary of Quebec City.
15. AMO Large Urban Symposium May 12 & 13 - Program and Registration Form
16. Mississippi-Rideau Source Protection Committee's next meeting information
17. Message from Minister Cansfield of the MNR – Ontario Launches Flood Information Website
18. Kingston Technology Council – Good and Perry registered for the Speaker Series Luncheon April 18, 2008
19. Invitation from the University of Toronto Scarborough Arts and Science Co-op Program to Municipalities to recruit, hire and work with students
20. Letter from the Reeve of the Township of Greater Madawaska dated March 20, 2008 and request for support of the Township's Resolution requesting the County of Renfrew commit 4/5^s of each \$1 collected from the province for Crown Lands to the lower tier municipalities based on the acreage of Crown Lands located in the local municipality.
21. Request from the Mad River Institute for Political Studies that Council reconsider the use of mail-in balloting for elections.
22. Request for support from the Corporation of the Town of Kingsville requesting the Municipality support Kingsville's endeavors to become Kraft Hockeyville 2008 and to help to keep the title of Kraft Hockeyville 2008 in the Province of Ontario by placing an ad in the local newspaper requesting the local residents support Kingsville by voting for Kingsville during the week of March 29 to April 4, 2008,

either by phone or on the Kraft Hockeyville website.

23. Request from the KFLA Public Health urging the Township write to the Premier, Ministers of Health and Long-term Care and Health Promotion, asking that legislation be introduced quickly to protect children and youth under 16 years of age from second-hand smoke in motor vehicles.
24. Request for support from the City of Port Colborne in calling upon the Association of Municipalities of Ontario to petition for and work with the Province of Ontario on the development and provision of a proper and fair provincial funding mechanism to assist municipalities and other provincially funded public sector organizations in complying with the provisions of O.Reg. 429/07 so that the financial burden imposed by the Regulation is fairly shared by all residents of Ontario.
25. Letter from the United Way of Kingston, Frontenac Lennox and Addington, dated March 14, 2008 requesting Council proclaim the week beginning May 10, 2008 as the United Way's Success by 6 Week.

Carried

A-20 - Maguire advised item A-20 required clarification first before passing a supporting resolution. It was the consensus of Council that the Clerk sends a letter to Greater Madawaska stating that Council supports the resolution in principle and the theory; however, would like to have input in the resolution to make it a joint resolution, as more details need to be reviewed.

A-21 – Beam asked for discussion of this item. Cole stated that other alternatives were not given or explained. The Clerk advised that like all other options there are flaws; however based on her experience with elections, we need to trust the election personnel. (i.e. opening the mail used 2 people and we are only opening the names – not how they voted.) Beam explained that there is no 100% security with any system (i.e. Federal – voting cards, no guarantee correct person) and there would be a low voter turnout if we only permit walk-ins. Beam stated he thinks this is the best situation for our Township needs (i.e. large number of non-residents).

A-19 – Good asked if the REDPC could look into these details. The CAO advised the REDPC had been asked to look into same and he advised this is not a funded position but they are offering students to municipalities for a paid position. Good asked if this fell under the grants previously applied for and the REDPC stated it does not.

A-8 – Watkins asked if the Limestone School Board is so happy with their accomplishments to date, as set out in their report, why they want to make a “super school” in Sharbot Lake, when our local school is doing so well. Maguire explained the discussions are to start this September. Watkins asked that Council not wait until September.

It was the consensus of Council that Watkins draft a generic letter of support, as he suggested, with space for comments to be sent to the principal of Sharbot Lake High School and to organize support. Also, once Council approves this draft they will prepare a resolution of support.

A-23 - The Clerk is to respond to KFLA Health Unit that Council supported such a stand at a previous meeting and provide them with a copy of that resolution.

B: Action Items: (to include items brought forward from Section A above by a member of Council)

1. Tay Valley Township request for support re: New Ontario Fishing Regulations

Moved by Councillor Watkins, seconded by Councillor Good

#171-08

THAT the Council of the Township of North Frontenac supports the request for support from Tay Valley Township in requesting the Ministry of Natural Resources to re-evaluate the impact the new regulations on restricting the harvesting of pan fish and restricting the use of live bait will have on the fishing and tourism industry, as well as small businesses in Eastern Ontario;

AND THAT the Ministry of Natural Resources seek public consultation from the stake holders of the region;

AND THAT the Ministry of Natural Resources re-evaluate size restrictions and limits, most importantly the abolishment of the pan fish limits and restrictions on the use of live bait;

AND THAT Council supports the request for an immediate, absolute variation order of the Ontario fishing regulations for Zone 18;

AND THAT a copy of this Resolution be forwarded to Dalton McGuinty, Premier of Ontario; Hon, Donna Cansfield, Minister of Natural Resources; Scott Reid, MP and Randy Hillier, MPP.

Carried

8. DEPARTMENT HEAD / COUNCIL MEMBER ADMINISTRATIVE REPORTS

a) Clerk – Bell Canada and Hydro One “Location Approval Certificates” and Shore Road Allowance Encroachments

The PWM explained layouts and Good asked about subdivisions? The Clerk explained this is not intended to band only to obtain permission from the township upfront. Subdivision Agreements could spell out special circumstances, if applicable.

Moved by Councillor Watkins, seconded by Councillor Good

#172-08

THAT Council authorizes the Public Works Manager to sign Location Approval Certificates in favour of Hydro One and Bell Canada in accordance with draft By-law #24-08, and which By-law repeals By-law #24-03 and also By-law #43-98, and Council shall consider By-law #24-08 for enactment later in the meeting under By-laws.

Carried

b) Clerk/Planning Coordinator – Waste Management Plan and Cloyne Transfer Station Certificate of Approval

Moved by Councillor Perry, seconded by Deputy Mayor Beam

#173-08

THAT Council shall undertake the preparation of a Waste Management Plan for the Township over the next two-year period;

AND THAT Totten, Sims, Hubicki Consulting Ltd., is instructed to initiate preparation of such a Plan in 2008.

Carried

Beam expressed concern with the MOE Inspection Report and Certificate wording. Maguire noted the MOE’s suggestion if Council decide to proceed with this initiative that a Steering

Committee should be set-up. Beam volunteered to be a member on this Steering Committee for the preparation of a Waste Management Plan, when Council establishes this Task Force.

c) Clerk/Planning Coordinator – Committee of Adjustment April Agenda and Notices
Watkins had declared a Pecuniary Interest at the start of the meeting and refrained from the discussion and/or voting.

Moved by Councillor Watkins, seconded by Councillor Good #174-08

THAT Council receives for information the Clerk/Planning Coordinator's Administrative Report dated March 31, 2008, entitled Committee of Adjustment – April Meeting Agenda.

Carried

d) REDPC – LAS Energy Audit Program

Moved by Councillor Watkins, seconded by Councillor Good #175-08

THAT the Council of the Township of North Frontenac receives for information the REDPC's Administrative Report dated April 2, 2008 regarding the Municipal Energy Audit Program;

AND THAT Council will not be applying for this Program and does not appoint a member to the County of Frontenac's Municipal Energy Management Committee at this time, due to time and workload constraints.

Carried

e) Occupational Health & Safety Coordinator – Safe Communities Incentive Program –
WSIB Rebate

Moved by Councillor Watkins, seconded by Councillor Good #176-08

THAT Council receives the Occupational Health and Safety Administrative Report dated March 25, 2008 re: Safe Communities Incentive Program -- WSIB Rebate and approves the "Health and Safety Goals/Action Plan";

AND THAT Council authorizes the Occupational Health and Safety Coordinator and Committee to continue to review possible future WSIB rebate opportunities.

Carried

9. TASK FORCE NOTES AND REPORTS

Beam advised no dates had been set for the meetings with the contractors and/or Hall Committees once appointed, and confirmed same would be for Council members that were on this Task Force and the REDPC. The CAO advised this should be part of the REDPC's position and he could report same to Council by way of an Administrative Report as the Task Force is disbanded. The Mayor asked about the Task Force recommendation with respect to a proposed study to be completed by a professional regarding the existing municipal building to review the existing space and how it could perhaps be utilized in a more efficient manner, and Maguire asked who would use the office space referred to in the minutes that stated a possibility for staff to use one of the offices in the Plevna Fire Hall or the old MNR Office in Plevna. The REDPC stated the MNR space would not be suitable as there is no high-speed internet. The CAO explained there would also be no access to the computer network and that the two offices in the Plevna Fire Hall are used by the Fire Chief and the Volunteers. Beam advised it all ties into the study to be done for more space.

Moved by Councillor Watkins, seconded by Councillor Good #177-08

THAT Council receives for information the Notes of the Community Facilities Needs Analysis Task Force dated March 12 and March 26, 2008;

AND THAT Council thanks the members for their time and contribution and that as of this date the Task Force is disbanded.

Carried

10. BILLS AND ACCOUNTS

Moved by Councillor Watkins, seconded by Councillor Good #178-08

THAT, the following Vouchers in the amount of **\$ 203,200.05** be approved for payment:

- February 12, 2008 @ \$ 93,492.21 (2007 Expense)
- March 25, 2008 @ \$ 583.05
- March 28, 2008 @ \$ 24,220.25
- April 3, 2008 @ \$ 84,904.54

Carried

11. NEW BUSINESS

a) Letter from Ompah Station Volunteer Fire Fighters - fee waiver request

Perry asked if the motion being considered is for all Fire Department fundraising events. The Clerk confirmed yes.

Cole stated he was of the understanding that the Task Force concluded a fee must be paid by every user of the hall and thus set the Fee Schedule. We must look at the costs of keeping the Hall open. This is a great idea; however, the real issue is the Crown Land Program Road Permits. Are they getting permits for the rally? The REDPC confirmed that every participant will have to purchase a road permit. Cole stated he felt the rally was coming at an inopportune time as the roads will not be in the best of shape to start with. He referenced Hydro Lane which maintenance is paid by the taxpayers who use this lane to access their properties. It was confirmed that this has never been stipulated before.

Beam stated Rally participants may very well go on that road and from my understanding they will be on other Crown land roads and we cannot stop them from using the roads. Beam stated he had great sympathy for people who have upgraded a Crown Road with their own funds, essentially a private road but they have to expect people to drive on as others are entitled to use it as well. Beam explained he was on the Task Force and discussed the fees charged for the halls, however volunteers are working on dollars for the Fire Department and I certainly support having the fundraising event.

Moved by Councillor Watkins, seconded by Councillor Good #179-08

THAT Council waives the Community Hall Rental Fees for fundraising events to be held by the Township of North Frontenac Fire Department, subject to the REDPC being provided with a copy of the Liquor License and Insurance prior to the event.

Carried

b) Council Meeting Dates – July 17 to December 18, 2008

Moved by Councillor Watkins, seconded by Councillor Good #180-08

THAT Council approves the schedule for the 2008 Regular Council Meetings from July to December, as prepared by the Clerk.

Carried

c) New Volunteer to be added to the list of the Volunteers available to help with repair work needed at the Clar-Mill Community Hall

Moved by Councillor Good, seconded by Councillor Olmstead

#181-08

THAT Council approves of Brad Gunsinger and Cor and Ollie Bakelaar being added to the list of volunteers available to work on repairs on the Clar-Mill Community Hall.

Carried

Cole asked what had been done with respect to the crack in the ceiling at the Clar/Mill Hall. The CAO advised the REDPC had dealt with it by having the snow shoveled from the roof and the Deputy CBO and REDPC will inspect same and report back to Council.

d) Truck Tenders for 2008

Copies of the tender pricing and details were circulated to Council for review.

TRUCK TENDERS 2008

	TOTAL TENDER PRICE	THREE 4 WHEEL DRIVE TWO TON TRUCKS WITH PLOW AND DUMP BODY	ONE 3/4 TON 4 WHEEL DRIVE TRUCK	THREE SUB COMPACT MID-SIZED TRUCKS
	ALL 7 VEHICLES			
1 HUNTER	\$286,673.09	\$188,531.46	\$33,521.45	\$64,620.18
2 McKEOWN	\$296,879.25	\$182,890.50	\$35,679.75	\$78,309.00
3 A & B	\$97,630.47	n/a	\$36,416.31	\$61,214.16
4 BENCE	\$287,444.88	\$189,660.33	\$35,445.84	\$62,338.71
5 EDWARDS	\$292,753.62	\$190,582.41	\$37,222.20	\$64,949.01

The CAO stated the tenders were opened Friday by the CAO, PWM and Olmstead, per Council resolution. Most tenders cited a 0% financing option for the smaller trucks; however if used the Municipality lost the government incentives. The CAO has discussed our financing options with the Bank and Auditor. Based on these decisions, the CAO/Treasurer is recommending borrowing from the municipality's Reserve Funds via a temporary loan to be paid back, plus interest, through taxation over a period of time. In using the Reserve Funds the municipality does not lose the government incentives.

The PWM explained the specifications requested and the differences in the actual tenders received, including financing options not provided by some companies. The PWM reviewed the specifications against what was provided in each tender. The only tender that met all of the specifications was from Bence Motors.

Moved by Councillor Perry, seconded by Deputy Mayor Beam

#182-08

THAT, the Council of the Township of North Frontenac, accept the tenders from Bence Motors, Kaladar in the total amount of \$287,444.88 being the only tender that meet all specifications, for 7 vehicles as follows:

- 3 Sub Compact Mid-sized Trucks - one for the Building Department; one for the Recreation/Crown Land Program/Property maintenance Department; one for the Fire Department.
- One ¾ Ton 4 Wheel Drive Truck - one for the Public Works Manager.
- Three Four Wheel Drive 2 ton trucks with plow and dump body - one for each Ward;

AND THAT, the CAO/Treasurer be instructed to borrow the monies to purchase these 7 vehicles, as a temporary loan, from the North Frontenac Capital Contingency Reserve Funds;

AND THAT, the CAO/Treasurer be instructed to pay back the Reserve Fund through taxation dollars, over four years the principal amount, plus interest at the rate of 3%.

Carried

12. OTHER BUSINESS – Verbal Reports

a) Ardoch Algonquin First Nations & Allies (AAFNA) Mayor Maguire
There is no more information re: the spring meeting yet.

b) Clar/Mill Community Archives Councillor Watkins
Watkins stated the suggestion in the Community Facilities Task Force Notes that a shelf or two be added in the closet be carried out, only if there is room.

c) Economic Development Envelope Councillor Olmstead
No report.

i) Frontenac Trails Committee
Olmstead advised he attended his first Committee meeting and they were informed all of the grant monies had been spent in purchasing right-of-ways (Kingston north in South and Central Frontenac Townships) and in surveying the entire trail except approximately 6 km, plus outstanding signage. The trail is non-motorized in the Kingston area which raised some concerns. Installation of privies and shelters to get in from the flies and rest areas were discussed. Each member was asked to bring someone who has worked on trails (i.e. grooming, brushing etc.) to the next meeting in May. There are a lot of questions to be answered yet. Also, any Secondary School students who are looking to get their 40 hours of community service could help in building privies etc.

d) Community Facilitation Team Re: “Engaging Deputy Mayor Beam
Beam advised that the REDPC, Cole, Watkins and he attended the Clar-Mill Hall Volunteer Committee meeting and a combined activity proposed for Solstice Day is going well.

e) Environmental Envelope - Deputy Mayor Beam
i) Madawaska Highlands/Timber Management/Fish & Wildlife
Next meeting is scheduled for April 25, 2008.
ii) Mississippi Valley Conservation
MVC is keeping a watchful eye on rising water levels and issuing flood warnings accordingly. The next meeting is next Wednesday.

f) Social Services Envelope - Councillor Cole
i) Pine Meadow Nursing Home
Cole reminded everyone of the “Piggy Roast” on Saturday evening and advised the next Management Meeting is next Thursday.

ii) Rural Routes Transportation Services

Cole had nothing to report. Maguire added a Stakeholders Meeting was held April 3, 2008 and he would be interested to see what level of community commitment there is. Another meeting is to be held April 28th.

13. BY-LAWS

a) **#23-08** To Close, Stop Up and Sell Shore Road Allowance

Moved by Councillor Good, seconded by Councillor Olmstead

#183-08

THAT as required by By-law #71-07,

- ALL THAT PART of the original 66' shore road allowance lying in front of Part of Lot 20, Concession 6, described as Part 2 on Registered Plan 13R-18987, geographic Township of Barrie, in the Township of North Frontenac, in the County of Frontenac, (Kashwakamak Lake) (Bailey & Fabilli) be declared as surplus and sold to the adjoining owners.

An appraisal of this property is not necessary as this is road allowance.

Carried

Moved by Councillor Cole, seconded by Councillor Perry

#184-08

THAT By-law #23-08, being a by-law to close, stop up and sell the shore road allowance lying in front of Part of Lot 20, Concession 6, described as Part 2 on Plan 13R-18987, geographic Township of Barrie to the abutting property owners be read a first and second time.

Carried

Moved by Councillor Perry, seconded by Councillor Cole

#185-08

THAT By-law #23-08 be read a third time and finally passed.

Carried

b) **#24-08** To Authorize the Public Works Manager to sign Bell Canada and Hydro
One Location Approval Certificate

Moved by Councillor Cole, seconded by Deputy Mayor Beam

#186-08

THAT By-law #24-08, being a by-law to authorize the Public Works Manager to sign Bell Canada and Hydro One Location Approval Certificates be read a first and second time.

Carried

Moved by Councillor Cole, seconded by Councillor Perry

#187-08

THAT By-law # 24-08 be read a third time and finally passed.

Carried

c) **#28-08** To Regulate or Prohibit the Parking of an Object or Motor Vehicle on or
Near a Highway

Moved by Councillor Perry, seconded by Councillor Cole

#188-08

THAT By-law # 28-08, being a by-law to Regulate or Prohibit the Parking of an Object or Motor Vehicle on or near a Highway, be read a first and second time.

Carried

Moved by Councillor Perry, seconded by Councillor Cole

#189-08

THAT By-law #28-08 be read a third time and finally passed.

Carried

d) **#30-08** To Authorize the Mayor and Clerk to enter into a Development Agreement with Wayne and Yvonne Sager

Moved by Councillor Perry, seconded by Councillor Cole #190-08

THAT By-law # 30-08, being a by-law to authorize the Mayor and Clerk to enter into a Development Agreement between the Township of North Frontenac and Wayne and Yvonne Sager be read a first and second time.

Carried

Moved by Councillor Perry, seconded by Councillor Cole #191-08

THAT By-law # 30-08 be read a third time and finally passed.

Carried

e) **#31-08** To Set the Tax Rates for 2008

Moved by Deputy Mayor Beam, seconded by Councillor Perry #192-08

THAT By-law # 31-08, being a by-law to provide for the adoption of the estimates for the sums required during the year 2008 for the purposes of the Township of North Frontenac and to provide for the adoption of tax rates and to further provide for penalty and interest in default of payment thereof for 2008, be read a first and second time.

Carried

Moved by Deputy Mayor Beam, seconded by Councillor Perry #193-08

THAT By-law # 31-08 be read a third time and finally passed.

Carried

11. NEW BUSINESS (Cont'd)

g) Dan White's letter to the Editor and individual letters to each Council member, with respect to the proposed Uranium mine, requesting a response was discussed. Beam explained he felt badly as the Mayor was the only one quoted and all of Council makes decisions collectively, including all Council approved the Mayor's Newsletter, and he suggested that as individual Council members they could explain what they are doing to deal with this issue in our township. Maguire stated that he appreciates this support and explained he feels it is not productive to respond to letters to the Editor through the press, as it will probably continue to respond back and forth, with no good result. Sometimes it is a good time to clarify items to the taxpayers if applicable. The Mayor's letter was drafted by Maguire and he asked for Council's input and therefore, all Council is speaking together in this letter. It was noted that Council has passed a resolution with respect to a moratorium and the Mining Act. (i.e. while safety issues are addressed). Maguire asked if Council wanted one letter from the Township as a response and if any individual Councillor wanted to they could respond separately as well. Cole stated that he thinks a group letter from all of Council should be sent, also if any individual wants to respond on their own as well that would be fine.

It was the consensus of Council that the Mayor, CAO and Clerk prepare a draft response for Council's approval, prior to it being mailed.

h) Cole asked the CAO about the response to Delmar Sergeant with respect to the Township charging for a Crown Land Stewardship Program road permit to access the private road leading to the north end of Crotch Lake. The CAO advised that the REDPC has responded to Mr. Sergeant. It was noted that there are other accesses available which are not on private land.

14. CLOSED SESSION

Moved by Deputy Mayor Beam, seconded by Councillor Perry

#194-08

THAT Council retires to closed session at 10:05 p.m. to discuss:

- Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board;
- Personal matters about an identifiable individual, including municipal or local board employees

Carried

Moved by Deputy Mayor Beam, seconded by Councillor Perry

#195-08

THAT Council returns to open session at 10:42 p.m.

Carried

15. ADJOURNMENT

Moved by Deputy Mayor Beam, seconded by Councillor Perry

#196-08

THAT the meeting adjourns at 10:43 p.m. until April 24, 2008 or at the call of the Chair.

Carried

Mayor

Clerk