

**MINUTES of a Meeting of Council for the Township of North Frontenac, held Thursday, May 8, 2008 at the Harlowe Community Hall, 1047 Gull Lake Road, Harlowe, 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; Jenny Duhamel, Deputy Clerk and Steve Riddell, Fire Chief.

**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 a).

**3. DELEGATIONS**

None

**4. ADOPTION OF MINUTES (COUNCIL AND COMMITTEE)**

Councillor Cole noted he was not present at the April 24, 2008 Closed Council Meeting, and requested this be corrected on the Minutes.

**Moved by Councillor Good, Seconded by Councillor Watkins #222-08**

**THAT** the Minutes of a Regular Meeting of Council dated April 24, 2008 be adopted as circulated;

**AND THAT** the Minutes of a Closed Meeting of Council, dated April 24, 2008 be adopted as amended, and circulated.

**Carried**

**5. BUSINESS ARISING OUT OF MINUTES**

None

**6. OLD BUSINESS**

None

**7. COMMUNICATIONS – Administrative Report**

**Section A**

**Moved by Councillor Watkins, seconded by Councillor Good #223-08**

**THAT** Section A Items of the Clerk’s Administrative Report entitled Communications of Interest to Council dated May 1, 2008, as set out below, be received for information.

**AMO/Ministry Bulletins, Etc.**

LAS FYI #08-003 – Local Authority Services (LAS) Communication – Energy Management Updates

AMO – Request for Nominations for the 2008-2009 AMO Board of Directors

AMCTO Express – Deadline to submit Nominations for AMCTO Directors at Large

FCM – Home and Auto Insurance coverage options for municipal officials

MMAH Update for April 2008

1. OGRA Board Brief
2. Stewardship Ontario – New Appointment Announcement
3. New Green Municipal Fund (GMF) Funding Opportunity for Green Buildings
4. Ministry of the Environment – Report on Wind Turbine Facilities Noise Issues
5. Municipal Engineers Association Bursary Award
6. Quinte Conservation Executive Committee Meeting dates and Agenda for May 1, 2008
7. Quinte Conservation Source Protection Committee Meeting Agenda
8. Mississippi-Rideau Source Protection Committee May Meeting Agenda
9. Ontario Clean Water Agency – Newsletter
10. Response letter dated April 29, 2008 from the Kingston Branch of the Children's Aid Society
11. Request for support from the Township of Tiny in requesting the Provincial Government commemorate the 400<sup>th</sup> Anniversary of Samuel de Champlain
12. E-mail from Mary Kelly member of The Cloyne and District Historical Society re: Cloyne Pioneer Cemetery update
13. WiMAX-Canada Sets its Sights program – May 22, 2008
- ~~14. County of Frontenac Transportation Services Collaborative Meeting #2 Minutes and Transportation Study Phase II – Next Steps~~

**Carried**

**A 4.** Beam explained he is looking forward to receiving this report. Good informed Council of an article in this week's edition of the Frontenac News regarding an Environmental Assessment at the Denbigh site.

**A12.** Councillor Perry volunteered to help build the rail fences for the Cloyne Pioneer Cemetery and Councillor Good advised he would also help if he is available when this work is being done. The Mayor thanked both of these Councillors and all of the volunteers.

**Moved by Councillor Good, seconded by Councillor Watkins #224-08**

**THAT** Item(s) A 14 of the Communications of Interest to Council Administrative Report dated May 8, 2008, be brought forward to Section B to be acted upon.

**Carried**

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

**B1.** (A14) County of Frontenac Transportation Services Collaborative Meeting #2 Minutes and Transportation Study Phase II – Next Steps

Maguire noted that there are Terms of Reference for the Committee.

Maguire has received an invitation from Larry O'Brien, Mayor of the City of Ottawa, to attend the 2<sup>nd</sup> Mayors Summit at Ottawa City Hall on June 13, 2008, which he will be attending. This Summit will focus on regional based transit initiatives as well as the lack of infrastructure funding our communities are now facing. This Summit will serve to create a unified voice for the communities of Eastern Ontario and Western Quebec, as they proceed to lobby the provincial and federal governments for increased funding.

**Moved by Councillor Perry, seconded by Councillor Cole #225-08**

**THAT** Council appoints Councillor Wayne Cole and Corey Klatt, REDPC to the County of Frontenac Transportation Services Committee.

**Carried**

## 8. DEPARTMENT HEAD / COUNCIL MEMBER ADMINISTRATIVE REPORTS

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

**Moved by Councillor Good, seconded by Councillor Olmstead**

**#226-08**

**THAT** Council receives for information the Clerk/Planning Coordinator's Administrative Report dated April 29, 2008, entitled Committee of Adjustment – April Meeting Decisions.

**Carried**

b) Clerk/Planning Coordinator – Response to Request for Support regarding  
Federal Gas Tax Resolution #77-08 and Provincial Sales Tax Resolution #78-08

As responses are still being received, it was the consensus of Council to defer a Resolution instructing the Clerk to forward those not forwarded to Government Ministers/Agencies by the responding communities, for a month, in order to amass as many responses as possible. As the Resolution requested any letters of support be forwarded to the respective Provincial Ministers, many of the municipalities supporting have done this already, however, some have not. It was agreed the Clerk should enclose a letter with these when forwarding them, indicating how many municipalities have responded and the number who support these Resolutions. If possible, it would be interesting to see which were large and which were small municipalities, as although these matters affect all, it is certainly the smaller municipalities and municipalities with a large number of seasonal residents that they have the most impact on.

## 9. TASK FORCE NOTES AND REPORTS

None

## 10. BILLS AND ACCOUNTS

**Moved by Councillor Watkins, seconded by Councillor Good**

**#227-08**

**THAT**, the following Vouchers in the amount of **\$ 87,900.33** be approved for payment:

- April 22, 2008 @ \$ 5,855.97
- April 24, 2008 @ \$ 11,294.80
- May 2, 2008 @ \$ 56,988.62
- May 2, 2008 @ \$ 13,760.94

**Carried**

## 11. NEW BUSINESS

a) Jepp Grant – E-mail from Steve Riddell, Fire Chief/CEMC

The CAO advised it has been brought to her attention a resident in Plevna has a used chair lift in their home. North Addington Education Centre has a lift that is inspected regularly, and it was suggested to have this one in Plevna inspected by this company when they are in the area. If this used lift complies with legislation it would be worth considering.

Beam asked if a household lift would be suitable in size for the Fire Hall.

Watkins said they just have to add another piece of track to extend it.

**Moved by Councillor Good, seconded by Councillor Watkins**

**#228-08**

**THAT** Council receives for information the email from Steve Riddell, Fire Chief regarding the J.E.P.P. funding;

**AND THAT** the REDPC be instructed to look into other possible funding opportunities for the chair lift, and/or a used chair lift if it complies with legislation, prior to a new chair lift being purchased per the 2008 approved budget.

**Carried**

b) Letters of Resignation (2)

**Moved by Councillor Watkins, seconded by Councillor Good**

**#229-08**

**THAT** Council accepts with regret, the resignation of David James from the Ompah Volunteer Fire Department effective immediately and that Council members instruct the Clerk to convey their gratitude for his many years of dedicated and faithful service and to express their best wishes to him in his future endeavors.

**Carried**

**Moved by Councillor Watkins, seconded by Councillor Good**

**#230-08**

**THAT** Council accepts with regret, the resignation of Angela Millar from the Ompah Volunteer Fire Department effective immediately and that Council members instruct the Clerk to convey their gratitude for her many years of dedicated and faithful service and to express their best wishes to her in her future endeavors.

**Carried**

c) Shore Road Closing Application – Approval in Principle

**Moved by Councillor Watkins, seconded by Councillor Good**

**#231-08**

**THAT** an Application to Close the Shore Road Allowance lying in front of Part of Lot 45, Concession 2, being Lot 3, Plan 1308, (Colin & Evelyn Wiltshire) geographic Township of Clarendon, in the Township of North Frontenac be approved in principle by Council.

**Carried**

d) Letter of Concern re: Hydro

The CAO had circulated a copy of the letter from Gloria and Frank Morrison to Mr. Michael McCormick, Customer Operations Manager of Hydro One in Perth, indicating their concern with the hydro lines being installed along Road 509, instead of through the bush where they would not be as visible.

The CAO has received advice from the Public Works Manager and Councillor Good, who has an extensive background with Hydro. The present line is from the 1940's and is deteriorating and this has created a lot of outages.

Cole asked if there was some underlying reason to move this hydro line. He knows it crosses Crown Land and during the ice storm there was a lot of damage. Is there an agenda of other Ministries to move the line off Crown land due to the situation at Robertsville? Are they concerned with the possibility of damage?

Good advised there is no underlying reason. Hydro keeps track of all lines and once they age, the more it costs in repairs. If the lines run through the bush, there is more chance of damage from falling trees, etc. and they are harder for the Hydro crew to maintain. In the winter they can only access these bush lines via snowmobile. Along the roadway, it is easier to access the lines for maintenance/repair, and this also leaves better visibility for drivers on the road (i.e. deer), as Hydro One clears the area of the lines.

Beam said he lives at the end of that line, and can attest to the amount of outages. There is presently only approximately 6 kms. of road that hydro lines are not visible. From Ragged Chutes Road to Ompah lines are visible along the road. Beam would like to see these lines moved to provide better service.

Olmstead advised the terrain in the bush from Snow Road to Ragged Chutes Road is all rock and hills, creating difficulty accessing the lines if they are not along the road.

**Moved by Councillor Good, seconded by Councillor Watkins**

**#232-08**

**THAT** Council acknowledges receipt of the letter of concern from Gloria and Frank Morrison of Road 509 over the location of the installation of hydro lines along Road 509, received by Michael McCormick, Customer Operations Manager of Hydro One in Perth;

**AND THAT** while Council is sympathetic and understands the concerns of the Morrisons, Council must continue to ensure up to date electrical service for the majority of the Township's residents;

**AND THAT** Council instructs the CAO to respond to Hydro One, as per Mr. McCormick's request, advising Hydro One of this Council decision.

**Carried**

e) Chris' Amazing Race Update

Beam noted he had received an email from Dave Winney, who has advised the race, previously planned for this September, has had to be put off until next summer (2009) due to unforeseen circumstances. Winney thanked the Council for their support. Beam will forward a copy of this email to the CAO.

Maguire noted Frontenac Adventure Tours has an event planned as well for the summer of 2009.

f) Equipment Rates for 2008

Cole discussed the present method of charging for equipment, such as the backhoe. It is charged out at \$45/hour including an operator. This may work for private business, however, if multiple Municipal staff are operating the backhoe, given the differences in wage rates, this rate will fluctuate. For example, an employee on the low end of the pay scale would use approximately 39% of this \$45.00, the other 61% going to the backhoe. On the other hand, an employee at the top end of the pay scale would require 57% for wages and 43% for the backhoe.

The CAO advised "You are totally right, the estimated rates are based on old MTO rates and are only charged back in-house at this time". Treasury will be setting Accrual Accounting in the fall. (i.e. PSAB will require a specific rate for the backhoe and a separate rate for the operator)

Cole asked why would the rate payers of North Frontenac be obliged to pay for the clean-up at Robertsville in the amount of \$880.00?

**Moved by Councillor Cole, seconded by Councillor Perry**

**#233-08**

**THAT** Council instructs the CAO/Treasurer to invoice the Ministry in charge of Aboriginal Affairs the expenditures for the Robertsville protest site clean-up by the Public Works Department on April 17, 2008.

**Carried**

## 12. OTHER BUSINESS – Verbal Reports

- a) Ardoch Algonquin First Nations & Allies (AAFNA) Mayor Maguire  
Maguire has not heard of a date for the spring meeting as yet from the negotiating team.

An email from Bob Walroth of the MNR to the CAO, sent on May 6, 2008 noted:  
“MNR’s District Manager was talking to AAFN on Monday. AAFN informed the MNR that they were planning on completing the “arbor” and Pow Wow grounds along with installing an underground hydro cable to the proposed building site within the next two weeks.  
As you are aware, MNR provided AAFN with a letter of authorization in June 2007 to construct a parking lot, create tent pads and the Pow Wow grounds (excluding buildings).  
As you are also aware, MNR recently completed an Environmental Assessment at Pine Lake and as a result are in a position to issue a land use permit for construction of a building. AAFN also indicated they plan on having the building completed by September, in time for their annual Pow Wow.”

There was a discussion about the location of the hydro. Cole advised the hydro line is on the east side of Ardoch Road, and yet the Pow Wow Centre is going on the lake side (west). Will they obtain proper permits for this?

The CAO advised Hydro One will have to have a layout approved by the PWM, prior to installing the hydro line if it is to go over or under Ardoch Road. Normally a layout does not need Council approval if it is overhead.

It was the consensus of Council that if the hydro is going to be installed overhead, the PWM will approve the layout if it meets the normal requirements. It will be treated the same as all requests.

Perry feels Hydro One will contact the Township when they are ready. This is the normal procedure for Hydro.

Maguire noted AAFNA had stated they were not going to get permits for the work they were doing, but they would do it to and above code. Following a comprehensive Environmental Assessment being conducted the MNR went ahead and issued a LUP which has terms and conditions attached to it.

The CAO advised the Township did provide AAFNA with the Building Code and entrance/driveway permit requirements.

Cole asked if a Building Permit would be issued by the Township, or if Council should get direction from the Ministry of Municipal Affairs and Housing (MMAH). We should be prepared if AAFNA refuses to obtain permits.

Maguire advised the Township’s Chief Building Official will have to issue a Building Permit under the Ontario Building Code. If AAFNA does not comply at that point, we will then consult with MMAH if necessary.

- b) Clar/Mill Community Archives Councillor Watkins  
Nothing to Report.

- c) i) Economic Development Envelope Councillor Olmstead  
Nothing to report.

ii) County of Frontenac Trails Committee  
Olmstead advised there was a meeting this morning that Morley Wark, Snowmobile Representative attended with Olmstead.  
The Trails Committee began in 1990 as the “South Eastern Ontario Rails to Trails Association”. It then change to the K & P Trails Group.

There was a presentation at the meeting this morning by Doug Knapp, explaining all the possible uses of the trails, which would include snowmobiling, ATV and dirt bike riding. Kingston does not allow snowmobiling, ATV or dirt bikes on their section of the trails, so people are trucking their equipment up to Sharbot Lake and doing loop tours from here to Lanark and back. The trail survey is almost complete. They need to make arrangements with some landowners where parts of the trail are sold privately and they have to go around. In this case a public meeting will be held.

Insurance responsibilities were discussed (i.e. Ontario Federation of Snowmobilers cover the Snow Road area insurance, not the Township).

The next meeting is booked for June 2, 2008.

d) Community Facilitation Team Re: "Engaging People in Building Inclusive Communities" Deputy Mayor Beam  
Nothing to report

e) Environmental Envelope - Deputy Mayor Beam  
i) Madawaska Highlands/Timber Management/Fish & Wildlife  
Beam distributed key chains to all members of Council, and provided a bag of extras to be given out at the Township office. This Key chain is to encourage people to report resource abuse of any kind to the MNR through a toll free number.  
ii) Mississippi Valley Conservation  
Nothing to report

f) Social Services Envelope - Councillor Cole  
i) Pine Meadow Nursing Home  
The first fundraising meeting was held on April 29, 2008. There is not much to report from this meeting except the Committee set some guidelines and agreed to meet once a month.  
ii) Rural Routes Transportation Services  
Nothing to Report.

### 13. BY-LAWS

a) **#06-08** – To authorize the Mayor and Clerk to sign a Development Agreement between the Township of North Frontenac and Lee Gray Trotter  
**Moved by Councillor Good, seconded by Councillor Watkins #234-08**  
**THAT** By-law #06-08, being a by-law to authorize the Mayor and the Clerk to sign a Development Agreement between the Township of North Frontenac and Lee Gray Trotter be read a first and second time.  
**Carried**

**Moved by Councillor Olmstead, seconded by Councillor Good #235-08**  
**THAT** By-law #06-08 be read a third time and finally passed.  
**Carried**

b) **#32-08** – To Close, Stop Up and Sell Shore Road Allowance (Welstead)  
**Moved by Councillor Cole, seconded by Councillor Perry #236-08**  
**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 15, Concession 4, being Lot 3 on Plan 1622, (Jonathan Welstead) geographic Township of Barrie 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**

**#237-08**

**THAT** By-law #32-08, being a by-law to close, stop up and sell the shore road allowance lying in front of Part of Lot 15, Concession 4, being Part 1 on Plan 13R-19163, geographic Township of Barrie to the abutting property owners be read a first and second time.

**Carried**

**Moved by Councillor Cole, seconded by Councillor Perry**

**#238-08**

**THAT** By-law #32-08 be read a third time and finally passed.

**Carried**

c) **#33-08** – To authorize the Mayor and Clerk to sign an Agreement between the Township of North Frontenac and Scott's Snow Removal and Lawn Maintenance for the 2008 Property Maintenance including Grass Cutting of Municipal Properties

**Moved by Councillor Cole, seconded by Councillor Perry**

**#239-08**

**THAT** By-law #33-08, being a by-law to authorize the Mayor and the Clerk to sign an Agreement between the Township of North Frontenac and Scott's Snow Removal and Lawn Maintenance for the 2008 Property Maintenance including Grass Cutting, be read a first and second time.

**Carried**

**Moved by Councillor Cole, seconded by Councillor Perry**

**#240-08**

**THAT** By-law #33-08 be read a third time and finally passed.

**Carried**

d) **#34-08** – To authorize the Mayor and Clerk to sign a Development Agreement between the Township of North Frontenac Simpson/McArthur

**Moved by Councillor Cole, seconded by Councillor Perry**

**#241-08**

**THAT** By-law # 34-08, being a by-law to authorize the Mayor and Clerk to enter into a Development Agreement between the Township of North Frontenac and Gary Simpson and Beverly McArthur be read a first and second time.

**Carried**

**Moved by Councillor Cole, seconded by Councillor Perry**

**#242-08**

**THAT** By-law # 34-08 be read a third time and finally passed.

**Carried**

e) **#35-08** – To authorize the Mayor and Clerk to sign a Restrictive Covenant Agreement between the Township of North Frontenac and Welstead

**Moved by Councillor Cole, seconded by Councillor Perry**

**#243-08**

**THAT** By-law # 35-08, being a by-law to authorize the Mayor and the Clerk to enter into a Restrictive Covenant between the Township of North Frontenac and Jonathan Welstead, be read a first and second time.

**Carried**



**Moved by Councillor Cole, seconded by Councillor Perry**

**#244-08**

**THAT** By-law # 35-08 be read a third time and finally passed.

**Carried**

**PUBLIC OPEN FORUM** – regarding items included on today’s agenda only

The Mayor opened the floor to questions from the gallery at this time.

Don Ferguson said he had received a letter from the MNR last fall, and he is of the understanding there will be no building by AAFNA on the east side of Ardoch Road and only on the 1/3 of an acre on the north side of the access road going into the boat launch. It is Ferguson’s understanding that any building on the east side of Ardoch Road would require another LUP.

The CAO advised Mr. Ferguson to contact the MNR to clarify any questions he may have, as it is the Ministry that issued the LUP.

Jeff Green asked Maguire if he had said earlier that the Ministry will pay the legal bills for AAFNA. Maguire said he had heard this, and this is usually normal if it is in the Ministry’s interest to get a situation resolved. Green said he is going to check into this, as it was his understanding the Ministry had not agreed to this as of February 2008.

#### **14. CLOSED SESSION**

**Moved by Councillor Cole, seconded by Councillor Perry**

**#245-08**

**THAT** Council retires to closed session at 8:43 p.m. to discuss:

- personal matters about an identifiable individual, including municipal or local board employees;

**Carried**

**Moved by Councillor Cole, seconded by Councillor Perry**

**#246-08**

**THAT** Council returns to open session at 9:41 p.m.

**Carried**

#### **OTHER BUSINESS Continued**

It was the consensus of Council to add a new section to Other Business as a), and this will be titled County Business. (The Mayor/CAO will provide the Clerk with a copy of the minutes, agendas and applicable Administrative Reports for circulation)

#### **15. ADJOURNMENT**

**Moved by Councillor Cole, seconded by Councillor Perry**

**#247-08**

**THAT** the meeting adjourns at 9:43 p.m. until May 22, 2008 or at the call of the Chair.

**Carried**

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**Mayor**

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**Clerk**