

MINUTES of a Meeting of Council for the Township of North Frontenac, held Thursday, December 18, 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 Elaine Gunsinger and Councillor Lonnie Watkins – Ward 2; Deputy Mayor Jim Beam and Councillor Bob Olmstead – Ward 3.

ALSO PRESENT: Cheryl Robson, CAO/Treasurer; Brenda Defosse, Clerk/Planning Coordinator and John Ibey, Public Works Manager.

1. CALL TO ORDER

The Chair called the meeting to order.

2. DISCLOSURES OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF

None declared.

3. DELEGATIONS

a) Scott Gemmill and Wilburt Crain re: Extraction Agreement re aggregate pit at Snow Road

Moved by Councillor Olmstead, Seconded by Councillor Good #578-08

BE IT RESOLVED THAT Council agrees in principle to enter into an Extraction Agreement with Gemmill Sand and Gravel and Crain's Construction;

AND THAT Gemmill and Crain determine by a qualified company the total tonnage of gravel on Township property and that the Township be compensated for said gravel;

AND THAT Council approves in principle the two road closures.

Carried

Note: John Ibey, PWM left the meeting at this time.

b) Ken Meixner re: 2004 Severances Granted and Minor Variance Denied

Moved by Councillor Perry, Seconded by Deputy Mayor Beam #579-08

BE IT RESOLVED THAT Council receives the Clerk's Administrative Report dated December 10, 2008 entitled "2004 Severances Granted and Minor Variance Denied – Kenneth Meixner" for information and acknowledges receipt of Kenneth Meixner's letter dated December 5, 2008.

AND THAT Council is of the opinion the Municipal Planning Department acted on the advice of their Planner of Record in 2004 in working with Mr. Meixner, the landowner, to achieve what was desired by Mr. Meixner, being the severance of his waterfront property into three lots; and applying good land use planning in accordance with the Municipality's Official Plan and Zoning By-law. Under the Planning Act the Applicant, had the opportunity to appeal the decisions (within 20 days) of the Committee of Adjustment. Appeals were not submitted by the Applicant for either the severances or the minor variance so the decisions of the Committee were deemed accepted.

AND THAT Mr. Meixner's neighbour, being inadvertently granted a building permit to build closer to the high water mark of Kashwakamak Lake than the required setback of 100' does not justify a deviation from the requirements of the Zoning By-law as it applies to Mr. Meixner's severed lots.

Carried

4. ADOPTION OF MINUTES (COUNCIL AND COMMITTEE)

Moved by Councillor Perry, Seconded by Deputy Mayor Beam

#580-08

BE IT RESOLVED THAT the Minutes of a Regular Meeting of Council dated November 27, 2008 be adopted as amended;

AND THAT the Minutes of a Personnel/Audit Committee Meeting dated November 27, 2008 be adopted as circulated;

AND THAT the Minutes of Essential Level Emergency Management Program Committee Meetings dated September 9, 2008 and November 25, 2008 be adopted as circulated;

AND THAT the Minutes of a Meeting of the Joint Board Management for the Kaladar/Barrie Fire Department dated September 9, 2008 are received for information;

AND THAT the Minutes of a Joint Health and Safety Committee Meeting dated August 18, 2008 are received for information.

Carried

5. BUSINESS ARISING OUT OF MINUTES

None

6. OLD BUSINESS

a) Draft Council Meeting Schedule for 2009 Received for Information – Clerk will post and advertise the changes.

b) Cooper/Johnston Resolution

Moved by Councillor Good, Seconded by Councillor Olmstead

#581-08

BE IT RESOLVED THAT the Council of the Township of North Frontenac, has received further clarification from the Township's Solicitor and Planner, and that Council rescinds Resolution #553-08 from November 27, 2008;

AND THAT any farm operation expansion is not permitted without an application to the Committee of Adjustment;

AND THAT any alterations to existing buildings on said property shall comply with Township Policies and/or By-laws and the Ontario Building Code.

Carried

7. COMMUNICATIONS – Administrative Report

Section A

Moved by Councillor Perry, Seconded by Deputy Mayor Beam

#582-08

BE IT RESOLVED THAT Section A Items of the Clerk's Administrative Report entitled Communications of Interest to Council dated December 11, 2008, as set out below, be received for information.

AMO/Ministry Bulletins, Etc.

Alert #08/057 – Government Releases Draft Information and Communications Standard

Alert #08/058 – AMO Requests Extension on the Public Review Period for the Information and Communications Standard

Alert #08/059 – Government Lays Ground Work for Reducing Poverty by Committing to 25% Reduction in Child Poverty by 2013

Alert #08/060 – Public Review Period for Draft Information and Communications Standard Extended to **February 6, 2009**

Alert #08/061 – AMO Releases “Putting Out the Welcome Mat: Why Immigration Matters to Ontario’s Municipalities”

OGRA Alert - Provincial Budget 2009: Pre-Budget Consultation

FCM Members Advisory – Infrastructure and the Economy

FCM Members Advisory – Call for Information on Municipal “Construction-ready” Projects

1. Accessibility Directorate of Ontario – Public Review of Information and Communications Standards Development Committee’s Initial Proposed Accessible Information and Communications Standard
2. MPAC 2008 Activities Update
3. MMAH – Reporting Requirements for the 2008 Municipal Performance Measurement Program (MPMP)
4. Joint Recycling Management Executive Meeting Minutes dated November 4, 2008
5. Joint Recycling Management Committee Meeting Minutes dated November 21, 2008
6. Addington Highlands Community Health Committee Meeting Draft Minutes dated November 19, 2008
7. KFL&A Public Health Notice of Increase in Fees for 2009
8. One – The Public Sector Group of Funds – 3rd Quarter 2008 Performance Report
9. Community Foundation for Kingston & Area Invitation and Newsletter Issue #23 Winter 2008
10. Communities in Bloom 2009 Ontario Membership Registration Information and Form
11. Community Living – North Frontenac Fall/Winter 2008 Newsletter
12. Canadian Urban Institute – Urban Leadership Session: Bracing for the Demographic Tsunami – From Health Care to Community Building
13. Request for Support from the Corporation of the Township of Tyendinaga for a joint application with the Mohawks of the Bay of Quinte and concerned citizens under Ontario’s Environmental Bill of Rights for a comprehensive closure procedure of the Richmond Landfill Site
14. ~~Request for support from the City of Cambridge in requesting the Government of Ontario defer the 4 year phase in for property tax increases by 1 year from the present phase in of 2009, 2010, 2011 and 2012 to 2010, 2011, 2012 and 2013~~
15. Request for support from the Township of South Stormont in respectfully requesting the Provincial Government review, and amend as required, the powers granted to Ontario Society for the Prevention of Cruelty to Animals (OSPCA) inspectors through Bill 50

16. Crain & Schooley Insurance Brokers Ltd.: Letter dated July 29, 2008 to an Ompah Resident

Carried

A16 - Crain & Schooley Insurance Brokers Ltd.: Letter dated July 29, 2008 to an Ompah Resident

This letter is to be discussed at the next Kaladar/Barrie Joint Fire Board Meeting.

FCM Members Advisory – Call for Information on Municipal “Construction-ready” Projects

It was the consensus of Council that a response be submitted to FCM for the following projects (subject to the PWM confirming these projects as construction ready):

1. Mississippi Bridge Rehabilitation;

2. Ardoch Road Reconstruction;

3. Ompah Fire Hall;

which are currently unfunded but, with additional funding, could begin in 2009.

Moved by Councillor Perry, Seconded by Deputy Mayor Beam

#583-08

BE IT RESOLVED THAT Item(s) A 14 of the Clerk’s Administrative Report entitled Communications of Interest to Council dated December 11, 2008, be brought forward to Section B to be acted upon.

Carried

Moved by Councillor Perry, Seconded by Deputy Mayor Beam

#584-08

BE IT RESOLVED THAT Council supports the request for support from the City of Cambridge in requesting the Government of Ontario defer the 4 year phase in for property tax increases by 1 year from the present phase in of 2009, 2010, 2011 and 2012 to 2010, 2011, 2012 and 2013

AND THAT a copy of this resolution be forwarded to the City of Cambridge; Scott Reid, MP and Randy Hillier, MPP.

Carried

8. DEPARTMENT HEAD / COUNCIL MEMBER ADMINISTRATIVE REPORTS

a) Clerk/Planning Coordinator – North Frontenac’s Draft Waste Management Plan and Public Consultation Program

Moved by Councillor Gunsinger, Seconded by Councillor Perry

#585-08

BE IT RESOLVED THAT Council receives the Clerk’s Administrative Report dated December 7, 2008 entitled “North Frontenac’s Draft Waste Management Plan and Public Consultation Program” for information.

Carried

b) Clerk/Planning Coordinator – Committee of Adjustment November Meeting Decisions and December Meeting Agenda

Moved by Councillor Gunsinger, Seconded by Councillor Perry

#586-08

BE IT RESOLVED THAT Council receives for information the Clerk/Planning Coordinator’s Administrative Report dated December 8, 2008 entitled “Committee of Adjustment November Meeting Decisions and December Meeting Schedule”.

Carried

c) Community Liaison/Property Building Coordinator – Snow Road Fire Ladies Auxiliary request for use of Snow Road Community Centre without fee

Moved by Councillor Gunsinger, Seconded by Councillor Perry #587-08

BE IT RESOLVED THAT the Council of the Township of North Frontenac receive for information the Community Liaison/Property Building Coordinator's Administrative Report regarding Snow Road Fire Ladies Auxiliary request to use the Snow Road Community Hall without paying the Rental fee;

AND THAT the Council of the Township of North Frontenac permits the Snow Road Fire Ladies Auxiliary use of the Snow Road Community Hall without paying the Rental fee, as all proceeds raised are used towards the Snow Road Fire Department.

Carried

9. TASK FORCE NOTES AND REPORTS

None

10. BILLS AND ACCOUNTS

Moved by Councillor Gunsinger, Seconded by Councillor Perry #588-08

BE IT RESOLVED THAT the following Vouchers in the amount of **\$ 826,613.72** be approved for payment:

- November 26, 2008 @ \$ 20,190.53
- November 28, 2008 @ \$ 8,000.00
- December 5, 2008 @ \$ 637,713.00
- December 5, 2008 @ \$ 48,517.92
- December 10, 2008 @ \$ 112,192.27

Carried

11. NEW BUSINESS

a) Shore Road Closing Approval in Principle

Moved by Councillor Gunsinger, Seconded by Councillor Perry #589-08

BE IT RESOLVED THAT the Application to close the shoreline road allowance lying in front of Part of Lot 28, Concession 13, geographic Township of Barrie, Township of North Frontenac, be approved in principle by Council. (Townshend)

Carried

b) Renewal of OPP 9-1-1 Central Emergency Reporting Bureau (CERB) for review – draft letter in response

Moved by Councillor Gunsinger, Seconded by Councillor Perry #590-08

BE IT RESOLVED THAT Council receives the draft letter to Mike Milner, Contract Policing Section in response to the OPP 9-1-1 Central Emergency Reporting Bureau Services (CERB) Agreement;

AND THAT Council is in favour of extending the contract under the same terms and conditions as last year, saving for costs;

AND THAT the Clerk is hereby instructed to forward this letter to Mike Milner.

Carried

c) Addition to the Volunteer List for Snow Road Community Hall

Moved by Councillor Gunsinger, Seconded by Councillor Perry #591-08

BE IT RESOLVED THAT Council approves the addition of Tiffany Snider to the Volunteer list for the Snow Road Community Hall.

Carried

d) Letter of Resignation from the Emergency First Response Team

Moved by Councillor Gunsinger, Seconded by Councillor Perry #592-08

BE IT RESOLVED THAT Council accepts with regret the letter of resignation from Donna Shields, Volunteer for the Clar/Mill Fire Department;

AND THAT Council hereby instructs the Clerk to send a response letter to Ms. Shields, on behalf of the Township, conveying the Township's gratitude for her dedicated and faithful service to the Municipality and expressing best wishes in her future endeavors.

Carried

e) Member Application to North Frontenac Township Volunteer Fire Department Addition to the Volunteer List for Snow Road Community Hall

Moved by Councillor Gunsinger, Seconded by Councillor Perry #593-08

BE IT RESOLVED THAT Council accepts the appointment of Dale R. Cooper to the North Frontenac Volunteer Fire Department, Snow Road Station, as recommended by the Fire Chief.

Carried

f) 2008 Official Plan Review Surplus Carryover

Moved by Councillor Gunsinger, Seconded by Councillor Perry #594-08

BE IT RESOLVED THAT the Council of the Township of North Frontenac instructs the Treasurer to set-up a new Official Plan Review Reserve and transfer the 2008 Official Plan Review surplus to said Reserve to be used in 2009 to complete said Review.

Carried

g) 2008 Wildfire Surplus Carryover

Moved by Councillor Gunsinger, Seconded by Councillor Perry #595-08

BE IT RESOLVED THAT the Council of the Township of North Frontenac instructs the CAO/Treasurer to transfer the \$50,000 in the 2008 budget for Reimbursing Ministry of Natural Resources – Municipal Fire Agreement (not required in 2008) to the North Frontenac Wild Fires Reserve Fund for future years.

Carried

h) Investing in Ontario - Allocation for 2008

Moved by Councillor Gunsinger, Seconded by Councillor Perry #596-08

BE IT RESOLVED THAT the Council of the Township of North Frontenac instructs the CAO/Treasurer to transfer the \$89,667 to be received in 2008 with respect to the Investing in Ontario Act, 2008 to the North Frontenac Capital Acquisition Reserve Fund for future Capital projects.

Carried

i) Year–End Voucher Resolution

Moved by Councillor Olmstead, Seconded by Councillor Good

#597-08

BE IT RESOLVED THAT the Treasurer be authorized to pay all accounts up to December 31, 2008 to avoid late charges and to clear up year-end accounts.

Carried

j) Ontario Municipal Partnership Fund (OMPF) Update

The CAO advised of the \$1.3 M of OMPF funding provided to Ontario municipalities annually. She cautioned as the future of the OMPF fund is unknown, these funds should not be looked at as a windfall. In 2008 North Frontenac received \$596,800.00; in 2009 North Frontenac is to receive \$1,304,000.00. This is an increase of \$707,200.00. There were project adjustments in 2009 (i.e. Reassessment / Rural Communities Component / etc.) plus in 2008 OMPF was capped at \$150.00 per household (phase-in adjustment).

12. OTHER BUSINESS – Verbal Reports

a) County Business

Mayor Maguire

There was no meeting held in December.

b) Algonquin Land Claims Negotiations

Mayor Maguire

Chief Davis extended an invitation to all the Mayors in Frontenac County for a meet and greet session with the entire Algonquin Negotiation Team. An update advised of the three partners working well together, and working toward an Agreement in principle in 2010. However, the economy may have an effect on same. The 'duty to consult' with the aboriginals was discussed and it was confirmed the aboriginals' representative is J.E. Hunton, Vice-President of Jp2g Consultants Inc., of Pembroke, Ontario. Municipalities are to work through MMAH to contact him. Further, all aboriginals if in the claims process or not should be consulted. Those present advised they would like AAFNA to participate in the claims process and are keeping AAFNA informed. Also, discussion took place on North Frontenac landmass having approximately 70% Crown Land and possible partnerships (i.e. economic development). Maguire felt it was an excellent meeting.

c) Emergency Preparedness

Councillor Good

No report.

d) Communications and Economic Development

Deputy Mayor Beam and
Councillor Perry

Good and Perry advised they are trying to set up a "Business Over Breakfast" type of meeting for January 14, 2009. This meeting will include business members as well as members of the public.

Beam advised of a meeting he, Councillor Perry and the Clerk had attended earlier in the day in Renfrew regarding the proposal options of the 'group of seven (local municipalities)' regarding their proposed purchase of the Beauman Recycling Centre. A WDO Consultant and the facility Owner were also present. A lot of information was provided and questions

asked and answered. There is a short timeframe for the Consultant's Report to be completed.

Beam reported on the meeting with the bidders for Broadband. Omni Globe has been awarded. He advised of a Bell Deferral Account being money overcharged by Bell which the CRTC ruled must be given back to the subscriber however was determined it would be

invested in infrastructure. Presently Toronto and Oshawa residents have appealed to the Superior Court as they wished to receive the monies.

Perry advised an AFAR meeting is to be held at the end of January.

e) Environmental

Councillor Olmstead

No report.

f) Mississippi Valley Conservation

Deputy Mayor Beam

No report. A presentation will be made to Council in the New Year regarding the 2009 Budget and the new administration facility.

g) Health

Councillor Perry

Perry advised the Addington Highlands Community Health Committee is meeting tonight. He passed further information on to Dr. Tobia to take with him to the meeting.

h) Social Services Envelope -

Councillor Gunsinger

Gunsinger advised she attended a Craft Ladies Meeting which went very well. The ladies were very excited to make and donate handcrafted gifts to be taken to Pine Meadow Nursing Home. They advised the fire escape exit at the Clar/Mill Community Hall is not usable which information she passed on to the Community Liaison/Property Building Coordinator who advised it has been completed and he took down the sign. The ladies are interested in her coming to a future meeting.

Gunsinger noted she missed the Pine Meadow Nursing Home Meeting today.

i) Youth & Recreation

Councillor Watkins

Maguire advised all three schools wish to participate and expect to move forward the second week in January. He asked Watkins to contact the principals early in January and ask if they have talked to their students as to what they might like to work on.

13. BY-LAWS

a) **#90-08** – To authorize the Mayor and Clerk to sign a Service Contract Agreement between the Township of North Frontenac and Jim Boles Maintenance

Moved by Councillor Olmstead, Seconded by Councillor Good

#598-08

BE IT RESOLVED THAT By-law #90-08, being a By-law to authorize the Mayor and Clerk to sign a Service Contract Agreement between the Township of North Frontenac and Jim Boles Maintenance be read a first and second time.

Carried

Moved by Councillor Olmstead, Seconded by Councillor Good

#599-08

BE IT RESOLVED THAT By-law #90-08 be read a third time and finally passed.

Carried

b) **#91-08** – To authorize the Mayor and Clerk to sign an Agreement with Jim Wilson regarding the custodial care of the Barrie Township Hall

Moved by Councillor Olmstead, Seconded by Councillor Good #600-08

BE IT RESOLVED THAT By-law #91-08, being a By-law to authorize the Mayor and Clerk to sign an Agreement with Jim Wilson regarding the custodial care of the Barrie Township Hall be read a first and second time.

Carried

Moved by Councillor Olmstead, Seconded by Councillor Good #601-08

BE IT RESOLVED THAT By-law #91-08 be read a third time and finally passed.

Carried

c) **#92-08** – To authorize the Mayor; the CEMC and the Chair of the Emergency Management Program Committee to sign the Annual Emergency Program Statement of Completion to be submitted to EMO

Moved by Councillor Olmstead, Seconded by Councillor Good #602-08

BE IT RESOLVED THAT By-law #92-08, being a by-law to authorize the Mayor; the CEMC and the Chair of the Emergency Management Program Committee to sign the Annual Emergency Program Statement of Completion to be submitted to EMO be read a first and second time.

Carried

Moved by Councillor Olmstead, Seconded by Councillor Good #603-08

BE IT RESOLVED THAT By-law #92-08 be read a third time and finally passed.

Carried

d) **#93-08** – To authorize the Mayor and the Clerk to enter into a Development Agreement between the Township of North Frontenac and Thomas Danaher

Moved by Councillor Olmstead, Seconded by Councillor Good #604-08

BE IT RESOLVED THAT By-law #93-08, being a by-law to authorize the Mayor and the Clerk to enter into a Development Agreement between the Township of North Frontenac and Thomas Danaher be read a first and second time.

Carried

Moved by Councillor Olmstead, Seconded by Councillor Good #605-08

BE IT RESOLVED THAT By-law #93-08 be read a third time and finally passed.

Carried

e) **#94-08** – To Authorize the Mayor and Clerk to sign a MOU with the Ontario Federation of Snowmobile Clubs / K&P Snowtrails Association

Moved by Councillor Good, Seconded by Councillor Olmstead #606-08

BE IT RESOLVED THAT By-law #94-08, being a by-law to authorize the Mayor and the Clerk to sign a Memorandum of Understanding with the Ontario Federation of Snowmobile Clubs / K&P Snowtrails Association be read a first and second time.

Carried

Moved by Councillor Good, Seconded by Councillor Olmstead #607-08
BE IT RESOLVED THAT By-law #94-08 be read a third time and finally passed.
Carried

f) **#95-08** – To authorize the Mayor and the Clerk to sign an Agreement of Purchase and Sale with the Ministry of Transportation

Moved by Councillor Good, Seconded by Councillor Olmstead #608-08
BE IT RESOLVED THAT By-law #95-08, being a by-law to authorize the Mayor and the Clerk to sign an Agreement of Purchase and Sale between the Township of North Frontenac and the Ministry of Transportation for Part 1 on Plan 13R-8481, Lot 28, Concession 1 in the geographic Township of Palmerston, Township of North Frontenac for road purposes be read a first and second time.
Carried

Moved by Councillor Good, Seconded by Councillor Olmstead #609-08
BE IT RESOLVED THAT #95-08 be read a third time and finally passed.
Carried

14. ADJOURNMENT

Moved by Councillor Good, Seconded by Councillor Olmstead #610-08
THAT the meeting adjourns at 10:30 p.m., until January 15, 2009 or at the call of the Chair.
Carried

Mayor

Clerk