

MINUTES of a Meeting of Council for the Township of North Frontenac, held Thursday, October 8, 2009 at the Clar/Mill Fire Hall Upstairs Meeting Room, 6648 Road 506, Plevna, Ontario

PRESENT: Councillor Fred Perry and Councillor Wayne Good – Ward 1; 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, PWM.

ABSENT WITH REGRETS: Mayor Ron Maguire and Councillor Elaine Gunsinger.

1. CALL TO ORDER

2. DISCLOSURES OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF
None declared.

3. DELEGATIONS

a) Beverley and Murray Elliott Re: Ragged Chutes Road and Lane (see presentation attached)

Moved by Councillor Watkins, Seconded by Councillor Olmstead #481-09

BE IT RESOLVED THAT Council receives for information the letter from Murray and Beverly Elliot regarding maintenance of Ragged Chutes Lane;

AND THAT this issue is deferred until the Roads Task Force recommendations; Solicitor and Planner comments on those recommendations are considered by Council.
Carried

The CAO was instructed by Council to obtain something in writing from Mr. Kelford with respect to the maintenance provided to Ragged Chutes Road/Lane.

4. PRESENTATION – None

5. ADOPTION OF MINUTES (COUNCIL AND COMMITTEE)

Moved by Councillor Good, Seconded by Councillor Perry #482-09

BE IT RESOLVED THAT the Minutes of a Regular Meeting of Council dated September 24, 2009 be adopted as circulated.

Carried

6. BUSINESS ARISING OUT OF MINUTES

a) Resident letter re concerns/comments on the use of clear garbage bags etc.

Moved by Councillor Good, Seconded by Councillor Perry #483-09

BE IT RESOLVED THAT Council is in receipt of a letter dated September 9, 2009 from a local resident with concerns/comments on the use of clear garbage bags;

AND THAT it is the consensus of Council that such a threatening and offensive letter does not deserve a response;

AND THAT a copy of this letter be forwarded to the local OPP.

Carried

b) County Governance

Moved by Councillor Good, Seconded by Councillor Perry #484-09

BE IT RESOLVED THAT the Council of the Township of North Frontenac stands behind its Resolution #251-09 dated **May 28, 2009**, as stated below:

“BE IT RESOLVED THAT Council supports the Resolution of May 19, 2009 made by the Council of the Township of South Frontenac for a proposal for change in the composition of the Council of the County of Frontenac as follows:

- 1) That the County Council membership be increased to 9 members.
- 2) That the membership of County Council be derived as follows:
 - a. The Mayors of each of the four townships
 - b. A second representative from the Councils of each of the lower tier municipalities to be selected in a manner deemed appropriate by the local Council
 - c. A third representative from the Township of South Frontenac to be selected from the Council of South Frontenac in a manner deemed appropriate.

AND THAT Council of the Township of North Frontenac respectfully requests that the Frontenac County Council retable this request for support as soon as possible in order to meet the legislated timeframe.

AND THAT a copy of this resolution be forwarded to the County of Frontenac, Township of Frontenac Islands, Township of South Frontenac, Township of Central Frontenac, Ministry of Municipal Affairs & Housing; Scott Reid, MP and Randy Hillier, MPP.”

Carried

7. OLD BUSINESS

a) Waste Management Plan Committee Disbanding

Moved by Councillor Good, Seconded by Councillor Perry #485-09

BE IT RESOLVED THAT the Council of the Township of North Frontenac does hereby disband the Waste Management Plan Committee as its mandate has now been completed;

AND THAT the Clerk is hereby instructed to send letters to the Waste Management Plan Committee thanking them for their contribution to the Township of North Frontenac.

Carried

b) Kaladar Barrie Joint Fire Board Agreement

Moved by Councillor Watkins, Seconded by Councillor Olmstead #486-09

BE IT RESOLVED THAT Council is in receipt of the email from Addington Highlands Reeve Henry Hogg with regards to the Kaladar Barrie Joint Fire Board Agreement;

AND THAT the Clerk is authorized to prepare an Administrative Report to Council setting out North Frontenac's concerns with the Joint Fire Board Agreement to determine the scope of proposed amendments; with a view to redrafting same for further circulation to the Joint Fire Board members prior to their next meeting in November for consideration at their November meeting.

Carried

8. COMMUNICATIONS – Administrative Report - Section A

Moved by Councillor Watkins, Seconded by Councillor Olmstead #487-09

BE IT RESOLVED THAT Section A Items of the Clerk's Administrative Report entitled Communications of Interest to Council dated September 30, 2009, as set out below, be received for information.

AMO/Ministry Bulletins, Etc.

Alert #09-064 AMO Releases Draft Paper: Seeking Joint and Several Liability Reform
Alert #09-065 Provincial Government Hosting Sessions on Broadband Funding
Alert #09-066 Green Energy Regulations Strongly Reflect AMO Input
Alert #09-067 AMO's Message to the Province: Accessibility and Municipalities at Risk with Initial Proposed Built Environment Standard
AMO – OMKN Seeks Input to Municipal Website Development Initiative
AMO FYI No. 09-115 – AMO Reports Significant Benefits from Federal Funds
AMO FYI No. 09-116 – AMO's GTF & PTF Annual Expenditure Report
OGRA Alert - Ontario's Roads Safer as of October 26, 2009

1. MMAH September 2009 Update
2. FCM – Member (City of Kingston Councillor) Foster's Report to Council re FCM Board & Committee Meetings, Collingwood, September 9 – 12, 2009
3. AMCTO Express (September 28, 2009) LOCAL GOVERNMENT WEEK Oct. 19 to 25, 2009
4. ~~Recycling Council of Ontario (RCO) gearing up for Waste Reduction Week (WRW) October 19th to 25th - Proclamation~~
5. ~~MOE Letter dated September 17, 2009 – Ardoch Waste Disposal Site Inspection Report~~
6. Ministry of Tourism announcing accepting Applications for Celebrate Ontario 2010
7. The Ontario Aggregate Resources Corporation Letter dated September 15, 2009
8. Canadian Olympic Foundation update on the **Own the Podium 2010 Municipalities' Challenge**
9. Letter dated September 23, 2009 from The Premier of Ontario in response to personal support workers resolution
10. Letter dated September 24, 2009 from The Premier of Ontario in response to North Frontenac's secession resolution
11. Communities in Bloom - WinterLights Celebrations Registration Reminder
12. Spending Smarter October 2009 – Infrastructure News
13. 1000 Islands Region Workforce Development Board – September 2009 – Township of North Frontenac Community Profile Brochure

14. World Health Organization (WHO) – Pandemic (H1N1) 2009 – update 62
15. Joint Recycling Management Committee Meeting Minutes dated June 17, 2009
16. Counties, Region and Single Tier Municipalities and District Social Services Administration Boards – 2009 Annual Conference “Growing Together” draft Agenda
17. 7th Annual Backflow Conference – November 18, 2009
18. New Directions '09 in Stormwater Management Conference – Nov 30 to Dec 2
19. LAS Connections – Energy Conference Registration – Nov 16 & 17
20. News From the Frontenac CFDC – Fall 2009

Carried

Moved by Councillor Watkins, Seconded by Councillor Olmstead #488-09

BE IT RESOLVED THAT Item(s) A 4 & 5 of the Clerk’s Administrative Report entitled Communications of Interest to Council dated September 30, 2009, 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 – (A4) Recycling Council of Ontario (RCO) gearing up for Waste Reduction Week (WRW) October 19th to 25th - Proclamation

Moved by Councillor Perry, Seconded by Councillor Olmstead #489-09

WHEREAS the generation of solid waste and the needless waste of water and energy resources are recognized as global environmental problems; and

WHEREAS municipal governments have an important role to play in promoting waste reduction, reuse, recycling, composting and other conservation measures; and

WHEREAS, as a Municipality, the Council of the Township of North Frontenac is committed to conserving resources, protecting the environment and educating the community; and

WHEREAS communities, businesses and organizations across Canada have committed to working together to raise awareness of these issues during Waste Reduction Week in Canada;

THEREFORE BE IT RESOLVED THAT the Council of the Township of North Frontenac does hereby proclaim the week of October 19th to 25th 2009 as Waste Reduction Week;

AND THAT a copy of this Resolution be forwarded to the Recycling Council of Ontario; the Honourable John Gerretsen, Minister of the Environment; Scott Reid, MP and Randy Hillier, MPP.

Carried

B2 – (A5) MOE Letter dated September 17, 2009 – Ardoch Waste Disposal Site Inspection Report

Moved by Councillor Perry, Seconded by Councillor Olmstead #490-09
BE IT RESOLVED THAT Item B 2 (A5) of the Clerk's Communications of Interest to Council Administrative Report dated September 30, 2009, be received for information.
Carried

9. DEPARTMENT HEAD / COUNCIL MEMBER ADMINISTRATIVE REPORTS

a) CAO/Treasurer - 2009 Final Allocation of County of Frontenac FGT Funds
Moved by Councillor Olmstead, Seconded by Councillor Perry #491-09
BE IT RESOLVED THAT, the Council of the Township of North Frontenac accepts the CAO/Treasurer's Administrative Report "2009 Final Allocation of County of Frontenac Federal Gas Tax Funds";

AND THAT, Council instructs the CAO/Treasurer to prepare a by-law to amend the Township's 2009 budget, to include the County Federal Gas Tax revenue in the amount of \$17,422.27 and expend these funds to enhance the 2009 Township's Salt Management Program by increasing the Salt Management Paving Project at the Palmerston Road Garage;

AND THAT, Council instructs the Public Works Manager to have the additional Salt Management Paving at the Palmerston Road Garage, in the amount of \$17,422.27, completed in 2009 by Greenwood Paving, being the same company that was awarded the Township's 2009 Road Surface Treatment Tender.

Carried

b) Clerk/Planning Coordinator – Shoreline Road Allowance Applications for Approval In Principle

Moved by Councillor Perry, Seconded by Councillor Olmstead #492-09
BE IT RESOLVED THAT Council receives the Clerk/Planning Coordinator's Administrative Report dated September 30, 2009 entitled "Shoreline Road Allowance Applications for Approval in Principle";

AND THAT Council approves in principle the Applications to close the Shoreline Road Allowances, as follows:

a) lying in front of Lot 11, Plan 1563, geographic Township of Clarendon, Township of North Frontenac. (Schmidt – Big Gull Lake)

b) lying in front of Part of Lot 3, Plan 690, geographic Township of Barrie, Township of North Frontenac, be approved in principle by Council. (Brown – Mazinaw Lake)

Carried

c) Clerk/Planning Coordinator – Committee of Adjustment – August & September Meeting Decisions and October Meeting Agenda

Moved by Councillor Perry, Seconded by Councillor Watkins #493-09
BE IT RESOLVED THAT Council receives for information the Clerk/Planning Coordinator's Administrative Report dated October 1, 2009 entitled "Committee of Adjustment August and September Meeting Decisions and October Meeting Agenda".

Carried

10. TASK FORCE NOTES AND REPORTS

a) Road Task Force Disbanding

(Final Meeting Notes and Recommendations are pending solicitor review.)

Moved by Councillor Perry, Seconded by Councillor Watkins #494-09

BE IT RESOLVED THAT the Council of the Township of North Frontenac does hereby disband the Roads Task Force as its mandate has now been completed;

AND THAT the Clerk is hereby instructed to send letters to the Members of the Roads Task Force thanking them for their contribution to the Township of North Frontenac.

Carried

11. BILLS AND ACCOUNTS

Moved by Councillor Olmstead, Seconded by Councillor Watkins #495-09

BE IT RESOLVED THAT the following Vouchers in the amount of **\$ 193,848.98** be approved for payment:

- September 17, 2009 @ \$ 3,604.21
- September 22, 2009 @ \$ 125,080.43
- October 8, 2009 @ \$ 65,164.34

Carried

12. NEW BUSINESS

a) Joint Lower Tier Meeting & Summary Report

Moved by Councillor Olmstead, Seconded by Councillor Perry #496-09

BE IT RESOLVED THAT Council receives for information the Summary Report of the Joint Lower Tier Townships Meeting dated September 24, 2009 and the Minutes of the Special Session of Council involving the Lower Tier Townships of Frontenac County;

AND THAT these Minutes and Report be deferred to the Personal and Audit Committee for discussion.

Carried

Beam extended a thank you to all those who attended.

13. OTHER BUSINESS – Verbal Reports were given by members of Council on each of their portfolios noted below.

a) County Business

Beam reported on County Business in the Mayor’s absence.

b) Algonquin First Nations

Beam reported, in Mayor Maguire’s absence, his discussions with David Hill, newly appointed representative for AAFNA.

c) Emergency Preparedness

Councillor Good

None

Note: CAO Update: Since Council’s approval of the Pandemic Plan, the Deputy Clerk has given a presentation to the Department Heads and is to meet today with staff to give the same presentation. Further concerns are to be drafted as in-house policies which will be brought back to Council for their consideration.

d) Communications and Economic Development

Deputy Mayor Beam and Councillor Perry

e) Environmental

No report

Councillor Olmstead

f) Mississippi Valley Conservation

Deputy Mayor Beam

g) Health

No report

Councillor Perry

h) Social Services Envelope

No report as Councillor Gunsinger was absent.

Councillor Gunsinger

i) Youth & Recreation

Councillor Watkins

14. BY-LAWS

a) #81-09 To Close and Stop Up Shore Road Allowances (Rigsby/Sinclair/Boardman)

Moved by Councillor Olmstead, Seconded by Councillor Watkins #497-09

BE IT RESOLVED THAT as required by By-law #71-07,

- ALL THAT PART of the original 66' shore road allowance lying in front of Lot 14, on Plan 1099, geographic Township of Barrie, being Part 11 on Registered Plan 13R-6958, in the Township of North Frontenac, in the County of Frontenac, South Pinnacle Point Lane, Big Gull Lake (Rigsby); and
- ALL THAT PART of the original 66' shore road allowance lying in front of Part of Lot 18, Concession 7, described as Part 3 on Plan 13R-8471, geographic Township of Barrie, in the Township of North Frontenac, in the County of Frontenac, Mississagagon Lake (Sinclair); and
- ALL THAT PART of the original 66' shore road allowance lying in front of Lot 2 on Plan 1037, described as Part 4 on Plan 13R-14855, geographic Township of Barrie, in the Township of North Frontenac, in the County of Frontenac, 4020 Upper Mazinaw Lake (Boardman).

be declared as surplus and sold to the adjoining owners.

An appraisal of these properties is not necessary as these are road allowances.

Carried

Moved by Councillor Olmstead, Seconded by Councillor Watkins #498-09

BE IT RESOLVED THAT By-law #81-09, being a by-law to close, stop up and sell the shore road allowances lying in front of:

- a) Lot 14, on Plan 1099, geographic Township of Barrie, being Part 11 on Registered Plan 13R-6958, in the Township of North Frontenac, in the County of Frontenac, South Pinnacle Point Lane, Big Gull Lake (Rigsby); and
- b) Part of Lot 18, Concession 7, described as Part 3 on Plan 13R-8471, geographic Township of Barrie, in the Township of North Frontenac, in the County of Frontenac, Mississagagon Lake (Sinclair); and
- c) Lot 2 on Plan 1037, described as Part 4 on Plan 13R-14855, geographic Township of Barrie, in the Township of North Frontenac, in the County of Frontenac, 4020 Upper Mazinaw Lake (Boardman)

be read a first and second time.

Carried

Moved by Councillor Olmstead, Seconded by Councillor Watkins #499-09
BE IT RESOLVED THAT By-law #81-09 be read a third time and finally passed
Carried

b) #91-09 To sign a Restrictive Covenant Agreement with Stuart & Elaine Boardman
Moved by Councillor Watkins, Seconded by Councillor Good #500-09
BE IT RESOLVED THAT By-law #91-09, being a by-law to authorize the Deputy Mayor and the Clerk to execute a Restrictive Covenant Agreement between the Township of North Frontenac and Stuart and Elaine Boardman be read a first and second time.
Carried

Moved by Councillor Watkins, Seconded by Councillor Good #501-09
BE IT RESOLVED THAT By-law #91-09 be read a third time and finally passed
Carried

c) #92-09 To sign a Restrictive Covenant Agreement with John & Justina Rigsby
Moved by Councillor Watkins, Seconded by Councillor Good #502-09
BE IT RESOLVED THAT By-law #92-09, being a by-law to authorize the Deputy Mayor and the Clerk to execute a Restrictive Covenant Agreement between the Township of North Frontenac and John and Justina Rigsby be read a first and second time.
Carried

Moved by Councillor Watkins, Seconded by Councillor Good #503-09
BE IT RESOLVED THAT By-law #92-09 be read a third time and finally passed
Carried

d) #93-09 To Amend Zoning By-law 15-04 (Canalodge Corporation – Norcan Lake)
Moved by Councillor Watkins, Seconded by Councillor Good #504-09
BE IT RESOLVED THAT By-law #93-09, being a By-law to Amend By-law #15-04, the “Zoning By-law” by:

a) amending the zoning of certain lands legally described as Part of Lots 18 and 19, Concession 8 and 9, in Ward 3 (geographic Township of North Canonto) in the Township of North Frontenac from Waterfront Residential Exception 3b (RW- X3b) Zone and Rural & Limited Service Rural (LSR) Zone to Waterfront Residential Exception 10 (RW-X10) Zone deeming, for those lots with water frontage, the lot line abutting the Shoreline of Norcan Lake the front lot line and the lot frontage for waterfront lots shall be calculated on the water side of the lot; and

b) amending the zoning of certain lands legally described as Part of Lot 18, Concession 8 and 9, in Ward 3, (geographic Township of North Canonto) in the Township of North Frontenac, having a lot area of 0.85 ha (2.1 acres), from Waterfront Residential Exception 3b (RW- X3b) Zone and Rural & Limited Service Rural (LSR) Zone to Waterfront Residential Exception 101 (RW-X11) Zone to allow for a reduced minimum lot frontage, be read a first and second time.

Carried

Moved by Councillor Perry, Seconded by Councillor Watkins #505-09
BE IT RESOLVED THAT By-law #93-09 be read a third time and finally passed

Carried

e) #94-09 To sign a Development Agreement with Writers On The Web (Gordon Polk)

Moved by Councillor Watkins, Seconded by Councillor Perry #506-09

BE IT RESOLVED THAT By-law #94-09, being a by-law to authorize the Deputy Mayor and the Clerk to enter into a Development Agreement on behalf of the Township of North Frontenac with Writers on the Web (Gordon Polk, Agent) be read a first and second time.

Carried

Moved by Councillor Perry, Seconded by Councillor Watkins #507-09

BE IT RESOLVED THAT By-law #94-09 be read a third time and finally passed

Carried

f) #96-09 To sign a Memorandum of Understanding with MNR

Moved by Councillor Perry, Seconded by Councillor Watkins #508-09

BE IT RESOLVED THAT By-law #96-09, being a by-law to authorize the Deputy Mayor and the Clerk to execute a Memorandum of Understanding between the Township of North Frontenac and the Ministry of Natural Resources be read a first and second time.

Carried

Moved by Councillor Perry, Seconded by Councillor Watkins #509-09

BE IT RESOLVED THAT By-law #96-09 be read a third time and finally passed

Carried

15. CLOSED SESSION

Moved by Councillor Perry, Seconded by Councillor Watkins #510-09

BE IT RESOLVED THAT Council shall go into closed session at 11:22 a.m. to discuss:

- personal matters about an identifiable individual, including municipal or local board employees;
- litigation or potential litigation, affecting the municipality.

Carried

Moved by Councillor Perry, Seconded by Councillor Watkins #511-09

BE IT RESOLVED THAT Council returns to open session at 11:53 a.m.

Carried

16. ADJOURNMENT

Moved by Councillor Good, Seconded by Councilor Perry #512-09

BE IT RESOLVED THAT the meeting adjourns at 11:54 a.m. until October 22, 2009 or at the call of the Chair.

Carried

Deputy Mayor

Clerk