

MINUTES of a Meeting of Council for the Township of North Frontenac, held Thursday, October 22, 2009 in the Upstairs Meeting Room of the Clar/Mill Fire Hall, 6648 Road 506, Plevna, Ontario.

PRESENT: Councillor Wayne Good – Ward 1; Councillor Lonnie Watkins and Councillor Elaine Gunsinger – Ward 2; Deputy Mayor Jim Beam and Councillor Bob Olmstead – Ward 3.

ALSO PRESENT: Brenda Defosse, Clerk/Planning Coordinator, Jenny Duhamel, Deputy Clerk and Corey Klatt, Community Liaison/Property Building Coordinator (CLPBC).

ABSENT WITH REGRETS: Mayor Ron Maguire and Councillor Fred Perry.

1. CALL TO ORDER

2. DISCLOSURES OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF
Watkins declared an interest in Agenda Item #10, Bills and Accounts.

3. DELEGATIONS

a) Susan Hemmerich, Mackie Lake Area Association Director and Bob Sherlock, Mackie Lake Resident, regarding water access to Mackie Lake Residents off Mountain Road (Presentation attached).

Hemmerich distributed a map of Mackie Lake and noted there are two businesses, two year round residents and 50 summer residents on the lake. Hemmerich and Sherlock advised the residents of Mackie Lake have had access using Mountain Road for almost 75 years. All the Association is asking is for Council to acquire the MNR property at the end of Mountain Road and maintain this (no winter maintenance requested) so 50 taxpayers will continue to have what they have had since 1940.

Mr. Hemmerich was then given an opportunity to speak.
After his verbal attack of the Clerk, Deputy Mayor Beam advised this behaviour was totally unacceptable.

The Clerk advised she had thoroughly reviewed the Shore Road Closing of 1988 in this matter and it had been properly and legally closed, with a Right-of-Way being left to access the lake. This is still in effect and the Mackie Lake residents are entitled to use this access route. Further delegation statements made that “this issue was dismissed at the previous meeting” was incorrect as Ms. Hemmerich and Mr. Sherlock were invited back to Council at today’s meeting as delegations on this same issue; the issue was “rubber stamped” was incorrect as no decision was made at the last meeting pending the delegations at today’s meeting and staff’s investigation of municipal records; and that “the Township is being uncooperative in this request” is not the case, as noted above Council requires as much information as possible to make a just decision.

The Clerk noted Ms. Hemmerich’s presentation today was not what had been provided to her to give to Council in their Agenda packages and requested Hemmerich provide a copy of each of today’s presentations to attach to the Minutes, as Mr. Sherlock and Mr. Hemmerich had not provided their written presentation prior to the meeting.

Council discussed this request, and felt it would be best to defer any decision until all Members of Council had an opportunity to complete a site visit of this access point as well as all Public access points on Mackie Lake. It was the consensus of Council to complete this site visit on Thursday, October 29, 2009 at 8:00 a.m.

4. ADOPTION OF MINUTES (COUNCIL AND COMMITTEE)

Moved by Councillor Olmstead, Seconded by Councillor Gunsinger #513-09

BE IT RESOLVED THAT Minutes of a Meeting of the Emergency Management Program Committee dated September 10, 2009 be adopted as circulated;

AND THAT the Minutes of a Public Meeting dated October 8, 2009 and the Minutes of a Regular Meeting of Council dated October 8, 2009 be adopted as circulated;

AND THAT the Minutes of a Personnel and Audit Committee Meeting dated October 8, 2009 be adopted as amended.

Carried

5. BUSINESS ARISING OUT OF MINUTES

None

6. OLD BUSINESS

None

7. COMMUNICATIONS – Administrative Report - Section A

Moved by Councillor Olmstead, Seconded by Councillor Gunsinger #514-09

BE IT RESOLVED THAT Section A Items of the Clerk's Administrative Report entitled Communications of Interest to Council dated October 15, 2009, as set out below, be received for information.

AMO/Ministry Bulletins, Etc.

Alert #09-068 – Southern Ontario Municipalities Invited to Submit Funding Requests

Alert #09-069 – AMO Report to Members on September 2009 Board Meeting

OGRA Nominating Committee's Report and Nomination Form for the OGRA 2010-2011 Board of Directors

LAS Energy Newsflash – Issue 5, October 2009

LAS Energy Conference Registration

1. North Frontenac Community Services Corporation – Invitation to attend the 34th Annual Meeting on October 29, 2009 in Sharbot Lake
2. MPAC Correspondence re: Toronto Bank Towers Decision – Divisional Court
3. World Health Organization Update #69 – Pandemic (H1N1) 2009
4. Public Health Agency of Canada Update on the number of deaths in Canada associated with H1N1as of October 13, 2009
5. Addington Frontenac Area Radio (AFAR) Board Meeting Minutes dated October 7, 2009
6. Ontario Power Generation 2009 Mid Year Performance Report
7. Renfrew County Hunt Camp News, September 2009 Edition
8. Complimentary copy of "Veteran Appreciation Days" Planning Tool Guide and

Toolkit from Historica-Dominion Institute

~~9. Request for support from the Executive Committee of the Community Schools Alliance in requesting the Ministry of Education support a “Smart Moratorium” on school closures through local MPPs~~

~~10. Request from the Ontario Federation of Labour (OFL) to proclaim November 6, 2009 “Community Social Service Workers Appreciation Day”~~

Carried

Moved by Councillor Olmstead, Seconded by Councillor Gunsinger #515-09

BE IT RESOLVED THAT Items A 9 and 10 of the Clerk’s Administrative Report entitled Communications of Interest to Council dated October 15, 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. (A9) Request for support from the Executive Committee of the Community Schools Alliance in requesting the Ministry of Education support a “Smart Moratorium” on school closures through local MPPs

Moved by Councillor Olmstead, Seconded by Councillor Gunsinger #516-09

BE IT RESOLVED THAT the Council of the Township of North Frontenac supports the Community Schools Alliance in convincing the Minister of Education that a “smart moratorium” on disputed school closures is required immediately;

AND THAT the Clerk is hereby instructed to send a letter of support for a “Smart Moratorium” to Doug Reycraft, Chair, Community Schools Alliance; Premier Dalton McGuinty; Hon. Kathleen Wynne, Minister of Education; Scott Reid, MP and Randy Hillier, MPP.

Carried

B2. (A10) Request from the Ontario Federation of Labour (OFL) to proclaim November 6, 2009 “Community Social Service Workers Appreciation Day”

Moved by Councillor Olmstead, Seconded by Councillor Gunsinger #517-09

WHEREAS community social service workers are vital to the quality of life within all Canadian communities; and

WHEREAS community social service workers provide crucial services to families and children; people with disabilities; respite care; people and families dealing with substance abuse; women and their children in transition houses or sexual assault centres; Aboriginal Peoples; as well as services to new Canadians; and

WHEREAS the quality of these services depends largely on the dedication of trained workers who provide these services; and

WHEREAS the availability of these services helps improve the quality of life for everyone, while making our communities stronger and more stable; and

WHEREAS greater recognition and understanding of the critical role these workers play in our communities are needed to ensure the continued availability and improvement of services; and

WHEREAS awareness and support for these services begin at the local level;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Township of North Frontenac does hereby proclaim November 6, 2009 as Community Social Service Workers Appreciation Day;

AND THAT a copy of this Resolution be posted on the Township's website, forwarded to Northern Frontenac Community Services, Land O'Lakes Community Services, to Terry Downey, Executive Vice-President, Ontario Federation of Labour; Scott Reid, MP and Randy Hillier; MPP.

Carried

8. DEPARTMENT HEAD / COUNCIL MEMBER ADMINISTRATIVE REPORTS

a) Fire Chief – Fire Suppression Acct #50102-209 (Wild Fires)

Moved by Councillor Watkins, Seconded by Councillor Olmstead #518-09

BE IT RESOLVED THAT Council receives the Director of Emergency Services/Fire Chief's Administrative Report dated October 13, 2009 with respect to Fire Suppression Account #50102-2009, for information;

AND THAT Council authorizes the Fire Chief to purchase three (3) new pumps in 2009, one for each fire hall; and Council instructs the CAO/Treasurer to charge this expenditure to Fire Suppression Account #50102;

AND THAT Council instructs the CAO/Treasurer to transfer the \$25,000.00 in the 2009 budget for Reimbursing the Ministry of Natural Resources – Municipal Fire Agreement (not required in 2009) to the North Frontenac Wild Fires Reserve Fund for future years.

Carried

b) IT/Mapping Coordinator – Official Lane Name Changes/Addition to the Road Naming By-law – Rekrview Lane and Rekrview Way

Moved by Councillor Watkins, Seconded by Councillor Olmstead #519-09

BE IT RESOLVED THAT Council receives the IT Technician / Mapping Coordinator's Administrative Report dated October 15th, 2009 entitled Official Road/Lane Names to be amended/added to the Road Naming By-law for information;

AND THAT By-law #95-09, being a by-law to amend Schedule "B" of By-Law #07-03 by amending the spelling of a private lane name 'Rekrview Lane' and adding a private lane name 'Rekrview Way' be read a first and second time on October 22, 2009;

AND THAT the third and final reading of By-law #95-09 be deferred to the November 19, 2009 Council Meeting to allow time for the IT Technician/Mapping Coordinator to contact those residents not in agreement with this change, allowing them to attend this Council Meeting, at which time the IT Technician/Mapping Coordinator and Public Works Manager will give an explanation of the reasons for the changes.

Carried

c) CLPBC – Plevna New Library Space

Moved by Councillor Watkins, Seconded by Councillor Olmstead #520-09

BE IT RESOLVED THAT the Council for the Township of North Frontenac receives for information the Community Liaison/Property Building Coordinator's Administrative Report entitled Plevna Library – Designation of Space for Plevna Library Facility dated October 15, 2009;

AND THAT Council approves the Plevna Library space requested by the Library Board to ensure that the Library and Township High-speed/Outreach needs are met, under the condition that the Library Board considers keeping the Archives' materials in a suitable location (i.e. distanced from the windows and furnace.);

AND THAT while Council supports and encourages the growth of the Clarendon-Miller Community Archives, unfortunately there is limited space in this new building to ensure that the Library, Outreach and Accessibility legislation and requirements are complied with; therefore Council only approves the Archives increased space as recommended by the Library Board;

AND THAT Council appreciates the Board and Archives continuing to work together and thanks the Board for supervising the Outreach Township Computers and Archives during regular Library open hours;

AND THAT Council approves a volunteer from the Archives providing access to the Archives, during the extended hours for the Outreach Program only when a Township Employee(s) and/or when a Library Employee is present; and that the Archives Volunteer and Township Employee(s) shall ensure that no member of the public uses property of the Library Board during these extended hours, unless agreed upon by the Township and the Library Board;

AND THAT Council approves the Archives Volunteers using the Township Outreach Program computers at the Plevna Library, subject to availability, as these computers shall be available to the public, as specified in the Outreach grant guidelines;

AND THAT Council continues to look at possible opportunities to increase the space and/or provide appropriate space in another building to try and meet the needs of the Clar-Mill Community Archives in the future.

Carried

d) CLPBC – Agreement with EOTA to Honour Gold Pass Permit within CLSP

Moved by Councillor Watkins, Seconded by Councillor Olmstead #521-09

BE IT RESOLVED THAT the Council for the Township of North Frontenac receives for information the Community Liaison / Property Building Coordinator's (CLPBC) 2009 report entitled "Agreement with the Eastern Ontario Trails Alliance (EOTA) to honor the Gold Pass Permit within the Crown Land Stewardship Program" dated October 13, 2009;

AND THAT Council supports entering into an agreement with the Eastern Ontario Trails Alliance for 2010, on a trial basis, to honor the Gold Pass Permit within the Crown Land Stewardship Program and the Clerk shall bring back a draft agreement and By-law for Council to consider at the next meeting;

AND THAT the said EOTA Agreement will be reviewed yearly by Council upon the CLPBC's year end report being completed to monitor the ongoing viability of this agreement to ensure the Crown Land Stewardship Program, residents and visitors are benefiting from this agreement. Should benefits not be clear and continuous the agreement will be terminated prior to Council considering the next year's Land Use Permit;

AND THAT Council approves any incoming funds from the Eastern Ontario Trails Alliance to be applied to the Crown Land Stewardship Program expenses only;

AND THAT Council appoints the CLPBC to sit on the EOTA's Board of Directors, with the Property Building Maintenance / Crown Land Recreation Stewardship Supervisor as the alternate.

Carried

e) CAO/Treasurer – 2009/2010 Co-operative Education Program - Administration
Moved by Councillor Watkins, Seconded by Councillor Olmstead #522-09
BE IT RESOLVED THAT the Council of the Township of North Frontenac, accepts the CAO/Treasurer's Administrative Report entitled "2009/2010 Co-operative Education Program – Administration" dated October 9, 2009 and encourage youth education and training;

AND THAT Council approves the Co-op Placement of Ashley Klatt with the Township and she shall work under the general supervision of Angela Millar, Deputy Treasurer/Administrative-Financial Coordinator, to assist with administrative duties as assigned;

AND THAT the Ministry of Education will be responsible for WSIB, as well as in class training regarding the Ontario Health and Safety Act (including WHMIS), the Ontario Employment Standards Act, and the Ontario Human Rights Act and Workplace Issues;

AND THAT the Chief Administrative Officer (CAO) shall sign the Work Education Agreement with the Sharbot Lake High School prior to the Co-op Placement;

AND THAT the Co-op Student shall enter into a Confidentiality Agreement with the CAO, prior to commencing work; and/or being counseled on the confidentiality of the material she shall be subject to by the CAO;

AND THAT Council instructs the CAO to authorize any future Ministry of Education Work Education Agreement(s), for Co-operative Education Program Students, subject to the Ministry continuing to be responsible; and once approved by the CAO, any subsequent reporting documents may be signed by the Deputy Treasurer.

Carried

f) CAO/Treasurer – Relining of Robertsville Rd., Culverts – CAF Grant
Moved by Councillor Watkins, Seconded by Councillor Olmstead #523-09
BE IT RESOLVED THAT the Council of the Township of North Frontenac, accepts the CAO/Treasurer Administrative Report entitled "Relining of Robertsville Road Culverts – Community Adjustment Fund Grant" dated October 15, 2009;

AND THAT due to the short timeframe with respect to the grant requirements, Council authorizes the tenders to be opened by the CAO/Treasurer; Project Manager; and the Public Works Manager and/or Community Liaison/Property Building Coordinator;

AND THAT Council authorizes the CAO/Treasurer to Award the tender on Friday, October 30, 2009, based on the recommendation of the Project Manager;

AND THAT Council authorizes the CAO/Treasurer to Award the tender and the Township will support additional funds if required should the total project costs exceed an upset limit of \$350,000;

AND THAT Council instructs the CAO/Treasurer to transfer the Township's additional funds, only if required, from the North Frontenac Roads Reserve Fund.

Carried

9. TASK FORCE NOTES AND REPORTS

None

10. BILLS AND ACCOUNTS

Watkins had declared a Pecuniary Interest at the start of the meeting and refrained from the discussion and/or voting.

Moved by Councillor Olmstead, Seconded by Councillor Gunsinger #524-09

BE IT RESOLVED THAT, the following Vouchers in the amount of \$ 124,390.52 be approved for payment:

- October 2, 2009 @ \$ 25,674.38
- October 16, 2009 @ \$ 58,709.38
- October 16, 2009 @ \$ 40,006.76

Carried

11. NEW BUSINESS

a) Application for Membership (1) to the North Frontenac Fire Department – Ompah Station

Moved by Councillor Watkins, Seconded by Councillor Olmstead #525-09

BE IT RESOLVED THAT Council accepts the appointment of Marc Bedard to the North Frontenac Volunteer Fire Department, Ompah Station, as recommended by the Fire Chief.

Carried

b) Letter of Resignation

Moved by Councillor Watkins, Seconded by Councillor Olmstead #526-09

BE IT RESOLVED THAT Council accepts with regret the letter of resignation from Marie-Claire Savard-Mills as Volunteer for the Clar/Mill Fire Hall;

AND THAT Council hereby instructs the Clerk to send a response letter to Ms. Savard-Mills, 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

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

a) County Business

Mayor Maguire

In the Mayor's absence, Beam advised the County Council Meeting yesterday had to be cancelled as there was no quorum. It has been re-scheduled for Tuesday, October 27, 2009 at 8:30 a.m., in Glenburnie, ON.

b) Algonquin Land Claims Negotiations

Mayor Maguire

No Report

c) Emergency Preparedness

Councillor Good

No Report

d) Communications and Economic Development

Deputy Mayor Beam and
Councillor Perry

No Report

e) Environmental

Councillor Olmstead

No Report

f) Mississippi Valley Conservation

Deputy Mayor Beam

Beam brought two documents from the MVC meeting yesterday, Ontario Flood Forecasting and Warning and Staff Report #2554/09 'Re: Protecting People and Property: A Business Case for Investing in Flood Prevention and Control', and advised as these documents are quite large, he did not make copies but will leave them with the Clerk for anyone wishing to read them.

g) Health

Councillor Perry

No Report – Perry absent

h) Social Services Envelope

Councillor Gunsinger

No Report

Beam advised he will be attending the Community Services AGM in Sharbot Lake next week.

i) Youth & Recreation

Councillor Watkins

No Report

13. BY-LAWS

a) **#95-09** – To Rename ReKiview Lane to Rekrview Lane and the access off this to Rekrview Way

Moved by Councillor Watkins, Seconded by Councillor Olmstead #527-09

BE IT RESOLVED THAT By-law #95-09, being a by-law to amend Schedule "B" of By-law #07-03 by amending the spelling of ReKiview Lane to Rekrview Lane, and the naming of the access off Shabomeka Lake Road to Rekrview Way, be read a first and second time.

Carried

b) **#98-09** – To Amend Zoning By-law 15-04 (Martin - Fernleigh)

Moved by Councillor Watkins, Seconded by Councillor Olmstead #528-09

BE IT RESOLVED THAT By-law #98-09, being a by-law to amend the Zoning By-law #15-04 to rezone Part of Lot 26, Concession 12 in the geographic Township of Clarendon from Hamlet Zone to Hamlet Exception 10 (H-X10) to limit uses on the land to outdoor recreational uses and to exclude a well to supply potable water, be read a first and second time.

Carried

Moved by Councillor Watkins, Seconded by Councillor Olmstead #529-09

BE IT RESOLVED THAT By-law #98-09 be read a third time and finally passed.

Carried

Moved by Councillor Olmstead, Seconded by Councillor Watkins #530-09

BE IT RESOLVED THAT Council hereby instructs the Clerk to reduce the Administration Fees of the Township for the Zoning By-law Amendment for the Martin property in Fernleigh, from \$1,000.00 to \$500.00, due to the fact that the Martin family assisted the Township of the day in providing land for a Waste Facility and also dedicating lands to the Township for a road at no cost.

Carried

c) **#99-09** – To Close and Stop Up Shore Road and Concession Road Allowances (Bigelow - Mackie Lake)

Moved by Councillor Watkins, Seconded by Councillor Olmstead #531-09

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 Part of Lots 24 and 25, Concession 11 and in front of Part of Lot 25, Concession 10, being Part 3 on Plan 13R-19634, and all that part of the Concession Road Allowance between Concessions 10 and 11, abutting Lots 24 and 25, being Part 4 on Plan 13R-19634, geographic Township of Miller, in the Township of North Frontenac, in the County of Frontenac, subject to an easement for Hydro One Networks Inc. and an easement for Bell Canada; (Mackie Lake) (BIGELOW);

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 Watkins, Seconded by Councillor Olmstead #532-09

BE IT RESOLVED THAT By-law #99-09, being a by-law to close, stop up and sell the shore road allowance and Concession Road Allowance as described herein:

- ALL THAT PART of the original 66' Shore Road Allowance lying in front of Part of Lots 24 and 25, Concession 11 and in front of Part of Lot 25, Concession 10, being Part 3 on Plan 13R-19634, and all that part of the Concession Road Allowance between Concessions 10 and 11, abutting Lots 24 and 25, being Part 4 on Plan 13R-19634, geographic Township of Miller, in the Township of North Frontenac, in the County of Frontenac, subject to an easement to Hydro One Networks Inc., and an easement to Bell Canada; (Mackie Lake) (BIGELOW);

be read a first and second time.

Carried

Moved by Councillor Gunsinger, Seconded by Councillor Watkins #533-09
BE IT RESOLVED THAT By-law #99-09 be read a third time and finally passed
Carried

d) **#101-09** – To Sign the Sanding/Plowing Contract with Jim Boles Maintenance
Moved by Councillor Gunsinger, Seconded by Councillor Watkins #534-09
BE IT RESOLVED THAT By-law #101-09, being a by-law to authorize the Deputy Mayor and the Clerk to sign a Service Contract Agreement with Jim Boles Maintenance for Sanding and Plowing at specific locations within the Municipality, be read a first and second time.
Carried

Moved by Councillor Gunsinger, Seconded by Councillor Watkins #535-09
BE IT RESOLVED THAT By-law #101-09 be read a third time and finally passed
Carried

e) **#102-09** – To Amend the 2009 Budget re County Federal Gas Tax
Moved by Councillor Gunsinger, Seconded by Councillor Watkins #536-09
BE IT RESOLVED THAT By-law #102-09, being a by-law to amend the 2009 Budget re County Federal Gas Tax, be read a first and second time.
Carried

Moved by Councillor Gunsinger, Seconded by Councillor Watkins #537-09
BE IT RESOLVED THAT By-law #102-09 be read a third time and finally passed
Carried

f) **#103-09** – To Sign a Letter of Offer with Federal Development Ontario re Community Adjustment Fund
As this letter has not as yet been received, the passing of this By-law was deferred until receipt of the letter.

Note: Klatt left the meeting at this time.

14. CLOSED SESSION

Moved by Councillor Gunsinger, Seconded by Councillor Watkins #538-09
BE IT RESOLVED THAT Council shall go into closed session at 11:20 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 Gunsinger, Seconded by Councillor Watkins #539-09
BE IT RESOLVED THAT Council returns to open session at 11:51 a.m.
Carried

RESIGNATION

Moved by Councillor Gunsinger, Seconded by Councillor Watkins #540-09
BE IT RESOLVED THAT, Council accepts with regret the second letter of Norman Mills as his resignation from the North Frontenac Fire Service entirely, effective immediately;

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

AND THAT Council hereby instructs the Fire Chief to advertise in-house the Clar-Mill Deputy Fire Chief and North Frontenac Township Fire Prevention Officer, vacant positions; along with any other applicable vacant positions that may result;

AND THAT Council hereby instructs the Fire Chief and the Deputy Fire Chiefs from Ompah and Snow Road to confidentiality review the applications; conduct interviews; and make a recommendation to Council for consideration;

AND THAT Council hereby instructs the Fire Chief to notify the two (2) Clar-Mill Fire Captains that they shall act jointly as the interim Deputy Fire Chief; and the Fire Chief shall attend the next Clar-Mill Fire Volunteers meeting to explain the vacancies, in-house advertisements and interim appointments.

Carried

RESIDENT LETTER OF CONCERNS/COMMENTS ON THE USE OF CLEAR GARBAGE BAGS

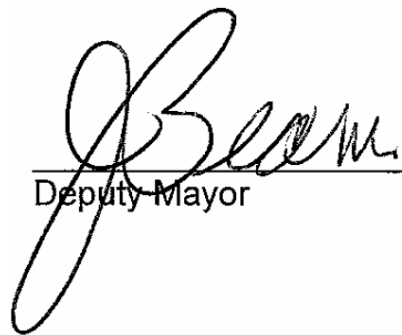
Council discussed the letter and email received from Dave Winney. Beam advised he had not made the comments as reported in the newspaper regarding the original letter as the comments quoted were actually from the Resolution. It was the consensus of Council not to respond to Dave Winney's letter; however, to forward the letter to the OPP as had initially been discussed.

15. ADJOURNMENT

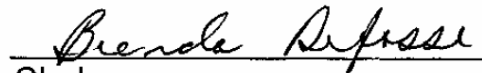
Moved by Councillor Gunsinger, Seconded by Councillor Watkins #541-09

BE IT RESOLVED THAT the meeting adjourns at 11:51 a.m. until November 19, 2009 or at the call of the Chair.

Carried



Deputy Mayor



Clerk