

Township of Seguin
Draft Minutes of Council Meeting
March 3rd, 2008

A regular meeting of the Township of Seguin Council was held March 3rd, 2008 at the Township of Seguin Council Chambers. Mayor Conn presided with Councillors Adams, Chidley, Gibbon, Jacklin and Sainsbury present. Councillor Sturgeon sent his regrets.

After the meeting was called to order Mayor Conn asked for approval of the agenda. Council approved the agenda as presented. The agenda was approved with the following addendum. Addition of a resolution to authorize the submission of a Grant Application to the Ontario Trillium Foundation for funding for the purchase and installation of an elevator in the Humphrey Community Centre. Addition of a resolution to authorize the submission of a Grant Application to the Royal Canadian Legion for funding for the purchase of medical equipment for the Ruth Dare Health Clinic. Addition of a request from William Beatty School for a donation to sponsor Students to attend MusicFest Canada in Ottawa. Addition of correspondence from the District Municipality of Muskoka re: Official Plan Amendment No. 2. Addition of Business Section item i) Discussion re: procedures for calling Special Meetings of Council and Closed Session items. Addition to the By-laws Section of item e) By-law No. 2008-034, Being a By-law to enter into a Service Contract with Earl Smallwood, Gary Joice, Michael Conn and Theresa Tambasco for the provision of services as By-law Enforcement Officers/Animal Control Officers and to Appoint Michael Conn and Theresa Tambasco as By-law Enforcement Officers/Animal Control Officers for The Corporation of the Township of Seguin.

Mayor Conn requested that any disclosures of pecuniary interest be declared for the record. Mayor Conn declared a possible pecuniary interest in regard to By-law No. 2008-034, Being a By-law to enter into a Service Contract with Earl Smallwood, Gary Joice, Michael Conn and Theresa Tambasco for the provision of services as By-law Enforcement Officers/Animal Control Officers and to Appoint Michael Conn and Theresa Tambasco as By-law Enforcement Officers/Animal Control Officers for The Corporation of the Township of Seguin relating to Michael Conn and the Minutes of the Closed Session of February 13th, 2008 and vacated the Chambers during the consideration of these matters. Council Adams declared a possible pecuniary interest in regard to Shore Road Allowance Application 03/2007-F (Evans) as the Applicants, Ashley & David Evans are her children, and the subject property is their family cottage and vacated her seat during consideration this matter.

The following resolutions were considered by Council:

2008-072 Gibbon-Chidley **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby authorize the Submission of a Grant Application to the Ontario Trillium Foundation for funding for the purchase and installation of an elevator in the Humphrey Community Centre to provide accessibility to the Community Hall located on the upper level of this facility.”.

2008-073 Gibbon-Chidley **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby approve the submission of an Application to the Royal Canadian Legion for a grant of \$8,300.00 for the purchase of required medical equipment for the Ruth Dare Health Clinic.”.

2008-074 Sainsbury-Jacklin **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby receive the Staff Reports as presented on the agenda for the March 3rd meeting of Council.

Community Services:

- Report CS-FD-2008-001, Fire Prevention Policy.
- Report CS-PL-2008-020, G.I.S. Staff person.
- Report CS-PL-2008-018, Official Plan Amendment No. 2 (Lake Classification Policies).
- Report CS-PL-2008-023, Rosseau Visioning.
- Report CS-PL-2008-008, Application B-2007-0028-H (Soutendijk).
- Report CS-PL-2008-019, Rezoning Application R-2008-0004-F (Otter Lake Mennonite Church).

- Report CS-PL-2008-024, By-law No. 2008-030, Being a By-Law to enter into a Site Plan Agreement (Township of Archipelago).

Corporate Services:

- Memorandum re: Billboard/Poster Sign System.
- 2007 Year End Financial Update.
- Memorandum from the Clerk's Department, Shore Road Allowance Application 03/2007-F (Evans).

Public Works:

- Report PW-WD-2008-001, Tender No. 2008-001, Hamer Bay Road reconstruction project.
- Report PW-RD-2008-002, 2008 Infrastructure Improvement Strategy and alternate scheduling and funding proposal.
- Report PW-RD-2008-003, Tender No. 2008-008, One new 2009 tandem axle truck and combination dump box, plow and wing.
- Report PW-2008-004, Winter Flooding (January 2008)."

2008-075 Jacklin-Sainsbury

Carried

"**THAT** as per Report CS-FD-2008-001, Council of The Corporation of the Township of Seguin does hereby adopt the Township of Seguin Fire Prevention Policy attached as Schedule "A" to this resolution."

2008-076 Sainsbury-Jacklin

Carried

"**THAT** By-law No. 2008-029, Being a By-law to enter into a Memorandum of Understanding with The Township of the Archipelago respecting the joint hiring of a GIS Technician on a Three (3) year contract basis, is hereby deemed to have been read a first, second and third time and passed by Council."

2008-077 Jacklin-Sainsbury

Deferred

"**THAT** as per Report PW-RD-2008-001 Council of The Corporation of the Township of Seguin does hereby accept the bid from Fowler Construction Company Limited in the amount of \$380,518.14 plus G.S.T., subject to further negotiations, and award Tender No. 2008-001, Hamer Bay Road Reconstruction to Fowler Construction Company Limited."

2008-078 Sainsbury-Jacklin

Carried

"**THAT** as per Report PW-RD-2008-003 Council of The Corporation of the Township of Seguin does hereby accept the bid from Complete Western Star Barrie in the amount of \$187,214.76 plus G.S.T. for the purchase of one 2009 Sterling Tandem Axle truck complete with Viking-Cives dump body, snow plow and wing, and award Tender No. 2008-008, to Complete Western Star Barrie."

2008-079 Jacklin-Sainsbury

Carried

"**THAT** Council of The Corporation of the Township of Seguin does hereby adjourn the regular meeting to hold a public meeting for Official Plan Amendment No. 2 (Lake Classification Policies)."

The Mayor advised Council would now hold a public meeting regarding the following municipally initiated proposed Official Plan Amendment No. 2, a proposed amendment to the Township of Seguin Official Plan to permit updates to Schedules I and II without requiring further amendments to the Plan. Schedule I lists the lakes in accordance with the Recreational Water Quality policies of the Plan. Schedule II lists the Lake Trout lakes in accordance with the policies of the Plan.

The Mayor asked the Clerk to state the method by which Notice of the meeting was given and the dates on which that Notice was given for each proposed amendment.

The Clerk advised, Notice was given in the Parry Sound Beacon Star and the Bracebridge Weekender newspapers on February 8th, 2008 and by mail to the prescribed agencies and municipalities.

Wes Crown, the Township of Seguin Director of Planning provided a brief explanation of the intent and purpose of the amendment.

The Mayor asked, with respect to the proposed Official Plan Amendment, if there was anyone present who wished to speak in favour of or in opposition to the proposed amendment.

Mr. Mark Stivrins spoke in opposition to the proposed amendment and stated his concerns that, in his opinion the amendment provides Council with control without requiring public consultation.

The Mayor asked the Clerk if any written comments had been received regarding the proposed Official Plan Amendment.

The Clerk advised correspondence had been received from the District of Muskoka indicating support of the proposed amendment.

The Mayor advised anyone who wished to receive notice of the adoption of the proposed amendment should provide their name and address to the Clerk before leaving the meeting.

The Mayor advised Council would consider all matters and comments placed before it this evening before making its decision on the proposed amendment to the Official Plan.

The Mayor advised, in accordance with the provisions of the Planning Act, if a person or public body does not make oral submissions at the public meeting or make written submissions to the Township before the proposed official plan amendment is adopted, the person or public body is not entitled to appeal the decision of the Township to the Ontario Municipal Board. In addition, if a person or public body does not make oral submissions at a public meeting or make written submissions to the Township before the proposed official plan amendment is adopted, the person or public body may not be added as a party to the hearing of an appeal before the Ontario Municipal Board unless, in the opinion of the Board, there are reasonable grounds to add the person or public body as a party.

2008-080 Sainsbury-Jacklin **Carried**

“**THAT** the public meeting held for Official Plan Amendment No. 2 (Lake Classification Policies) is hereby closed and the regular meeting is reconvened.”

2008-081 Adams-Gibbon **Carried**

“**THAT** in response to the comments received verbally from the Ministry of Municipal Affairs and Housing that OPA#2 be revised in clauses 3, 10, and 15 to indicate that prior to changes to the Appendices to the Plan that the Province and the Public will be consulted;

AND THAT Council deems the changes to OPA #2 following the Public Meeting to be minor in nature and therefore no further Public Meeting is required.”

2008-082 Chidley-Gibbon **Recorded Vote Carried**

“**THAT** By-law No. 2008-025, Being a By-law to adopt Amendment No. 2 to the Official Plan for the Township of Seguin, is hereby deemed to have been read a first, second and third time and passed by Council.”

Division List

Adams - Yea
Chidley - Nay
Gibbon - Yea
Jacklin - Yea
Sainsbury - Yea
Sturgeon - Absent
Conn - Yea

2008-083 Jacklin-Sainsbury **Carried**

“**THAT**, as per the recommendation of the Treasurer, Council of The Corporation of the Township of Seguin does hereby authorize the transfer of \$114,551.96 from the Building Permit Fee Reserve Fund to the Operating Fund.”

2008-084 Sainsbury-Jacklin

Carried

“**THAT** as per Report CS-PL-2008-023, Council of The Corporation of the Township of Seguin does hereby accept the Village of Rosseau Visioning and Urban Design Report dated March, 2008 by Brook McIlroy Planning and Urban Design Inc.”.

2008-085 Jacklin-Sainsbury

Withdrawn

“**THAT** as per Report CS-PL-2008-023, Council of The Corporation of the Township of Seguin does hereby request the Rosseau Visioning Task Force to produce an implementation plan for the review and approval of Council.”.

2008-086 Adams-Gibbon

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby adopt the minutes of the regular and closed session meetings of Council of February 4th, 2008 as circulated.”.

Mayor Conn vacated the Chambers and Acting Mayor Gibbon took the Chair.

2008-087 Adams-Sainsbury

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby adopt the minutes of the regular and closed session meetings of Council of February 13th, 2008 as circulated and amended.”.

Mayor Conn returned to the Chair.

2008-088 Sainsbury-Jacklin

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby approve the accounts in the amount of \$941,494.72.”.

The Mayor advised Council would now hear Consent Application B-2007-0028-H (Soutendijk).

The Mayor advised Council would consider all matters placed before it prior to making a Decision. As required by Section 53 Subsection 31 of the Planning Act, R.S.O. 1990, c. P.13., the Mayor advised, if a person or public body that files an appeal of a decision of the Township of Seguin in respect of the proposed consent does not make written submissions to the Township before it gives or refuses to give a provisional consent, the Ontario Municipal Board may dismiss the appeal. The Mayor advised, anyone who wished to receive Notice of the Consent Decision who had not submitted such a request in writing should provide their full name and address to the Clerk before leaving the meeting.

The Mayor advised Consent Application B-2007-0028-H- (Soutendijk) is for the lands located at 56 Wychwood Road on Little Lake Joseph.

The Mayor asked if there was anyone present who wished to speak to this Application for Consent.

There were no verbal submissions received.

The Mayor asked if any letters had been received in opposition to or support of the proposed Consent.

The Clerk advised correspondence had been received from Andrea White, Agent for Robert Lantos requesting deferral of the Decision.

2008-089 Sainsbury-Jacklin

Deferred

“**THAT** as per Report CS-PL-2008-008, Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application B-2007-0028-H (Soutendijk) subject to the conditions set out in the decision.”.

2008-090 Jacklin-Sainsbury

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby adjourn the regular meeting to hold a public meeting for the following Rezoning Application:

- R-2008-0004-F (Otter Lake Mennonite Church).”.

The Mayor advised Council would now hold a public meeting regarding Zoning By-law Amendment Application No. R-2008-0004-F (Otter Lake Mennonite Church/School Kenneth Gingrich, Timothy Gingrich & Ronald Horst in Trust, 24 Rankin Lake Road). The Owners have applied to rezone the lands from the Village Commercial “C1” Zone to Institutional “I” Zone.

The Mayor asked the Clerk to state the method by which Notice of the meeting was given and the dates on which that Notice was given for the proposed amendment.

The Clerk advised Notice was given by first class mail on February 11th, 2008 and by posting on February 11th, 2008 with respect to the Application.

The Mayor asked if there was anyone present who wished to speak in favour of or in opposition to the application.

There were no verbal submissions received.

The Mayor asked if there had been any correspondence received with respect to the Rezoning Application.

The Clerk advised correspondence had been received from the Ministry of Transportation Ontario stating the Ministry had no concerns regarding the Application.

The Mayor advised, anyone who wished to receive notice of the passing of the zoning by-law not owning land within 120m of the area to which it applies and who had not submitted such a request in writing should provide their full name and address to the Clerk before leaving the meeting.

The Mayor advised Council would consider all matters and comments placed before it this evening before making its decision on the rezoning application.

The Mayor advised, in accordance with the provisions of the Planning Act, if a person or public body does not make oral submissions at the public meeting or make written submissions to the Township before the proposed rezoning by-law is passed, the person or public body is not entitled to appeal the decision of the Township to the Ontario Municipal Board. In addition, if a person or public body does not make oral submissions at a public meeting or make written submissions to the Township before the proposed by-law is passed, the person or public body may not be added as a party to the hearing of an appeal before the Ontario Municipal Board unless, in the opinion of the Board, there are reasonable grounds to add the person or public body as a party.

2008-091 Sainsbury-Jacklin

Carried

“**THAT** the public meeting held for the following Rezoning Application is hereby closed and the regular meeting is reconvened:

- R-2008-0004-F (Otter Lake Mennonite Church).”.

The Mayor advised Council would now consider the following Shore Road Allowance Application:

- By-law No. 2008-031, SRA (Taylor & Steele) – Lake Joseph.

The Mayor asked if there was any member of the public who believed their land would be prejudicially affected by the closure of this road allowance or who wished to be heard on this road allowance closure and sale.

There were no verbal submissions received.

The Mayor asked if there had been any written objections received.

The Clerk advised no written objections had been received.

2008-092 Jacklin-Sainsbury **Carried**
“THAT By-law No. 2008-031, Being a By-law regarding a shore road allowance closure and sale (Taylor & Steele), is hereby deemed to have been read a first, second and third time and passed by Council.”.

2008-093 Gibbon-Chidley **Carried**
“THAT By-law No. 2008-026, Being a By-law to amend Township of Seguin Zoning By-law No. 2006-125 (Rezoning R-2008-0004-F Otter Lake Mennonite Church), is hereby deemed to have been read a first, second and third time and passed by Council.”.

2008-094 Gibbon-Chidley **Carried**
“THAT as per Report CS-PL-2008-019, Council of The Corporation of the Township of Seguin does hereby approve the refund of the rezoning application fee in the amount of \$750.00 to the Otter Lake Mennonite Church.”.

2008-095 Chidley-Gibbon **Carried**
“THAT By-law No. 2008-030, Being a By-law to enter into a Site Plan Agreement (Township of The Archipelago), is hereby deemed to have been read a first, second and third time and passed by Council.”.

2008-096 Gibbon-Chidley **Carried**
“THAT By-law No. 2008-032, Being a By-law to write off taxes on property in the Township of Seguin, is hereby deemed to have been read a first, second and third time and passed by Council.”.

Mayor Conn vacated the Chambers and Acting Mayor Gibbon took the Chair.

2008-097 Adams-Chidley **Carried**
“THAT By-law No. 2008-034, Being a By-law to enter into a Service Contract with Earl Smallwood, Gary Joice, Michael Conn and Theresa Tambasco for the provision of services as By-law Enforcement Officers/Animal Control Officers and to Appoint Michael Conn and Theresa Tambasco as By-law Enforcement Officers/Animal Control Officers for The Corporation of the Township of Seguin, is hereby deemed to have been read a first, second and third time and passed by Council.”.

Mayor Conn returned to the Chair.

2008-098 Chidley-Gibbon **Carried**
“THAT Council of The Corporation of the Township of Seguin does hereby receive the Correspondence as presented on the Agenda for the March 3rd meeting of Council.”.

2008-099 Chidley-Gibbon **Carried**
“THAT Council of The Corporation of the Township of Seguin does hereby proceed to a closed meeting in order to address a matter(s) pertaining to:

- labour relations or employee negotiations.”.

2008-100 Gibbon-Chidley **Carried**
“THAT Council of The Corporation of the Township of Seguin does hereby declare the regular meeting reconvened.”.

2008-101 Gibbon-Chidley **Carried**
“THAT By-law No. 2008-033, Being a By-law to confirm the proceedings of meetings of Council, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2008-102 Gibbon-Chidley **Carried**
“THAT Council of The Corporation of the Township of Seguin does hereby adjourn to meet again on April 7th, 2008 or at the call of the Mayor.”.

Perry Harris, President and Martyn Green, Executive Director of the Parry Sound Area Chamber of Commerce addressed Council to request funding for 2008 for the Chamber. Mr. Harris and

Mr. Green provided a summary of the Chamber's activities in 2007 and proposed activities for 2008 as well as the Chamber's 2007 and 2008 financial information.

Bill Spinney, General Manager of the Parry Sound Area Community Business & Development Centre (CB&DC) and Kelly Krist, Georgian Bay Country (GBC) Marketing Manager addressed Council to request funding for 2008 for their organizations. Mr. Spinney and Ms. Krist provided a summary of the CB&DC and GBC's activities in 2007 and proposed activities for 2008 as well as their 2007 and 2008 financial information.

Anne McIlroy of Brook McIlroy Planning & Urban Design/Pace Architects presented the Village of Rosseau Visioning & Urban Design Report to Council.

David Conn,
Mayor

Craig Jeffery,
Clerk