

Township of Seguin
Draft Minutes of Council Meeting
October 20th, 2008

A regular meeting of the Township of Seguin Council was held October 20th, 2008 at the Township of Seguin Council Chambers. Mayor Conn presided with Councillors Adams, Chidley, Gibbon, Jacklin, Sainsbury and Sturgeon present.

After the meeting was called to order Mayor Conn asked for approval of the agenda. Council approved the agenda as presented with the following Addendum. Addition to the Business Section of item g) Report from Councillors Gibbon & Adams re: 2008 AMO Conference and item h) Rural Economic Development Program (RED) funding for Georgian Bay Country – amendment to the Agreement to extend the expiration date. Addition to the Correspondence Section of item p) Parry Sound District Social Services Administration Board - planned building expansion. Addition of a Closed Session to address matters pertaining to personal matters about an identifiable individual, including municipal employees.

Mayor Conn requested that any disclosures of pecuniary interest be declared for the record. Councillor Adams declared a possible pecuniary interest regarding By-law item 10. a) By-law No. 2008-145, Being a by-law to Deem Lots 18 & 19, Plan 163, (DEM-2008-0002-R Griffith) and vacated her seat during consideration of this matter. Councillor Chidley declared a possible pecuniary interest regarding Business item 6. f) Draft Resolution re: Belvedere Heights Operational Review and vacated his seat during consideration of this matter.

The following resolutions were considered by Council:

2008-403 Sainsbury-Jacklin **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 October 6th, 2008 as circulated.”.

2008-404 Jacklin-Sainsbury **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby approve payment of the accounts in the following amounts as presented at the October 20th meeting of Council:

October 2, 2008	\$ 139,513.62
October 9, 2008	\$ <u>240,028.01</u>
TOTAL	\$ <u>379,541.63</u> ”.

2008-405 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 October 20th meeting of Council.

Community Services:

- Report No. CS-FD-2008-010, Health & Safety Policy-Working Alone.
- Report No. CS-FD-2008-011, Paving Christie Firehall.
- Report No. CS-FD-2008-012, OSPCA.
- Report No. CS-FC-2008-002, Humphrey Community Centre Water Supply.
- Report No. CS-BL-2008-007, Update on Building Department Activity.

Public Works:

- Report No. PW-WD-2008-002, Purchase of Crown land for Christie Landfill expansion.
- Memo re: Project Scheduling Update.”.

2008-406 Jacklin-Sainsbury **Carried**
“**THAT** as per Staff Report No. CS-FD-2008-010, Council of The Corporation of the Township of Seguin does hereby adopt Policy No. 5p Working Alone, attached as Schedule “A” to this resolution.”.

2008-407 Sainsbury-Sturgeon **Defeated**
“**THAT** an offer be made to the Ontario Society for the Prevention of Cruelty to Animals to assist with their total annual operating costs of \$ 66,869.00 in return for poundkeeping services;

AND THAT the costs be allocated among the six participating municipalities as follows;

Town of Parry Sound	\$ 29,403.39
Township of Seguin	\$ 17,547.18
Municipality of McDougall	\$ 16,124.44
Township of McKellar	\$ 948.50
Township of Carling	\$ 1,896.99
Municipality of Whitestone	\$ 948.50

AND FURTHER THAT the municipalities will attempt to locate a municipal property to be used as a pound by the Ontario Society for the Prevention of Cruelty to Animals, without charge to the OSPCA.”.

2008-408 Adams-Gibbon

Carried

“**THAT** Council of The Corporation of the Township of Seguin approves the purchase of water supply tanks required for the Humphrey Community Centre project to be supplied by MacGregor Concrete Products at a cost of \$ 44,305.32 plus taxes delivered with the tanks to be installed by Township Staff.”.

2008-409 Adams-Gibbon

Carried

“**WHEREAS** Council of The Corporation of the Township of Seguin authorized the execution of a Licence of Occupation issued to David Hutchinson and Pearle Hutchinson by By-Law No. 2006-057;

AND WHEREAS the Licence of Occupation was assigned from the Estate of David Hutchinson and Pearle Hutchinson to Pamela Mollett by Council Resolution No. 2006-324;

NOW THEREFORE, Council deems it advisable to terminate this Licence of Occupation and the Licensee shall be provided with the required twelve months notification in accordance with Section 13 (1) of the Licence of Occupation.”.

2008-410 Adams-Gibbon

Carried

“**WHEREAS** a very difficult and challenging economic environment in 2009 is forecasted for the province of Ontario;

AND WHEREAS it is anticipated that these economic difficulties will impact negatively the ability of Seguin ratepayers to afford and pay their property taxes;

AND WHEREAS approximately 30% of the Seguin Municipal Tax Levy is for External Agencies;

NOW THEREFORE BE IT RESOLVED that all External Agencies that levy the Township of Seguin be requested to be very cognizant of the challenging economic climate when preparing their 2009 Budgets by limiting any required % increase in 2009 levies to be a maximum of the % increase in the CPI.

AND FURTHER THAT this resolution be circulated to all the Municipalities in the District of Parry Sound requesting each of them to pass a similar resolution and forward it to all District of Parry Sound Municipalities and External Agencies.”.

Councillor Chidley declared a possible pecuniary interest in regard to the next matter and vacated his seat.

2008-411 Sturgeon-Jacklin

Carried

“**WHEREAS** the Board of Management of Belvedere Heights has invited supporting municipal councils to an information meeting on December 11, 2008;

AND WHEREAS the current municipal subsidy to Belvedere Heights is a significant cost to the supporting municipalities;

AND WHEREAS the supporting municipalities have a strong interest in having Belvedere Heights provide the required level of care for residents within the Ministry of Health and Long Term Care funding formulas;

AND WHEREAS Belvedere Heights is currently implementing an Operational Review that has identified the potential to significantly reduce or eliminate the municipal subsidy;

THEREFORE BE IT RESOLVED:

THAT the Council of The Corporation of the Township of Seguin requests that the Board of Belvedere Heights provide the following at the December 11th meeting:

1. A summary of, and a time table for, the implementation of the complete Operations Review including:
 - What remains to be implemented and the associated schedule;
 - What will not be implemented and the supporting rationale;
2. An overview of the Belvedere Heights 2009 budget including a summary of the remaining factors necessitating a municipal subsidy;
3. A longer term projection of the 2010 and future municipal subsidies and the factors necessitating any on going municipal subsidies;

AND FURTHER, be it resolved that this resolution be forwarded to all other municipalities that support Belvedere Heights.”.

Councillor Chidley returned to his seat.

The Mayor advised Council would now consider the following road allowance applications:

- By-law No. 2008-143, (Sloan) SRA in front of Lot 24, Concession 6, In front of Part of Block D, Plan 264, Part 1, 42R-18478, former Foley (Otter Lake).
- By-law No. 2008-144, (Brooks) SRA in front of Lot 24, Concession 5, Part 1, 42R-18485, former Humphrey (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 any of these road allowances or who wished to be heard on any of these road allowance closures and sales.

There were no verbal submissions.

The Mayor asked if there had been any written objections received regarding these road allowance closures and sales.

The Clerk advised no correspondence had been received.

2008-412 Adams-Gibbon

Carried

“**THAT** By-law No.’s 2008-143 and 2008-144, being By-laws to authorize the closure and sale of portions of Shore Road Allowance are hereby deemed to have been read a first, second and third time and passed by Council.”.

Councillor Adams declared a possible pecuniary interest in regard to the next matter and vacated her seat.

2008-413 Chidley-Gibbon

Carried

“**THAT** By-law No. 2008-145, Being a By-law to Deem Lots 18 & 19, Plan 163, pursuant to Section 50(4) of the Planning Act, not to be on a Plan of Subdivision (Property Roll No.’s 4903-020-001-01700-0000 (Lot 18) and 4903-020-001-01800-0000 (Lot 19) (Donna Griffith), is hereby deemed to have been read a first, second and third time and passed by Council.”.

Councillor Adams returned to her seat.

2008-414 Adams-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:

- Personal matters about an identifiable individual, including municipal employees.”.

2008-415 Adams-Gibbon

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby declare the regular meeting reconvened.”.

The Mayor advised Council would now hear the following Consent Application(s):

- B-2008-0020-H (2181992 Ontario Ltd.)
- B-2008-0021-H (Green Banana Holdings Inc.)

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. Anyone wishing to receive Notice of the Consent Decision who has 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-2008-0020-H (2181992 Ontario Ltd.) is for the lands located at 54B Walkers Road, Lake Rosseau. The application is for a lot addition consent, no new building lots will be created.

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

Greg Corbett, Agent for the Applicant was present to answer any questions.

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

The Clerk advised no written objections had been received.

The Mayor advised Consent Application B-2008-0021-H (Green Banana Holdings Inc.) is for the lands located at 54A Walkers Road, Lake Rosseau. The application is for a 10 metre right-of-way to provide a mutual driveway servicing both lots.

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

Greg Corbett, Agent for the Applicant was present to answer any questions.

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

The Clerk advised no written objections had been received.

2008-416 Adams-Gibbon

Carried

“**THAT**, as per Report CS-PL-2008-109, Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application B-2008-0020-H (2181992 Ontario Ltd.) subject to the conditions set out in the decision.”.

2008-417 Adams-Gibbon

Carried

“**THAT**, as per Report CS-PL-2008-109, Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application B-2008-0021-H (Green Banana Holding Inc.) subject to the conditions set out in the decision.”.

2008-418 Adams-Gibbon

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby adjourn the regular meeting to hold a public meeting for Rezoning Application R-2008-0025 (Pape & Wadge).”.

The Mayor advised Council would now hold a public meeting regarding the following application(s) to amend the Zoning By-law:

- Application No. R-2008-0025-H (PAPE & WADGE) Civic Address 77 Kenozha Rd. The Owners have applied to rezone the lands from the Limited Service Residential “LSR” Zone to Limited Service Residential Exception Fifty(LSR-50) 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 September 24th, 2008 and by posting on September 29th, 2008.

The Mayor advised anyone who wished to receive notice of the passing of this zoning by-law not owning land within 120m of the area to which it applies and who has 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 placed before it before passing a zoning by-law. As required by Section 34 Subsection 25 of the Planning Act, R.S.O. 1990, c. P.13, the Mayor informed the public that the Ontario Municipal Board has the power to dismiss an Appeal if the appellant has not provided Council with oral submissions at a public meeting or written submissions prior to it passing a zoning by-law. In addition, no person or body shall be added as a party to a hearing unless, before the decision on the application was made, oral submissions at a public meeting or written submissions to Council are made, or if the OMB believes there are reasonable grounds to be added as a party.

The Mayor asked, with respect to Rezoning Application R-2008-0025 (Pape & Wadge), if there was anyone present who wished to speak in favour of or in opposition to the application.

Pat Pape, the Applicant was present to answer any questions.

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

The Clerk advised no correspondence had been received.

2008-419 Adams-Gibbon

Carried

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

- Application R-2008-0025 (Pape & Wadge).”.

2008-420 Adams-Gibbon

Carried

“**THAT** as per the authority granted under Section 34 (17) of the Planning Act R.S.O. 1990, Chapter P.13 as amended, Council has determined that the changes to the proposed By-law for Rezoning Application R-2008-0025 Pape & Wadge as indicated in the Notice are minor in nature and that no further Notice is required.”.

2008-421 Adams-Gibbon

Carried

“**THAT** By-law No. 2008-146, Being a By-law to amend Township of Seguin Zoning By-law No. 2006-125 (Rezoning Application R-2008-0025-H Pape & Wadge), is hereby deemed to have been read a first, second and third time and passed by Council.”.

2008-422 Sturgeon-Jacklin

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby receive the Board and Committee Minutes and the Correspondence as presented on the Agenda and the Addendum for the October 20th meeting of Council.”.

2008-423 Sainsbury-Jacklin

Carried

“**THAT** By-law No. 2008-147, 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.”.

2008-424 Jacklin-Sainsbury

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby adjourn to meet again on November 3rd, 2008 or at the call of the Mayor.”.

*David Conn,
Mayor*

*Craig Jeffery,
Clerk*