



County Council Meeting – Special Session
April 4, 2012 – 9:00 a.m.
The County Boardroom, 2069 Battersea Road, Glenburnie, On

AGENDA

Page

- 1. CALL TO ORDER**
- 2. ADOPTION OF THE AGENDA**
- 3. DISCLOSURES OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF**
- 4. DEPUTATIONS AND/OR PRESENTATIONS**
- 5. CLOSED MEETING**
- 6. ADOPTION OF MINUTES**
- 7. BUSINESS ARISING FROM THE MINUTES**
- 8. COMMUNICATIONS FOR INFORMATION**
- 9. COMMUNICATIONS FOR ACTION**
- 10. REPORTS FROM THE CHIEF ADMINISTRATIVE OFFICER**
 - 10.1 Administrative Services**
 - Administration**
 - Sustainability**
 - Human Resources**
 - 10.2 Financial Services**
 - a) 2012 Budget Deliberations
 - 10.3 Emergency and Transportation Services**
 - 10.4 Fairmount Home**
- 11. ACCOUNTS**

12. MOTIONS, NOTICE OF WHICH HAS BEEN GIVEN

13. GIVING NOTICE OF MOTION

14. OTHER BUSINESS

14.1 External Boards and Committees

- a) Kingston Frontenac Library Update - Councillor Purdon
- b) KFL&A Public Health Update - Councillor Clayton
- c) RULAC, LSR and Other Updates - Susan Beckel
- d) Algonquin Land Claim Update - Councillor Inglis
- e) Frontenac County Youth Justice Advisory Committee Update - Councillor Davison
- f) Affordable Housing Development Committee Update - Councillor McDougall
- g) Rideau Corridor Landscape Steering Committee Update - Councillor Jones

14.2 Advisory Committees of County Council

- a) Sustainability Advisory Committee
- b) Green Energy Task Force
- c) 150th Anniversary of County Advisory Committee
- d) Trails Advisory Committee
- e) Accessibility Advisory Committee

14.3 Other Updates

15. PUBLIC QUESTION PERIOD

16. BY-LAWS – GENERAL BY-LAWS AND CONFIRMATORY BY-LAW

- a) 2012-0010 - To Adopt 2012 Budget
- b) 2012-0011 - To Confirm Proceedings at the Special Meeting of Council on April 4, 2012

17. ADJOURNMENT

Confirmation of time, date and location for upcoming County Council Meetings:

3-6

7-8

BY-LAW NO. 2012-0010

OF

THE CORPORATION OF THE COUNTY OF FRONTENAC

being a by-law to adopt the estimates for the sums required during the year 2012 for the purposes of the County of Frontenac and to establish rates to be levied for same against the Townships of Frontenac Islands, South Frontenac, Central Frontenac and North Frontenac

WHEREAS pursuant to Section 289 of the *Municipal Act, S.O. 2001, Chapter 25, and amendments thereto (the Municipal Act)*, the County of Frontenac shall in each year prepare and adopt a budget including estimates of all sums required during the year for the purposes of the County of Frontenac;

AND WHEREAS it is necessary for the County of Frontenac to raise for the year 2012 certain sums;

AND WHEREAS all property assessment rolls on which the 2012 taxes are to be levied have been returned and revised pursuant to the provisions of the *Assessment Act, R.S.O. 1990, Chapter A.31 and amendments thereto*, subject to appeals at present before the Assessment Review Board, the Ontario Municipal Board and the District Court;

AND WHEREAS the "Residential/Farm Assessment", "Multi-Residential Assessment", "Commercial Assessment", "Industrial Assessment", "Pipe Line Assessment", "Farmlands Assessment" and "Managed Forests Assessment" and the applicable subclasses pursuant to Section 7 of the *Assessment Act* have been determined on the basis of the aforementioned property assessment rolls;

AND WHEREAS pursuant to Section 311(2) of the *Municipal Act*, for purposes of raising the general upper-tier levy, the sums required by taxation in the year 2012 are to be levied by separate rates by the Townships for the estimated current annual expenditures for County of Frontenac purposes after deduction of other revenue as directed by County of Frontenac by-law;

AND WHEREAS the tax ratios and tax rate reductions for prescribed property subclasses on the aforementioned property for the 2012 taxation year have been set out in County of Frontenac By-law Number 2011-0036 passed by Council on the 16th day of November, 2011;

AND WHEREAS the tax rates on the aforementioned "Residential/Farm Assessment", "Multi-Residential Assessment", "Commercial Assessment", "Industrial Assessment", "Pipe Line Assessment" (where applicable), "Farmlands Assessment" and "Managed Forests Assessment" and the applicable subclasses have been calculated pursuant to the provisions of the *Municipal Act*, in the manner set out herein;

NOW THEREFORE, the Council of the Corporation of the County of Frontenac enacts as follows:

1. THAT the 2012 budget of the County of Frontenac, which is set out as Schedule A attached hereto and forming part of this by-law and which incorporates estimates for revenue and

reserve transfers in the amount of \$ _____ and estimates for expenditures in the amount of \$ _____ be approved and adopted by the Council of the County of Frontenac.

2. THAT having duly adopted the gross estimates set out in Schedule A to this by-law and having deducted there from the estimated revenue from sources other than property taxes for the year 2012, the County of Frontenac hereby adopts the sum of \$ _____ as per the line titled "*From Taxation*" on Page 4 of Schedule A to this by-law as its estimate of the Property Tax Levy required during the year 2012 for the purposes of the County of Frontenac.
3. THAT for the year 2012 in the area coming under the jurisdiction of the County of Frontenac, the Townships of Frontenac Islands, South Frontenac, Central Frontenac and North Frontenac shall levy upon the Residential/Farm Assessment, Multi-Residential Assessment, Commercial Assessment, Industrial Assessment, Pipe Line Assessment (if applicable), Farmlands Assessment and Managed Forests Assessment and applicable subclasses, the tax rates for County of Frontenac purposes as determined in accordance with the calculations as detailed on Page 36 of Schedule A to this by-law.
4. THAT the County of Frontenac hereby directs that the Council of each Township levy the general rates as specified herein and more particularly detailed on Page 36 of Schedule A to this by-law.
5. THAT the County of Frontenac hereby directs that the property tax levy for general purposes as levied against each Township be paid to the Treasurer of the County of Frontenac in the installments set out in the agreement dated the 22nd day of April, 1998 attached hereto as Schedule B and forming part of this by-law.
6. THAT the County of Frontenac hereby directs that the County's portion of Right-of-Way Acreage payments and the County's portion of Payments in Lieu of Taxation be paid to the Treasurer of the County of Frontenac in the installments set out in the agreement dated the 22nd day of April, 1998 attached hereto as Schedule B to this by-law.
7. THAT this by-law shall come into force and take effect as of the date of final passing.

Read a First and Second Time this 4th day of April, 2012.

Read a Third Time and Finally Passed, Signed and Sealed this 4th day of April, 2012.

THE COUNTY OF FRONTENAC

Janet Gutowski, Warden

K. Elizabeth Savill, Clerk

SCHEDULE "A" OF BY-LAW NO. 9-1998

THIS AGREEMENT made this 22 day of April, 1998.

B E T W E E N:

THE BOARD OF THE CORPORATION OF THE FRONTENAC MANAGEMENT BOARD

- and -

THE CORPORATION OF THE TOWNSHIP OF NORTH FRONTENAC,

THE CORPORATION OF THE TOWNSHIP OF CENTRAL FRONTENAC,

THE CORPORATION OF THE TOWNSHIP OF SOUTH FRONTENAC,

THE CORPORATION OF THE TOWNSHIP OF FRONTENAC ISLANDS,

WHEREAS Subsection 9 of Section 366 of the Municipal Act RSO 1990, Chapter M.45 and amendments thereto provides that the Frontenac Management Board may, by agreement with a majority of the Townships representing at least two thirds of the total weighted assessment of all the Townships, provide by by-law for any number of instalments and their due dates for the amount to be raised by each Township for the Frontenac Management Board;

AND WHEREAS the Frontenac Management Board and the Townships deem it expedient to agree upon instalments and their due dates rather than the legislated instalments and due dates established under Subsection 8 of Section 366 of the Municipal Act;

NOW THEREFORE WITNESSETH that in consideration of the mutual covenants and agreements contained herein, the Frontenac Management Board and the Townships agree with the other as follows:

- (1) The amount to be raised by each Township in accordance with the rating by-law passed by the Frontenac Management Board shall be paid to the Frontenac Management Board in the following instalments:
 - (a) 25% of the amount required for Frontenac Management Board purposes in the prior year, on or before April 15th. (For the year 1998 the amount required for the prior year shall be the amount levied by the County of Frontenac on each lower tier municipality in 1997 for all purposes save and except road purposes).
 - (b) 50% of the amount required for Frontenac Management Board purposes in the current year, less the amount of the instalment paid under paragraph (a), on or before July 15th.
 - (c) 25% of such current amount, on or before October 15th.
 - (d) The balance of the entitlement for the year, on or before December 15th.
- (2) In the event the Frontenac Management Board is in need of funds and a Township makes an advance payment on the instalments outlined under paragraph 1, the Frontenac Management Board shall pay interest at the rate payable by the Frontenac Management Board to its bank (prime less 1/4%) less 1/2%.
- (3) In the event a Township fails to make any payment or portion of it as provided under paragraph (1), the Township shall pay to the Frontenac Management Board interest on the amount in default at the rate payable by the Frontenac Management Board to its bank (prime interest less 1/4%) plus 1/2% from the date payment is due until it is made.

....2


Agreement re: Levy Instalments
Page 2

- (4) This agreement shall enure to the benefit of the Frontenac Management Board, and the Townships of North Frontenac, Central Frontenac, South Frontenac and Frontenac Islands, their respective heirs, administrators, successors and assigns.

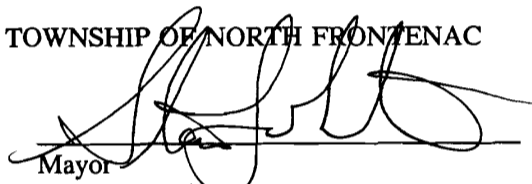
IN WITNESS WHEREOF the parties have hereunto set their hands and seals this 22 day of April 1998.

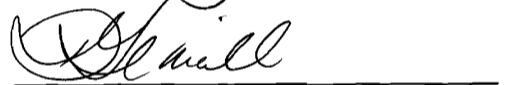
THE CORPORATION OF THE FRONTENAC MANAGEMENT BOARD


Chair

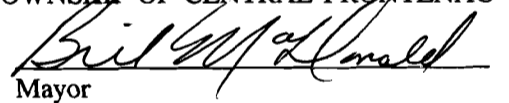

Clerk

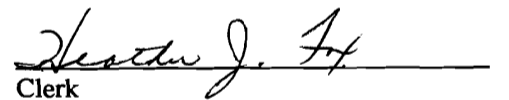
THE CORPORATION OF THE TOWNSHIP OF NORTH FRONTENAC


Mayor

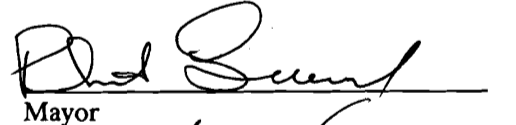

Clerk

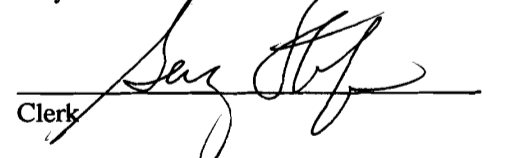
THE CORPORATION OF THE TOWNSHIP OF CENTRAL FRONTENAC


Mayor



Clerk

THE CORPORATION OF THE TOWNSHIP OF SOUTH FRONTENAC


Mayor


Clerk

THE CORPORATION OF THE TOWNSHIP OF FRONTENAC ISLANDS


Mayor


Clerk

BY-LAW NO. 2012-0011

OF

THE CORPORATION OF THE COUNTY OF FRONTENAC

being a by-law to confirm all actions and proceedings of County Council at the
Special Budget Meeting held on April 4, 2012

WHEREAS Section 8 of the *Municipal Act, S.O. 2001, c.25* and amendments thereto provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the *Municipal Act* or any other *Act*; and;

WHEREAS Subsection 2 of Section 11 of the *Municipal Act, S.O. 2001, c.25* and amendments thereto provides that a lower-tier municipality and an upper-tier municipality may pass by-laws respecting matters within the spheres of jurisdiction described in the Table to Subsection 2 subject to certain provisions, and;

WHEREAS Section 5 of the *Municipal Act, S.O. 2001, c. 25* and amendments thereto provides that a municipal power, including a municipality's capacity, rights, powers and privileges under Section 8 shall be exercised by its council and by by-law unless the municipality is specifically authorized to do otherwise; and;

WHEREAS the Council of the County of Frontenac deems it expedient to confirm its actions and proceedings;

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE COUNTY OF FRONTENAC hereby enacts as follows:

1. THAT all actions and proceedings of the Council of the County of Frontenac taken at its special meeting held on April 4, 2012 be confirmed as actions for which the municipality has the capacity, rights, powers and privileges of a natural person.
2. THAT all actions and proceedings of the Council of the County of Frontenac taken at its special meeting held on April 4, 2012 be confirmed as being matters within the spheres of jurisdiction described in Subsection 2 of Section 11 of the *Municipal Act, S.O. 2001, c.25* and amendments thereto.
3. THAT all actions and proceedings of the Council of the Corporation of the County of Frontenac taken at its special meeting held on April 4, 2012 except those taken by by-law and those required by by-law to be done by resolution are hereby sanctioned, ratified and confirmed as though set out within and forming part of this by-law.
4. THAT this by-law shall come into force and take effect as of the final passing thereof.

Read a First and Second Time this 4th day of April, 2012.

Read a Third Time and Finally Passed, Signed and Sealed this 4th day of April, 2012.

By-law No. 2012-0011 – To confirm all actions and proceedings of County Council on April 4, 2012

Page 1 of 2

The Corporation of the County of Frontenac

Janet Gutowski, Warden

K. Elizabeth Savill, Clerk

By-law No. 2012-0011 – To confirm all actions and proceedings of County Council on April 4, 2012
Page 2 of 2