

Minutes of a Regular Meeting of Council for The Corporation of the Township of North Frontenac, held May 29, 2020 through the use of Electronic Participation to ensure compliance with the Provincial Order to restrict public gatherings of more than 5 persons.

Present: Mayor Ron Higgins; Councillor Fred Perry and Councillor Wayne Good – Ward 1; Deputy Mayor Gerry Martin and Councillor Vernon Hermer – Ward 2; Councillor Inglis and Councillor Fred Fowler – Ward 3.

Also Present: Cheryl Robson, Chief Administrative Officer (CAO); Tara Mieske, Clerk/ Planning Manager (CPM); Kelly Watkins, Treasurer; Eric Korhonen, Director of Emergency Services/Fire Chief; Corey Klatt, Manager of Community Development/CAO Back-up; and Darwyn Sproule, Public Works Manager.

1. Call To Order

The Mayor called the meeting to order at 9:00 a.m.

2. Approval of Agenda

Moved by Councillor Good, Seconded by Councillor Fowler #205-20

Be It Resolved That Council approves the Agenda for the Regular Meeting of Council dated May 29, 2020, as circulated.

Carried

3. Disclosures of Pecuniary Interest and General Nature Thereof

None declared.

4. Business Introductions

None.

5. Delegations

None.

6. Presentations

None.

7. Adoption of Minutes

Moved by Councillor Fowler, Seconded by Councillor Good #206-20

Be It Resolved That Council adopts the Minutes of a Regular Meeting of Council dated May 8, 2020.

Carried

8. Business Arising from Minutes

a) #187-20 – Update from Mayor Higgins regarding meeting with County Planning Staff to Discuss Regional Areas of Natural and Scientific Interest and the County Official Plan

Moved by Councillor Good, Seconded by Councillor Perry #207-20

Whereas Council passed Resolution #187-20 at their meeting on May 8, 2020 receiving for information an email dated April 28, 2020 from Deputy Mayor Martin advising at the February 19, 2020 County Council Meeting, Joe Gallivan, Director of Planning and

Economic Development, advised a Heritage Study would be required before the County Official Plan (OP) Review; and that Mr. Gallivan and Megan Rueckwald, Manager of Community Planning, were to meet with the Mayor, Deputy Mayor and the Clerk/Planning Manager; however due to the COVID-19 emergency, the meeting has been postponed; and that the Mayor will contact Joe Gallivan to set up the meeting via electronic means;

Therefore Be It Resolved That Council receives for information an email dated May 15, 2020 from Mayor Higgins advising a virtual meeting attended by Tara Mieske, Clerk/Planning Manager, Mayor Higgins, Deputy Mayor Martin, Joe Gallivan and Megan Rueckwald was held on May 14, 2020; and that it was agreed that that the Provincial and Regional Areas of Natural and Scientific Interests (ANSI's) could be managed differently. The County OP will provide for that change as well as Public Consultation; and that Joe Gallivan will be presenting to County Council to have a new Heritage Study completed for the updated OP; and that it was agreed that the five above mentioned Council and Staff members would work together on the amendments to the OP instead of waiting to have the County provide information for discussion and that this should ensure the Township and County are on the same page and avoid any disagreements when at the Council and Public meeting discussions and agreements for the OP.

Carried

b) #186-20 – Draft Animal Control By-law

Moved by Councillor Perry, Seconded by Councillor Hermer #208-20

Whereas Council passed Resolution #186-20 at their meeting on May 8, 2020 receiving for information a report from Councillor Fowler with respect to the keeping of prohibited animals on a temporary or permanent basis, and he advised most municipalities include in their By-law a list of the prohibited animals and specify no one can possess them; and that Council instructed the Clerk to amend the draft By-law to include reptiles and venomous and poisonous animals and approved in principle the Amended Fees subject to a Public Meeting;

Therefore Be It Resolved That Council receives the amended By-law and will consider a By-law to repeal #51-05 and adopt a new By-law to regulate animals within the Township later in the meeting;

And That Council approves the proposed Set Fines and instructs the Clerk to provide these to the Ontario Court of Justice for consideration.

Carried

c) #185-20 – Update from Mayor Higgins regarding Stumpage Fees

Moved by Councillor Fowler, Seconded by Deputy Mayor Martin #209-20

Whereas Council passed Resolution #185-20 at their meeting on May 8, 2020 receiving for information an email dated April 28, 2020 from Councillor Inglis advising it was his understanding from the Peterborough meeting that the current allocations are a Ministry of Natural Resources and Forestry (MNR) policy which has been in place for a number of years and is not likely to be changed soon; and that if Council wants to follow this up further, it may be beneficial for the Mayor to approach the Minister and Renfrew County.

Therefore Be It Resolved That Council receives for information an email dated May 11, 2020 from Mayor Higgins advising Renfrew County has clarified their fees are from

County Managed Forests not Crown Land and that he will not be following up with the MNRF.

Carried

d) #12-20 – Noise Control By-law

Moved by Deputy Mayor Martin, Seconded by Councillor Good #210-20

Whereas Council passed Resolution #12-20 at their meeting on January 17, 2020 receiving for information the Administrative Report from the Clerk/Planning Manager entitled “Recommended Amendments to the Noise Control Policy”; and that Council instructed the Mayor, Deputy Mayor and CAO to review this By-law;

Therefore Be It Resolved That Council receives for information the draft Noise Control By-law, including the amendments from the Mayor, Deputy Mayor and CAO;

And That Council defers a By-law to repeal #10-98 and adopt the new By-law to control noise within the Township to a later meeting;

And That the Clerk shall make the amendments as discussed today and provide the amended By-law to Council at an upcoming meeting.

Carried

e) #11-20 – Yard Standards By-law.

Moved by Councillor Fowler, Seconded by Deputy Mayor Martin #211-20

Whereas Council passed Resolution #11-20 at their meeting on January 17, 2020 receiving for information the Administrative Report from the Clerk/Planning Manager entitled “Recommended Amendments to the Yards Standards By-law”; and that Council instructed the Mayor, Deputy Mayor and CAO to review this By-law;

Therefore Be It Resolved That Council receives for information the draft Yards Standards By-law, including the amendments from the Mayor, Deputy Mayor and CAO

And That Council will consider a By-law to repeal #83-07 and adopt the new By-law to provide for Yard Standards within the Township at a later meeting;

And That Council instructs the Clerk to make the amendments as discussed today;

And That the Clerk will look into if the By-law has any legal non-conforming status.

Carried

9. Communications – Clerk’s Administrative Reports

A: Received for Information:

Moved by Councillor Fowler, Seconded by Councillor Perry #212-20

Be It Resolved That Council receives Section A Items of the Clerk’s Administrative Report entitled Communications of Interest, as set out below, for information:

1. Kingston Frontenac Lennox & Addington (KFL&A) Public Health re: Media Release on Long-Term Care Home Surveillance Testing in Kingston Frontenac Lennox & Addington;
2. Mississippi Valley Conservation Authority (MVCA) re: Watershed Conditions Statement for May 5, 2020;
3. South Frontenac re: May 6, 2020 – Lifting Fire Ban;
4. Township of Montague re: Request for Support – Federal Assistance for Municipalities;
5. Municipal Property Assessment Corporation (MPAC) re: 2019 Annual Report;

6. Ministry of Natural Resources and Forestry (MNRF) re: Provincial Restricted Fire Zone Daily Wildfire Hazard Report;
7. Honorable Doug Ford, Premier of Ontario re: Ontario Further Eases Restrictions on Retail Stores and Essential Construction During COVID-19;
8. Honorable Doug Ford, Premier of Ontario re: Ontario Extends Electricity Rate Relief and Extends all Emergency Orders until May 19, 2020;
9. Independent Electricity System Operator (IESO) re: Posting of Final Regional Planning Document for Peterborough-Kingston Region;
10. Mayor Higgins re: Rural Mayors/Provincial Government Conference Call – Cottagers May 6, 2020;
11. Town of Grimsby re: Request for Support – Commercial Rent Assistance Program;
12. Quinte Conservation re: Board Meeting Approved Minutes for February 20, 2020;
13. Alcohol and Gaming Commission of Ontario (AGCO) re: Applications Undergoing Public Notice;
14. Minor Variance Application – A3 – Lot 3 - Bear Island – James;
15. Minor Variance Application – A8/19 – 1124 Young Lane – Quarrington;
16. Severance and ROW Applications – B1, B2 and B3 – Arcol Road – Tremmaglia / Dufresne;
17. Honorable Doug Ford, Premier of Ontario re: May 14, 2020 Ontario Announces Additional Workplaces that Can Reopen;
18. Chris Cuthbertson Director of Aviation, Forest Fire and Emergency Services (AFFES) re: Restricted Fire Zone;
19. Mississippi Valley Conservation Authority (MVCA) re: Conservation Areas Open Saturday May 16, 2020 for Long Weekend;
20. City of Kitchener re: Request for Support – Universal Basic Income;
21. Honorable Doug Ford, Premier of Ontario re: May 19, 2020 – Ontario Extends Emergency Orders to Keep People Safe;
22. Mississippi Valley Conservation Authority (MVCA) re: Remembering the Walkerton Water Tragedy;
23. Honorable Doug Ford, Premier of Ontario re: re: Health and Safety Top Priority as Schools Remain Closed – Government Unveils Plans for Reopening Child Care, Day Camps and Initiatives to Strengthen Learning into the Summer;
24. Kaladar/Barrie Joint Fire Committee (JFC) re: Meeting Resolutions for May 15, 2020;
25. Township of North Frontenac, Community Control Group (CCG) re: Updated Covid-19 Reference Sheet;
26. City of Cambridge City re: Request for Support – Provincial Funding for Rehabilitation Facilities.

Carried

B: Action Items:

B1. Ron Higgins, Mayor re: Virtual Association of Municipalities Ontario (AMO) 2020 Conference – Delegation Request

Moved by Councillor Good, Seconded by Councillor Inglis

#213-20

Be It Resolved That Council receives for information an email dated May 14, 2020 from the Association of Municipalities of Ontario (AMO) providing the Program Information for the Virtual AMO 2020 Conference;

And That a key part of the AMO 2020 Conference will be virtual delegation meetings with provincial Cabinet Ministers; and Conference delegates can have direct engagement with Ministers and Ministry staff from across the government to discuss matters that affect municipalities;

And That Council requests the Mayor to request a delegation with the following Ministries and Ministry Staff to discuss:

MNRF – Opportunity to acquire revenues from stumpage fees;

And That Council provide any additional at the next meeting.

Carried

Note: Councillor Good left the meeting at this time.

10. Council, CAO and Managers' Administrative Reports

a) Clerk/Planning Manager – Amendment to By-law to Licence Recreational Vehicles

Moved by Councillor Fowler, Seconded by Councillor Inglis #214-20

Be It Resolved That Council receives for information the Clerk/Planning Manager's Administrative Report entitled "Amendment to By-law to Licence Recreational Vehicles";

And That Council will consider a By-law later in the Meeting to amend the By-law to Licence Recreational Vehicles to permit a Recreational Vehicle to be serviced by a Class 1 (outhouse/privy) and Class 2 sewage system (grey water system) or a Class 4 sewage system.

Carried

b) Clerk/Planning Manager – Seven Shore Road Allowance Applications for Approval in Principle – Smith-Demoe, Delyea-Dockuk, Burns, Prendergast, Pelley, Knapper and Sutherland

Moved by Councillor Hermer, Seconded by Councillor Fowler #215-20

Be it Resolved That Council receives for information the Clerk/Planning Manager's Administrative Report entitled "Seven Shore Road Allowance Applications for Approval in Principle – Smith-Demoe, Delyea-Dockuk, Burns, Prendergast, Pelley, Knapper and Sutherland";

And That Council approves in principle the Application to close, stop up and sell the Road Allowance as described below:

- Part of the Shore Road Allowance around Palmerston Lake, lying adjacent to Part Lot 16, Concession 1, geographic Township of South Canonto (Smith-Demoe);
- Part of the Shore Road Allowance around Brule Lake, lying adjacent to Part Lot 13, Concession 6, geographic Township of Clarendon Miller (Delyea-Dockuk);
- Part of the Shore Road Allowance around Kashwakamak Lake, lying adjacent to Lot 14, Plan 1202, geographic Township of Barrie, (Burns);
- Part of the Shore Road Allowance around Kashwakamak Lake, lying adjacent to Lot 6, Plan 1114, geographic Township of Barrie (Prendergast);

- Part of the Shore Road Allowance around Buckshot Lake, lying adjacent to Lot 12, Plan 1321, geographic Township of Miller (Pelley);
- Part of the Shore Road Allowance around Shawenegog Lake, lying adjacent to Part Lot 6, Concession 12, geographic Township of Barrie (Knapper);
- Part of the Shore Road Allowance around Grindstone Lake, lying adjacent to Part Lot 4, Concession 11, geographic Township of Miller (Sutherland).

Carried

c) Councillor Fowler– Attendance at the Rural Ontario Municipal Association 2020 AGM

Moved by Councillor Hermer, Seconded by Councillor Perry #216-20

Be It Resolved That Council receives for information the Councillor Fowler’s Administrative Report entitled “Attendance at The Rural Ontario Municipal Association 2020 AGM” for information purposes.

Carried

Note: Councillor Good returned to the meeting.

d) Mayor Higgins – Update: Strategic Plan and Objectives – Council Diversity and Pay Scale

Moved by Councillor Inglis, Seconded by Councillor Hermer #217-20

Be It Resolved That Council receives for information the Mayor’s Administrative Report entitled “Update: Strategic Plan and Objectives – Council Diversity and Pay Scale”;

And That the salaries and salary structure for members of Council remain the same as they are currently, as they are in line with other similar Municipalities;

And That Council directs the Clerk to bring back to Council an Administrative Report describing the process to be followed to move to a two Ward System (the current Ward 1 as a Ward and the current Wards 2 and 3 as a combined Ward) and reduce the number of Council Members to 5 from 7.

Carried

11. External Committees/Local Boards/ Task Force Notes and Reports (Received for information only)

a) Minutes of a Meeting of the Kaladar/Barrie Joint Fire Committee dated February 12, 2020.

Moved by Councillor Perry, Seconded by Councillor Inglis #218-20

Be It Resolved That Council receives for information the Minutes of a Meeting of the Kaladar/Barrie Joint Fire Committee dated February 12, 2020.

Carried

12. Giving Notice of a Motion

(By a Member of Council to the Clerk for Council’s Consideration for Inclusion on the next Meeting Agenda)

Short Term Accommodations

Moved by Councillor Good, Seconded by Councillor Fowler

#219-20

Be It Resolved That Mayor Higgins serves Notice of Motion to discuss implementing a cottage/single unit rental licencing policy for Short Term Accommodations, with Mayor Higgins preparing the draft policy; and Council approves discussing this at the next Council meeting.

Carried

Waste Management By-law

Moved by Deputy Mayor Martin, Seconded by Councillor Good #220-20

Be It Resolved That Deputy Mayor Martin serves Notice of Motion to discuss the Waste Management By-law to deal with commercial waste at the next meeting.

Carried

13. Motions, Written Notice of Which Have Been Given

(By a Member of Council and Approved by Council at a Prior Meeting)

None.

14. Council Portfolios (Verbal Report)

15. Introduction and Reading of By-laws

Moved by Councillor Hermer, Seconded by Councillor Good #221-20

Be It Resolved That leave be given the Mover to introduce the following By-laws that have been circulated to all members of Council and that these By-laws be read a first and second time:

- a) #39-20 – Animal Control By-law, as amended;
- b) ~~#40-20 – Noise Control By-law;~~
- c) ~~#41-20 – Yards Standard By-law;~~
- d) #42-20 – Recreational Vehicle Licence By-law.

Carried

Moved by Councillor Inglis, Seconded by Deputy Mayor Martin #222-20

Be It Resolved That the following By-laws be read a third time, signed, sealed and finally passed:

- a) #39-20 – Animal Control By-law, as amended;
- b) ~~#40-20 – Noise Control By-law;~~
- c) ~~#41-20 – Yards Standard By-law;~~
- d) #42-20 – Recreational Vehicle Licence By-law.

Carried

16. Closed Session

Moved by Councillor Perry, Seconded by Councillor Hermer #223-20

Be It Resolved That Council retires to Closed Session at 10:38 a.m. to:

- a) Adopt Minutes of a Closed Meeting of Council dated March 20, 2020;
- b) Litigation or Potential Litigation, including Matters before Administrative Tribunals, Affecting the Municipality or Local Board, with respect to the Local Planning Appeal Tribunal (LPAT) Appeal;
- c) Advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

Carried

Return to Open

Moved by Councillor Good, Seconded by Deputy Mayor Martin #224-20

Be It Resolved That Council returns to Open Session at 11:10 a.m.

Carried

17. Rise and Report

The Mayor advised that:

- a) Council adopted Minutes of a Closed Meeting of Council dated March 20, 2020;
- b) Council discussed Litigation or Potential Litigation, including Matters before Administrative Tribunals, Affecting the Municipality or Local Board, with respect to the Local Planning Appeal Tribunal (LPAT) Appeal;
- c) Council considered Advice that is subject to solicitor-client privilege, including communications necessary for that purpose.

Amendment to Resolution #183-20 – Gypsy Moth Spraying on Township Property (not Private Property)

Moved by Deputy Mayor Martin, Seconded by Councillor Good #225-20

Be It Resolved That Council amends Resolution #183-20 to remove from the last paragraph “Private Property”;

And That the Clerk contact MOE with what is required for contacting bordering private property owners.

Carried

18. Confirming By-law

- a) Confirming By-law #43-20 for the May 29, 2020 Regular Meeting of Council.

Moved by Councillor Fowler, Seconded by Councillor Hermer #226-20

Be It Resolved That By-law #43-20, being a By-law to confirm all actions and proceedings of Council for its Regular Meeting held May 29, 2020 be read a first and second time.

Carried

Moved by Councillor Hermer, Seconded by Deputy Mayor Martin #227-20

Be It Resolved That By-law #43-20 be read a third time and finally passed.

Carried

19. Adjournment

Moved by Councillor Hermer, Seconded by Councillor Good #228-20

Be It Resolved That Council adjourns the Meeting at 11:14 a.m. until June 19, 2020 or at the call of the Chair.

Carried

Mayor

Clerk