

**Minutes** of a Regular Meeting of Council for The Corporation of the Township of North Frontenac, held November 20, 2020 in the Council Chambers, 6648 Road 506, Plevna, Ontario.

**Present:** Mayor Ron Higgins; Councillor Fred Perry and Councillor Wayne Good (Electronic Participation) - Ward 1; Deputy Mayor Gerry Martin and Councillor Vernon Hermer (Electronic Participation) – Ward 2; Councillor John Inglis and Councillor Fred Fowler – Ward 3.

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

### **1. Call To Order**

The Mayor called the meeting to order at 9:06 a.m.

### **2. Approval of Agenda**

**Moved by Deputy Mayor Martin, Seconded by Councillor Inglis #424-20**

**Be It Resolved That** Council approves the Amended Agenda for the Regular Meeting of Council dated November 20, 2020, as amended to include under Business Arising – Water Erosion Control Infrastructure for Conservation Authority.

**Carried**

### **3. Disclosures of Pecuniary Interest and General Nature Thereof**

None declared.

### **4. Presentations**

None.

### **5. Delegations**

a) Scott Shepperdson – Snow Road Snowmobile Club 2020/2021.

**Moved by Councillor Inglis, Seconded by Deputy Mayor Martin #425-20**

**Be It Resolved That** Council receives for information the presentation from Scott Shepperdson, Snow Road Snowmobile Club, and thanks him for his time spent today.

**Carried**

### **6. Business Introductions**

a) Councillor Inglis and Paul Thiel, Economic Development Task Force Member – Business Profile of Polished

**Moved by Deputy Mayor Martin, Seconded by Councillor Inglis #426-20**

**Be It Resolved That** Council receives for information the Business Profile of Polished prepared by Councillor Inglis, Chair, and Paul Thiel, Member, of the Economic Development Task Force (EDTF).

**Carried**

### **7. Adoption of Minutes**

**Moved by Councillor Inglis, Seconded by Deputy Mayor Martin #427-20**

**Be It Resolved That** Council adopts the Minutes of a Regular Meeting of Council dated October 23, 2020, as circulated;

**And That** Council adopts the Minutes of a Special Meeting of Council dated November 3, 2020, as circulated.

**Carried**

## **8. Business Arising from Minutes**

a) Resolution #382-20 – Proposed Amendments to Township’s Noise Control By-law #40-20.

**Moved by Deputy Mayor Martin, Seconded by Councillor Inglis #428-20**

**Whereas** Council passed Resolution #382-20 at their meeting on October 2, 2020 instructing the Clerk to obtain a copy of the Township of Greater Napanee’s Noise By-law and provide further information to Council with respect to allowing enforcement of the Township’s Noise Control By-law by the OPP as well as the By-law Enforcement Officer;

**Therefore Be It Resolved That** Council receives for information the proposed amendments of adding “Police Officer and Peace Officer” to Section 4.1 of the Noise Control By-law #40-20;

**And That** Council will consider an Amending By-law later in the meeting.

**Carried**

b) Water Erosion Control Infrastructure (WECI) Funding for Conservation Authority (see attached)

**Moved by Councillor Inglis, Seconded by Councillor Fowler #429-20**

**Be It Resolved That** Council passed Resolution #239-20 regarding WECI Funding and the Mayor was to work with MVCA;

**And That** Council request the Mayor provide a letter of support to increase the WECI Funding from \$5 Million to \$6.64 Million to support MVCA.

**Carried**

## **9. Communications – Clerk’s Administrative Reports**

Motion to Move Item to Section B for Consideration

**Moved by Deputy Mayor Martin, Seconded by Councillor Inglis #430-20**

**Be It Resolved That** Item(s) A 53 of the Clerk’s Administrative Report entitled Communications of Interest to Council be brought forward to Section B to be acted upon.

**Carried**

### **A: Received for Information:**

**Moved by Councillor Inglis, Seconded by Deputy Mayor Martin #431-20**

**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. Ministry of Solicitor General re: Memorandum Court Security and Prisoner Transportation Program;
2. Minor Variance Application A19/20 and Severance Application B8/20 – Notice of Decision – Boston;
3. Minor Variance Application A15/20 – Notice of Decision – Sweet;
4. Minor Variance Application A16/20 – Notice of Decision – Moynes;

5. Minor Variance Application A17/20 – Notice of Decision – Compton;
6. Minor Variance Application A20/20 – Notice of Decision – Prendergast;
7. Ombudsman Ontario re: 2019-2020 Annual Report;
8. Ontario Human Rights Commission (OHRC) re: Peel Police and Board Sign Memorandum of Understanding (MOU);
9. Hydro One re: Notice of Hydro One Planned Forestry Line Clearing Vegetation Maintenance Work on the T33E Tower Line from Hwy 509 to Almonte TS Planned for 2021;
10. Quinte Conservation Authority re: September 17, 2020 Approved Minutes;
11. Ontario Clean Air Alliance re: A Golden Opportunity to Reduce Climate Damaging Emissions;
12. Township of Wellington North – Request for Support re: Assessment for Aggregate Resource Properties;
13. Northumberland County – Request for Support re: Governing Body to Regulate Cannabis;
14. Township of Blandford-Blenheim – Request for Support re: Unlicensed and Unmonitored Cannabis Grow Operations;
15. Eastern Workforce Innovation Board re: 2<sup>nd</sup> Quarter Newsletter;
16. Loyalist Township – Request for Support re: Funding for Community Groups and Service Clubs;
17. Township of Lake of Bays – Request for Support re: Reform to the Municipal Insurance Policy;
18. Association of Municipalities of Ontario (AMO) re: Annual Report on Federal Gas Tax Fund;
19. Barb Young, Resident re: Norcan Lake Lane Plowing;
20. Palmerston Lake Association re: Palmerston Post Newsletter, Fall 2020;
21. City of St. Catharines – Request for Support re: Development Approval Requirements for Landfills (Bill 197);
22. Township of North Glengarry – Request for Support re: Capital Expenditures Under the Safe Restart Agreement;
23. Kingston Frontenac Lennox & Addington (KFL&A) Public Health re: Halloween Statement and Google Drive Social Assets;
24. County of Frontenac re: Notice of Draft Plan Approval for Ardoch Lake 10CD-2012/001;
25. Minor Variance Application A23/20 – Notice of Hearing – Brinson;
26. Town of Oakville – Request for Support re: Advocacy Letter to Premier Doug Ford – Maintaining Public Support for Public Health Guidelines;
27. Kingston Frontenac Lennox & Addington (KFL&A) Public Health re: Limit Sporting Activities to Regions in Stage 3 and Re-consider Non-Essential Travel;
28. Kingston Frontenac Lennox & Addington (KFL&A) Public Health re: Test Your Home for Radon;
29. Minor Variance Application A21/20 – Notice of Decision – Gautreau;
30. Minor Variance Application A18/20 – Notice of Decision – Byers/Klinck;
31. Minor Variance Application A22/20 – Notice of Decision – Gerson/Hubley;

32. Severance Application B9/20 – Lot Addition – Notice of Decision - Collins;
33. Province of Ontario re: COVID-19 Response Framework to Help Keep the Province Safe and Open;
34. Eastern Ontario Leadership Council (EOLC) re: Call for Expressions of Interest for Cross-Boundary Commuter Transportation Pilot Projects;
35. Township of Oro-Medonte – Request for Support re: Declare Snow Sports to be Deemed Essential in Stage 2;
36. Norfolk County – Request for Support re: Illicit Cannabis Operations;
37. Mississippi Valley Conservation Authority (MVCA) re: October Board of Directors Meeting Summary;
38. City of Belleville – Request for Support re: Accessibility for Ontarians with Disabilities Act (AODA) – New Businesses Web Site Funding Support for Municipalities;
39. County of Prince Edward – Request for Support re: Proposed Changes to the Municipal Elections Act;
40. Ontario Human Rights Commission (OHRC) re: Chief Commissioner Op-Ed Online at tvo.org;
41. Ministry of Natural Resources and Forestry (MNR) re: Algonquin's of Ontario Treaty Negotiations Update;
42. County of Frontenac re: Fairmount and Long-Term Care Commission Update;
43. Canadian Wildlife Federation re: Report on Observations of Provincially Threatened Blanding's Turtles in North Frontenac;
44. Ontario Fire Marshal (OFM) re: Communiqué 2020-19 Amendments to O. Reg 263/20 (Rules for Areas in Stage 2) and O. Reg 364/20 (Rules for Areas in Stage 3);
45. Quinte Conservation re: 2021 Budget;
46. Minor Variance Application A14/20 – Notice of Decision – Simmonds;
47. Government of Canada re: 2021 Prime Minister's Awards – Nominate an Exceptional Educator Today;
48. Community Living North Frontenac re: Fall 2020 Connections;
49. City of Kingston re: Professional News Media;
50. North Frontenac Lake Association Alliance re: EORN – Gigabit Proposal;
51. Eastern Ontario Regional Network re: Important Correspondence from EORN;
52. Hydro One Forestry re: Vegetation Maintenance on the Snow Road DS F1 and F2 Feeders;

## **Carried**

### **B: Action Items:**

**B1.** Valerie Ivak, Buckshot Lake Resident re: Request to Ban Sales and Use of Fireworks;

**Moved by Councillor Inglis, Seconded by Deputy Mayor Martin**

**#432-20**

**Be It Resolved That** Council receives for information an email dated October 22, 2020 from Valerie Ivak, Resident, requesting the Township look into a fireworks ban, as many people, pets and wildlife are fearful of the noise and the pollution causes issues with the environment and wildlife;

**And That** Council requests the two Fire Chiefs investigate this and report back to Council.

**Carried**

**B2.** Skylar and Krystal Goetghebeur, Resident re: Request to Place a Pantry of Food and Feminine Production in a Location Accessible to Township Residents

**Moved by Deputy Mayor Martin, Seconded by Councillor Inglis #433-20**

**Be It Resolved That** Council receives for information an email dated November 2, 2020 from Skylar and Krystal Goetghebeur advising they would like to place a pantry within the Township to provide community members who cannot get to the food bank access to food items and feminine products; and that the Little Free Pantry would be mounted on a post or wall and installed in a general spot that will be accessible to anyone in the Township; and the installation and general maintenance would be covered by Skylar and Krystal Goetghebeur;

**And That** Council conditionally approves this request subject to Public Health approval and insurance and that the property owners work with the MCD.

**Carried**

**B3.** Ministry of Municipal Affairs and Housing (MMAH) re: Municipal Delegation Request for Rural Ontario Municipal Association (ROMA) 2021 Annual Conference

**Moved by Councillor Inglis, Seconded by Deputy Mayor Martin #434-20**

**Be It Resolved That** Council receives for information an email dated October 30, 2020 from the Ministry of Municipal Affairs and Housing (MMAH) advising the Municipal Delegation Request Form for the Rural Ontario Municipal Association (ROMA) 2021 Annual Conference is available online and the deadline to submit requests is November 30, 2020;

**And That** rural Municipalities across the province will have an opportunity to meet with Provincial Ministers and Parliamentary Assistants at the conference to discuss specific issues.

**Carried**

**B4.** Dunham Transportation and Cox Bus Lines re: Tri-Board Request for Proposal (RFQ)

**Moved by Councillor Inglis, Seconded by Deputy Mayor Martin #435-20**

**Be It Resolved That** Council receives for information an email dated November 5, 2020 from Dunham Transportation including correspondence to Tri-Board Student Transportation and an email from Cox Bus Lines, who are local school bus operators, advising the Tri-Board Student Transportation Services are intending to issue a Request for Proposal (RFP) for school bus services later in November;

**And That** the Tri-Board School Bus Operators' Association has sent a letter to Gord Taylor, Chief Executive Officer, Tri-Board Student Transportation Services, expressing their concerns with their RFP process which could force small and medium sized local companies out of business;

**And That** local bus operators employ dedicated and loyal drivers who live within our communities; are familiar with our unique rural area; and take great pride in the safety of students, especially during the winter months when we experience inclement weather;

**And That** North Frontenac is a rural municipality who prides itself in the number of small family run businesses which are essential for our residents including our bus operators who take great pride in transporting the young people to our schools;

**And That** the Council of the Township of North Frontenac supports the Tri-Board School Bus Operators' Association and our local school bus operators; and request Tri-Board Student Transportation Services not proceed with an RFP for school bus services, especially during these challenging times due to the COVID-19 pandemic;

**And That** a copy of this resolution be forwarded to Tri-Board Student Transportation Services; the Directors of Education for Limestone District School Board, Algonquin & Lakeshore Catholic School Board, and Hastings & Prince Edward District School Board; Trustees and Chairs of the Boards that serve North Frontenac; Scott Reid, MP; Randy Hillier, MPP; Premier Doug Ford; Minister of Education; and the County of Frontenac;

**And That** the Mayor contact Gord Taylor, CEO of Tri-Board regarding this matter.

**Carried**

**B5.** Ron Higgin, Mayor re: Conservation Authority Legislative Changes Support Resolution

**Moved by Deputy Mayor Martin, Seconded by Councillor Inglis #436-20**

**Whereas** the Province has introduced Bill 229, *Protect, Support and Recover from COVID 19 Act* - Schedule 6 – Conservation Authorities Act;

**And Whereas** municipalities believe that the appointment of municipal representatives on Conservation Authority (CA) Boards should be a municipal decision; and the Chair and Vice Chair of the CA Board should be duly elected;

**And Whereas** changes to the legislation will create more red tape and costs for the conservation authorities, and their municipal partners, and potentially result in delays in the development approval process;

**And Whereas** municipalities require a longer transition time to put in place agreements with conservation authorities for non-mandatory programs;

**And Whereas** municipalities of the Mississippi River watershed value and rely on the natural habitats and water resources within our jurisdiction for the economic health and well-being of residents and our communities;

**And Whereas** we rely on the watershed expertise provided by local conservation authorities to protect residents, property and local natural resources on a watershed basis by regulating development, undertaking watershed scale studies and planning, and engaging in reviews of applications submitted under the *Planning Act*;

**Therefore Be It Resolved That** the Province of Ontario delay enactment of clauses affecting municipal concerns;

**And That** the Province of Ontario provide a longer transition period up to December 2022 for non-mandatory programs to enable coordination of CA and municipal budget processes;

**And That** the Province respect the current conservation authority and municipal relationships;

**And That** the Province of Ontario work with conservation authorities to address concerns by repealing and/or amending changes to the *Conservation Authorities Act* and the *Planning Act*;

**And That** the Province remove Schedule 6 from Bill 229.

**Carried**

**B6.** Ministry of Natural Resources and Forestry (MNRF) re: Algonquin Land Claim Proposed Settlement for Lands in Eastern Ontario

**Moved by Deputy Mayor Martin, Seconded by Councillor Perry #437-20**

**Be It Resolved That** Council instructs the CAO to prepare a report including a resolution regarding the proposed Whiteduck Park;

**And That** the Mayor request the Ministry attend the December 11, 2020 Council Meeting virtually as a delegation to provide an update to Council;

**And That** the Mayor request the Township be involved in discussions regarding Whiteduck Park.

**Carried**

### **10. Council, CAO and Managers' Administrative Reports**

a) Clerk/Planning Manager – Request to Place a Columbarium in Dempsey Cemetery

**Moved by Councillor Inglis, Seconded by Deputy Mayor Martin #438-20**

**Be It Resolved That** Council receives for information the Clerk/Planning Manager's Administrative Report entitled "Request to Place a Columbarium in Dempsey Cemetery";

**And That** Council does not permit the installation of columbariums within the Cemeteries due to increased responsibilities on the Township for interments and on-going maintenance as well as the required revisions to the By-law and forms;

**And That** the Clerk's Department will inform Mr. Tocher and any other Interment Rights Holders prior to the adoption of the new By-law of Council's decision;

**And That** Council instructs the Clerk to amend the Cemetery By-law which will be provided to Council at a future Council Meeting;

**And That** Council instructs the Clerk to look at Community Niches and individual columbarium when reviewing the By-law.

**Carried**

b) Clerk/Planning Manager – Ten Shore Road Allowance Applications for Approval in Principle – Gray, Halliday, Fisher, Pietrusiak, Compton, Brinson, Bingeman, Brace, Szalay (#1) and Szalay (#2)

**Moved by Councillor Inglis, Seconded by Deputy Mayor Martin #439-20**

**Be it Resolved That** Council receives for information the Clerk/Planning Manager's Administrative Report entitled "Ten Shore Road Allowance Applications for Approval in Principle – Gray, Halliday, Fisher, Pietrusiak, Compton, Brinson, Bingeman, Brace, Szalay (#1) and Szalay (#2)";

**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 Mazinaw Lake, lying adjacent to Part Lot 32 & 33, Concession 10, geographic Township of Barrie (Gray);

- Part of the Shore Road Allowance around Canonto Lake, lying adjacent to Lot 23, Concession 2, geographic Township of South Canonto, (Halliday);
- Part of the Shore Road Allowance around Kashwakamak Lake, lying adjacent to Lot 276, Plan 1044, geographic Township of Barrie (Fisher)
- Part of the Shore Road Allowance around Big Gull Lake, lying adjacent to Lot 10, Plan 1563, geographic Township of Clarendon (Pietrusiak);
- Part of the Shore Road Allowance around Little Marble Lake, lying adjacent to Lot 29, Concession 9, geographic Township of Barrie (Compton);
- Part of the Shore Road Allowance around Kashwakamak Lake, lying adjacent to Part Lot 19, Concession 6, geographic Township of Barrie (Brinson);
- Part of the Shore Road Allowance around Mississagagon Lake, lying adjacent to Part Lot 21, Concession 7, Part Lot 22, Concession 8, geographic Township of Barrie (Bingeman);
- Part of the Shore Road Allowance around Brule Lake, lying adjacent to Lot 5, Plan 1323, geographic Township of Miller (Brace);
- Part of the Shore Road Allowance around Big Gull Lake, lying adjacent to Part Lot 4, Plan 1622, geographic Township of Barrie (Szalay (#1));
- Part of the Shore Road Allowance around Big Gull Lake, lying adjacent to Block A, Plan 1622, geographic Township of Barrie (Szalay (#2)).

**Carried**

c) Clerk/Planning Manager – Request for Licence Agreement for Use of a Municipal Road Allowance – Snider

**Moved by Deputy Mayor Martin, Seconded by Councillor Inglis #440-20**

**Be It Resolved That** Council receives for information the Clerk/Planning Manager Administrative Report entitled “Un-maintained Municipal Road Allowance Request for Licence Agreement – Snider”;

**And That** Council instructs the Clerk to advise Mr. and Mrs. Snider that Council approves of their request to open a 14 foot wide access point on the Un-maintained Municipal Road described as Part of Lot 29, Concession 2, geographic Township of Barrie, Township of North Frontenac, provided they enter into a Licence Agreement;

**And That** Council authorizes the Mayor and Clerk to sign the Licence Agreement once Mr. and Mrs. Snider sign the Agreement and provide a Certificate of Insurance and the required licensing fee.

**Carried**

d) Director of Emergency Services/Fire Chief – Amended Automatic Aid Agreement with Greater Madawaska Township

**Moved by Councillor Inglis, Seconded by Deputy Mayor Martin #441-20**

**Be It Resolved That** Council receives for information the Director of Emergency Services, Fire Chief’s Administrative Report entitled “Amended Automatic Aid Agreement with Greater Madawaska Township”;

**And That** Council approves a one (1) year Extension to the Automatic Aid Agreement with Greater Madawaska Township;

**And That** Council authorizes the Mayor and Clerk to sign the “Extension Agreement for the Automatic Aid Agreement” with Greater Madawaska Township until June 13, 2021.

**Carried**

e) Public Works – National Disaster Mitigation Program – Intake 6

**Moved by Councillor Inglis, Seconded by Deputy Mayor Martin #442-20**

**Be It Resolved That** Council receives for information the Public Works Manager’s (PWM) Administrative Report entitled “National Disaster Mitigation Program – Intake 6”; **And That** Council supports the LiDAR Elevation Data project as presented to Frontenac County Council on November 18, 2020 by Mississippi Valley Conservation Authority (MVCA) and others;

**And That** Council approves providing \$7500 to MVCA to support the project, to be taken from the Infrastructure Sustainability TCA;

**And That** the financial support is provided contingent on the project being approved and the study area including North Frontenac Township;

**And That** Council instructs the Treasurer, PWM and Chief Administrative Officer (CAO) to work with the Mississippi Valley Conservation Authority (MVCA) on an application for submission prior to the deadline.

**Carried**

f) Public Works Manager – New Draft Regulations Transitioning the Blue Box Program

**Moved by Councillor Inglis, Seconded by Deputy Mayor Martin #443-20**

**Be It Resolved That** Council receives for information the Public Works Manager’s Administrative Report entitled “New Draft Regulations Transitioning the Blue Box Program”.

**Carried**

Delegation to Minister of Finance regarding Population

**Moved by Deputy Mayor Martin, Seconded by Councillor Inglis #444-20**

**Be It Resolved That** Council requests the Mayor do a delegation to the Minister of Finance regarding population (seasonal versus permanent) with respect to grant applications.

**Carried**

g) Public Works Manager – By-law #69-18 – Speed Limit By-law – Hamlet Areas Update and Central Frontenac’s Request

**Moved by Councillor Fowler, Seconded by Councillor Perry #445-20**

**Be It Resolved That** Council receives for information the Public Works Manager’s (PWM) Administrative Report entitled “By-law #69-18 - Speed Limit By-law – Hamlet Areas Update and Central Frontenac’s Request”;

**And That** the Public Works Manager (PWM) will review and update By-law #69-18, addressing the current status of designated Hamlets per the Official Plan and other corrections identified;

**And That** the Clerk / Planning Manager will bring the revised Speed Limit By-law to Council for consideration at a future meeting;

**And That** the Public Works Manager (PWM) will respond to Central Frontenac (CF) on behalf of North Frontenac Council as follows:

- That Council has no objection to the posted speeds proposed for Veley Road or Henderson Road;
- That Council is concerned if Ardoch Road was posted to 60 km/hr. throughout in CF given the adjacent section of road in North Frontenac Township, and as a result support the agreement reached between the two PWMs to maintain the existing 80 km/hr. posting.

**Carried**

h) Public Works Manager – Ward 2 Sand Shed Remedial Work Update

**Moved by Councillor Fowler, Seconded by Councillor Perry #446-20**

**Be It Resolved That** Council receives for information the Public Works Manager’s Administrative Report entitled “Ward 2 Sand Shed Remedial Work Update”;

**And That** Council approves an additional \$10,000 resulting in a \$135,225 budget for the work given the change in scope;

**And That** Council authorizes the Treasurer to transfer the estimated additional costs of \$10,000 for the additional work including Engineering Services to complete the repairs to the Ward 2 Sand Shed, from the Infrastructure Sustainability Reserve Fund.

**Carried**

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

a) Minutes of a Meeting of the Joint Health and Safety Committee dated October 21, 2020

**Moved by Councillor Fowler, Seconded by Councillor Perry #447-20**

**Be It Resolved That** Council receives for information the Notes of a Meeting of the Joint Health and Safety Committee dated October 21, 2020.

**Carried**

b) Notes of a Meeting of the Economic Development Task Force dated October 21, 2020

**Moved by Councillor Fowler, Seconded by Councillor Perry #448-20**

**Be It Resolved That** Council receives for information the Notes of a Meeting of the Economic Development Task Force dated October 21, 2020.

**Carried**

c) Notes of a Meeting of the Community Policing Advisory Committee Task Force Sub-Committee dated October 6, 2020

**Moved by Councillor Fowler, Seconded by Councillor Perry #449-20**

**Be It Resolved That** Council receives for information the Notes of a Meeting of the Community Policing Advisory Committee Task Force Sub-Committee dated October 6, 2020.

**Carried**

i. Recommend increase in Budget for the 2021 Essential Service Fair from \$500 to \$1,000.

**Moved by Councillor Fowler, Seconded by Councillor Perry #450-20**

**Be It Resolved That** Council receives for information the recommendation from the Community Policing Advisory Committee Task Force Sub-Committee re: 2021 Essential Services Fair that the 2021 Budget be increased from \$500.00 to \$1000.00 to accommodate larger community participation, advertisement, food services provided by the Salvation Army and required COVID-19 Pandemic protocols;

**And That** Council authorizes the Treasurer to note the \$500.00 increase for inclusion in the draft 2021 Budget.

**Carried**

d) Minutes of Meetings of the Committee of Adjustment/Planning Advisory Committee dated September 21, 2020 and October 19, 2020.

**Moved by Councillor Fowler, Seconded by Councillor Perry #451-20**

**Be It Resolved That** Council receives for information the Minutes of Meetings of the Committee of Adjustment/Planning Advisory Committee dated September 21, 2020 and October 19, 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)*

**Moved by Deputy Mayor Martin, Seconded by Councillor Inglis #452-20**

**Be It Resolved That** Deputy Mayor Martin serves Notice of Motion to discuss identifying an area to create a public access to the Mississippi River in Ward 2 and to have the funds included in the 2021 Budget; and Council approves discussing this at the next Council 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 Fowler, Seconded by Councillor Perry #453-20**

**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) #70-20 – To Amend Township's Noise Control By-law #40-20;
- b) #71-20 – Automatic Aid Agreement with Greater Madawaska.

**Carried**

**Moved by Councillor Fowler, Seconded by Councillor Perry #454-20**

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

- a) #70-20 – To Amend Township's Noise Control By-law #40-20;
- b) #71-20 – Automatic Aid Agreement with Greater Madawaska.

**Carried**

**Note:** The MCD, PWM and DESFC left the meeting at this time.

### **16. Closed Session**

**Moved by Councillor Fowler, Seconded by Councillor Perry #455-20**

**Be It Resolved That** Council retires to Closed Session at 12:05 p.m. to:

- a) Adopt Minutes of a Closed Meeting of Council dated November 3, 2020;
- b) Discuss Litigation or Potential Litigation, including Matters before Administrative Tribunals, Affecting the Municipality or Local Board, with respect to:
  - i. Local Planning Appeal Tribunal (LPAT) Appeal;
  - ii. Confidential Complaint.
- c) Consider Subject Matter Relating to the Consideration of a Request under the Municipal Freedom of Information and Protection of Privacy Act.

**Carried**

Return to Open Session

**Moved by Councillor Fowler, Seconded by Councillor Perry #456-20 Be**

**It Resolved That** Council returns to Open Session at 12:29 p.m.

**Carried**

### **17. Rise and Report**

The Mayor advised that Council:

- a) Adopted Minutes of a Closed Meeting of Council dated November 3, 2020;
- b) Discussed Litigation or Potential Litigation, including Matters before Administrative Tribunals, Affecting the Municipality or Local Board, with respect to:
  - i. Local Planning Appeal Tribunal (LPAT) Appeal;
  - ii. Confidential Complaint.
- c) Considered Subject Matter Relating to the Consideration of a Request under the Municipal Freedom of Information and Protection of Privacy Act.

### **18. Confirming By-law**

a) Confirming By-law #72-20 for the November 20, 2020 Regular Meeting of Council.

**Moved by Councillor Perry, Seconded by Councillor Fowler #457-20**

**Be It Resolved That** By-law #72-20, being a By-law to confirm all actions and proceedings of Council for its Regular Meeting held November 20, 2020 be read a first and second time.

**Carried**

**Moved by Councillor Perry, Seconded by Councillor Fowler #458-20**

**Be It Resolved That** By-law #72-20 be read a third time and finally passed.

**Carried**

### **19. Adjournment**

**Moved by Councillor Perry, Seconded by Councillor Fowler #459-20**

**Be It Resolved That** Council adjourns the Meeting at 12:31 p.m. until December 11, 2020 or at the call of the Chair.

**Carried**

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**Mayor**

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**Clerk**

## Water and Erosion Control Infrastructure Program & Bill 229

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November 18, 2020

### Request

1. Increase funding envelop of WECI program from current \$5 million (estb. in 2003) to \$6.64 million (inflated to 2020 dollars.)
2. Index the WECI program going forward to ensure the program maintains its value and impact.
3. Allow multi-year funding and thereby extend the time provided to complete physical works.
4. Expand the scope of eligible projects to include flow augmentation structures.
5. Amend Schedule 6 to Bill 229 to allow funding of flow augmentation structures via the municipal levy.
6. Amend the project rating methodology to recognize affordability limits of rural communities.
7. Amend methodology to increase value of dams to seasonal residents and rural economies.

### Our watershed / structures

- The Mississippi River drops ~200 m over 200 km, which necessitates flood and erosion control to protect commercial interests and downstream communities, including 2,400 flood prone properties.
- MVCA owns and manages 11 dams, and operates and maintains 4 structures owned by the Ministry of Natural Resources and Forestry (MNR), and another 2 owned by OPG.
- Water control structures on the Mississippi River also provide flow augmentation that:
  - ensure communities have adequate water for drinking, irrigation, recreational tourism (valued at over \$50 million annually in Lanark County) and hydro generation.
  - provide minimum flow to support wastewater systems in the towns of Carleton Place and Almonte, with a combined population of approximately 16,000.
- The 2021-2030 capital program for MVCA's 11 structures is \$5.86 million (2020 CND.)
- Most of these structures lie in communities of low density and low assessment.
- The Mississippi River flows through the Eastern Ontario communities of Carleton Place and Almonte, the Municipality of Mississippi Mills, and the townships of Addington Highlands, North Frontenac, Central Frontenac, Tay Valley, Lanark Highlands, Drummond North Elmsley, Beckwith; and empties into the Ottawa River in the community of West Carleton.
- There have been two major flood events and two droughts in the watershed within the past four years causing extensive damage along the Mississippi River, tributaries, and the Ottawa River.
- Shabomeka Lake Dam and Kashwakamak Lake Dam, located in the Township of North Frontenac, are among our largest dams and require significant rehabilitation.
- Both are over 100 years old and play a critical role in mitigating flooding to over 2,400 flood-prone properties downstream and many seasonal and non-seasonal residents and commercial lodges.
- Rehabilitation of these structures not only mitigates risks to local communities but also provides economic stimulus for area businesses.

## The WECl Program

- MVCA acknowledges and welcomes reinstatement of in-year reallocations under the WECl program. However, much more is needed to ensure sustainable funding of water and erosion control structures in Eastern Ontario.
- In March 2020, the province issued *Protecting People and Property: Ontario's Flooding Strategy* wherein it committed to continue its “cost share funding arrangement” (50/50 province and municipalities.)
- When the province does not contribute, the financial and legal liability associated with the shortfall rests with the Conservation Authority and its members municipalities.
- In 2020, only 59 of the 102 applications submitted to the WECl program were funded.
- None of MVCA’s projects were funded.
- Many of our municipalities have low year-round residency and depend on seasonal visitors and income.
- Funding of “High priority” projects in high density areas deprive rural communities of the funding they need to support infrastructure renewal.
- This can be mitigated by increasing the funding envelop and addressing scoring methodology.
- Program funding has not changed in 17 years, and provides just \$5M/year for studies and renewal of water control infrastructure across the entire province.
- Increased funding and indexing of the WECl program are needed to:
  - mitigate further downloading to municipalities and risks to the public; and
  - address aging infrastructure in a changing climate.
- Administratively, timelines for capital projects need to be extended. In November 2019, the Special Advisor on Flooding recommended “multi-year” funding of the WECl program.

schedule 6

## Conservation Authorities Act

The Schedule amends the *Conservation Authorities Act*. The more significant amendments are described below.

Section 14 of the Act is amended to ensure that the members of a conservation authority that are appointed by participating municipalities are municipal councillors. The Minister is given the authority to appoint an additional member to a conservation authority to represent the agricultural sector.

The objects of a conservation authority described in section 20 of the Act are limited to the provision of programs and services required or permitted under sections 21.1, 21.1.1 and 21.1.2. Section 21.1 requires an authority to provide mandatory programs and services that are prescribed by regulation and meet the requirements set out in that section. Section 21.1.1 allows authorities to enter into agreements with participating municipalities to provide programs and services on behalf of the municipalities, subject to the regulations. Section 21.1.2 would allow authorities to provide such other programs and services as it determines are advisable further the purposes of the Act, subject to the regulations. An authority is required to enter into agreements with the participating municipalities in its jurisdiction if any municipal funding is needed to recover costs for the programs or services provided under section 21.1.2. A transition plan shall be developed by an authority to prepare for entering into agreements relating to the recovery of costs. All programs and services must be provided in accordance with any prescribed standards and requirements.

Section 21.2 of the Act allows a person who is charged a fee for a program or services provided by an authority to apply to the authority to reconsider the fee. Section 21.2 is amended to require the authority make a decision upon reconsideration of a fee within 30 days. Further, the amendments allow a person to appeal the decision to the Local Planning Appeal Tribunal or to bring the matter directly to the Tribunal if the authority fails to render a decision within 30 days.

New sections 23.2 and 23.3 of the Act would allow the Minister to take certain actions after reviewing a report on an investigation into an authority's operations. The Minister may order the authority to do anything to prevent or remedy non-compliance with the Act. The Minister may also recommend that the Lieutenant Governor in Council appoint an administrator to take over the control and operations of the authority.

Subsection 28.1 (8) of the Act currently allows a person who applied to a conservation authority for a permit under subsection 28.1 (1) to appeal that decision to the Minister if the authority has refused the permit or issued it subject to conditions. Subsection 28.1 (8) is repealed and replaced with provisions that allow the applicant to choose to seek a review of the authority's decision by the Minister or, if the Minister does not conduct such a review, to appeal the decision to the Local Planning Appeal Tribunal within 90 days after the decision is made. Furthermore, if the authority fails to make a decision with respect to an application within 120 days after the application is submitted, the applicant may appeal the application directly to the Tribunal.

New section 28.1.1 of the Act allows the Minister to order a conservation authority not to issue a permit to engage in an activity that, without the permit, would be prohibited under section 28 of the Act. After making such an order the Minister may issue the permit instead of the conservation authority.

Section 28.3 of the Act is amended to allow a decision of a conservation authority to cancel a permit or to make another decision under subsection 28.3 (5) to be appealed by the permit holder to the Local Planning Appeal Tribunal.

Subsection 30.2 of the Act sets out circumstances in which an officer may enter land within the area of jurisdictions of an authority. Those circumstances are revised by section 19 of the Schedule.

Section 30.4 of the Act is repealed. That section, which has not yet been proclaimed and which would have given officers the power to issue stop orders to persons carrying on activities that could contravene or are contravening the Act, is repealed.

The regulation making authority in section 40 is re-enacted to reflect amendments in the Schedule.