

Meeting No. 18
Time: 7:00 p.m.
Location: Sydenham

Present: **Mayor,** **Gary Davison**
 Deputy Mayor **Mark Tinlin**
 Councillors, **John McDougall**
 Allan McPhail
 Cam Naish
 Bill Robinson
 Del Stowe
 Ron Vandewal
 Larry York

Staff: **Wayne Orr, Clerk-Administrator, Mark Segsworth, Public Works**
 Manager, Lindsay Mills, Planning Coordinator, Alan Revill, Chief
 Building Official, Angela Maddocks, Confidential Secretary

1. Call to Order

Resolution No. 2011-18-01

Moved by Deputy Mayor Tinlin

Seconded by Councillor McDougall

THAT the Council meeting of May 3rd, 2011 be convened at 7:00 p.m.

Carried.

2. Declarations of Pecuniary Interest

Councillor Robinson declared a pecuniary interest with respect to Page 20 of the Accounts Payable Voucher.

Councillor Naish declared a pecuniary interest with respect to Page 3 of the Accounts Payable Voucher.

Deputy Mayor Tinlin withdrew the notice of motion regarding the capital budget, agenda item # 7(m).

3. Delegations

(a) National Farmers Union

Diane Dowling, President of the National Farmers Union circulated a copy of her presentation to Council which outlined their request to revise the by-law to allow regulated, responsible livestock ownership on smaller properties to allow residents to grow their own food while maintaining good relations among neighbours. She indicated that the National Farmers Union would welcome the opportunity to meet with township staff as they review possible revisions to the by-law. (A copy of the presentation is attached to these minutes).

Councillor McPhail referred to properties that are less than three acres and questioned the nature of the extent to the by-law would be to include cows and pigs.

Councillor Stowe asked Lindsay Mills if a report could be prepared to address this request. He stated that he likes the idea of allowing small animals recognizing that setbacks need to be abided by and with neighbouring property owners.

Lindsay Mills stated that anytime there is a proposed change to the zoning by-law a public meeting is required.

1. **David Hoover \$ 1170.00 Two Charlais Cross Heifer Calves**
Carried.

- (c) **Report from Lindsay Mills, Planning Coordinator, re: Review of Application for Zoning By-law Amendment Z-10/21, Concession II, Part of Lot 22, District of Storrington – Barry Campbell**

(See By-law 2010-75)

Lindsay Mills referred to his report and noted that the property received draft plan approval but now needs to be rezoned appropriately. The subdivision consists of 10 lots, seven being waterfront residential lots, three being non-waterfront lots all of which meet the minimum standards. The storm water pond will be zoned CF – Community Facility as the municipality will be assuming it. He noted that Block B will be attached to the abutting property owner and Lots 9 and 10 will have no build areas as they fall within the MDS arc.

Councillor McPhail questioned the transferring of lands to the abutting property owner and what would happen if this transaction does not take place.

Lindsay Mills stated that the applicant advised him to assume that the property will be attached to the abutting property and if it is attached to Lot 9 instead then it would come back for another rezoning.

- (d) **Report from Mark Segsworth, Public Works Manager, re: RFP P01-2011 – Consulting Engineering Services of Multi Year Bridge and Culvert Program**

Mark Segsworth referred to his report that was previously presented to Council however Council had asked that no decision be made until the budget was approved. Municipalities are required to conduct bridge inspections and one RFP for all bridges was appropriate although it is recognized that there is a multi-year approach when considering the actual construction or upgrades to these bridges. He commented that the Maynard Bridge and the Hardwood Creek Bridge will likely be done next year.

Councillor York referred to the bid from Jewell Engineering and if this amount was the bottom line estimate on the bridge.

Mark Segsworth explained that these bids represent the design work only and that the estimated cost for Hardwood Creek Bridge is \$250,000.00.

Councillor Vandewal asked if South Frontenac owns all of the Petworth Bridge.

Mark Segsworth stated that costs for the bridge are shared with Lennox & Addington for bridge use.

Councillor Naish agreed with the need for the bridge study but questioned the tendering process and if Council arbitrarily accepts the lowest bid or the recommendations from managers on the qualification process.

Mark Segsworth explained that engineering services are identified as a specialized service in the procurement by-law. He stressed the importance of having a comfort level with engineers and that the process is a subjective process with references always being checked.

Councillor Robinson referred to the weight restrictions for Petworth Bridge and what the outcome was of a study that had been conducted about seven years ago.

Mark Segsworth was not aware of the study that Councillor Robinson referenced, however, Mayor Davison recalled the discussion and thought it was farther back than 7 years.

Resolution No. 2011-18-09

Moved by Councillor McPhail

Seconded by Councillor York

THAT Council award the results of RFP P01-2011, Consulting Engineering Services of our Multi-Year Bridge and Culvert Program, as follows:

- a) D.M. Wills for the completion of the preliminary and detailed design of the Clair Road Bridge #36 works at a cost of \$17,488.00 before HST.**
- b) G.D. Jewell Engineering for the completion of the preliminary and detailed design of the Petworth Road Bridge #35 works at a cost of \$13,750.00 before HST.**
- c) Greer Galloway for the completion of the preliminary and detailed design of the Maynard Bridge #48 works at a cost of \$22,000.00 before HST.**
- d) AECOM for the completion of the preliminary and detailed design of the Hardwood Creek Bridge #15 works at a cost of \$27,920.00 before HST.**

Carried.

- (e) Report from Mark Segsworth, Public Works Manager, re: Tender #2011-05 – Pavement Marking Program**

Mark Segsworth indicated that only one tender was received for this program. He noted that this was the same company who has done pavement marking for the township for the past two years and he is extremely satisfied with their work. He informed Council that there is no legal basis for cross walks within the township. He noted the possibility of consolidating this tender with the City of Kingston next year.

Councillor Stowe questioned what the tender price was for the work done last year.

Resolution No: 2011-18-10

Moved by Councillor McPhail

Seconded by Councillor York

THAT Council approves the bid of Metro Pavement Markings for the supply and application of the Township's pavement marking requirements in the amount of \$66,638.40, excluding the applicable taxes. Carried.

- (f) Report form Mark Segsworth, Public Works Manager, re: Tender #2011-06 – Bellrock Road Pavement Rehabilitation**

Mark Segsworth referred to his report and the pricing for the proposed rehabilitation of 2.2 kilometres of Bellrock Road. He noted that \$775,000.00 was budgeted for this project and that there is no asphalt price indexing and therefore no further price change. He commented that he has been happy with the work conducted by Cruickshank in the past.

Councillor McPhail questioned the section of Bellrock Road that will be done this year.

Mark Segsworth noted that it will start just east of Long Swamp Road towards Leveque Road.

Resolution No: 2011-18-11

Moved by Councillor Naish

Seconded by Councillor Stowe

THAT Council approves the bid of Cruickshank Construction Limited for the rehabilitation of 2.2 kilometres of Bellrock Road for \$767,947.43, including all applicable taxes. Carried.

(g) Report from Mark Segsworth, Public Works Manager, re: 2011 Private Lane Upgrading Assistance Program

Mark Segsworth noted that \$40,000.00 has been put in the budget for this program, \$10,000.00 per district. He explained that the program has been well received however was looking for approval from Council to request itemized invoicing which will not include gravel, resurfacing or grading as these are not eligible.

Councillor York asked if most private lanes have “associations” and if there is a contact person for each of these lane associations. He questioned how the process is started.

Mark Segsworth responded that it is not necessary for there to be a lane association and that the application is placed on the township website for easy access with the deadline being June 17, 2011 and that it is not necessarily a first come first serve basis.

Councillor York asked if the number of residents per lane is part of the criteria.

Mark Segsworth explained that the purpose of the program is to improve access for emergency vehicles on private lanes.

Deputy Mayor Tinlin felt this was a great program but he questioned the approval process and who selects the applicants. He suggested that the Public Works Services Committee should approve the applications and that the actual approval process be part of the application.

Mark Segsworth commented that the proposed resolution will help with the approval process. He noted that there is a lot of administration time involved for a \$40,000.000 program.

Councillor Vandewal felt the discretion should be left to the Public Works Manager.

Councillor Robinson felt the front line staff are handling this matter effectively.

Councillor McPhail agreed with leaving the decision up to the Public Works Manager and commented that there is too much going to the committee level for decisions.

Resolution No. 2011-18-12

Moved by Councillor McPhail

Seconded by Councillor York

THAT the eligibility criteria for the 2011 Private Lane Assistance Program include the requirement for an itemized invoice. Carried.

(h) Report from Alan Revill, Chief Building Official, re: Pleasant Valley Municipal Drain Maintenance

Alan Revill referred to his report indicating that the drain has only had one full clean out since 1985 but limited maintenance with the main concern typically being the growth of the reed canary grasses that choke the water flow for much of the summer and early fall. He noted that the township received a complaint about the poor water flow around the Petworth/Watson Road area.

Councillor Vandewal asked who is responsible for paying these maintenance costs.

Alan Revill explained that maintenance is charged back to the upstream property owners and there is a need to update the database on these properties due to severances that have taken place since that time.

Councillor Robinson questioned why it was being charged to the farmer when it is referred to as the “municipal drain”.

Alan Revill explained that the Pleasant Valley Municipal Drain was done under by-law and requirements of the Drainage Act and that Portland Township paid for the original work and assessed the costs back to the property owners. He explained that the land is still owned by the property owner but the township has the right to enter onto the land and have the necessary maintenance done.

Councillor Robinson felt the township should approach the landowners to determine if they wanted to pay for this work.

Alan Revill reiterated that the township has the right to apportion costs under the Drainage Act.

Mayor Davison stated that the township is the manager of the drain.

Councillor Stowe asked if this work would be done internally or contracted out.

Mayor Davison indicated that this is specialized work and will be contracted out.

Councillor Robinson requested a recorded vote.

Resolution No. 2011-18-13

Moved by Councillor McPhail

Seconded by Councillor York

THAT Council adopt the recommendation of Alan Revill, Chief Building Official, and hire a contractor by the tender process on a time and materials basis to carry out selective cleaning of the Pleasant Valley Municipal Drain under the CBO’s supervision and within the budgeted allocation for this work.

Carried.

RECORDED VOTES

	YES	NO	ABSTAIN
J. McDougall	√		
A. McPhail	√		
C. Naish	√		
B. Robinson		√	

	YES	NO	ABSTAIN
D. Stowe	√		
M. Tinlin	√		
R. Vandewal	√		
L. York	√		
G. Davison	√		

- (i) Memo from Alan Revill, Chief Building Official, re: Emergency Management Week Proclamation**

Alan Revill distributed a “72 hour emergency management kit” to Council members.

Resolution No. 2011-18-14

Moved by Councillor McPhail

Seconded by Councillor York

THAT Council declares the week of May 1 to 7 as Emergency Preparedness Week in the Township of South Frontenac. Carried.

- (j) Report from Alan Revill, Chief Building Official, re: International Building Safety Month Proclamation**

Alan Revill indicated that this is a global effort to improve and recognize public safety.

**Resolution No: 2011-18-15
Moved by Councillor McPhail Seconded by Councillor York**

THAT Council proclaims May 2011 as Building Safety Month and acknowledges its Building Officials and their dedication to Public Safety. Carried.

- (k) Report from Wayne Orr, Chief Administrative Officer, re: Coat of Arms**

**Resolution No: 2011-18-16
Moved by Councillor Stowe Seconded by Councillor Robinson**

THAT the Mayor on behalf of Council submits a formal letter to the Heraldic Authority petitioning for a grant of arms for South Frontenac Township;

AND THAT the Corporate Services committee over see the development of the arms subject to Council's final approval. Carried.

- (l) Report from Wayne Orr, Chief Administrative Officer, re: Council Meeting Schedule**

**Resolution No: 2011-18-17
Moved by Councillor Stowe Seconded by Councillor Robinson**

THAT Council meets on July 5th and August 2nd, 2011 and that all other Council and Committee of the Whole meetings be cancelled in the months of July and August and further that there be no meeting on May 31st, 2011. Carried.

- (m) Report from Wayne Orr, Chief Administrative Officer, re: Notice of Motion – Capital Budget**

This item was withdrawn by Deputy Mayor Tinlin at the beginning of the meeting.

8. By-laws

**Resolution No: 2011-18-18
Moved by Councillor Robinson Seconded by Councillor Stowe**

THAT the following by-laws be given first and second reading:

- By-law 2010-75**
- By-law 2011-27**
- By-law 2011-28**

Carried.

- (a) By-law 2010-75**

**Resolution No. 2011-18-19
Moved by Councillor Stowe Seconded by Councillor Robinson**

THAT By-law 2010-75, being a by-law to amend By-law 2003-75. as amended, to rezone lands from Rural (RU) Zone to Residential (R) Zone, Special Residential (R-24) Zone and Community Facility (CF) Zone and from Special Recreational Resort Commercial (RRC-53) Zone to Residential (R) and Rural (RU) Zone: Part Lot 22, Concession II, District of Storrington, be read a third time, signed and sealed. Carried.

(b) By-law 2011-27

Councillor Vandewal commented that he did not agree with the funds set aside for another position.

Councillor McPhail was not in agreement with the inclusion of the capital item regarding the installation of lights on the football field as the plans for improvements to the Point Park have not yet been approved by Council.

Resolution No: 2011-18-20

Moved by Councillor Robinson

Seconded by Councillor Stowe

THAT By-law 2011-27, being a by-law to levy taxes in the Township of South Frontenac for the year 2011, be read a third time, signed and sealed.

Carried.

RECORDED VOTES

	YES	NO	ABSTAIN
J. McDougall	√		
A. McPhail		√	
C. Naish	√		
B. Robinson		√	

	YES	NO	ABSTAIN
D. Stowe	√		
M. Tinlin	√		
R. Vandewal		√	
L. York		√	
G. Davison	√		

(c) By-law 2011-28

Councillor Stowe requested a recorded vote on this resolution.

Resolution No: 2011-18-21

Moved by Councillor Vandewal

Seconded by Councillor Naish

THAT By-law 2011-28, being a bylaw to amend By-law 2003-75, as amended, to rezone lands from Rural (RU) Zone to Community Facility (CF) Zone and to Rural Commercial (RC) Zone, Part Lot 6, Concession VII, District of Portland, be given third reading, signed and sealed.

Carried.

RECORDED VOTES

	YES	NO	ABSTAIN
J. McDougall	√		
A. McPhail	√		
C. Naish	√		
B. Robinson	√		

	YES	NO	ABSTAIN
D. Stowe		√	
M. Tinlin	√		
R. Vandewal	√		
L. York	√		
G. Davison	√		

9. Reports for Information

10. Information Items

(a) Cataraqui Source Protection Area – Notice of Drinking Water Source Protection Open House – Tuesday, May 10th, 2011

Councillor McPhail commented that the intent is to provide municipal representatives a better understanding of the program particularly with the intake zone for Sydenham water.

(b) Town of Ingersoll, re: request for resolution endorsement concerning the elimination of Municipal Health Care Professionals Recruitment Incentives

11. New Business

- (a) Councillor Robinson inquired about the status of a notice of motion he had requested regarding inventory.

Wayne Orr explained that this had been referred to the Public Works Services committee.

- (b) Loughborough Memorial Park – Master Plan & Lights.

Councillor McDougall, as a new member of the South Frontenac Recreation Committee questioned the Master Plan for the Point Park and what items have been accepted by Council and if there had been formal consultation with the public on this plan. He questioned the shared usage and funding agreement and felt that the lights should remain as part of the master plan. He suggested that the funds should be held in reserves until a formal recommendation is received and reviewed by Council.

Mayor Davison noted that the lights for the football field have been included in the capital budget for the last two years.

Councillor McDougall thought it should only take two months for the consultation process to take place.

Mayor Davison commented that a presentation had been made to Council in the past but at the time Council was not in favour putting money into one park.

Councillor Vandewal noted that the master plan had been accepted for information only and the lights were discussed before the plan was designed. He was not supportive of holding up this process.

Councillor Robinson felt that some committees are running over top of Council and that it is Council that runs the township.

Councillor Stowe noted that the lights for the Point Park were brought up last year with the intention that money would be budgeted for another park within the next few years. He explained that there were concerns about user fees for hydro usage that also need to be addressed.

Councillor Vandewal noted that the SFRC budget comes through to Council with a list of their proposed capital items.

Mayor Davison felt the school should not be paying for lights on township owned property.

Resolution No: 2011-18-22

Moved by Councillor McDougall

Seconded by Councillor Robinson

THAT the Capital Budget items pertaining to the Loughborough Memorial Park Master Plan Redevelopment be held in reserve until the consultation process with the community, South Frontenac Recreation Committee and the Limestone District Board of Education is completed and a formal recommendation has been received from the South Frontenac Recreation Committee at which time Council will review the information and make a formal decision.

Carried.

RECORDED VOTES

	YES	NO	ABSTAIN
J. McDougall	√		
A. McPhail	√		
C. Naish	√		
B. Robinson	√		

	YES	NO	ABSTAIN
D. Stowe		√	
M. Tinlin	√		
R. Vandewal		√	
L. York	√		
G. Davison		√	

- (c) Wayne Orr advised Council of the public open house scheduled for May 5th from 5:30 p.m. to 7:30 p.m. for changes to the Sydenham Water Treatment Plant.
- (d) Mayor Davison informed Council that Brian Larmon has offered his assistance to the new contractors for parks maintenance during the transition period.

12. Committee Meeting Minutes

Resolution No: 2011-18-23

Moved by Councillor Naish

Seconded by Councillor Vandewal

THAT Council receives the committee minutes of various Township Committees of Council as presented at the May 3rd, 2011 meeting:

- Minutes of the Corporate Services Committee meeting held March 9, 2011
 - Minutes of the Storrington District Recreation Committee meeting held March 21, 2011
- Carried.

13. In Camera

Resolution No. 2011-18-24

Moved by Councillor Vandewal

Seconded by Councillor Naish

THAT the Council meeting of May 3rd, 2011 move in-camera to discuss matters related to personnel, property matters and litigation.

Carried.

Resolution No. 2011-18-26

Moved by Councillor Vandewal

Seconded by Councillor Naish

THAT the Council meeting of May 3rd, 2011 move out of in-camera.

Carried.

14. Confirmatory By-law

Resolution No. 2011-18-27

Moved by Councillor Naish

Seconded by Councillor Vandewal

THAT By-law 2011-29, being a by-law to confirm generally previous actions of the Council of the Township of South Frontenac, be given first and second reading this 3rd day of May, 2011.

Carried.

Resolution No: 2011-18-28

Moved by Councillor Naish

Seconded by Councillor Vandewal

THAT By-law 2011-29, be read a third time, signed and sealed this 3rd of May, 2011.

Carried.

15. Adjournment

Resolution No. 2011-18-29

Moved by Councillor Naish

Seconded by Councillor Vandewal

THAT the Council meeting of May 3rd, 2011 be adjourned at 8:45 p.m.

Carried.

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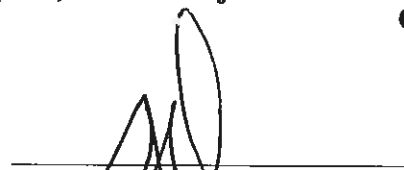
Seconded by Councillor Vandewal

THAT the Council meeting of May 3rd, 2011 be adjourned at 8:45 p.m.

Carried.



Mayor



Clerk-Administrator