

Minutes of Council
August, 1, 2017

Time: 6:00 PM

Location: Council Chambers

Meeting # 25

Present: Mayor Ron Vandewal, Pat Barr, John McDougall, Alan Revill, Norm Roberts, Mark Schjerning, Ron Sleeth, Ross Sutherland

Staff: Wayne Orr, Chief Administrative Officer, Forbes Symon, Manager of Development Services, Mark Segsworth, Public Works Manager, Louise Fragnito, Treasurer, Angela Maddocks, Executive Assistant.

1. Call to Order

a) Resolution

Resolution No. 2017-25-01
Moved by Councillor Sleeth
Seconded by Councillor Revill

THAT the Council meeting of August 1, 2017 be called to order at 5:55 p.m.

Carried

2. Declaration of pecuniary interest and the general nature thereof

a) Councillor Sleeth declared a pecuniary interest with respect to agenda item 9 (h) Shield Shores.

b) Councillor McDougall declared a pecuniary interest with respect to Page 14 of the Accounts Payable Voucher.

3. Scheduled Closed Session

a) Resolution - closed session to discuss litigation (four files) and approve July 11, 2017 closed session minutes (Lawyer to be present)

Resolution No. 2017-25-02
Moved by Councillor Sleeth
Seconded by Councillor Revill

THAT Council move into closed session to discuss litigation and to approve the July 11, 2017 closed session minutes.

Carried

b) Minutes of July 11, 2017 Closed Session

c) Litigation

d) Resolution

Resolution No. 2017-25-04
Moved by Councillor Sleeth
Seconded by Councillor Revill

THAT Council move out of closed session.

Carried

4. Rise & Report

a) Resolution

Resolution No. 2017-25-05
Moved by Councillor Sleeth
Seconded by Councillor Revill

THAT Council rise and report from Closed Session and authorize the Mayor and the Clerk to sign Minutes of Settlement with Don Stricelj.

Carried

5. ***Recess - reconvene at 7:00 p.m. for Open Session

6. Delegations

a) Mary Royer, re: Outdoor Furnaces

Mary Royer suggested that Council dropped the ball and did a great disservice to her by allowing an outdoor furnace on her neighbours property. She uses inhalers and experienced other health problems that she feels are as a result of the furnace. She has a right to enjoy her own property but wasn't able to open her windows or hang clothes out on the line until after July 17 when the furnace was not longer being utilized. She felt the neighbour was being allowed to burn toxic materials in the furnace which produced carcinogens that come inside her house.

b) Jim Varrette, re: Outdoor Furnaces

Mr. Varrette had concerns about the placement of outdoor furnaces from other residential units and felt that it would be better to have a setback from the property line. He noted that his enjoyment of his own property has been affected by the neighbours outdoor furnace and he can't put up with another winter like last. The neighbour was supposed to install an extension to the chimney shortly after it was installed but this still hasn't be done. He feels this furnace has impacted the resale value of his property and that of Ms. Royers. He circulated photos to Council taken from July 16 and 17 which indicated smoke hovering in the immediate area of the furnace.

7. Public Meeting

a) Resolution

Resolution No. 2017-25-06
Moved by Councillor Revill
Seconded by Councillor Sutherland

THAT a public meeting be held to discuss planning matters related to:

- Road Closure and Transfer, Part of Lot 3, Concession XVII, District of Bedford, Hugheson Island

Carried

b) Closing of Road Allowance - Part of Lot 3, Concession XVII, District of Bedford - Hugheson Island

Forbes Symon spoke to the report and request to close the road allowance on Hugheson Island. He noted that staff at the Township of Rideau Lakes are supportive of this request and will ensure that the road allowances are closed simultaneously.

There were no comments from the public.

Resolution No. 2017-25-07

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Moved by Councillor Sutherland
Seconded by Councillor Revill

THAT an opportunity having been provided, the public meeting be closed.

Carried

8. Approval of Minutes

a) Minutes of the July 11, 2017 Council Meeting

Councillor Schjerning pointed out three changes in the minutes related to the presentation on the draft Sydenham Lake Stewardship Plan.

Resolution No. 2017-25-08
Moved by Councillor Revill
Seconded by Councillor Sutherland

THAT Council approves the minutes of the July 11, 2017 Council meeting as amended.

Carried

b) Minutes of the July 18, 2017 Special Council Meeting

Resolution No. 2017-25-09
Moved by Councillor Sutherland
Seconded by Councillor Revill

THAT Council approves the minutes of the July 18, 2017 Special Council meeting.

Carried

9. Business Arising from the Minutes - n/a

10. Reports Requiring Action

a) Louise Fragnito, Treasurer, re: 2018 Budget Cycle

Resolution No. 2017-25-10
Moved by Councillor Revill
Seconded by Councillor Sutherland

THAT Council adopt the 2018 budget cycle as presented.

Carried

b) Louise Fragnito, Treasurer, re: Investment Update

Resolution No. 2017-25-11
Moved by Councillor McDougall
Seconded by Councillor Schjerning

THAT Council directs staff to report back in September on August numbers.

Carried

c) Forbes Symon, Manager of Development Services, re: Outdoor Solid Fuel Burning Appliances

The proposed by-law will be brought forward to the September 5, 2017 Council meeting for approval.

d) Forbes Symon, Manager of Development Services, re: Subdivision &

Condominium Approval Process

Council was generally supportive of the process outlined in the report, noting that the enhancement of the process makes it easier for everyone to understand. The document is well laid out with easy to follow steps.

Concerns were expressed as to where is South Frontenac with positioning ourselves to become the approval authority for subdivision and plans of condominium in the township? South Frontenac is paying for two levels of planning staff. The Official Plan update is needed and there is lots to get done before we seek approval authority.

Forbes Symon recommended that Council allow the current process to continue for a year. The coordination of public meetings is important and we should let experience be the best teacher.

There were a couple of Council members who felt there was a need to first get the Official Plan updated.

- e) Forbes Symon, Manager of Development Services, re: Plans of Subdivisions & Condominium Approval Process - Monitoring Conditions

Forbes Symon reviewed his report noting that it is standard and consistent wording. He outlined possible tools for addressing the problem with developers who proceed to do site works without all the agreements and controls in place such as securities and a site alteration by-law.

Some Council members expressed concerns about imposing securities and site alteration by-laws and requested that staff provide a report on the comparatives from other municipalities and how they monitor conditions and the use of these tools. They did not want to put up any road blocks for development.

- f) Forbes Symon, Manager of Development Services, re: Proposed Road Closure and Transfer: Doward

Council was supportive of moving this forward.

- g) Forbes Symon, Manager of Development Services, re: Recommended Conditions of Draft Approval - Application for Draft Plan of Subdivision - 5550 McFadden Road

Councillor Sutherland proposed an amendment to the motion.

Resolution No. 2017-25-12
Moved by Councillor Sutherland
Seconded by Councillor Schjernerig

THAT the conditions be amended to add:

1. That 5583 McFadden Road should have a clear water interference test and
2. That run off from Lot 5 be directed away from the lot to the south.

Defeated

Resolution No. 2017-25-13
Moved by Councillor McDougall
Seconded by Councillor Schjernerig

THAT Council forward the Planning Report dated July 26, 2017 to Frontenac County as representing the Township's conditions of draft plan approval for the 5550 McFadden Road Draft Plan of Subdivision 10T-2017-001.

Carried

- h) Forbes Symon, Manager of Development Services, re: Recommended Conditions of Draft Approval - Application for Draft Plan of Condominium - Shield Shores

Council questioned the status of the original right of way identified in the draft plan. Mr. Symon will investigate this and bring back a report for September 5, 2017.

Resolution No. 2017-25-14
Moved by Councillor Schjerning
Seconded by Councillor McDougall

THAT Council forward the Planning Report dated July 26, 2017 to Frontenac County as representing the Township's conditions of draft plan approval for the Shield Shores draft plan of condominium 10T-2016-001.

Deferred.

- i) Wayne Orr, Chief Administrative Officer, re: Assumption of Road as Public Highway

See By-law 2017-47

11. Committee Meeting Minutes

- a) Corporate Services Committee meeting held June 20, 2017

Resolution No. 2017-25-15
Moved by Councillor Schjerning
Seconded by Councillor McDougall

THAT Council receives for information the minutes of the following committee meetings:

- Corporate Services meeting held June 20, 2017

AND acknowledges receipt of the committee meeting minutes listed in the July 11, 2017 agenda.

Carried

12. By-Laws

- a) By-law 2017-47 - Assume Robinson Road

Resolution No. 2017-25-16
Moved by Councillor Barr
Seconded by Deputy Mayor Roberts

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

- By-law 2017-47
- By-law 2017-48

Carried

Resolution No. 2017-25-17
Moved by Councillor Sleeth
Seconded by Councillor Revill

THAT By-law 2017-47, being a by-law to establish Robinson Road as a public highway, be given third reading, signed and sealed.

Carried

b) By-law 2017-48 - Road Closure & Transfer - Hugheson Island

Resolution No. 2017-25-18
Moved by Councillor Barr
Seconded by Deputy Mayor Roberts

THAT By-law 2017-48, being a by-law to stop up, close and sell a portion of an unopened road allowance in Part of Lot 3, Concession XVII, Bedford District, be given third reading, signed and sealed, conditional on Rideau Lakes Township closing their portion.

Carried

13. Reports for Information

- a) Accounts Payable and Payroll Listing
- b) Louise Fragnito, Treasurer, re: Year to Date Financials
- c) PW-P02-2017 - Intersection Engineering Services
- d) PW-P-03-2017 Bridge Engineering and Design

14. Information Items

- a) Thank You to Planning Department from Fran Willes
- b) Hartington Community Association, re: July 11 Council Meeting Agenda Items 3 (a) and 3 (b).
- c) Peter Hodson, re: Cottage Lot Developments
- d) Dennis Doyle, Chair, KFLA Board of Health, re: Provincial Wide Alcohol Policy to Minimize Harms
- e) Dennis Doyle, Chair, KFLA Board of Health, re: Expanding Protection Against Second Hand Smoke
- f) David Waugh, re: Outdoor Solid Fuel Burning Appliances
- g) Ed & Maureen Adams, re: Outdoor Solid Fuel Burning Appliances

15. Notice of Motions

- a) Councillor Sutherland served a notice of motion regarding public engagement on the preconsultation process for subdivisions and condominium developments.

16. Announcements

- a) Mayor Vandewal reminded Council of the Lake Association meeting on August 17, 2017 at 7:00 p.m.
- b) Councillor Revill questioned the status of legislative compliance as it relates to signage and reflectivity.

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17. Question of Clarity (from the public on outcome of agenda items) - n/a
18. Closed Session - n/a
19. Confirmatory By-law
- a) By-law 2017-49

Resolution No. 2017-25-19
Moved by Deputy Mayor Roberts
Seconded by Councillor Barr

THAT By-law 2017-49, 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 1 day of August, 2017.

Carried

Resolution No. 2017-25-20
Moved by Deputy Mayor Roberts
Seconded by Councillor Barr

THAT By-law 2017-49, being a by-law to confirm generally previous actions of the Council of the Township of South Frontenac be given third reading, signed and sealed this 1 day of August, 2017.

Carried

20. Adjournment
- a) Resolution

Resolution No. 2017-25-21
Moved by Councillor Barr
Seconded by Deputy Mayor Roberts

THAT the Council meeting of August 1, 2017 be adjourned at 8:58 p.m.

Carried

Ron Vandewal, Mayor

Wayne Orr, Chief Administrative Officer