

Township of Seguin
Draft Minutes of Council Meeting
October 6th, 2008

A regular meeting of the Township of Seguin Council was held October 6th, 2008 at the Township of Seguin Council Chambers. Mayor Conn presided with Councillors Adams, Chidley, Gibbon, Jacklin, Sainsbury and Sturgeon present.

After the meeting was called to order Mayor Conn asked for approval of the agenda. Council approved the agenda as presented.

Mayor Conn requested that any disclosures of pecuniary interest be declared for the record. Councillor Chidley declared a possible pecuniary interest in regard to Belvedere Heights Home for the Aged. Councillor Chidley vacated his seat and left the Council Chambers during consideration of this matter in regular session.

The following resolutions were considered by Council:

2008-378 Gibbon-Adams **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby proceed to a closed meeting in order to address a matter(s) pertaining to:

- personal matters about an identifiable individual, including municipal employees.
- the receiving of advice that is subject to solicitor/client privilege, including communications necessary for the purpose – legal counsel advice re: Rankin Lake Bridge Reconstruction.

2008-379 Adams-Gibbon **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby declare the regular meeting reconvened.”.

2008-380 Adams-Gibbon **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby adopt the minutes of the regular and closed session meetings of Council of September 15th, 2008 as circulated.”.

2008-381 Gibbon-Adams **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby approve payment of the accounts in the following amounts as presented at the October 6th meeting of Council:

September 11, 2008	\$	255,317.30
September 18, 2008	\$	645,877.88
September 25, 2008	\$	<u>218,164.17</u>
TOTAL	\$	<u>1,119,359.35</u>

The Mayor advised Council would now consider the following road allowance application:

- By-law No. 2008-134, Parker SRA in front of Lot 28, Concession 11, in the former Humphrey, Little Whitefish Lake.

The Mayor asked if there was any member of the public who believed their land would be prejudicially affected by the closure of any of this road allowance or who wished to be heard on this road allowance closure and sale.

There were no verbal submissions received.

The Mayor asked if there had been any written objections received regarding this road allowance closure and sale.

The Acting Clerk advised that no written objections had been received.

2008-382 Gibbon-Adams

Carried

“THAT By-law No. 2008-134 Being a By-law to authorize the closure and sale of the Shore Road Allowance in front of Lot 28, Concession 11, in the former Township of Humphrey, now in the Township of Seguin (Parker-Little Whitefish Lake) is hereby deemed to have been read a first, second and third time and passed by Council.”.

2008-383 Adams-Gibbon

Carried

“THAT Council of The Corporation of the Township of Seguin does hereby rescind Resolution No. P98-136 passed by Council on the 23rd day of November, 1998 and close the outstanding application to purchase a portion of shore road allowance, Property Roll No. 030-005-15000 (Capozzi) as the Applicant did not proceed with the Application;

AND FURTHER THAT Council declines the request from the Applicant to refund any portion of the fees collected and directs Staff to close this file.”.

2008-384 Adams-Gibbon

Carried

“THAT By-law No. 2008-135, Being a By-law to Dedicate as a Public Highway and Assume Part of Lot 5, Concession 10, geographic Township of Humphrey, now in the Township of Seguin, District of Parry Sound, designated as Part 3, Plan 42R-17893 (known as McCauley Road), is hereby deemed to have been read a first, second and third time and passed by Council.”.

2008-385 Gibbon-Adams

Carried

“THAT By-law No. 2008-136, Being a By-law to Dedicate as a Public Highway and Assume Part of Lot 5, Concession 10, geographic Township of Humphrey, now in the Township of Seguin, District of Parry Sound, designated as Part 6, Plan 42R-17893 (known as Nipissing Road), is hereby deemed to have been read a first, second and third time and passed by Council.”.

2008-386 Adams-Gibbon

Carried

“THAT Council of The Corporation of the Township of Seguin does hereby receive the Staff Reports as presented on the agenda for the October 6th meeting of Council.

Community Services:

- Memorandum from Fire Services-Road Name Change Poplewood Lane.
- Report No. CS-FD-2008-008, Vehicle Procurement.
- Report No. CS-FD-2008-009, Joint Emergency Preparedness Program (JEPP) funding.
- Report No. CS-PL-2008-108, Rezoning Application R-2008-0018 (Kool).

Public Works:

- Azimuth Environmental Consulting Inc. – Summer 2008 Sampling Results, Seguin Landfill Site.”.

2008-387 Gibbon-Adams

Carried

“THAT as per Report CS-FD-2008-008 and Section 5.1.3 of By-law No. 2005-009, Being a By-law Governing Procurement Policies and Procedures, Council of The Corporation of the Township of Seguin does hereby authorize the purchase of a used truck chassis up to \$18,000. to be converted into a Fire Apparatus and Council does hereby waive the requirement to tender for this vehicle.”.

2008-388 Adams-Gibbon

Carried

“THAT Council of The Corporation of the Township of Seguin authorize the submission of a grant application on behalf of the West Parry Sound Municipalities for the funding of a HAZMAT trailer and equipment to provide for an immediate response to emergencies of this nature in the West Parry Sound area.”.

2008-389 Gibbon-Adams

Carried

“THAT By-law No. 2008-142, Being a By-law to amend Township of Seguin Zoning By-law No. 2006-125 (Rezoning Application R-2008-0018 McMichael Island, Salmon Lake-Kool), is hereby deemed to have been read a first, second and third time and passed by Council.”.

2008-390 Adams-Gibbon

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby accept, with regret the resignation of Reg Carter from the Township of Seguin Cemetery Committee.”.

2008-391 Sainsbury-Jacklin

Carried

“**THAT** Council of The Corporation of the Township of Seguin supports the West Parry Sound Health Centre in the amount of \$ 700.00 for The Northern Ontario School of Medicine Grand Rounds.”.

2008-392 Gibbon-Adams

Carried

“**THAT** per the Regional Economic Development Advisory Committee’s recommendation, Council direct staff to advertise for the position of Regional Area Economic Development Co-ordinator, for a two-year term, commencing January 1, 2009; and

THAT staff costs be shared between the Municipality of McDougall, Town of Parry Sound and the Township of Seguin on a 20%/40%/40% basis respectively, with an annual cost to the Township of approximately \$17,000 which will represent an approximate increase to the Regional Economic Development budget of \$12,000 from the current \$20,000 budget; and

THAT application be made to Northern Ontario Heritage Fund Corporation (NOHFC) in an effort to receive funding to offset the staffing costs.”.

2008-393 Sainsbury-Jacklin

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby adjourn the regular meeting to hold a public meeting for the following Rezoning Application R-2008-0019 (Pennal).”.

The Mayor advised Council would now hold a public meeting regarding the following application to amend the Zoning By-law:

1. Application No. R-2008-0019 (Pennal). The Owners have applied to rezone the lands from the Shoreline Residential One “SR1” Zone to Shoreline Residential One exception Forty-Eight (SR1-48) Zone.

The Mayor asked the Acting Clerk to state the method by which Notice of the meeting was given and the dates on which that Notice was given.

The Acting Clerk advised Notice was given by first class mail on August 12th, 2008 and by posting on August 12th, 2008.

The Mayor advised anyone who wished to receive notice of the passing of these zoning by-laws not owning land within 120m of the area to which they apply and who had not submitted such a request in writing should provide their name and address to the Acting Clerk before leaving the meeting.

The Mayor advised Council would consider all matters placed before it before passing a zoning by-law. As required by Section 34 Subsection 25 of the Planning Act, R.S.O. 1990, c. P.13, the Mayor informed the public that the Ontario Municipal Board has the power to dismiss an Appeal if the appellant has not provided Council with oral submissions at a public meeting or written submissions prior to it passing a zoning by-law. In addition, no person or body shall be added as a party to a hearing unless, before the decision on the application was made, oral submissions at a public meeting or written submissions to Council are made, or if the OMB believes there are reasonable grounds to be added as a party.

The Mayor asked if there was anyone present who wished to speak in favour of or in opposition to Rezoning Application R-2008-0019, being (Pennal)-(329-A Burgess Road).

Terry Martino, Architect for the Applicant (Pennal) provided Council with details regarding this proposal and a future plan to apply for severance. He advised that the area of concern was the docking and decking. The existing two slip boathouse is 1145 square feet and the proposed replacement boathouse will be 1617 square feet.

The Mayor asked if the Township had received any correspondence with respect to the Rezoning Application.

The Acting Clerk advised that no written submissions had been received.

2008-394 Jacklin-Sainsbury

Carried

“**THAT** the public meeting held for the following Rezoning Application is hereby closed and the regular meeting is reconvened:

- Application R-2008-0019 (Pennal).”

2008-395 Sainsbury-Jacklin

Recorded Vote Carried

“**THAT** By-law No. 2008-137 being a By-law to amend Township of Seguin Zoning By-law No. 2006-125 (Application R-2008-0019 Pennal) is hereby deemed to have been read a first, second and third time and passed by Council.”

Division List

Adams - Yea

Chidley - Yea

Gibbon - Nay

Jacklin - Yea

Sainsbury - Yea

Sturgeon - Nay

Conn - Nay

2008-396 Jacklin-Sainsbury

Carried

“**THAT** By-law No. 2008-138, Being a By-law to authorize the execution of a Site Plan Agreement between The Corporation of the Township of Seguin and Hatherley Holdings Inc., is hereby deemed to have been read a first, second and third time and passed by Council.”

2008-397 Adams-Gibbon

Carried

“**THAT** By-law No. 2008-130, Being a By-law to authorize the execution of a Property Purchase Agreement between The Corporation of the Township of Seguin and Her Majesty The Queen in right of the Province of Ontario represented by the Minister of Transportation for the Province of Ontario for Part of Lot 1, North Side of Main Street, East of Orr Street, Plan 82, formerly Christie now Township of Seguin, District of Parry Sound, shown as Part 2 on Ministry of Transportation Ontario Plan P-2838-120 deposited in the Land Registry Office as 42R-18421, is hereby deemed to have been read a first, second and third time and passed by Council.”

2008-398 Adams-Gibbon

Carried

“**THAT** By-law No. 2008-139, Being a By-law to enter into an Agreement between The Corporation of the Township of Seguin and The Near North District School Board to extend the use of the educational, cultural and recreational uses of facilities, is hereby deemed to have been read a first, second and third time and passed by Council.”

Councillor Chidley vacated his seat as he declared a possible pecuniary interest in regard to the next matter.

2008-399 Sainsbury-Jacklin

Carried

“**THAT** By-law No. 2008-141, Being a By-law to authorize the borrowing of money by way of temporary advances to meet expenditures made in connection with a certain project (Belvedere Heights Home for the Aged Life Lease Project), is hereby deemed to have been read a first, second and third time and passed by Council.”

Councillor Chidley returned to his seat.

2008-400 Jacklin-Sainsbury

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby receive the Board and Committee Minutes and the Correspondence as presented on the Agenda for the October 6th meeting of Council.”

2008-401 Sainsbury-Jacklin

Carried

“**THAT** By-law No. 2008-140, Being a By-law to confirm the proceedings of meetings of Council, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2008-402 Jacklin-Sainsbury

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby adjourn to meet again on October 20th, 2008 or at the call of the Mayor.”.

John Jackson spoke on behalf of Mr. and Mrs. Kool (Staff Report CS-PL-2008-108 regarding Rezoning Application R-2008-0018-McMichael Island, Salmon Lake) and he requested that the required environmental assessment be a scoped and specific study. Council agreed to this request but reminded the Applicants that Township Council/Staff can only be responsible for items under their control and this application appears to have some time-line deadlines which might be difficult to meet.

Council discussed the Building Canada Plan funding and Michelle Hendry was directed to prepare an application for the Tally Ho/Swords Road for review by Council.

*David Conn,
Mayor*

*Karen Bethune,
Acting Clerk*