

Township of Seguin
Draft Minutes of Council Meeting
May 4th, 2009

A regular meeting of the Township of Seguin Council was held May 4th, 2009 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 with the following Addendum. Addition of further information received from the Orrville Vision Implementation Task Force to their Delegation. Addition to Staff Reports of Report No. PW-RD-2009-008, RFQ 2009-015, Bridge and approaches paving and deck water proofing, CN Rail Bridge on Rankin Lake Road. Addition to Business of item h) Puck & Ball Tournament request for letter of no objection to the event for their Special Occasions Permit application. Addition to Public Meetings of item b) Proposed By-law No. 2009-018, Being a By-law to amend By-law 2007-116, Being a By-law to regulate the size, use, location and maintenance of signs and advertising devices within the Township of Seguin. Addition to Business of discussion regarding the permitted uses of the Camp for the Deaf lands. Addition to By-laws of a By-law to authorize the execution of a License Agreement for Digital Aviation Weather Cameras (DAWC) between The Corporation of the Township of Seguin and the Corporation of the Town of parry Sound and NAV Canada for Facility No. 0191C1201.

Mayor Conn requested that any disclosures of pecuniary interest be declared for the record. There were no disclosures of pecuniary interest declared.

The following resolutions were considered by Council:

2009-148 Jacklin-Adams **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby receive the Audited Consolidated Financial Statements for the Year Ended December 31st, 2008 as presented by the firm KPMG.”.

2009-149 Adams-Jacklin **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 April 20th, 2009 and the special meeting of Council of April 24th, 2009 as circulated.”.

2009-150 Jacklin-Adams **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby approve the following accounts in the amount of:

April 16, 2009	\$ 78,915.65
April 23, 2009	\$ 36,729.54
April 28, 2009	\$108,180.99
TOTAL	<u>\$223,826.18</u> ”.

2009-151 Adams-Jacklin **Carried**
“**THAT** Council of The Corporation of the Township of Seguin does hereby receive the Staff Reports as presented on the agenda and the addendum for the May 4th meeting of Council.

Community Services:

- Report No. CS-BD-2009-002, Update on activity in the Building Department.
- Update on the 2009 Seguin Township March Break Day Camp.
- Update on the 2009 Seguin Township Volunteer Recognition Celebrations.
- Report No. CS-PL-2009-026, Rezoning Application R-2009-0005 (Timberview Developments Inc.).”.

2009-152 Chidley-Adams **Carried**
“**THAT** as per Report PW-RD-2009-008, Council of The Corporation of the Township of Seguin does hereby accept the quotation from Fowler Construction Co. Limited in the amount of

\$64,329.51 plus G.S.T. (and contingency if required) for the CN Rail Bridge, Rankin Lake Road, deck waterproofing and paving of bridge approaches and bridge deck and award RFQ 2009-015 to Fowler Construction Co. Limited for the said works.”.

2009-153 Jacklin-Adams

Carried

“**THAT** Council does hereby authorize the following Members of Council to attend the 2009 Association of Municipalities of Ontario Annual Conference being held in Ottawa from August 16th to August 19th. Reimbursement of expenses will be as per Township Policy.

- Mayor David Conn
- Councillor Susan Adams
- Councillor Bruce Gibbon”.

2009-154 Adams-Jacklin

“**THAT** Council does hereby authorize the following Members of Council to attend the 2009 Federation of Northern Ontario Municipalities Annual Conference & Trade Show being held in Sudbury on May 6th to May 8th. Reimbursement of expenses will be as per Township Policy.

- Councillor Susan Adams
- Councillor Alex Chidley”.

Councillor Sainsbury proposed an amendment to the resolution to remove “Councillor Alex Chidley” from the resolution. Councillor Sturgeon seconded the amendment. Mayor Conn asked for the vote on the proposed amendment and the proposed amendment was carried.

2009-154 Adams-Jacklin

Carried As Amended

“**THAT** Council does hereby authorize the following Members of Council to attend the 2009 Federation of Northern Ontario Municipalities Annual Conference & Trade Show being held in Sudbury on May 6th to May 8th. Reimbursement of expenses will be as per Township Policy.

- Councillor Susan Adams”.

2009-155 Jacklin-Sturgeon

Carried

“**WHEREAS** as per Schedule “A” attached, Rogers Wireless Inc. proposes to erect a wireless telecommunications tower and supporting structures (the “*Facility*”) at 585 Blackwater Lake Road in the Township of Seguin;

AND WHEREAS proponents of telecommunications towers and supporting structures require the approval of Industry Canada on behalf of the Government of Canada and as part of the approval, Industry Canada requires such proponents to consult with local land use authorities prior to the erection of “significant antennae structures” as provided in CPC-2-0-03, and the *Facility* includes a “significant antennae structure”;

AND WHEREAS The Corporation of the Township of Seguin is a local land use authority;

AND WHEREAS Rogers Wireless Inc. is proposing the *Facility* to provide high quality network signal for it’s 3G high speed wireless voice and data network;

AND WHEREAS residents of the area to be serviced by this proposed *Facility* have limited options for broadband Internet access;

NOW THEREFORE BE IT RESOLVED THAT the Council of The Corporation of the Township of Seguin does hereby request Rogers Wireless Inc. ensure the required infrastructure is included with the installation of the *Facility* to provide wireless broadband Internet access to area residents.”.

2009-156 Sturgeon-Jacklin

Carried

“**WHEREAS**, as directed by Council, the Township of Seguin Finance Committee provided recommendations to Council regarding funding of non-legislated area assets (recommendations attached as Schedule “A” dated April 2009);

THEREFORE BE IT RESOLVED THAT the Council of The Corporation of the Township of Seguin does hereby adopt the following criteria for consideration when evaluating the funding of non-legislated area assets:

- Cost sharing based upon permanent population.
- Solid basic business fundamentals of the project/asset under consideration.
- Quantifiable, clear, direct user benefit to Seguin residents.
- Business and operating plan for the project/asset detailing:
 - capital, operating, depreciation and amortization costs.
 - operation organization and stewardship requirements.
 - benchmark with similar project/assets in similar circumstances.
 - reflect the project/assets size/risk.”.

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

- By-law No. 2009-055, Kinsley/McKeown SRA Otter Lake.

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

No verbal submissions were received.

The Mayor asked if any written objections had been received.

The Clerk advised no written objections had been received.

2009-157 Adams-Chidley

Carried

“**THAT** By-law No. 2009-055, Being a By-law regarding a road allowance closure and sale, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2009-158 Chidley-Adams

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby adjourn the regular meeting to hold a public meeting for Rezoning Application R-2009-0005 (Timberview Developments Inc.) and proposed By-law No. 2009-018, Being a By-law to amend By-law No. 2007-116, Being a By-law to regulate the size, use, location and maintenance of signs and advertising devices within the Township of Seguin.”.

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

- Application No. R-2009-0008 (Timberview Developments Inc.) Civic Address 364 Stanley House Road. The applicant was recently granted a Consent to sever the subject lands to create two new residential lots (Consent Applications B-2008-0017-H & B-2008-0018-H). As a condition of Consents, the applicant is required to rezone the proposed severed lots to the Limited Service Residential – Exception 56 (LSR-56) Zone, where future development would require additional land use planning controls (Site Plan, Development Agreement, etc.) and rezone the proposed retained lot to the Shoreline Residential One – Exception 57 (SR1-57) Zone, where future development would also require additional land use planning controls (Site Plan, Development Agreement, etc.).

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

The Clerk advised Notice was given by first class mail and by posting on April 14th, 2009.

The Mayor advised anyone who wished to receive Notice of the passing of this zoning by-law not owning land within 120m of the area to which it applies and who had not submitted such a request in writing should provide their full name and address to the 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 the application.

No verbal submissions were received.

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

The Clerk advised no correspondence had been received.

The Mayor advised Council would now hold a public meeting regarding proposed By-law No. 2009-018, Being a By-law to amend By-law No. 2007-116, Being a By-law to regulate the size, use, location and maintenance of signs and advertising devices within the Township of Seguin.

The Mayor asked the Clerk to state the method by which Notice of the meeting was given and the dates on which that Notice was given for the proposed By-law.

The Clerk advised Notice was given by advertising in the April 17th, 2009 edition of the Parry Sound Beacon Star and by posting on the Township of Seguin web site.

The Mayor asked if there was anyone present who wished to speak in favour of or in opposition to the proposed By-law.

No verbal submissions were received.

The Mayor asked if the Township had received any correspondence with respect to the proposed By-law.

The Clerk advised correspondence had been received from Hans de Vries, Ryan Tarrant and Michelle & Don Berry regarding the current By-law but not directly in response to the proposed By-law.

2009-159 Adams-Chidley **Carried**
“**THAT** the public meeting held for Rezoning Application R-2009-0005 (Timberview Developments Inc.) and proposed By-law No. 2009-018, Being a By-law to amend By-law No. 2007-116, Being a By-law to regulate the size, use, location and maintenance of signs and advertising devices within the Township of Seguin is hereby closed and the regular meeting is reconvened.”.

2009-160 Chidley-Adams **Carried**
“**THAT** By-law No. 2009-052, Being a By-law to amend Township of Seguin Zoning By-law No. 2006-125 (Rezoning R-2009-0005 Timberview Developments Inc.), is hereby deemed to have been read a first, second and third time and passed by Council.”.

2009-161 Adams-Chidley **Deferred**
“**THAT** By-law No. 2009-018, Being a By-law to amend By-law No. 2007-116, Being a By-law to regulate the size, use, location and maintenance of signs and advertising devices within the Township of Seguin, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2009-162 Jacklin-Sturgeon **Carried**
“**THAT** By-law No. 2009-057, Being a By-law for Establishing Tax Ratios, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2009-163 Sturgeon-Jacklin

Carried

“**THAT** By-law No. 2009-058, Being a By-law to adopt the estimates of all sums required during the year and to strike the tax rates for the year 2009, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2009-164 Chidley-Adams

Carried

“**THAT** By-law No. 2009-060, Being a By-law to exempt certain properties from Part IX of the Municipal Act, 2001, as amended, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2009-165 Sainsbury-Jacklin

Carried

“**THAT** By-law No. 2009-061, Being a By-law to authorize the execution of a License Agreement for Digital Aviation Weather Cameras (DAWC) between The Corporation of the Township of Seguin and the Corporation of the Town of Parry Sound and NAV Canada for Facility No. 0191C1201, is hereby deemed to have been read a first, second and third time and passed by Council.”.

2009-166 Adams-Chidley

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 and the Addendum for the May 4th meeting of Council.”.

2009-167 Adams-Chidley

Carried

“**THAT** By-law No. 2009-059, 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.”.

2009-168 Chidley-Adams

Carried

“**THAT** Council of The Corporation of the Township of Seguin does hereby adjourn at 8:36 p.m. to meet again on Tuesday May 19th, 2009 or at the call of the Mayor.”.

Don Garrioch of KPMG, the Auditors for the Township of Seguin presented the 2008 Audited Financial Statements. Council thanked Mr. Garrioch for his presentation.

Greg Knight & Hans Jansen of the Seguin Adult Lifestyle Community Development addressed Council to provide an update on the Development. Council thanked Mr. Knight and Mr. Jansen for the update.

Vince Grittani of the Rosseau Culture & Arts Project and Al Beckley of the Seguin Arts Council addressed Council to provide an update on activities of the organizations and a summary of findings of a study by the Ontario Arts Council. Based upon the summary of the study, Mr. Grittani and Mr. Beckley requested Council consider adopting the designation of the most artistic municipality in Ontario for the Township of Seguin.

Elizabeth Steinebach of the Orrville Vision Implementation Task Force addressed Council to present the recommendations of the Task Force for implementation of various initiatives of the Visioning Report and to request Council act on the recommendation of the Task Force relating to a round about and a demonstration of a round about as quickly as possible. Council thanked Ms. Steinebach for the presentation and advised her staff have contacted the Ministry of Transportation Ontario (MTO) regarding the round about and feasibility and are awaiting a response from the MTO.

*David Conn,
Mayor*

*Craig Jeffery,
Clerk*