

JUNE 23, 2004

The regular meeting of the Council of the Corporation of the Municipality of Huron Shores was held on Wednesday, June 23, 2004 and called to order by Mayor Ted Linley at 7:00 p.m.

PRESENT WERE: Mayor Ted Linley, Councillors Gord Campbell, Gil Reeves, Archie Roach, Kent Weber and Dale Wedgwood; and Clerk Deborah Tonelli.

ALSO PRESENT: Mike Morgan and Clayton Senecal, Midway Lumber Mills; Assistant Clerk Beverly Eagleson.

PECUNIARY INTEREST: Mayor Linley

ADOPTION OF MINUTES

04-15-01 THAT we adopt the minutes of the Regular Meeting of Council held
D. Wedgwood Wednesday, June 9, 2004 as circulated. CARRIED.
G. Reeves

04-15-02 THAT **By-law #04-35**, being a By-law of the Corporation of the
A. Roach Municipality of Huron Shores to **Adopt the Minutes** of the Council
G. Reeves Meetings held on June 9, 2004 and June 16, 2004, authorizing the taking
of any action authorized therein and thereby, was read a first, second and
third time and passed in open Council this 23rd day of June, 2004.
CARRIED.

ADOPTION OF ACCOUNTS

04-15-03 THAT we approve payment of the General Accounts, excluding items of
G. Reeves Pecuniary Interest, for the period from June 10 to June 23, 2004 in the
D. Wedgwood amount of **\$110,882.06**. CARRIED.

04-15-04 THAT Councillor Reeves **act in the capacity of Mayor** for the motion
K. Weber pertaining to the Account of the Village General Store.
G. Campbell CARRIED.

04-15-05 THAT we approve payment of **Village General Store** account in the
K. Weber amount of \$337.72. CARRIED.
G. Reeves DISCLOSURE OF PECUNIARY INTEREST:
Mayor Linley – Items dealing with Village General Store.

DELEGATIONS AND PETITIONS

Mike Morgan and Clayton Senecal of Midway Lumber attended the meeting with respect to the proposed by-law amending the **No Smoking By-law** to grant site specific exemption for Midway Lumber Mills Ltd. They interpret that the proposed amendment only postpones their complying with the original by-law by one year and does not eliminate their concern for volatile fire hazards on their property and operations. They referenced the No Smoking by-law of the City of Sault Ste. Marie. Council discussed options with the Company representatives. Mr. Morgan and Mr. Senecal stated that if subsections (v) and (vi) of Section 2.3 were removed, they could comply with the by-law and avoid potential disaster for their industry. Council concurred. Clerk to investigate ventilation requirements for their designated smoking rooms.

04-15-06 THAT **By-law #04-34**, being a site specific by-law to regulate smoking at
K. Weber Midway Lumber Mills Ltd., was read a first, second and third time and
G. Reeves passed in open Council this 23rd day of June, 2004. CARRIED.

Treasurer's Report:

Clerk Tonelli advised that a property owner had requested consideration to accept a late commercial vacancy application. Council resolved that the deadline must be adhered to.

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04-15-07*G. Reeves**A. Roach*

THAT **By-law #04-36** being a by-law to provide for the **Adoption of Tax Rates** for the collection of **2004** taxes and further provide for penalty and interest and default of payment thereof for 2004 was read a first, second and third time and passed in open council on this 23rd day of June, 2004.
CARRIED.

04-15-08*D. Wedgwood**G. Campbell*

THAT we accept the Minutes of Settlement from MPAC for Taxation as follows:

57 24 000 001 01600 0000 RT	2004 From	24,500	to RT	8,500
57 24 000 001 06600 0000 RT	2004 From	15,800	to FT	1,000
57 24 000 002 08400 0000 RT	2004 From	11,600	to FT	1,000
57 24 000 002 10200 0000 RT	2004 From	14,600	to RT	1,000
57 24 000 003 03200 0000 RT	2004 From	12,500	to FT	1,000
57 24 000 003 05800 0000 RT	2004 From	11,100	to FT	1,000
57 24 000 003 14200 0000 RT	2004 From	13,300	to FT	6,600
57 24 000 004 08000 0000 RT	2004 From	15,800	to FT	7,900
57 24 000 008 07700 0000 RT	2004 From	31,000	to FT	21,500
57 24 000 008 32903 0000 RT	2004 From	13,700	to FT	6,800
57 24 000 010 00200 0000 RT	2004 From	23,500	to FT	8,200
57 24 000 015 03318 0000 RT	2004 From	8,700	to FT	4,300

CARRIED.

It has been confirmed that the rebate of G.S.T for Municipalities will increase to 100% from 57.14%.

Public Works Report:**04-15-09***D. Wedgwood**A. Roach*

WHEREAS the **gravel** being crushed and hauled from the Yates pit under the spring gravel tender contract is not compacting as desired,
AND WHEREAS staff has confirmed that Gilbertson Enterprises is willing to adjust tender # 2004 RG-1 to a mutually agreed price for the remainder of the product required for Melwel Road gravel requirements;
NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. THAT WE **reduce** the quantity of Item 3. of 2004-RG-1 being the gravel crushing and hauling requirements from the Yates Pit for Melwel Road from

5000 cu. yds. to 2500 cu. yds. @ \$9.20/cu.yd. + applicable Taxes;

AND

2. THAT WE **add** the quantity of

2500 cu. yds. @ \$11.92/cu.yd. including applicable Taxes for crushing and hauling requirements from the Armstrong Pit for Melwel Road.

CARRIED.

Planning Report:

Notification was received from Ministry of Municipal Affairs and Housing granting Provisional Consent for a **severance** of property owned by Harold **House**, **File #57-C-04004**.

Council discussed the **zoning preference for the proposed MacBeth Bay Subdivision**.

04-15-10*D. Wedgwood**A. Roach*

WHEREAS by MMAH File No. 57-T-04001, the Agents for the **MacBeth Bay Subdivision** have made application for a 13 lot subdivision on Lake Huron on properties described as the SE ¼ of Section 27, the NW ¼ of Section 34 and the NE ¼ of Section 34, Township of Lefroy;
AND WHEREAS the application identifies that the subdivision be zoned Seasonal Residential;

AND WHEREAS the Municipality is of the opinion that due to the close proximity of the proposed subdivision to Highway 17, the Town of

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04-15-10 (Cont.)

Thessalon and existing subdivisions, including Nestorville and Huron Shore Subdivision, Rural Residential **zoning** permitting year round use would be better suited zoning for the subdivision in order that the municipality is not faced with future pressure to permit year round use of property in subject subdivision;

AND WHEREAS the applicant has advised that MMAH has indicated that the Province prefers that the subdivision be zoned Seasonal Residential and have completed the application in keeping with the Province's recommendation;

AND WHEREAS the Municipality does not want to impose delays on the developer due to conflicting zoning preferences between the Municipality and the Ministry of Municipal Affairs and Housing;

NOW THEREFORE BE IT RESOLVED THAT the Corporation of the Municipality of Huron Shores will agree to the proposed Seasonal Residential Zoning for the subject subdivision provided the applicant and agent are fully aware that the municipality cannot permit year round use of the properties and that there is no guarantee for the owner's marketing purposes that the zoning may ever be able to be changed to permit year round use;

AND THAT NOTWITHSTANDING the decision to agree to Seasonal Residential Zoning, the Municipality wishes to reassert its position that this development should be rezoned for Rural Residential use to avoid inevitable pressure to allow year round use on seasonally zoned land.

CARRIED.

File 57C-03008 – Deferred – information not provided.

Councillor Reports:

Councillor Roach reported on Blind River Refinery Quarterly Report.

Councillor Ratz was absent from the Meeting but had previously provided a Museum Board Report from the meeting held June 10th.

Information obtained from Harriman and Associates for reviewing administrative operations and developing a strategic plan, was reviewed via **Councillor Ratz**. Council agreed to meet with the Consultant to discuss what they have to offer.

General Business**8-1. Park Tender recommendations for Cenotaph and Stonework**

One Tender was received for stonework from Timber-Land. Four tenders as follows were received for the cenotaph and benches at the Tally Ho Park.

Eternal Monuments	\$19,128.74
Elliot Lake Monuments	\$19,955.50
Defazio Memorials Ltd.	\$27,379.29
Lock City Monuments	\$32,480.76

04-15-11

D. Wedgwood

G. Campbell

WHEREAS the Council of The Corporation of the Municipality of Huron Shores accepts the recommendations of the **Tally-Ho Park** Committee;

NOW THEREFORE BE IT RESOLVED THAT we accept the **tender bid** of Timber-Land in the amount of \$29,104.00, including taxes, to prepare ground, supply and install **interlocking stone** as set out in Contract #2004-Park-1 (Stonework Tender);

AND THAT we accept **the tender bid** of Eternal Monuments (o/a 1022338 Ontario Inc.) in the amount of \$19,128.74, including taxes, to supply and install one **cenotaph and two benches** as set out in Contract #2004-Park-2 (Cenotaph Tender).

CARRIED.

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8-2. Aggregate Resources Act

04-15-12

A. Roach

G. Reeves

WHEREAS Municipalities designated under the Aggregate Resources Act enjoy the benefit of revenue from royalties established under that Act;
AND WHEREAS the Municipality of Huron Shores is not designated under the Aggregate Resources Act, and thereby not eligible for the revenue source from royalties;

AND WHEREAS being designated would reinforce the operation guidelines and regulations established for Aggregate operations;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of The Municipality of Huron Shores **request that this Municipality be designated under Schedule 2 of the Aggregate Resources Act;**

AND THAT said request be forwarded to the Honourable David Ramsey, Minister of Natural Resources with a copy to Premier Dalton McGuinty, and MPP Mike Brown.
CARRIED.

8-3 1st and 2nd Reading of by-law re: Franchise Agreement with Union Gas.

Clerk Tonelli advised that this agreement renews expiring agreements with former municipalities to provide natural gas services in the municipality.

04-15-13

G. Reeves

D. Wedgwood

BE IT RESOLVED THAT the proposed by-law to authorize a **franchise agreement** between The Corporation of the Municipality of Huron Shores and **Union Gas Limited** was read a first and second time this 23rd day of June, 2004;

AND THAT the Council of The Corporation of the Municipality of Huron Shores approves the form of draft by-law and franchise agreement as evidenced by its 1st and 2nd reading and authorizes the submission thereof to the Ontario Energy Board for approval pursuant to the provisions of Section 9 of *The Municipal Franchises Act*;

AND THAT this Council requests that the Ontario Energy Board make an Order declaring and directing that the assent of the municipal electors to the draft by-law and franchise agreement pertaining to The Corporation of the Municipality of Huron Shores is not necessary pursuant to the provisions of Section 9(4) of *The Municipal Franchises Act*. CARRIED.

8-4. By-law: 3rd Reading of Smoking By-law allowance for Midway Lumber Mills Limited.
This item dealt with in Delegations portion of meeting.

8-5. Motion: Committee and Staff Reports – Deferred.

8-6. Motion: Recycling Bins at Day and Bright Recreation & Community Centre.

04-15-14

K. Weber

G. Campbell

WHEREAS the Council of The Corporation of the Municipality of Huron Shores deems it necessary to place a third **recycling depot** in the Municipality;

NOW THEREFORE BE IT RESOLVED THAT we contract the services of Municipal Waste and Recycling Consultants to place a recycling bin at the **Day and Bright Recreation and Community Centre**. CARRIED.

8-7. Motion: amendments to resolutions re: Blind River Chamber of Commerce partnership.

04-15-15

D. Wedgwood

G. Campbell

THAT we rescind Resolution No. 04-10-26;

AND THAT the Municipality of Huron Shores contribute \$1,000.00 cash in support of an **application to HRDC** in cooperation with the Blind River Chamber of Commerce.
CARRIED.

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8-8. Motion: to tender for Engineering Services to review water sources at Municipal facilities.

04-15-16 THAT we **tender for Engineering Services** to provide an engineering
K. Weber report and certification regarding the potable **water systems** at specific
G. Reeves Municipal facilities, as legislatively required. CARRIED.

8-9. Building Maintenance issues. Clerk advised that there is no one employee dedicated to building maintenance. We depend on the Volunteers to advise of any issues that arise. Council concurred that although it is not part of this year's budget this issue will have to be discussed further.

8-10. Renaming of Municipal Reserves. The Treasurer and Finance Commissioners will address and make recommendations to Council at a future Council Meeting.

8-11. MNR – use of Waste Disposal Site to remove debris from Crown Land in Huron Shores. It was agreed that if MNR wishes to utilize the Waste Disposal Site on a day it is not open, they will have to pay the set fee.

LETTERS & COMMUNICATIONS FOR ACTION

9-1. Legislative Assembly of Ontario/request for comments re: Sherkston Shores request on assessment of recreational vehicles in campgrounds.

9-2. City of Kawartha Lakes / re: Municipal Performance Measurement Program.

04-15-17 THAT we **endorse the Resolution** of the City of Kawartha Lakes in
G. Reeves strongly opposing the waste of staff time and money in the preparation
D. Wedgwood and submission of the **Municipal Performance Measurement Program**
reports to the Province of Ontario and request that this Program stop as
soon as possible in order to allow municipal staff time to focus on
assessing performance measures which are meaningful and valuable to our
own community. CARRIED.

9-3. Holly Jones / resignation from Library Board.

04-15-18 THAT we accept with regret the **resignation** of Holly Jones from the
D. Wedgwood Huron Shores Public **Library Board**. CARRIED.
G. Campbell

04-15-19 THAT we **advertise** for one week in the North Shore Sentinel **to fill one**
A. Roach **vacancy on** the Huron Shores **Library Board** and that anyone in Huron
G. Reeves Shores interested in sitting on this Board, submit their letter of interest to
Librarian Terri Beharriell at P.O. Box 339, Iron Bridge, Ontario P0R 1H0
by August 31, 2004. CARRIED.

9-4. Ministry of the Environment / Achieving 60% Waste Division.

9-5. Ontario Students Against Impaired Driving / request for donation toward coupons for taxi service.

9-6. Iron Bridge Lions Club, Inc. / request that Community Days Ball Tournament be declared as a Community Festival.

04-15-20 THAT the Council of the Corporation of the Municipality of Huron
G. Reeves Shores recognize the Iron Bridge Lions Club **Community Days and Ball**
D. Wedgwood **Tournament**, to be held August 13-15, 2004, as a **Community Festival**.
CARRIED.

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LETTERS & COMMUNICATIONS FOR INFORMATION

- 10-1(a) East Algoma Mental Health Geographic Advisory Group/letter of concern to Mike Brown.
- (b) East Algoma Mental Health Geographic Advisory Group/ letter of concern to George Smitherman.
- 10-2. Huron Shores Quilt Guild / thank-you and donation re: use of Day & Bright Recreation & Community Centre.
- 10-3. Assessment Review Board / ARB Streaming Strategy for 2004 Complaints – 76,000 complaints in 2004
- 10-4. Minister Responsible for Seniors / Senior Achievement Award Program.
- 10-5. Ministry of Citizenship and Immigration / Community Action Awards.

04-15-21

THAT we do adjourn at 8:42 p.m.

D. Wedgwood

CARRIED.

A. Roach

MAYOR

CLERK