

July 28, 2004

The regular meeting of the Council of the Corporation of the Municipality of Huron Shores was held on Wednesday, July 28, 2004 and called to order by Mayor Ted Linley at 7:00 p.m.

PRESENT WERE: Mayor Ted Linley, Councillors John Fullerton, David Ratz, Gil Reeves, Archie Roach, Kent Weber, Dale Wedgwood; and Clerk Deborah Tonelli.

ALSO PRESENT: Patti & Merv Kay, Lorna Senecal, Heather Senecal; Jack & Pat Falldien, Georges and Susan Bilodeau; Treasurer Sandra Leach; and Public Works Foreman Tom Dumont.

ADOPTION OF MINUTES

04-18-01 THAT we adopt the minutes of the Regular Meeting of Council held
D. Ratz Wednesday, July 14, 2004 as circulated.
A. Roach CARRIED.

04-18-02 THAT **By-law #04-39**, being a By-law of the Corporation of the
K. Weber Municipality of Huron Shores to **Adopt the Minutes** of the Council
G. Reeves Meeting held on July 14, 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 28th day of July, 2004.
CARRIED.

ADOPTION OF ACCOUNTS

04-18-03 THAT we approve payment of the General Accounts for the period from
D. Ratz July 15, 2004 to July 28, 2004 in the amount of \$190,587.71.
D. Wedgwood CARRIED.

DELEGATIONS AND PETITIONS

Patti and Merv Kay, Lorna Senecal and Heather Senecal attended to express concerns re: the proposed **by-law to close the Munroe Lane and Green Lane entrances to Hwy. 17**. Council explained that the by-law being read this evening is strictly to close the entrances mentioned above. It will receive first reading this evening and second and third reading when construction work has been completed to join the new Industrial Road with the existing Munroe Lane.

Mrs. Senecal questioned if the Municipality planned to expropriate her property. Council explained that the work being done now is to follow through with our commitment with the Ministry of Transportation to close Munroe Lane and Green Lane West and open the new Industrial Road entrance to Hwy. 17 and that the Municipality will not conduct any further work on the Senecal property until both parties have signed the Agreement. When questioned, Councillor Wedgwood advised that the Municipality does intend to finalize Industrial Road.

Patti Kay noted her concern that changes were made following her original discussions with Councillor Wedgwood and Road Foreman Dumont and that she should have requested everything in writing. She stated that these gentlemen had advised that the mature trees north of their property would remain but they were removed. Road Foreman Dumont explained that they removed only those within the 66-foot wide road allowance as identified on the survey plan. Mrs. Kay asked if there was a need to adjust the survey. Clerk advised that there was no need and explained why PARTS 8 and 9 on Plan 1R-10683 were set out on the plan. The Municipality will continue to utilize the existing Munroe Lane that runs along the northerly boundary of the Kay property and identified as PART 8. Once construction is complete, the Municipality will no longer require the portion of Munroe Lane identified as PART 9 on the plan, as the new road will run north of their property at that location. Mayor Linley explained trespass roads.

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Public Works Foreman noted that an Environmental Assessment had been done for the project. Mrs. Kay advised that she was not aware of this.

Mayor Linley asked Mrs. Kay to address all of her concerns this evening. She itemized them as follows:

(1) They are concerned about devaluation of their property as they will no longer live on a dead-end street. She stated that there will be truck traffic passing by their home and added noise and that removal of mature trees north of their property has already caused them to hear highway traffic and see headlights. Road Foreman Dumont advised that the Municipality is willing to plant buffer trees, but cannot do that until construction is complete. Mr. and Mrs. Kay expressed a concern that it would take a long time for planted trees to mature. Mr. Dumont stated that the Municipality would contract Jeff Flood to plant 12-14 foot high trees.

(2) Mrs. Kay noted that in preliminary discussions, they advised that they did not want the new road to pass through the northern boundary of their property and that this had been addressed. Councillor Wedgwood advised that the road was relocated north of their property as a result of their concern.

(3) They are concerned that blasting and movement of large equipment could damage their foundation. They advised that the large equipment in the area last November already caused cracks in the foundation. Council advised that the Municipality always conducts pre-blast surveys prior to blasting operations of this nature. A time was set for the pre-blast survey of the Kay and Senecal homes. Mr. Dumont explained that monitors will be placed outside their homes when the blasting is conducted. Mrs. Kay is also concerned for their septic system. She advised that they need to be notified well in advance of the blasting operation in order to make arrangements to remove their dogs from the home.

(4) They are concerned about noise and dust pollution that will be caused by being on a truck route. Council advised that the new road will be surface treated. Councillor Wedgwood noted that if and/or when required, that portion of the new road running north through the Senecal property will be signed as a non-truck route. The portion north of the Kay property will, however, be the main route to the Industrial site.

(5) They questioned if they would realize a tax increase due to development of Industrial Road. Clerk advised that their taxes will only increase, as a result of Industrial Road, if the Assessment Office deems their property to be more valuable.

(6) They questioned if their driveway will be connected to the new road. Council assured Kay's that their driveway will be connected to the new road as part of the construction works at no cost to them.

Heather Senecal noted that she received information from the Clerk, prior to the meeting, that the Municipality does not intend to enter onto the Senecal property until the Agreement is finalized. Council confirmed this information. Mrs. Kay asked that when we pass the by-law to close the Green Lane and Munroe Lane entrances, will the Municipality have the right to expropriate land. Councillor Wedgwood advised that the by-law being read this evening has nothing to do with expropriation of land. Mayor Linley confirmed this statement and advised that, as a Municipality, we can expropriate land, however, at this point, we have no intention to do that. Mrs. Senecal noted that a meeting must be arranged with Council and their legal Counsel to address their property concerns. Council concurred and are awaiting notification of a meeting date.

Mayor Linley asked if they had any further questions, to which they stated no. He thanked the Kay's and Senecal's for attending the meeting.

Jack Falldien brought forward concerns from the ratepayers of Ward 4, who live beyond the Dean Lake Bridge, regarding lack of an alternate access in the Winter months, should the bridge become impassable. Mayor Linley noted that said road was opened within four hours last winter. Mr. Falldien replied that four hours is too long for someone suffering a heart attack. Mr. Falldien presented a petition to Council, containing 74 signatures, requesting that **Chevis Road** be maintained in its entirety on a year-round basis to provide Ward 4 residents with an alternate route into or out of the area accessed by the Dean Lake Bridge.

The petition identifies that the reason for the request are two-fold and are as follows:

“(1) Should an emergency arise within Ward 4 and access to Highway 17 is not possible via the Dean Lake Bridge there is no alternate route available for residents.

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(2) With load restrictions in place covering the Dean Lake Bridge the residents are unable to have deliveries transported to their property using this route, with the year-round maintenance of Chevis Road eliminating this problem.
In addition, we request that money be allocated to the road budget as soon as possible to bring Chevis Road up to standards on a year-round basis.”

Councillor Roach noted that the load restrictions on the bridge were improved following the work done in 1988.
Mr. Falldien questioned why the wooden wedges were placed between the decking planks of the bridge. Mr. Dumont advised that this had been a recommendation from the Engineer, as an interim measure to reduce the rattling noise, but the wedges did not stay in place.
Councillor Wedgwood questioned if the petitioners had given any consideration to the cost of bringing Chevis Road up to standard. Mr. Falldien noted that they are not asking for an overnight solution but that funds be apportioned over time.
Councillor Reeves agreed that this is something we need to address from an emergency perspective.
Mayor Linley noted that the budget has been finalized for this year, but that Council will seriously consider the petition. Mr. Falldien asked if the road will at least be plowed this winter. Mayor Linley advised that Council will get back to Mr. Falldien with an answer and appreciated these concerns being brought forward.

Councillor Roach noted that the people of Ward 4 are very concerned regarding the status of Chevis Road. Councillor Wedgwood noted that even if we do just plow the road, there will still be a couple of weeks in the Spring of the year that it will be impassable due to mud bogs. Councillor Ratz noted that he received a concern from a farmer moving hay on the road and questioned if “slow moving vehicles” signs could be installed at either end. Mr. Dumont concurred, but cautioned Council that requests for specialty signs such as this are common.

04-18-04
D. Ratz
D. Wedgwood

THAT “Slow Moving Vehicles” signs be placed at both entrances to Chevis Road.

CARRIED.

Mayor Linley asked that the Roads Commissioners review the Chevis Road matter and bring recommendations back to Council.

Treasurer’s Report:

An excellent 2003 Audit Management Letter was received from Dennis Thompson.
Treasurer Leach provided the following to all Council members: copies of the final 2004 budget; Parade/Shania Twin Concert Accounting Summary for both the Ambassador Program and Arena Board and; a VISA Statement Summary for the statement in the July 14/04 General Accounts. Clerk to prepare letter of Congratulations to Ambassador Program Committee.

04-18-05
J. Fullerton
K. Weber

THAT **By-law #04-40** being a by-law of the Corporation of the Municipality of Huron Shores to Enter into a **Deposit Interest Agreement** with the Royal Bank of Canada, was read a first, second and third time and passed in open Council this 28th day of July, 2004.

CARRIED.

04-18-06
K. Weber
G. Reeves

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

57 24 000 001 05900 0000 RT 2004 From	9,400 to RT	4,700
57 24 000 002 08900 0000 RT 2004 From	12,400 to RT	1,000
57 24 000 003 16700 0000 RT 2004 From	15,100 to RT	5,300
57 24 000 003 18905 0000 RT 2004 From	13,800 to RT	6,900
57 24 000 004 13600 0000 RT 2004 From	22,000 to RT	7,800
57 24 000 004 13000 0000 RT 2004 From	20,500 to RT	7,100
57 24 000 015 15502 0000 RT 2004 From	10,400 to RT	5,200
57 24 000 012 02000 0000 RT 2004 From	24,500 to RT	8,500
57 24 000 002 11000 0000 RT 2004 From	11,200 to RT	1,000

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04-18-06 - cont.	57 24 000 002 13600 0000 RT 2004 From	11,300 to RT	1,000
	57 24 000 002 14200 0000 RT 2004 From	11,400 to RT	1,000
	57 24 000 003 01800 0000 RT 2004 From	14,000 to RT	4,900
	57 24 000 015 15700 0000 RT 2004 From	10,400 to RT	5,200
	57 24 000 016 11400 0000 RT 2004 From	7,300 to RT	2,900
	57 24 000 018 10521 0000 RT 2004 From	14,700 to RT	4,400
	57 24 000 018 10520 0000 RT 2004 From	25,000 to RT	17,700
	57 24 000 018 05400 0000 RT 2004 From	95,000 to RT	20,500
	57 24 000 001 05200 0000 RT 2004 From	14,500 to RT	7,200
	57 24 000 001 06700 0000 RT 2004 From	20,500 to RT	15,600
	57 24 000 010 07701 0000 RT 2004 From	10,900 to RT	4,900
	57 24 000 008 02500 0000 RT 2004 From	9,500 to RT	4,700
	57 24 000 008 25300 0000 RT 2004 From	11,500 to RT	5,700
	57 24 000 010 07900 0000 RT 2004 From	99,000 to RT	52,000
	57 24 000 015 03201 0000 RT 2004 From	30,500 to RT	8,100
	57 24 000 015 16600 0000 RT 2004 From	24,000 to RT	9,100
	57 24 000 018 09501 0000 RT 2004 From	48,000 to RT	21,000
	57 24 000 018 09506 0000 RT 2004 From	49,000 to RT	21,500
	57 24 000 018 10514 0000 RT 2004 From	24,000 to RT	16,800
	57 24 000 012 00600 0000 RT 2004 From	100,000 to RT	30,500
	57 24 000 015 04800 0000 RT 2004 From	30,500 to RT	9,800
	57 24 000 015 10200 0000 RT 2004 From	8,300 to RT	4,100
	57 24 000 015 15001 0000 RT 2004 From	35,500 to RT	10,800
	57 24 000 016 05200 0000 RT 2004 From	7,300 to RT	2,900
	57 24 000 016 05300 0000 RT 2004 From	7,300 to RT	2,900
	57 24 000 016 15400 0000 RT 2004 From	7,300 to RT	2,900
	57 24 000 016 19100 0000 RT 2004 From	10,500 to RT	5,200
	57 24 000 018 10511 0000 RT 2004 From	23,000 to RT	16,300
	57 24 000 018 13200 0000 RT 2004 From	9,400 to RT	4,700
	57 24 000 018 13500 0000 RT 2004 From	12,400 to RT	4,300
			CARRIED.

Public Works Report:

04-18-07 BE IT RESOLVED THAT we invite tenders for one 1-ton truck with a
J. Fullerton flatbed platform, from various GM and Ford vehicle dealerships;
A. Roach AND THAT tenders be submitted by 4:00 p.m. August 11, 2004 for
opening at that time. CARRIED.

Councillor Ratz questioned when the tender for the tag-along would be let. It will be tendered later this Fall following receipt of the first installment of the Final Tax Billing.

Public Works Foreman Dumont reported on major works conducted since the last Council Meeting.

04-18-08 THAT we tender for the Dean Lake Bridge repairs as outlined in the MR
G. Reeves Wright & Assoc. Co. Ltd. report dated May 20, 2003 and received July 8,
D. Wedgwood 2004;
AND THAT MR Wright & Assoc. Co. Ltd. prepare said tender documents.
CARRIED.

The ratepayers who utilize the Dean Lake Bridge will be notified in advance of work being conducted on the Bridge. Because this work was not budgeted for, but must be completed, Treasurer Leach will investigate monies available in reserves.

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Planning Report:

04-18-09

J. Fullerton

D. Ratz

THAT we approve the consent for severance application, Ministry of Municipal Affairs & Housing File Number 57-C-040008 of Bob and Karen Knight, for the severance of 1.5 acres of land from property described as Concession 1, Lot 3 N Pt, Instrument No. T-376331, Day Township;

AND THAT the Municipal Questionnaire be completed and submitted to the Ministry of Municipal Affairs and Housing upon receipt of the \$100.00 municipal severance fee. CARRIED.

04-18-10

K. Weber

G. Reeves

THAT we approve the consent for severance application, Ministry of Municipal Affairs & Housing File Number 57-C-040009 of Bob and Karen Knight, for the severance of 30.83 acres of land from property described as Concession 1, Lot 3 N Pt, Instrument No. T-376331, Day Township;

AND THAT approval be conditional upon owner (1) constructing a snowplow turn-around, according to Municipal Standards; (2) surveying turn-around and that portion of Cameron Road fronting on the severed property and; (3) transferring said portion of road and turn-around to the Municipality of Huron Shores at no cost to the Municipality;

AND THAT the Municipal Questionnaire be completed and submitted to the Ministry of Municipal Affairs and Housing upon receipt of the \$100.00 municipal severance fee. CARRIED.

BUSINESS ARISING FROM MINUTES / CLERK'S REPORT

Staff to work on draft letter of concern regarding the Provincial Policy Statement and its negative impact on this Municipality with regard to allowing permanent residential subdivision development next to hamlet areas only.

Council advised that, upon review of the OPP, East Algoma Detachment, 2005 Draft Business Plan, they have no comments to submit.

GENERAL BUSINESS

8-1. Green Lane West and Munroe Lane entrance closures.

04-18-11

K. Weber

D. Wedgwood

THAT **By-law #04-41** being a by-law of the Corporation of the Municipality of Huron Shores to (1) **Stop Up and Close the Green Lane West Intersection** with Highway 17 and; (2) **Stop Up and Close the Munroe Lane Intersection** with Highway 17, was read a first, time in open Council this 28th day of July, 2004. CARRIED.

8-2. DBSL Pro Sound & Lighting - Agreement for October 2, 2004.

04-18-12

G. Reeves

D. Ratz

THAT **By-law #04-42** being a by-law of the Corporation of The Municipality of Huron Shores to Enter into an Agreement with **DBSL Pro Sound & Lighting**, was read a first, second and third time and passed in open Council this 28th day of July, 2004. CARRIED.

8-3. Request for OPP Contract Policing Quotation.

04-18-13

D. Wedgwood

D. Ratz

THAT we request a **quotation** from the Ontario Provincial Police (OPP) for **Contract Policing** for the Municipality of Huron Shores with the understanding that there is no fee to provide said quotation; AND THAT said quotation include the services currently being provided by OPP for The Municipality of Huron Shores. CARRIED.

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8-4. Application for funding – Strategic Plan & Organizational Review.

04-18-14

D. Ratz

J. Fullerton

Whereas an organizational review will recommend policies, procedures and best practices for our municipality;

Whereas a strategic plan will establish a community based, long-term direction for our municipality;

Whereas a strategic plan affects an Official Plan, and we are currently developing an Official Plan;

Whereas funding may be available to have these studies done;

Be it therefore resolved that we apply for funding and, if successful, **tender** to secure a consulting firm to perform an **organizational review and develop a strategic plan** for the Municipality of Huron Shores.

CARRIED.

8-5. Discharge of firearms by-law. Clerk to investigate draft by-law.

8-6. Amend #04-17-16.

04-18-15

K. Weber

D. Ratz

WHEREAS due to technical difficulties, the North Shore Sentinel was unable to include the advertisement for letters of interest for Ward 1 Councillor in the July 21st Edition;

NOW THEREFORE BE IT RESOLVED THAT we amend Resolution No. 04-17-16 to request that letters of interest be submitted to the Clerk no later than 4:30 p.m. on Monday, August 16, 2004.

CARRIED.

8-7. Request to include Wharncliffe/Kynoch Local Services Board in Agreement for the provision of 911 Central Reporting Bureau (CERB) Services with OPP.

04-18-16

G. Reeves

A. Roach

THAT we support the addition of the **Wharncliffe/Kynoch Local Services Board** to our Agreement for the Provision of 911 Central Reporting Bureau **(CERB) Services** with OPP providing said Board is responsible for all associated cost increases.

CARRIED.

LETTERS & COMMUNICATIONS FOR ACTION

9-1. Northland Engineering / MTO Contract 2003-6016 – Highway 17 Various Issues.

9-2. Ministry of Community Safety & Correctional Services / Joint Emergency Preparedness Program (JEPP).

Councillor Reeves and Clerk to work on application.

9-3. Ministry of Transportation / School Crossing Signs.

9-4. Town of Iroquois Falls / Gas Tax.

9-5. Township of Severn / Request for Provincial Funding Emergency Management Act.

9-6. AMO Alert / City of Peterborough Needs Your Assistance.

Treasurer to investigate if the Municipality can commit \$1.00/person and bring back to the next meeting of Council.

9-7. Algoma District Municipal Application Service / proposal for value added services.

To be investigated further.

9-8. Katimavik / youth service looking for program in Huron Shores.

9-9. Ministry of Municipal Affairs and Housing / Municipal Delegation Request.

9-10a. Township of Essa / request to enact legislation to protect double-hatter fire fighters.

9-10b. Municipality of North Grenville / support Bill 52 - to protect employment of volunteer firefighters.

9-11. City of Cornwall / request for special funding re: Ontarians with Disabilities Act.

LETTERS & COMMUNICATIONS FOR INFORMATION

10-1. Kirk Seabrook / Bursary thank-you.

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10-2. Township of St. Joseph / Official Plan & Zoning By-law.

04-18-17 THAT Councillors Weber & Ratz **attend the Open House** on the Draft
D. Wedgwood Zoning By-law for the **St. Joseph Island Official Plan and Zoning By-**
G. Reeves law to be held August 13/04 from 4 p.m. – 7 p.m. in Hilton Beach.
AND THAT we pay all associated expenses. CARRIED.

10-3. Bell Canada / Community Economic Development fund.

10-4. AMO Alert – Prime Minister Martin Names John Godfrey Minister of State
(Infrastructure and Communities)

10-5. Ontario Heritage Foundation / Heritage Community Recognition Program.

10-6. Kristin Beemer / Bursary thank-you.

ANNOUNCEMENTS AND INQUIRIES

Mayor Linley reported that he met the new CEO of the Sault and Area Hospitals at a meeting held earlier this day at Algoma Manor.

CLOSED SESSION

04-18-18 THAT we proceed in Camera at 9:17 p.m. in order to address a matter
J. Fullerton pertaining to:
D. Ratz Personal matters about an identifiable individual, including municipal or
local board employees;
Litigation or potential litigation, including matters before administrative
tribunals, affecting the municipality or local board;
Advice that is subject to solicitor-client privilege, including
communications necessary for that purpose;
AND THAT Treasurer Leach remain in attendance. CARRIED.

04-18-19 THAT we return to Open Session at 9:37 p.m. CARRIED.
K. Weber
J. Fullerton

04-18-20 THAT we do adjourn at 9:38 p.m. CARRIED.
D. Ratz
G. Reeves

MAYOR

CLERK