

THE MUNICIPAL CORPORATION OF THE TOWNSHIP OF ARMOUR

MINUTES

July 12, 2011

The regular meeting of the Council of the Township of Armour was held on Tuesday, July 12, 2011 at 7:00 p.m. Those attending were Reeve Bob MacPhail, Councillors, Jerry Brandt, Marty Corcoran, Rod Blakelock, and Pat Hayes; Delegates, Gord Isbister, Three Mile Lake Community Club, Tim Leveque, Leveque Construction, Robert Miller, Municipal Planner; guests, Jim Kerr; Staff present included Bill Stewart, Road Supervisor, and Wendy Whitwell, Clerk Administrator.

DECLARATION OF PECUNIARY INTEREST: None

CONFIRMATION OF THE MINUTES OF THE PREVIOUS MEETING:

The minutes of the regular meeting June 28, 2011 were approved as circulated. The minutes of the closed meeting June 28, 2011 were approved as circulated.

DELEGATIONS:

Gord Isbister attended on behalf of the Three Mile Lake Community Club requesting permission and assistance to install three signs which the club have purchased. The sign requests the traveling public to share the road, and includes pictures of animals, snowmobile, ATV and a bicycle. Road Supervisor, Bill Stewart has concerns with the detail on the sign and how it will distract drivers. He also cautioned council that once installed on our roads, any liability concerns become the municipalities. Location of installation was discussed. Bill will assist with determining the best location, the club to purchase sign posts and install the signs.

Tim Leveque, Leveque Construction attended at council's request to discuss the condition of Pegg's Mountain Road and a commitment made by Leveque Construction for repairs upon the completion of their work for the Highway 11 four laning project. Tim reminded council this work was agreed to by Leveque, conditional upon off road vehicles being utilized during the construction, which did not happen. Therefore Leveque is not responsible for any repairs to Pegg's Mountain Road. Council concurred.

Robert Miller, Municipal Planner attended to discuss the following items with council:

- staff report dated July 7, 2011 regarding proposed amendment to zoning by-law # 27-95, as amended, review of excerpt from the existing by-law and the previous by-law. Discussed general provisions section 5.1 (e), and increasing the rear yard setback for accessory structures with lots on water. A resolution was passed giving the planner direction to proceed with drafting an amendment
- reviewed draft zoning by-law amendment regarding institutional and recreational uses in the rural zone, council had no issues with the proposed wording of the amendment.
- Chetwynd Community Centre, consideration given to proceeding with an amendment, consensus of council is to not pre-zone this property.
- Matrix Construction, information regarding proposed re-development of 340 Doe Lake Road, Section 5.18 of the zoning by-law will allow this development, site plan approval is required.

Bill Stewart, Road Supervisor, attended to discuss the following:

- update on road construction projects
- update on Leggett's Bridge replacement, to be completed by end of July. The clerk will contact Greer Galloway for a commitment for road opening

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DELEGATIONS: Continued

- Bill will start ditching in Katrine, in preparation of road re-surfacing. The clerk suggested we should provide notice to affected property owners
- Bill was advised that brushing is required at the bridge near the park for access to the sidewalk.
- two quotes received for the cutting of roadsides; accepted quote submitted by Harvey Mulligan, by resolution
- road accounts, approved by resolution;

APPROVAL OF ACCOUNTS:

- road accounts voucher # 7-2011, approved by resolution.
- general accounts voucher # 7-2011, approved by resolution.
- landfill accounts voucher # 7-2011, approved by resolution.

APPLICATIONS:

- Holy Spirit Church, application to conduct a raffle was approved by resolution.
- Consent: B-019/11 Watt, Concession 7, Pt Lot 11, approved by resolution with conditions.

BY-LAWS:

- By-law # 31-2011, being a by-law to establish and maintain a system for the collection, removal and disposal of garbage, recycling materials and yard waste and other refuse, was read a first, second and third time.

REPORTS:

- Tri R , Bob and Pat reported, minutes included
- Emergency Management exercise, Bob reported
- Staff Report, update on air conditioner repair
- Treasurer's report , Ontario Regulation 284/09 budget matters, resolution passed to accept report
- Economic Development, Rod gave a verbal report
- MFOA report on the release of Ontario's 10 year capital plan

CORRESPONDENCE:

- Lupus Foundation of Ontario, information, resolution passed.
- invitation to the St. Andrew's Presbyterian Church, "Kirkin O' the Tartan" service July 24th at 11:15 a.m.
- AMCTO, legislative updates, livestock damage program.
- AMO, Waste Diversion Needs support from all provincial political parties.
- AMO, Provincial election 2011, NDP platform, bulletin No. 1.
- Village of Burk's Falls, notice of public meeting to amend official plan to allow for commercial and residential uses at 91 Ontario Street.
- Burk's Falls, Armour and Ryerson Union Public Library, copy of reply to the Township of Ryerson regarding the implementation of recommendations from Grant Thornton, auditor.
- OMERS, employer administration workshop, resolution to authorize the registration of Nancy Austin.

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CORRESPONDENCE: Continued

- Karen Fraser, Staff report, request to register for Unit 2, of the Municipal Law Program, approve by resolution.

UNFINISHED BUSINESS:

- Proposed tower, Doe Lake Road:
 - copy of correspondence from Torkin Manes, LLP to Industry Canada, on behalf of property owners
 - response from Industry Canada to Torkin Manes
- proposed resolution regarding by-law # 6-2002, resolution passed to rescind by-law.
- Royal Bank of Canada, information regarding rates for borrowing for used fire truck, further information provided by Reeve MacPhail and Councillor Hayes. This item will be discussed further at fire board.

NEW BUSINESS:

- draft of council newsletter - fall 2011, approved as circulated.
- List of correspondence received and not on agenda

RESOLUTIONS:

- Moved by Rod Blakelock, Seconded by Jerry Brandt, That the Council of the Township of Armour hereby approve the minutes of the regular meeting held on June 28, 2011. Carried
- Moved by Jerry Brandt, Seconded by Marty Corcoran, That the Council of the Township of Armour hereby approve the minutes of the closed meeting held on June 28, 2011. Carried
- Moved by Pat Hayes, Seconded by Rod Blakelock, That the Council of the Township of Armour agree in principle to an amendment to the Armour Township zoning by-law # 27-95, as amended to increase the required rear yard set back for accessory structures, for properties with frontage on water. The rear yard setback will be increased to 7.5 metres (25'), and direct the planner to proceed with the required amendment.
- Moved by Rod Blakelock, Seconded by Pat Hayes, That the Council of the Township of Armour accept the quote submitted by Harvey Mulligan, in the amount of \$ 2,831.81 plus HST, for the cutting of roadsides. Carried
- Moved by Pat Hayes, Seconded by Marty Corcoran, That the Council of the Township of Armour approve Road Accounts Voucher # 7-2011, in the amount of \$ 97,378.07 for payment, and the Reeve and Treasurer are hereby authorized to sign cheques for same. Carried
- Moved by Jerry Brandt, Seconded by Rod Blakelock, That the Council of the Township of Armour approve General Accounts Voucher # 7-2011, in the amount of \$ 364,384.87 for payment, and the Reeve and Treasurer are hereby authorized to sign cheques for same. Carried

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RESOLUTIONS: Continued

- Moved by Pat Hayes, Seconded by Marty Corcoran, That the Council of the Township of Armour approve Landfill Accounts Voucher # 7-2011, in the amount of \$ 106,428.15 for payment, and the Reeve and Treasurer are hereby authorized to sign cheques for same. Carried
- Moved by Pat Hayes, Seconded by Rod Blakelock, That the Council of the Township of Armour authorize the issuance of a lottery license to the Holy Spirit Church Group to conduct a raffle on January 8, 2012. License fee of \$ 5.00. Carried
- Moved by Jerry Brandt, Seconded by Rod Blakelock, That the Council of the Township of Armour support in principle, the consent for a lot addition, application B-09/11, submitted by Watt, Pt. Lot 11, Concession 7, subject to the following conditions:
 - draft plan of survey be submitted to the Township of Armour for review prior to registration
 - if the reference plan or other evidence disclosed that either the severed or retained property owned by the applicant contains a deviation road maintained by the municipality as public road, the applicant shall survey and transfer such deviation road to the municipality. The area to be severed and transferred shall generally be 66 feet in width and centred upon the centre line of the present travelled road. Carried
- Moved by Pat Hayes, Seconded by Rod Blakelock, That leave be given to introduce a bill # 31-2011, being a by-law for establishing and maintaining a system for the collection, removal and disposal of garbage, recycling materials, yard waste and other refuse and to rescind by-law # 6-2008. Carried
- Moved by Pat Hayes, Seconded by Rod Blakelock, That By-law # 31-2011 be read a second time. Carried
- Moved by Pat Hayes, Seconded by Rod Blakelock, That by-law # 31-2011 be read a third time, signed and the seal of the Corporation affixed thereto and finally passed in open Council this 12th day of July, 2011. Carried
- Moved by Rod Blakelock, Seconded by Marty Corcoran, That the Council of the Township of Armour acknowledge receipt of a staff report, dated June 29, 2011 and report regarding the Municipal Act, 2001 Ontario Regulation 284/09 regarding estimated impact on the accumulated surplus from the exclusion of expenses. Carried
- Moved by Jerry Brandt, Seconded by Marty Corcoran, That the Council of the Township of Armour having read the information provided by the Lupus Foundation of Ontario and
Further, recognizing the need for increased awareness in communities of the debilitating impact of lupus,
Now Therefore the Council of the Township of Armour hereby designate October as Lupus Awareness Month. Carried

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RESOLUTIONS: Continued

- Moved by Jerry Brandt, Seconded by Pat Hayes, That the Council of the Township of Armour authorize the registration of Nancy Austin for the OMERS training workshop, September 13, 2011, in Huntsville, and agree to pay our of pocket expenses related to same. Carried

- Moved by Marty Corcoran, Seconded by Rod Blakelock, That the Council of the Township of Armour authorize the registration of Karen Fraser for unit two of the Municipal Law Program, and agree to pay registration cost of same. Carried

- Moved by Rod Blakelock, Seconded by Pat Hayes Whereas Industry Canada is responsible for regulating radiocommunications in Canada and for authorizing the location of radiocommunication facilities, and in exercising this authority, Industry Canada has indicated that the proponent must meet four requirements in order to approve the application as follows,
 1. Where a significant antenna structure or modification is proposed, the proponent is required to consult with the land-use authority
 2. Where applicable, antenna structures must comply with Transport Canada's painting and lighting requirements for aeronautical safety
 3. Radiocommunication facilities must be installed and operated in a manner that complies with Health Canada's limits of exposure to radiofrequency fields
 4. Where Industry Canada authorizes a specific site for a radiocommunication facility an environmental assessment will be required, if necessary, to comply with the Canadian Environmental Assessment Act, and,
Whereas the Armour Township Telecommunications Facility Guidelines were adopted by Council on July 24th, 2001 and amended January 8, 2002, and
Whereas on January 1, 2008 the Federal Radio Communication Act became effective which is an Act that sets standardization guidelines that each "proponent" must follow when either proposing to build, collocate on, or modify an "antenna system", and
Whereas the Act was put in place to standardize this process and be regulated by one central authority, and
Whereas prior to the Act's effective dates, it was up to various land use authorities to regulate this process on their own,
Now Therefore Be it Resolved That the Council of the Township of Armour defer to the Federal Radio Communications Act in matters of site selection for antenna structures, and that By-law # 6-2002, Policy for New Telecommunication Facilities is hereby rescinded. Carried

- Moved by Marty Corcoran, Seconded by Jerry Brandt, That the Council of the Township of Armour hereby approve the Council Newsletter - Fall 2011. Carried

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RESOLUTIONS: Continued

- Moved by Jerry Brandt, Seconded by Marty Corcoran, That the Council of the Township of Armour hereby authorize the Reeve and Clerk to execute required documents to list the municipal property known as Chetwynd Community Centre, 1212 Chetwynd Road, for sale with Coldwell Banker, Pine Lakes Realty, for a list price to be determined. Carried

- Moved by Pat Hayes, Seconded by Rod Blakelock, That the Council of the Township of Armour adjourn this regular meeting at 9:45 p.m. until the next regular council meeting scheduled for July 26, 2011, or at the call of the Reeve. Carried

REEVE

CLERK