

THE CORPORATION OF THE TOWNSHIP OF TUDOR AND CASHEL

October 01, 2019

Municipal Building

Reeve Clarke called the special meeting of Council to Order at 12:45 p.m. on the above noted date, with all members present. No potential conflict of interest was declared. The meeting was called to allow individuals to voice concerns for or against a Minor Variance Application by Alex Parker for the property located Part Lot 23, Concession 19, LOT 4, PLAN 1303, Township of Tudor (620 Steenburg Lake South Road). The purpose of the Application was to seek relief from Section 5.23.2 i) of By-law Z-2010-01 to allow for the structure of a deck 23.9 metres from the highwater mark of Steenburg Lake.

The Reeve asked if there were any individuals in attendance that wished to address concerns in regards to the Minor Variance Application. There was no one in attendance either for or against the Minor Variance Application. Based on the relief sought, the following Resolution was adopted:

MOTION: (2019-234) BRIDGER - REILLY

RESOLVED, THAT Council approves the Minor Variance Application in favour of Alex Parker to provide relief from Section 5.23.2 i) of the Township's comprehensive zoning By-law No. Z-2010-01 to allow for the structure of a deck 23.9 metres from the highwater mark of Steenburg Lake.

Conditions of the Decision: Comply with any requirements from the County of Hastings, Conservation Authority and the Building Official.

Reeve Clarke called the regular meeting of Council to Order at 1:00 p.m. on the above noted date, with all members present. No potential conflict of interest was declared. The meeting was opened with a reading from the Reeve.

Staff Present: B. Crocker, Clerk-Treasurer  
G. Hagerman, Roads Superintendent

MOTION: (2019-235) REEDS - REILLY

RESOLVED, THAT Council approves the Minutes of the September 03, 2019 Council meeting, as circulated.

MOTION: (2019-236) REEDS - CARROLL

RESOLVED, THAT Council approves the Accounts for September, 2019, as follows:

GENERAL:	\$256,013.67
ROADS:	\$080,420.05
COMMUNITY CENTRE:	\$001,062.18
FIRE:	<u>\$004,014.00</u>
TOTAL FOR SEPT.:	\$341,509.90

The first delegation to speak was Donna Endicott, Board Chair and J-C D'Amours, the Capital Campaign Manager on behalf of the Quinte Humane Society. A presentation was provided on the projector for those in attendance and a paper copy had been provided to members of council. A brief history of the Humane Society was presented. The annual operating budget was also presented. The main topic of the presentation was focused on the urgency to build a new shelter. A proposed location was mentioned along with the much-needed features of the new Centre. At the end of the presentation, council members were asked to provide a donation of \$10,000.00 towards the total project. Council members were allotted time to ask questions. The Reeve thanked Ms. Endicott and Mr. D'Amours for attending to speak with council.

The next delegation to speak was Dave Hederson. Mr. Hederson began by publicly recognizing and thanking Councillor Reeds for his leadership and support at the September, 2019 meeting. Mr. Hederson then spoke about Bob Hadley, Assistant to Daryl Kramp and the reason why Mr. Hadley had been contacted in regards to winter maintenance issues. Mr. Hederson then spoke about North Jordan Lake Road and PLAN M47. Mr. Hederson confirmed when PLAN M47 was approved for registration and when it was actually registered. He further spoke about the Township being responsible for maintaining the public highway prior to his purchase and that he was not aware of a resolution by the Township usurping that responsibility. At the end of this presentation, Mr. Hederson requested notification of the 2020 budget meetings, an independent and object report regarding the upgrades to North Jordan Lake Road, before the budget meetings and a copy of the 2018 financial statements. Council members were given the opportunity to ask questions. The Reeve thanked Mr. Hederson for attending to speak with council.

The next delegation to speak was Mary Fox. Mrs. Fox spoke on the concept of a community garden for the purpose of flowers, vegetables and edible items for the community. She spoke on how there is an extensive program such as this in the Bancroft area. Mrs. Fox spoke on the fact that a community garden would provide an opportunity for the community to get together for one purpose. She mentioned possible

workshops, introducing seeds and what can be grown along with the possibility of a community gathering. Mrs. Fox requested a resolution from council to allow her to investigate this suggestion further with the community to determine whether this was wanted and who would be willing to participate. Mrs. Fox suggested she may require assistance from the administration for grants, lumber, plants, seeds given that there are not a lot of resources within the community. Mrs. Fox reiterated the fact that once this garden began, it would be sustainable for the Township. She further indicated that she would like to do some research over the winter months to determine whether there were any government resources that could assist with starting this project. If it was determined that no government funding was available, then she would have to look at the possible investment of partnerships with people in the community. She suggested a public meeting be held in the spring to determine if there was enough interest from the community in this project. Mrs. Fox is hoping that maybe something could get planted by summer. Council members were given the opportunity to ask questions. The Reeve thanked Mrs. Fox for attending. The following resolution was adopted:

MOTION: (2019-237) BRIDGER – REILLY

RESOLVED, THAT Council directs Mary Fox to conduct preliminary investigations for a community garden including government funding and possible partnerships.

The final delegation to speak was Patrice Schad. Mrs. Schad referred to further concerns raised in regards to Steenburg Lake South Road. She began by referring to a map from Hastings County. She then began speaking about By-law 8-90, a reference number from Hastings County and MTO correspondence in regards to By-law 8-90. Mrs. Schad further questioned the procedure for zoning change and mentioned the approved subdivision plans and the zoning in regards to each. Mrs. Schad continued to speak about By-law 8-90 and referred to the Municipal Act, RSO 1980. Sections of the Municipal Act were quoted in regards to highways shown on a registered plan of subdivision and by-laws in relation to stopping up, altering or diverting any highway or part of a highway. Mrs. Schad also presented the Judge's comments from the Superior Court of Justice in regards to The Corporation of Meaford v. Grist, 2010. Mrs. Schad then referred to By-law 632 which was adopted by council on May 3<sup>rd</sup>, 1968. Mrs. Schad ended by asking for a Councillor to put forth a motion at the meeting to discuss the issue of winter maintenance. Council members were given the opportunity to ask questions. The Reeve thanked Mrs. Schad for attending.

MOTION: (2019-238) CARROLL – REEDS

RESOLVED, THAT Council receives the correspondence marked for “Information Only”, as circulated.

MOTION: (2019- 239) REILLY – BRIDGER

RESOLVED, THAT Council receives the Clerk-Treasurer/EMO Report for September, 2019, as submitted.

MOTION: (2019- 240) REEDS – REILLY

RESOLVED, THAT Council directs the Reeve and Clerk to sign a Letter of Support and Non-Disclosure Agreement with Cogeco as per the information provided.

OPPOSED: Councillor Bridger

MOTION: (2019- 241) REILLY – BRIDGER

RESOLVED, THAT Council directs the Clerk to apply for funding through the Investing in Canada Infrastructure Program for Community Culture and Recreation

MOTION: (2019-242) REEDS – BRIDGER

RESOLVED, THAT Council receives the Roads Superintendent Report for September, 2019, as submitted.

MOTION: (2019- 243) REEDS – REILLY

RESOLVED, THAT Council directs the Roads Committee to proceed with drafting Minimum Maintenance Standards based on the Provincial Regulations

MOTION: (2019-244) REILLY – CARROLL

RESOLVED, THAT Council receives the Roads Committee Meeting Minutes of September 10, 2019, as submitted.

MOTION: (2019-245) REEDS – CARROLL

RESOLVED, THAT Council receives the Waste Management Committee Minutes of September 23, 2019, as submitted.

MOTION: (2019-246) BRIDGER - REEDS

RESOLVED, THAT Council receives the Library Meeting of September 09<sup>th</sup>, 2019, as submitted.

MOTION: (2019- 247) CARROLL – REEDS

RESOLVED, THAT Council receives the Recreation Committee Report, as submitted.

MOTION: (2019- XXX) BRIDGER – NOT SECONDED

RESOLVED, THAT Council immediately start winter maintenance on Steenburg Lake South Road.

DEFEATED

MOTION: (2019- 248) REILLY – CARROLL

RESOLVED, THAT Council continues to keep winter maintenance for Steenburg Lake South Road as status quo.

OPPOSED: Councillor Bridger

MOTION: (2019- 249) BRIDGER – REEDS

RESOLVED, THAT Tudor and Cashel Township make a one-time donation to the Steenburg Lake Community Association in the amount of \$2,000.00, with funds to come from the 2019 budget.

DEFEATED

MOTION: (2019-250) BRIDGER – CARROLL

THAT Council goes into By-laws.

MOTION: (2019-251) REILLY - REEDS

RESOLVED, THAT By-law No. 2019-29, being a by-law to confirm the proceedings of Council for September 03, 2019, be passed this 01<sup>st</sup> day of October, 2019, to be signed by the Reeve and Clerk with the corporate seal affixed hereto.

MOTION: (2019-252) REEDS - REILLY

RESOLVED, THAT By-law No. 2019-30, being a by-law to establish user fees, be passed this 01<sup>st</sup> day of October, 2019, to be signed by the Reeve and Clerk with the corporate seal affixed hereto.

MOTION: (2019-253) REEDS - CARROLL

RESOLVED, THAT By-law No. 2019-31, being a by-law to adopt a Workplace Violence, Workplace Harassment and Workplace Sexual Harassment Policy, be passed this 01<sup>st</sup> day of October, 2019, to be signed by the Reeve and Clerk with the corporate seal affixed hereto.

MOTION: (2019-254) REILLY - CARROLL

RESOLVED, THAT By-law No. Z2019-02, being a by-law to amend the comprehensive zoning By-law No.: Z-2010-01, as amended, to rezone Part of Lots 24 & 25, Concession 19 to Limited Service Residential (LSR) to comply with current Township zoning and building by-laws, be passed this 01<sup>st</sup> day of October, 2019, to be signed by the Reeve and Clerk with the corporate seal affixed hereto.

MOTION: (2019-255) BRIDGER - REILLY

THAT Council comes out of By-laws, resuming regular business.

MOTION: (2019-256) REILLY - CARROLL

RESOLVED, THAT Council supports the correspondence received from the Town of Newmarket in regards to requesting that the Province release final drafts of the regulations associated with Bill 108 with a consultation period of no less than 3 months for the reasons cited in the Town of Newmarket's letter dated September 17, 2019.

MOTION: (2019-257) BRIDGER - REEDS

RESOLVED, THAT Council receives and files the correspondence received from the Township of Zorra in regards to requesting that the Province ensure no Conservation Authorities in Ontario by “wound down” at this time; and that the Ministry of Environment, Conservation and Parks give clear direction as to what programs are considered mandatory and non-mandatory and how those programs will be funded in the future, for the reasons cited in the Township of Zorra’s email dated September 11, 2019.

MOTION: (2019-258) REILLY - BRIDGER

RESOLVED, THAT Council supports the correspondence received from the Township of Larder Lake in regards to requesting that the Provincial Ministers and Premier of Ontario offer electronic delegations to small and rural Municipalities that do not have sufficient budget to attend conferences, for the reasons cited in the Township of Larder Lake’s Resolution number 17 adopted on August 27, 2019.

MOTION: (2019-259) REEDS - REILLY

RESOLVED, THAT Council supports the correspondence received from the City of Kitchener in regards to lobbying the Federal Government to review regulations related to consumer packaging on single-use wipes to remove the word flushable, for the reasons cited in the letter from the City of Kitchener dated September 05, 2019.

MOTION: (2019-260) REEDS - BRIDGER

RESOLVED, THAT Council receives and files the correspondence received from the Municipality of Hastings Highlands in regards to endorsing a mandatory reporting system for septic re-inspection program in Ontario for the reasons cited in the letter from the Municipality of Hastings Highlands dated September 12, 2019.

MOTION: (2019-261) REEDS - BRIDGER

RESOLVED, THAT Council receives and files the correspondence received from the Municipality of Chatham-Kent in regards to expressing strong support for Legal Aid Ontario and its funding of Ontario's Community legal clinics, expressing strong opposition to the funding cuts imposed on Legal Aid Ontario by the Provincial Government, calling the Premier and Attorney General to make a commitment to access to justice and to respect the commitment of their government to not decrease front line services; and urging the Province to restore full funding to these critical services, for the reasons cited in the Municipality of Chatham-Kent's letter dated September 12, 2019.

MOTION: (2019-262) BRIDGER - REEDS

RESOLVED, THAT Council supports the correspondence received from the Township of Limerick and hereby appoints council members Bridger and Reeds to represent the Township on an ad hoc committee for the purpose of exploring the possibility of fair and equitable joint services, for the reasons cited in the Township of Limerick's Motion adopted at its meeting of September 16, 2019.

MOTION: (2019-263) BRIDGER - REEDS

RESOLVED, THAT Council receives and files the correspondence received from the Recycling Council of Ontario in regards to proclaiming Waste Reduction Week as October 21-27, 2019, as cited in the email dated September 11, 2019.

MOTION: (2019-264) REILLY - REEDS

RESOLVED, THAT Council agrees to extend the lease with the Central Hastings Family Health Team for a further 4-year term for the unit known as the nurse's station consisting of an area of approximately 384 square feet with rent based at a fixed annual minimum rate of \$10.00 per square foot for a total rental fee of \$3,840.00 per year, as cited in the draft lease provided with the email dated September 17, 2019; and that Council directs the Clerk to bring the lease back in the form of a By-law for the November 05, 2019 meeting.



MOTION: (2019-265) REILLY - CARROLL

RESOLVED, THAT Council agrees to the sale of the shoreline road allowance in front of the property owned by Jeffrey and Sandra Knox at 490 Steenburg Lake South Road, being Lot 35, PLAN 1087, being Parts 1, 2 & 3, PLAN 21R-19546;

AND FURTHER, THAT Council directs the Clerk to forward the necessary documentation to the Township's solicitor to start this process.

MOTION: (2019-266) REILLY - REEDS

RESOLVED, THAT Council agrees to the sale of the shoreline road allowance in front of the property owned by Joanne Boyce at 474 Steenburg Lake South Road, being Lot 33, PLAN 1087;

AND FURTHER, THAT Council directs the Clerk to forward the necessary documentation to the Township's solicitor to start this process.

MOTION: (2019-267) CARROLL - BRIDGER

RESOLVED, THAT Council directs the Clerk to transfer funds from the 2019 portion of the culvert budget to the 2019 portion of the brushing budget to allow for completion of brushing for the remaining 3 kilometres of Old Hastings Road by Jim Kerr Excavating.

MOTION: (2019-268) REEDS - CARROLL

RESOLVED, THAT Council gives permission to Hydro One to supply and install underground cable on that part of the municipal road allowance as shown on the mapping provided.

MOTION: (2019-269) CARROLL - REEDS

RESOLVED, THAT Council goes into a closed meeting to approve the closed meeting minutes of September 03, 2019 under Section 239 (2)(d) for the purpose employee negotiations and for further discussion under Section 239(2)(d) and under Section 239(2)(b) pertaining to personal matters about an identifiable individual, including municipal or local board employees.

MOTION: (2019-270) BRIDGER - REILLY

RESOLVED, THAT Council comes out of the closed meeting, resuming regular business.

MOTION: (2018-271) BRIDGER – REILLY

RESOLVED, THAT Council adjourns the regular meeting of October 01<sup>st</sup>, 2019 to meet again on November 05<sup>th</sup>, 2019 or at the call of the Reeve.

Adjourned: 4:37 p.m.

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REEVE: LIBBY CLARKE

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CLERK: BERNICE CROCKER