



Municipality of French River

MINUTES OF THE REGULAR MEETING OF COUNCIL held in the Council Chambers French River Municipal Complex Wednesday, November 20, 2013 at 7:00 p.m.

Members Present:

Mayor Claude Bouffard(Chair), Councillors Michel Bigras, Larry Bouffard, Mike Bouffard, Ronald Garbutt, Shawnda Martin-Cross, Denny Sharp

Members Excused:

Officials Present:

Sébastien Goyer, Chief Administrative Officer/Clerk
Julie Bouthillette, Treasurer/Tax Collector
Mélanie Bouffard, Deputy Clerk, Recording Secretary
Robert Martin, Parks, Recreation & Facilities Manager

Guests:

18 Members of public

1. CALL TO ORDER, ROLL CALL AND ADOPTION OF THE AGENDA

The Chair called the meeting to order at 7:00 p.m.

Moved By: Shawnda Martin-Cross

Resol. 2013- 343

Seconded By: Denny Sharp

BE IT RESOLVED THAT the agenda be accepted as distributed and amended to add the following:

1. Closed Session pursuant to Section 239 (2) (f) "advice that is subject to solicitor-client privilege, including communications necessary for that purpose" with respect to the Disposition of Victor Road
2. Addendum to add required information to the Resolution adopted October 23, 2013 for the Expression of Interest for the Small, Rural and Northern Municipal Infrastructure Fund
3. Move items under Item 7.0 after Item 4.1.

Carried

2. PRAYER

3. DISCLOSURE OF PECUNIARY INTEREST

None declared.

4. DELEGATIONS

4.1 Trout Lake Campers Association, Comments on the Proposed Trout Lake Tower Site

Mrs. Linda Lachance, Secretary of the Trout Lake Campers Association made a presentation on their objection of the Proposed Trout Lake Tower Site. Their group has 220 members which represents 85% of the properties on Trout Lake.

Mr. Jean-Yves Losier, member of the Association and a new resident of the Municipality, left south western of Ontario where there is an abundant of towers, our area is a jewel, not against the tower but the proposed location.

Trout Lake Campers Association recommended that Council delay a decision on the tower location until regulations are developed through the Zoning By-Law which is currently under review, or other planning instruments which will then apply to the entire Municipality of French River. This way many more citizens will have input into making those regulations and further disputes about these towers will be reduced to a minimum.

Items under 7.0 were moved to be considered after the Delegation.

7. CORRESPONDENCE FOR COUNCIL'S CONSIDERATION

7.1 Proposed Trout Lake Tower Site

7.1.1 Public Consultation Report prepared by Spectrum Group

7.1.2 Trout Lake Tower Feasibility Study prepared by Blue Sky Net

7.1.3 Statement of Concurrence to Spectrum Group for the proposed telecommunications tower to be constructed on Lot 2, Plan M530 at 1427 Owl's Nest Road

Council allowed Mr. Wayne Lynch of Spectrum Group to provide additional information and answer questions from Council pertaining to the Public Consultation Report prepared by Spectrum Group and the Trout Lake Tower Feasibility Study prepared by Blue Sky Net which were both included in the Agenda Package.

In response to questions from Council, Mr. Lynch advised as follows:

- public consultation process followed Industry Canada guidelines
- extended the deadline or public consultation per the Municipality's request
- consultation process received quite a bit of positive feedback, very rare that public make an effort to provide positive comments, usual comments that are submitted are concerns
- several other locations were suggested, but more costly, not feasible, high development costs, Blue Sky Net provided coverage analysis for the other

locations in their Feasibility Study, Spectrum is satisfied with the proposed location and the results of the consultation process

- the proposed tower is to be erected on private property
- the concerns received have been addressed to the best of their ability by holding meetings and providing information
- Spectrum does not have a tower in the area that the signal could be boosted, no other towers either and costs are very high
- Feasibility Study provides an analysis for the demand for broadband services in that area
- lights are not typical for towers of that size (96') but light requirements are addressed by Transport Canada

Moved By: Shawnda Martin-Cross
Seconded By: Denny Sharp

Resol. 2013- 344

WHEREAS Spectrum Telecom Group Ltd. (Spectrum Group) wishes to erect a 96-foot, self-support, small profile, telecommunications tower at a site located on private lands at 1427 Owl's Nest Road, Lot 2, Plan M-530, in the Township of Hoskin, in the District of Sudbury for the delivery of wireless Internet and other related services to the Trout Lake area; and

WHEREAS Spectrum Group is required by Industry Canada to consult with the local Land-Use Authority being the Municipality of French River to obtain a statement of concurrence from the Municipality; and

WHEREAS Spectrum Group has completed the required public consultation process as mandated by Industry Canada as well as complying with additional consultation items as requested by the Municipality, with concerns being addressed to the satisfaction of the Municipality;

THEREFORE BE IT RESOLVED that the Council of the Municipality of French River hereby authorizes the CAO/Clerk to issue a statement of concurrence to Spectrum Group for the proposed telecommunications tower to be constructed on Lot 2, Plan M530 at 1427 Owl's Nest Road, for the delivery of broadband wireless and other services to the area.

Motion to defer

Moved By: Mike Bouffard
Seconded By: Ron Garbutt

Motion to defer for 60 days or until information is received pertaining to the costs and feasibility of the other suggested locations.

Deferral Carried

5.0 MANAGEMENT AND COMMITTEE REPORTS

5.1 Mayor's Report

The Mayor gave a verbal report.

5.2 CAO/Clerk's Report

The CAO/Clerk summarized written report submitted under separate cover.

5.2.1 Draft Policy for Siting Telecommunication Facilities

Moved By: Shawnda Martin-Cross

Resol. 2013- 345

Seconded By: Denny Sharp

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby refers the Draft Policy for Siting Telecommunication Facilities to the Economic Development Committee for study and consideration.

Carried

5.2.2 Hours of Operation for the Arena and Landfill Site

Moved By: Shawnda Martin-Cross

Resol. 2013- 346

Seconded By: Denny Sharp

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby agrees that a Council and Staff Christmas Gathering be held on December 7, 2013;

AND FURTHER THAT the public skating being held at the Arena be cancelled to allow staff to attend the Christmas Gathering.

Carried

5.2.3 Conveyance of a portion of land part of Pine Ridge Road/White Pine Lane to Municipality for road purposes

Moved By: Shawnda Martin-Cross

Resol. 2013- 347

Seconded By: Denny Sharp

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby authorizes the Mayor and Clerk to sign the Acknowledgement & Direction for the conveyance of Part 1 and Part 7 on Plan 53R-20096 (Pine Ridge Road/White Pine Lane) from Sand Beach Lodge Limited to the Municipality of French River for road purposes.

Carried

5.2.4 Community Strategic Plan

Moved By: Shawnda Martin-Cross
Seconded By: Denny Sharp

Resol. 2013- 348

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby adopts the Community Strategic Plan dated November 20, 2013.

Carried

5.3 Treasurer's Report

5.3.1 Septic System emergency work required at St. David Street North be funded through reserves

Moved By: Shawnda Martin-Cross
Seconded By: Denny Sharp

Resol. 2013- 349

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby approves that the septic system emergency repairs required at St. David Street North be funded through reserves at a maximum cost of \$25,000.

Carried

5.4 Economic Development Committee

Councillor Mike Bouffard, Chair of the committee gave a verbal report.

5.4.1 Recommendation to reaffirm the decision to proceed with Branding and Signage Strategy as adopted August 8, 2013 and to develop a communication strategy

The Item was deferred at the September 18th meeting.

Moved By: Shawnda Martin-Cross
Seconded By: Denny Sharp

Resol. 2013- 350

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby reaffirms the decision of August 8, 2013 in regards with the French River Tourism Branding and Signage Strategy;

AND THAT Council works to develop a communications strategy moving forward.

Carried

5.5 Environmental Advisory Committee

Councillor Garbutt, Chair of the committee gave a verbal report.

5.5.1 Request for Proposal for the Review of the Noëlville Wastewater Treatment Lagoon System Design and Operation

Moved By: Shawnda Martin-Cross

Resol. 2013- 351

Seconded By: Michel Bigras

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby approves the Request for Proposal for the Review of the Noëlville Wastewater Treatment Lagoon System Design and Operation dated November 20, 2013.

Carried

5.6 Finance and Administration Committee

Councillor Bigras, Chair of the committee gave a verbal report and reminded Council Members to review the Draft Asset Management Plan submitted at the November meeting; the final draft will be presented at the December meeting.

5.6.1 Financial Accounting Software

Moved By: Shawnda Martin-Cross

Resol. 2013- 352

Seconded By: Michel Bigras

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby approves that the current Financial Accounting Software be upgraded at a cost of \$17,000 and that it be financed through operations in the 2014 budget with the assistance of the Small, Rural and Northern Municipal Infrastructure Fund.

Carried

5.6.2 Chipping and cover materials

Moved By: Shawnda Martin-Cross
Seconded By: Larry Bouffard

Resol. 2013- 353

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby approves that fill material for the Landfill Site be purchased for the sum of \$10,000 and that it be financed through the operating reserve and reallocated to the Environment Services budget; and

FURTHER THAT staff look into the costs of purchasing Chipping Equipment.

Motion to Amend

Moved By: Michel Bigras
Seconded By: Mike Bouffard

THAT “approves that fill material for the Landfill Site be purchased for the sum of \$10,000” be replace by “approves the amount of \$30,000 for additional chipping of wood at the landfill site”

Amendment Carried

Resolution now reads:

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby approves the amount of \$30,000 for additional chipping of wood at the landfill site and that it be financed through the operating reserve and reallocated to the Environment Services budget; and

FURTHER THAT staff look into the costs of purchasing Chipping Equipment.

Carried

5.6.3 Revised Travel Expenses of Employee Policy Manual & the Council and Volunteer Firefighters Honorariums and Expenses Manual

Moved By: Shawnda Martin-Cross
Seconded By: Michel Bigras

Resol. 2013- 354

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby approves the attached revised Travel Expenses to the Employee Policy Manual & the Council and Volunteer Firefighters Honorariums and Expenses Manual and that changes be reflected as of November 1, 2013.

Carried

5.6.4 Request from Melanie Routhier and Marc Forget to have the Building Permit Fees waived

Moved By: Shawnda Martin-Cross
Seconded By: Michel Bigras

Resol. 2013- 355

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby denies the request from Melanie Routhier and Marc Forget to have the Building Permit Fees waived since the municipality has already contributed to their cause by waiving the dumping fees at the Landfill Site.

Carried

5.6.5 Support of Canadian Postal Service Charter Review should focus on revenue-generation, not additional cuts

Moved By: Shawnda Martin-Cross
Seconded By: Larry Bouffard

Resol. 2013- 356

WHEREAS the federal government will look at how it handles public postal services with a review of the Canadian Postal Service Charter in 2014; and

WHEREAS Canada Post is preparing for the review by campaigning for major service cuts; and

WHEREAS Canada Post has already dramatically cut service by closing or downsizing public post offices, eliminating rural mailbox delivery and removing street letter collection boxes; and

WHEREAS Canada Post and the federal government should do everything in its power to prevent additional cuts during the upcoming review, and instead deal with financial issues by adding revenue-generating services like many other post offices around the world, including lucrative financial services like bill payments, insurance and banking.

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby requests the Minister responsible for Canada Post to consider innovative ways to generate postal revenue during the Charter review, including financial services like bill payments, insurance and banking.

Carried

5.6.6 Support of Improving the Canadian Postal Service Charter

Moved By: Shawnda Martin-Cross
Seconded By: Michel Bigras

Resol. 2013- 357

WHEREAS the federal government will look at how it handles public postal services with a review of the Canadian Postal Service Charter in 2014; and

WHEREAS the public has a right to have input on matters involving its publicly owned post office; and

WHEREAS the current Charter has a number of serious problems that need fixing; and

WHEREAS the government could use the Charter review to reduce our public post office's obligation to provide service (instead of improving the Charter) and even lay the groundwork for privatizing or deregulating Canada Post.

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby requests that the Minister responsible for Canada Post to request 1) that the upcoming review of the Canadian Postal Service Charter be open to public input and 2) that the Charter be improved by:

- Ensuring that the moratorium on post office closures in small and rural communities protects the public nature of post offices
- Eliminating the exceptions to the moratorium
- Extending the consultation process over possible closures and making the process and moratorium more transparent
- Establishing an independent Canada Post ombudsperson to report on Canada Post's performance in meeting Charter expectations
- Establishing a reasonable, uniform and democratic process for making changes to the postal and delivery network (closures, downsizing, removal of rural mailboxes, etc), but only after consultation with the public and other stakeholders.

Carried

5.6.7 Grants and Subsidy Application from Club des Bons Vivants d'Alban

Moved By: Shawnda Martin-Cross
Seconded By: Larry Bouffard

Resol. 2013- 358

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby approves the Grant & Subsidy Application for a rebate of \$200 from the hall rental fee at the Alban Community Centre received from the Club des Bons Vivants d'Alban for their Christmas Dinner held on December 14, 2013 as recommended by the Parks, Recreation & Facilities Manager.

Carried

5.6.8 Grants and Subsidy Application from French River Children's Club

Moved By: Shawnda Martin-Cross
Seconded By: Michel Bigras

Resol. 2013- 359

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby approves the Grant & Subsidy Application for a rebate of \$200 from the hall rental fee at the Alban Community Centre received from the French River Children's Club for their Annual Christmas Parade & Children's Party being held on December 6, 2013 as recommended by the Parks, Recreation & Facilities Manager.

Carried

5.6.9 Administration of the Jobs for Youth Program

Moved By: Shawnda Martin-Cross
Seconded By: Larry Bouffard

Resol. 2013- 360

WHEREAS the Municipality of Markstay-Warren requested support in having the Minister of Children and Youth Services re-allocate the Jobs for Youth Funding for the area from the YMCA of Sudbury to the Manitoulin-Sudbury District Services Board; and

WHEREAS the Municipality of French River's Staff who were directly involved in the Jobs for Youth Program were satisfied with the work of YMCA Sudbury Employment Services who administered the program in 2013.

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby states that they have no objections in having the Jobs for Youth Program for the Sudbury North, Sudbury East and LaCloche areas administered by the Manitoulin-Sudbury District Services Board but that the Municipality of French River does not have the current capacity or expertise in-house to administer the program.

Carried

5.6.10 French River Fighters' Association members' annual dues deduction from their yearly payment for remuneration

Moved By: Shawnda Martin-Cross
Seconded By: Michel Bigras

Resol. 2013- 361

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby approves that the French River Fighters Association members' annual dues be deducted from their yearly payment for remuneration.

Carried

5.7 Public Works Committee

5.7.1 Support of the Municipality of Markstay-Warren Resolution regarding paved shoulders

Moved By: Shawnda Martin-Cross
Seconded By: Larry Bouffard

Resol. 2013- 362

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby supports the Municipality of Markstay-Warren's Resolution supporting Councillor Frappier's correspondence received September 25, 2013 to the Ministry of Transportation regarding paved shoulders on Highway 535.

Carried

5.8 Manitoulin-Sudbury District Services Board

5.9 Ontario Provincial Police

Not present.

6. CONSENT AGENDA

The following motion was presented to adopt the items contained in the Consent Agenda:

Moved By: Shawnda Martin-Cross
Seconded By: Michel Bigras

Resol. 2013- 363

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby approves the Items of the Consent Agenda under Sections 6.1, 6.3 and 6.5 and receives the Items under Sections 6.2 and 6.4.

Carried

6.1 Adoption of Minutes by Resolution

Moved By: Shawnda Martin-Cross
Seconded By: Larry Bouffard

Resol. 2013- 364

BE IT RESOLVED THAT the following minutes be adopted as presented:

Special Meeting of Council held October 9, 2013
Special Meeting of Council held October 23, 2013
Regular Council Meeting held October 23, 2013
Special Meeting of Council held October 30, 2013
Special Meeting of Council held November 13, 2013

Carried

6.2 Minutes Received by Resolution

Moved By: Shawnda Martin-Cross
Seconded By: Michel Bigras

Resol. 2013- 365

BE IT RESOLVED THAT the following minutes be received as presented:

Environmental Advisory Committee meeting held November 12, 2013
Finance & Administration Committee held November 13, 2013
Public Works Committee held November 14, 2013
Sudbury East Planning Board held October 17, 2013
Sudbury & District Board of Health held October 17, 2013
Manitoulin-Sudbury DSB held October 24, 2013

Carried

6.3 Award of Tenders and Request for Proposals by Resolution

6.4 Correspondence for Council's Information Received by Resolution

Moved By: Shawnda Martin-Cross
Seconded By: Mike Bouffard

Resol. 2013- 366

BE IT RESOLVED THAT the following correspondence be received:

1. French River Children's Club Christmas Parade on Friday, December 6 at 5:30pm
2. Thank you letter from Northern Lights Chapter of the Ontario Building Officials

Carried

6.5 Adoption of By-laws by Resolution

The following By-laws were read and adopted:

6.5.1 Zoning By-law Amendment (Brian and Carol O'Rawe)

Moved By: Shawnda Martin-Cross
Seconded By: Michel Bigras

Resol. 2013- 367

BE IT RESOLVED THAT By-law 2013-39, being a by-law to amend Zoning By-law 2003-23, as amended (Brian and Carol O'Rawe) be read a first, second and third time and finally passed.

Carried

6.5.2 Funding Agreement (Phase 2) with Recycling Council of Ontario to develop and operate a Selected Household Hazardous Waste Program

Moved By: Shawnda Martin-Cross
Seconded By: Mike Bouffard

Resol. 2013- 368

BE IT RESOLVED THAT By-law 2013-40, being a by-law to authorize the Mayor and Clerk to enter a Funding Agreement (Phase 2) with Recycling Council of Ontario to develop and operate a Selected Household Hazardous Waste Program be read a first, second and third time and finally passed.

Carried

6.5.3 Authorize Voting By Mail for the 2014 Municipal Elections

Moved By: Shawnda Martin-Cross
Seconded By: Mike Bouffard

Resol. 2013- 369

BE IT RESOLVED THAT By-law 2013-41, being a by-law to authorize Voting by Mail for the 2014 Municipal Elections and to authorize the Mayor and Clerk to enter the necessary agreement with a supplies to provide Vote by Mail Services a be read a first, second and third time and finally passed.

Carried

6.5.4 Authorize the use of French in notices, forms and other information provided for the 2014 Municipal Elections

Moved By: Shawnda Martin-Cross
Seconded By: Mike Bouffard

Resol. 2013- 370

BE IT RESOLVED THAT By-law 2013-42, being a by-law to authorize the use of French in notices, forms and other information provided for the 2014 Municipal Elections to be read a first, second and third time and finally passed.

Carried

6.5.5 Confirmation By-law

Moved By: Shawnda Martin-Cross
Seconded By: Mike Bouffard

Resol. 2013- 371

BE IT RESOLVED THAT By-law 2013-43, being a by-law to confirm the proceedings of the Council of the Corporation of the Municipality of French River at a meeting held on November 20, 2013 be read a first, second and third time and finally passed.

Carried

Items under 7.0 were moved to be considered after the Delegation at Item 4.0.

8. ADDENDUM (if required and by resolution)

Moved By: Shawnda Martin-Cross
Seconded By: Michel Bigras

Resol. 2013- 372

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby allows an Addendum to the Agenda as per the rules of the Procedural By-law 2012-11 under Section 8.8 authorizing Council to deal with an urgent matter that requires the immediate consideration of Council.

Carried

8.1 Addition of Information to the Resolution adopted October 23, 2013 for the Submission of expression of interest for the Small, Rural and Northern Municipal Infrastructure Fund

Moved By: Shawnda Martin-Cross
Seconded By: Michel Bigras

Resol. 2013- 373

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby states that the information in the attached Expression of Interest to the Small, Rural and Northern Municipal Infrastructure Fund is factually accurate and hereby approves the above mentioned for the Chartrand Corner Project (Montée Guerin Road, Montée Guerin Bridge, Houle Road, Seguin Road, Viau Road, Pitre Road); and

FURTHER THAT a comprehensive asset management plan that includes all of the information and analysis described in Building together: Guide for Municipal Asset Management Plans will be in place by December 31, 2013 which will be publicly available on the Municipality's website by May 30, 2014; and

FURTHER THAT the sum of \$134, 380 which represents 10% of the Infrastructure project funds to be committed in the 2014 budget with an anticipated completion date of December 31, 2014.

Carried

9. NOTICES OF MOTION

Councillor Mike Bouffard announced that he will be submitting a Notice of Motion at the next Regular Council Meeting to amend the official plan to allow reduced lot sizes in the rural areas.

The Clerk received the following Notice of Motion prior to the closing of the meeting from Councillor Michel Bigras and will form part of the Agenda at the next Regular Council Meeting:

WHEREAS currently the Sudbury and District Health Unit is responsible for the inspection and permitting of fill beds;

AND WHEREAS since our Chief Building Officer is trained and certified to inspect fill beds;

THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River directs the Finance and Administration Committee to consider taking over the responsibility for the inspection and permitting of fill beds.

10. ANNOUNCEMENTS AND INQUIRIES

11. CLOSED SESSION

Moved By: Shawnda Martin-Cross
Seconded By: Michel Bigras

Resol. 2013- 374

BE IT RESOLVED THAT the next portion of the meeting be closed to the public in order to consider directions that should be given to senior staff pursuant to section 239 (2) (f) "advice that is subject to solicitor-client privilege, including communications necessary for that purpose" with respect to the Disposition of Victor Road

Carried

Moved By: Shawnda Martin-Cross
Seconded By: Mike Bouffard

Resol. 2013- 376

BE IT RESOLVED THAT the open session reconvenes at 10:01 p.m.

Carried

12. ADJOURNMENT

Moved By: Shawnda Martin-Cross
Seconded By: Mike Bouffard

Resol. 2013- 377

BE IT RESOLVED THAT the meeting be adjourned at 10:02 p.m.

Carried

MAYOR

CLERK

Draft