



MINUTES OF THE REGULAR MEETING OF COUNCIL

held in the Council Chambers
French River Municipal Complex
February 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

Members Excused:

Councillor Denny Sharp

Officials Present:

Harold Duff, Chief Administrative Officer/Clerk
Julie Bouthillette, Treasurer/Tax Collector
Mélanie Bouffard, Deputy Clerk, Recording Secretary
Robert Martin, Parks & Recreation Manager
Kyle Anderson, By-law Enforcement Officer/Waste Management Coordinator
Brennan Kenny, Economic Development Officer
Jim Sartor, Public Works Superintendent

Guests:

3 guests

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

The Chair called the meeting to order at 8:15 p.m.

The Special Meeting prior to this meeting was adjourned at 8:07pm which resulted in the Regular Council Meeting to start late.

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 40

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

1) Add an Addendum:
Action Report - Proposed French River Hydro Project

2) Closed Session Item under section 239 (2) (c) "a proposed or pending acquisition or disposition of land by the municipality or local board" with respect to a proposed land acquisition.

3) Add an Addendum:
By-law 2013-14 Site Plan Control

Carried

2. PRAYER

3. DISCLOSURE OF PECUNIARY INTEREST

Councillor Mike Bouffard declared a pecuniary interest at Item 6.5.8; he is the applicant of the Zoning By-law Amendment.

4. DELEGATIONS

4.1 Ontario Provincial Police, Monthly Municipal Policing Report

Not present.

4.2 Presentation of New Municipal Website, Brennan Kenny, Economic Development Officer

Presentation deferred to March Regular Council Meeting.

5. MANAGEMENT AND COMMITTEE REPORTS

5.1 Mayor's Report

Mayor gave a verbal report.

5.2 CAO/Clerk's Report

CAO/Clerk summarized written report submitted under separate cover.

5.2.1 Presentation of the Queen Elizabeth II Diamond Jubilee Medal of Honour to Mayor Claude Bouffard

The Deputy Mayor presented the Medal to Mayor Claude Bouffard.

5.2.2 Action Report - Municipal Strategic Planning

The Economic Development Officer summarized the report.

5.2.3 Creation of Municipal Strategic Plan Steering Committee

Moved By: Shawnda Martin-Cross

Resol. 2013- 41

Seconded By: Ron Garbutt

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby agrees to establish the Strategic Plan Steering Committee and nominates the following members of Council:

- 1) Denny Sharp
- 2) Mike Bigras
- 3) Larry Bouffard

Carried

5.2.4 Information Report - Results of the submission of the Expression of Interest to the Municipal Infrastructure Investment Initiative (MIII)

The report was submitted under separate cover.

5.3 Treasurer's Report

5.4 Economic Development Committee

The Chair of the Committee gave a verbal report and summarized the last meeting held.

5.5 Environmental Advisory Committee

The Chair of the Committee gave a verbal report and summarized the last meeting held.

5.6 Finance and Administration Committee

The Chair of the Committee gave a verbal report and summarized the last meeting held.

5.6.1 OPP Cost Review

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 42

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby directs staff to move forward with a cost benefit analysis to determine the options of having an informal or a formal arrangement with the Ontario Provincial Police and to approach SEMA for a possible partnership;

AND THAT if there are costs associated with having the study done that the item be brought to the Finance and Administration Committee for further consideration.

Carried

5.6.2 Employee Policy Manual - Employee Classification, Employee Compensation Plan Schedule and Job Descriptions

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 43

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby approves that the following items be included in the Municipal Employee Policy Manual and be effective as of January 1, 2013:

- 1) Employee Classification, establishes a classification system for employees
- 2) Employee Compensation Plan Schedule, to outline the employee compensation plan
- 3) Job Descriptions, as outlined in the Employee Classification sheet

Carried

5.6.3 Employee Policy Manual - Student Employment Policy

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 44

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby approves that the Student Employment Policy be included in the Municipal Employee Policy Manual.

Carried

5.6.4 Funding Applications to Hydro One Small Business Lighting for the Alban Fire Station and the Alban Community Centre

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 45

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby agrees to submit a funding application to Hydro One Small Business Lighting for the upgrading of lighting fixtures at the Alban Fire Station and the Alban Community Centre.

Carried

5.6.5 Library Control Evaluation

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

Resol. 2013- 46

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby directs staff to approach the library board to explore the possibility of having the administrative and human resources component of the library operations fall with the Municipality and to follow up by submitting a draft action plan on how to move forward.

Carried

5.6.6 Support of the Municipality of West Nipissing's position regarding Municipal Role in Aggregate Permits

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 47

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby supports the Municipality of West Nipissing's position in urging the Ministers of the Ministry of Natural Resources, Ministry of Northern Development and Mines and the Ministry of the Environment to consider amending the regulations governing Aggregate extractive applications to allow a more inclusive role of individual Municipalities with regard to decisions and decisions involving the granting of Aggregate Permits within their municipal boundaries;

AND THAT a copy of the resolution be forwarded to the Municipality of West Nipissing.

Carried

5.7 Public Works Committee

The Chair of the Committee gave a verbal report and summarized the last meeting held.

5.7.1 2013 Roads Capital Program

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

Resol. 2013- 48

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby agrees that the following roads be included in the 2013 Road Capital Program in the amount of \$604,000 and that the Request for Tenders be prepared:

Tender Package 1:
Delamere Road
Dry Pine Bay Road

Tender Package 2:
Pine Beach Road
Bellevue Road
Courchesne Road
Golf Course Road
Labelle Road

Carried

5.7.2 2013 Bridges Capital Program

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 49

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby agrees that the following roads be included in the 2013 Bridges Capital Program in the amount of \$45,800 and that the Request for Tenders be prepared:

Montée Guérin Culvert #1
Montée Guérin Culvert #2
Turenne Road

Carried

5.7.3 Conveyance of portion of Dokis Road to Municipality

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 50

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 on Plan 53R-19937 (Dokis Reserve Road) from Mr. Richard Quesnel to the Municipality of French River for road purposes.

Carried

5.8 Manitoulin-Sudbury District Services Board

Councillor Shawnda Martin-Cross gave a verbal report.

6. CONSENT AGENDA

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

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 51

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

Items 6.5.8 and 6.5.9 were taken out of the Consent Agenda to allow debate.

6.1 Adoption of Minutes by Resolution

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 52

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

Special Meeting of Council held January 16, 2013
Regular Council Meeting held January 16, 2013
Special Meeting of Council held January 24, 2013

Carried

6.2 Minutes Received by Resolution

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 53

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

Economic Development Committee held February 11, 2013
Environmental Advisory Committee meeting held February 12, 2013
Finance & Administration Committee held February 13, 2013
Public Works Committee held February 13, 2013
Manitoulin-Sudbury DSB held January 24, 2013
Sudbury & District Board of Health held January 17, 2013
Health & Safety Meeting held December 20, 2012

Carried

6.3 Award of Tenders, Request for Proposals and Funding Matters by Resolution

6.3.1 Contribution Agreement for the Community Infrastructure Improvement Fund - C1703 Rehabilitation and Improvement of Delamere Road

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

Resol. 2013- 54

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby agrees to enter into a Contribution Agreement for funding under the Community Infrastructure Improvement Fund - C1703 Rehabilitation and Improvement of Delamere Road.

Carried

6.3.2 Contribution Agreement for the Community Infrastructure Improvement Fund - C1705 Improvements to the French River Landfill

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

Resol. 2013- 55

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby agrees to enter into a Contribution Agreement for funding under the Community Infrastructure Improvement Fund - C1705 Improvements to the French River Landfill.

Carried

6.3.3 Contribution Agreement for the Community Infrastructure Improvement Fund - C1707 Rehabilitation and Improvement to Dry Pine Bay Road

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

Resol. 2013- 56

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby agrees to enter into a Contribution Agreement for funding under the Community Infrastructure Improvement Fund - C1707 Rehabilitation and Improvement to Dry Pine Bay Road.

Carried

6.3.4 Funding Application to Ontario Sport and Recreation Communities Fund to develop a physical fitness and youth participation program

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

Resol. 2013- 57

WHEREAS the newly approved Community Development Officer position will aid in the administration of social programs relating to physical fitness, community involvement, youth engagement, sport and recreation;

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby approves an application to the 2013-14 Ontario Sport and Recreation Communities Fund's Local Stream for the purpose of developing a physical fitness and youth participation program; and

THAT the Municipality utilize the previously approved and budgeted funds in 2013 for the Community Development Officer position to fund its 10% cash share in the program.

Carried

6.3.5 Funding Application to the Ministry of Northern Development and Mines' Youth Internship and Co-op Program for the position of the Community Development Officer

Moved By: Larry Bouffard
Seconded By: Mike Bouffard

Resol. 2013- 58

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby agrees to submit an application to the Ministry of Northern Development and Mines' Youth Internship and Co-op Program in the amount of \$27,500 for the position of Community Development Officer for a one year term with the possibility of extension, and;

THAT the budget set for this position during the budget 2013 deliberations, which is reaffirmed in the application, be used to support this position and supplement its income, as described in the human resources plan.

Carried

6.4 Correspondence for Council's Information Received by Resolution

6.5 Adoption of By-laws by Resolution

The following By-laws were read and adopted:

6.5.1 Zoning By-law Amendment (1814746 Ontario Inc. - Lacombe)

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 59

BE IT RESOLVED THAT By-law 2013-01, being a by-law to amend Zoning By-law 2003-23, as amended (1814746 Ontario Inc.) be read a first, second and third time and finally passed.

Carried

6.5.2 Authority to borrow money to meet current expenditures

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 60

BE IT RESOLVED THAT By-law 2013-05, being a by-law to authorize the borrowing of money to meet current expenditures be read a first, second and third time and finally passed.

Carried

6.5.3 Fees & Related Charges

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 61

BE IT RESOLVED THAT By-law 2013-06, being a by-law to set fees and related charges set out by the Municipal Council of French River be read a first, second and third time and finally passed.

Carried

6.5.4 Interim Tax Levy

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

Resol. 2013- 62

BE IT RESOLVED THAT By-law 2013-07, being a by-law to provide for an Interim Tax Levy be read a first, second and third time and finally passed.

Carried

6.5.5 Tax Ratios

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

Resol. 2013- 63

BE IT RESOLVED THAT By-law 2013-08, being a by-law to establish tax ratios for the year 2013 be read a first, second and third time and finally passed.

Carried

6.5.6 Final Tax Levy

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

Resol. 2013- 64

BE IT RESOLVED THAT By-law 2013-09, being a by-law to provide for the adoption of the current estimates and tax rates, and to further provide for penalty and interest in default of payment thereof for the year 2013 be read a first, second and third time and finally passed.

Carried

6.5.7 Funding Agreement for the Investment Readiness Asset Inventory & Strategy Development project to complete a community profile and an asset inventory

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

Resol. 2013- 65

BE IT RESOLVED THAT By-law 2013-10, being a by-law to authorize the Mayor and Clerk to enter into a funding agreement with the Ministry of Northern Development and Mines for the Investment Readiness Asset Inventory and Strategy Development project to complete a community profile and an asset inventory be read a first, second and third time and finally passed.

Carried

*** Item 6.5.8 was separated from the Consent Agenda to allow debate.**

*** Item was separated from the Consent Agenda to allow debate.**

6.5.10 Confirmation By-law

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 66

BE IT RESOLVED THAT By-law 2013-13, 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 February 20, 2013 be read a first, second and third time and finally passed.

Carried

Items separated from the Consent Agenda to allow debate

6.5.9 Zoning By-law Amendment (Municipality of French River)

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 67

BE IT RESOLVED THAT By-law 2013-12, being a by-law to amend Zoning By-law 2003-23, as amended (Municipality of French River) be read a first, second and third time and finally passed.

Motion to defer

Moved By: Ron Garbutt
Seconded By: Michel Bigras

Motion to defer to March Regular Council Meeting.

Deferral Carried

6.5.8 Zoning By-law Amendment (1381429 Ontario Inc. - Bouffard)

Moved By: Larry Bouffard
Seconded By: Ron Garbutt

Resol. 2013- 68

WHEREAS Council for the Municipality of French River is not confident in the Minimum Distance Separation formulae reports submitted by the applicant and the neighbouring farm owners because there is a significant difference in the estimated barn area capable of housing livestock as submitted by each party.

THEREFORE BE IT RESOLVED THAT the Council for the Corporation of the Municipality of French River defer approval of By-law 2013-11, being a by-law to amend Zoning By-law 2003-23, as amended (1381429 Ontario Inc.) and encourage the neighbouring farm owners to permit a qualified professional accompanied by the Chief Building Official for the Municipality on the properties to obtain accurate dimensions of the areas within the barns that are structural sound and reasonably capable of housing livestock

Carried

Disclosure of Pecuniary Interest

Name: Councillor Mike Bouffard

Disclosed his/her (their) interest(s), abstained from discussion and did not participate on this Item.

7. CORRESPONDENCE FOR COUNCIL'S CONSIDERATION

7.1 French River Snowmobile Association, OFSC Snowmobile Trail Land Use Permission for Montée Boisvenue Road

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 69

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby authorizes the Mayor and Clerk to sign the OFSC Snowmobile Trail Land Use Permission Memorandum of Understanding to give permission to the French River Snowmobile Association over Montée Boisvenue Road.

Carried

7.2 2013 FONOM/MMAH Northeastern Municipal Conference - Delegates

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 70

BE IT RESOLVED THAT Council of the Municipality of French River hereby approves that the following Councillors attend the FONOM / MMAH Northeastern Municipal Conference on May 8-10th, 2013 held in Parry Sound.

- 1) Mike Bouffard
- 2) Shawnda Martin-Cross
- 3) Ron Garbutt

Carried

7.3 Manitoulin Island Cycling Advocates (MICA), Request for support letter for the Georgian Bay Cycling Route Project

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 71

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby agrees to send a Letter of Support to the Manitoulin Island Cycling Advocates (MICA) for the Georgian Bay Cycling Route Project.

Carried

**7.4 Sudbury East Planning Board, Receipt of a Notice of Application,
Application for Consent by Couvrette/Roy (File B/02-06/13/FR)**

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 72

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby receives the following Sudbury East Planning Board Notice of Application:

1) Consent Application B/02-06/13/FR (Ronald and Darlene Couvrette, Ronald Couvrette, Heather and Vincent Roy)

AND THAT the following comments be provided:

No comments

Carried

7.5 Georgian Bay in Crisis, Request for Support

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 73

WHEREAS the Great Lakes have experienced declining water levels over the past 20 years; and

WHEREAS nowhere has it been so obvious as in Georgian Bay, currently the largest fresh water archipelago in the world; and

WHEREAS in 2013 water levels in Georgian Bay dropped over 67 cm; and

WHEREAS this significant drop of water level is now below any documented historic level; and

WHEREAS, the “Ribbon of Life”—wetlands, shorelines, fish and animal habitat—is at risk; and

WHEREAS access to residences, viability of business operations, First Nations’ and Municipal infrastructure, are all at risk because of this major change in water level; and

WHEREAS the economic prospects for the Georgian Bay watershed communities are in jeopardy given that significant revenues and jobs come from water related activities such as tourism, boating, recreational fishing and cottaging, the latter contributing well over \$100 million annual economic benefit in goods and services purchased and property taxes; and

WHEREAS the Chiefs, Mayors, and Reeves whose jurisdictions front on Georgian Bay now declare that Georgian Bay is in crisis; and

WHEREAS it seems entirely probable that, under current circumstances, the water levels in the Great Lakes will continue to decline for the foreseeable future; and

WHEREAS Federal and Provincial Governments have responsibilities to preserve and protect the Great Lakes; and

WHEREAS Federal and Provincial Governments must quickly develop action plans to alleviate the 2012 low water impact on Georgian Bay communities; and

WHEREAS Federal and Provincial Governments need not only to accept that Georgian Bay is in crisis but also to consider how to protect the long term viability of the Great Lakes; and

WHEREAS Federal and Provincial Governments need to proclaim that they are committed to the preservation of the Great Lakes and need to give the highest priority to taking strong actions to remedy this crisis.

BE IT NOW RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby recommends the following actions be included as part of the Federal and Provincial plans to remediate water levels in the Great Lakes and to ensure clean water, with high quality fish and animal habit, alongside healthy and vibrant communities:

- Request the Ministry of Natural Resources develop procedures to facilitate access for Georgian Bay,
- Request the Department of Fisheries and Oceans to develop procedures to facilitate access for Georgian Bay,
- Request financial assistance be provided by the Provincial and Federal governments including adaptive management practices for municipalities and businesses on Georgian Bay,
- Seek the highest level of authority in Canada to bring the issue of low water levels to the U.S. Government directly,
- Request the Provincial and Federal governments to recognize that Georgian Bay is in crisis, now, in 2013,
- Declare a moratorium on dredging in the St. Clair River and implement the inclusion of sills in the St. Clair River,
- Amend the Great Lakes Protection Act to include actions to respond to low water levels,
- Create sustainable development throughout the Great Lakes and stop any intratransfer of water between all Great Lakes basins,
- Investigate future viability of Great Lakes/St. Lawrence Seaway and the intrusion of over 180 invasive species and low water created as a result of dredging.

Carried

8. ADDENDUM (if required and by resolution)

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 74

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 Action Report - Proposed French River Hydro Project

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 75

BE IT RESOLVED THAT the Council of the Corporation of the Municipality of French River hereby receives the Action Report dated February 20, 2013 and that the question prepared by the Hydro Capacity Project Team be addressed to the Minister of Energy Honourable Bob Chiarelli during the Delegation at the ROMA/OGRA Conference on Sunday, February 24, 2013.

Carried

8.2 By-law 2013-14 Site Plan Control

Moved By: Larry Bouffard
Seconded By: Ron Garbutt

Resol. 2013- 76

BE IT RESOLVED THAT By-law 2013-14, being a by-law to implement Site Plan Control for Roll 5201-030-000-75500 be read a first, second and third time and finally passed.

Carried

9. NOTICES OF MOTION

10. ANNOUNCEMENTS AND INQUIRIES

11. CLOSED SESSION

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 77

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)(b) "personal matters about an identifiable individual, including municipal or local board employees" with respect to a personnel & legal matter and the CAO Recruitment and under section 239 (2) (c) "a proposed or pending acquisition or disposition of land by the municipality or local board" with respect to a proposed land acquisition.

Carried

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 79

BE IT RESOLVED THAT the open session reconvenes at 10:58 p.m.

Carried

12. ADJOURNMENT

Moved By: Shawnda Martin-Cross
Seconded By: Ron Garbutt

Resol. 2013- 80

BE IT RESOLVED THAT the meeting be adjourned at 10:59 p.m.

Carried

MAYOR

CLERK