

MINUTES

THE CORPORATION OF THE TOWNSHIP OF GREATER MADAWASKA

THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF GREATER
MADAWASKA
REGULAR MEETING HELD IN CALABOGIE MUNICIPAL OFFICE
March 20th, 2008

I CALL MEETING TO ORDER

- A. Attendance Reeve Peter Emon
 Cllr Don Mercer
 Cllr Karin Lehnhardt
 Cllr John Pratt
 Cllr Tom Ryan
- John Baird, CAO/Clerk Treasurer
- Interested Public and Media

Excused None

B. Motion to Open and Excuse

- 074 – 08 Moved by Cllr Lehnhardt, seconded by Cllr Pratt
 That the regular Council meeting of March 20th, 2008 be
 called to order at 4:00PM.
 CARRIED

Reeve Emon called on those present to join in singing the National Anthem and for the opening prayer.

C. AMEND/ADOPT AGENDA

- 075 – 08 Moved by Cllr Lehnhardt, seconded by Cllr Pratt
 That the agenda of the Regular Council meeting of March
 20th, 2008 be amended to include the following substantive
 items:
 Crown Land Resolution
 CARRIED

- 076 – 08 Moved by Cllr Lehnhardt, seconded by Cllr Pratt
 That the agenda of the Regular Council meeting of March
 20th, 2008 be approved as amended.
 CARRIED

II. PRESENTATIONS/PUBLIC HEARINGS

None

III DECLARATION OF PECUNIARY INTEREST

None

IV Minutes

A. Minutes of Council Meetings and Public Hearings

077– 08 Moved by Cllr Lehnhardt, seconded by Cllr Pratt
That the minutes of the regular council meeting of February
21st, 2008 be approved as presented.
CARRIED

B. Business Arising

None

V. Finance and Administration

A. Old Business

None

B. New Business

1. CAO Report Approval

078 – 08 Moved by Cllr Lehnhardt, seconded by Cllr Pratt
That the CAO/Clerk – Treasurer’s report of March 2008 be
accepted as presented.
CARRIED

2. Tangible Capital Assets Policy

079 – 08 Moved by Cllr Lehnhardt, seconded by Cllr Pratt
That Council approves Policy 5 – 07 Tangible Assets as
presented
CARRIED

3. Township of Laurentian Valley Resolution

080 - 08 Moved by Cllr Lehnhardt, seconded by Cllr Pratt
That Council supports the resolution submitted by the
Township of Laurentian Valley regarding recruitment of
family physicians in Ontario
CARRIED

4. Request from Calabogie Arts and Crafts Club

081 – 08 Moved by Cllr Lehnhardt, seconded by Cllr Pratt
That Council advises the Calabogie Arts and Crafts Club that
the rental rates for Barnet Cottage will not be reduced as
requested for their event
CARRIED

5. Sale of Real Property By-Law

082 – 08 Moved by Cllr Lehnhardt, seconded by Cllr Pratt
That Council approves By-Law 12 – 2008 as presented and
forwards By-Law 12 – 2008 to the By-Law portion of the
March 20th, 2008 Regular Council Meeting for approval.
CARRIED

6. Barnet Park and Cottage Fees and Charges

083 – 08 Moved by Cllr Lehnhardt, Seconded by Cllr Pratt
That Council confirms the Barnet Park and Cottage fees and charges for 2008 along with the procedure for charging for set up and clean up days.

CARRIED

7. North Frontenac Resolutions

084 – 08 Moved by Cllr Lehnhardt, Seconded by Cllr Pratt
That Council approves and endorses the resolutions regarding Provincial Sales Tax and the Federal Government Gas Tax as recommended by the Township of North Frontenac

CARRIED

8. Resolution on Infrastructure

085– 08 Moved by Cllr Lehnhardt, Seconded by Cllr Pratt
That Council supports the resolution regarding Infrastructure as requested by Cheryl Gallant, MP

CARRIED

9. Community Futures Grant Applications

086 – 08 Moved by Cllr Lehnhardt, Seconded by Cllr Pratt
That Council authorizes the Economic Development Committee to submit applications to the 2008 Community Futures program as outlined by the chairman of the Economic Development Committee

CARRIED

10. Crown Land Resolution

087 – 08 Moved by Cllr Lehnhardt, Seconded by Cllr Pratt
WHEREAS the issue of the over 800,000 acres of crown lands located within the boundaries of Renfrew County and these lands generating substantial fees for the Province of Ontario through stumpage fees, recreation and/or hunt camp lease agreements, fuel or gas tax, game and fishing permit fees; and

WHEREAS these revenue generating activities occur on Crown lands which are not subject to local assessment and land taxes which would normally be paid to the local municipality in which they are located to assist local rate payers in funding such local services as roads, waste disposal, police, fire protection and in the future septage disposal all services which may be utilized by the users of Crown Land; and

WHEREAS the County of Renfrew also receives no tax revenue from the subject Crown Lands and the County provides such services as roads and paramedic and land ambulance services; and

WHEREAS most local municipalities have provided contributions in the past and expect to provide more financial contributions to local hospital equipment, construction, upgrade and renovation campaigns; and

WHEREAS the County of Renfrew has seemingly entered into negotiations with the Province of Ontario to seek compensation for lost revenue on the subject Crown Lands on behalf of local municipalities; and

WHEREAS said compensation is thought to be at \$5 per acre and the County has stated they have an expectation of success on this issue; and

WHEREAS the County of Renfrew has not previously sought the permission of local municipal councils by way of a motion either at local or county council to negotiate this issue with the province; and

WHEREAS the County of Renfrew has never discussed with local municipalities the sharing of this new municipal revenue stream which could be received from the province,

NOW THEREFORE BE IT RESOLVED that the Council of the Township of Greater Madawaska requests the Council of the County of Renfrew to prepare a motion for circulation to all lower tier municipalities authorizing the negotiation with the Province of Ontario on their behalf for the establishment of a compensation model payable to local municipalities which will replace the land taxes not presently collected on the approximately 800,000 acres of land located within the boundaries of Renfrew County, and

BE IT FURTHER RESOLVED that the County of Renfrew will commit, by virtue of negotiation with the Province or by virtue of a motion, to ensure 4/5's of each \$1 collected from the province for the subject 800,000 plus acres will be transferred directly to the lower tier municipalities based on the acreage of Crown Lands located in the local municipality, and

Further that this resolution be circulated to all municipalities in Renfrew County, the Township of Lanark Highlands, the Township of North Frontenac, Addington Highlands and the local MPP's.

CARRIED

VI. Public Works

A. Old Business

None

B. New Business

1. Public Works Manager Report

088 - 08 Moved by Cllr Lehnhardt, seconded by Cllr Pratt
That Council accepts the Public Works Manager
report for the end of February 2008 as presented
CARRIED

2. County 10 Year Capital Plan

089 – 08 Moved by Cllr Lehnhardt, seconded by Cllr Pratt
That Council authorizes the Reeve to prepare a response to
the February 22nd, 2008 letter to the municipality from David
Darch, Director of Public Works and Engineering for the
County of Renfrew
CARRIED

VII. Public Services

A. Old Business

None

B. New Business

1. Fire Chief's Monthly Report

090– 08 Moved by Cllr Lehnhardt, seconded by Cllr Pratt
That Council accepts the report of the Fire Chief for the
monthly report for March 2008 as presented.
CARRIED

2. Library Board Report

091- 08 Moved by Cllr Lehnhardt, seconded by Cllr Pratt
That Council accepts the report of the Greater Madawaska
Public Library for March 2008 as presented.
CARRIED

3. Emergency Management CEMC and Alternate

092 – 08 Moved by Cllr Lehnhardt, Seconded by Cllr Pratt
That Council confirms the appointment of John Baird as
CEMC and Todd MacDonald as Alternate CEMC as required
by the 2008 EMO Compliance Program
CARRIED

4. Emergency Management Public Information Officer

093– 08 Moved by Cllr Lehnhardt, Seconded by Cllr Pratt
That Council appoints Rick Brown as the Public Information
Officer for the Emergency Management Committee as
required by the EMO 2008 Compliance Program
CARRIED

5. Emergency Management Control Group and Committee

094 - 08 Moved by Cllr Lehnhardt, Seconded by Cllr Pratt
That Council appoints Bill Hewson, Ron Huntley, Cllr John
Pratt, David Pringle, Gilles AuCoin, Todd MacDonald,
Wayne Greenough, John Baird and Rick Brown as the
Emergency Control Group and Committee as required by the
2008 EMO Compliance Program
CARRIED

6. Emergency Management By-Law

- 095 – 08 Moved by Cllr Pratt, Seconded by Cllr Lehnhardt
That Council approves By-Law 13 – 2008 as requested by
the Emergency management Committee and forwards By-
Law 13 – 2008 to the By-Law portion of the March 20th, 2008
Regular Council meeting for approval
CARRIED

VIII. Planning and Economic Development

A. Old Business

None.

B. New Business

1. Chief Building Official Monthly Report

- 096 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council accepts the Chief Building Official's report for
the month ending February 28th, 2008 as presented
CARRIED

2. Zoning Amendment Block B Plan 442 (Township)

- 097 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council supports By-Law 08 – 2008 rezoning municipal
property known as Block B on Plan 442, geographic
Township of Matawatchan and forwards By-Law 08 – 2008
to the By-Law portion of the March 20th, 2008 regular
Council meeting for approval
CARRIED

3. Capacity of Ferguson Lake Study Results

- 098 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council schedules a Public Meeting as required under
the Planning Act for the public review of the required OP
amendment and zoning by-law amendment for the proposed
14 lot subdivision by EPSSAK Inc on Ferguson Lake
CARRIED

4. Calabogie Peaks

- 099 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council supports the Site Plan application for trailers at
Calabogie Peaks, subject to the review and
recommendations of the Planning Department of the County
of Renfrew, the Chief Building Official; that the trailers be
removed from site not later than April 30th, 2011; that
Calabogie Peaks be required to submit a certified cheque in
the amount of \$5,000.00 as security against the removal of
the trailers and further that the municipal solicitor be
requested to prepare and register a Site Plan Control
Agreement with respect to the trailers.
CARRIED

100 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council supports the application for Road Allowance Closure for the remainder of the unopened road allowance between Lot 18 and Lot 19, Concession 2, geographic Township of Blythfield, that the road allowance be stopped up, closed and sold to Calabogie Peaks ULC subject to the process for road allowance closure contained in By-Law 04 – 2005

101 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council supports “in principle” the Site Plan application for Juniper Ridge Development at Calabogie Peaks subject to the review and recommendations of the planning Department of the County of Renfrew and the preparation and registration of a Site Plan Control Agreement prepared by the municipal solicitor

CARRIED

102 – 08 That Council supports the application for Zoning By-Law Amendment “in principle” to accommodate the addition of residential condominium units as a permitted use and to permit the reduction of a front yard setback for Block 6 to 1.5 metres from 7.5 metres subject to the review and recommendation of the Renfrew County Planning Department

CARRIED

5. Zoning Amendment (Lester)

103 – 08 Moved by Cllr Pratt, Seconded by Cllr Lehnhardt
That Council supports the Zoning By-Law Amendment Application ZB0806.2 and authorizes the Deputy Clerk to schedule a Public Meeting as required under the Planning Act

CARRIED

6. Appointment of 2008 Weed Inspector

104 – 08 Moved by Cllr Pratt, Seconded by Cllr Lehnhardt
That Council appoints the County of Renfrew Weed Inspector as the Weed Inspector for Greater Madawaska for 2008

CARRIED

7. Noise By-law and Enforcement for 2008

105 – 08 Moved by Cllr Pratt, Seconded by Cllr Lehnhardt
That Council directs the CAO to secure an alternate Sound Engineer to complete the 2007 Noise Audit of CMP, to examine the Noise By-Law, to monitor CMP operations in 2008 and prepare recommendations regarding the Noise By-Law for Council’s consideration

RECORDED VOTE

Reeve Emon	Yea
Cllr Lehnhardt	Nay
Cllr Mercer	Yea
Cllr Ryan	Yea
Cllr Pratt	Yea

MOTION CARRIED

- 106 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council invites the Ministry of Environment to review the 2007 Noise Audit to confirm compliance with the Environmental Protection Act
- Moved by Cllr Lehnhardt, seconded by Cllr Mercer
That Motion 106 – 08 be tabled to a future meeting
MOTION CARRIED
- Motion 106 – 08 tabled**
- 107 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That council directs the CAO to be prepared to retain a new municipal solicitor to secure appropriate advice or legal interpretation on noise protocols and that Council approves the solicitor prior to any work being conducted
- Tabled
Moved by Cllr Mercer, seconded by Cllr Ryan
That Motion 107 – 08 be tabled to a future meeting
MOTION CARRIED
- Motion 107 – 08 tabled**
- 108 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council directs that the review of the noise by-law and enforcement process be conducted by the new noise engineer to be completed as soon as possible and further that a final report be submitted to Council as soon as possible
CARRIED
- 109 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council establishes a Community Advisory Committee composed of one representative representing CABA, one representative all community associations which are legally incorporated and one representative from Calabogie MotorSports INC, a Ward 1 Councillor and the Reeve and further that this Community Advisory Committee report to the Planning and Economic Development Standing Committee
CARRIED
- 110 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That during the 2008 operational season, the BLEO attend points of reception (as determined by the BLEO) which best reflect locations from where noise complaints are being filtered
CARRIED
- 111 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council directs the CAO not to approve any special events permits as provided for by the Noise By-Law until the Noise By-Law and Audit have been reviewed by the new Noise Engineer and Solicitor and Council has made a final decision regarding special events
- Moved by Cllr Mercer, seconded b Cllr Ryan
That Motion 111 – 08 be tabled to a future meeting
MOTION CARRIED
- Motion 111 – 08 tabled**

112 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That a site inspection of the Calabogie MotorSports Park be conducted by appropriate municipal and County of Renfrew officials prior to the commencement of the 2008 season to ensure that CMP is in compliance with the site Plan Agreement
CARRIED

113 – 08 Moved by Cllr Pratt, Seconded by Cllr Lehnhardt
That CMP be requested to put all commitments made to the municipality and community with regards to motorcycles, berms, noise level adjustments, etc in writing in a letter to Council to be received prior to the commencement of the 2008 operating season
CARRIED

114 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council directs the municipal solicitor to significantly increase the fines levied under the Noise By-Law in any re-draft of the Noise by-law

Moved by Cllr Mercer, seconded by Cllr Ryan
That Motion 114 – 08 be tabled to a future meeting
MOTION CARRIED

Motion 114 – 08 tabled

8. By-Law 32 – 2004 Enforcement for 2008

115 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council accepts the proposal from John Fitchett to provide By-Law 32 – 2004 enforcement services in relation to Calabogie MotorSports Park for a total contract price of \$17,695.00 plus applicable taxes
CARRIED

116 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council confirms By-Law 32-2004 enforcement for 2008 whereby all calls to the complaint number will be noted, recorded and reported but that the BLEO will not be required to attend every complaint
CARRIED

117 -08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council indicates to the BLEO that for the 2008 Operations season, the BLEO will be required, as part of the contract to file detailed monthly reports summarizing each complaint as follows:

- Date and Time of Call
- Name and Address of the Complaint
- Weather at the time of the complaint
- Type of noise being heard
- CMP Track Readings at the time of the Complaint
- Track Event at the time of the complaint

Further that in addition to monthly reports, the BLEO be required to prepare a detailed final report listing all complaints received, and listing a detailed set of recommendations regarding 2009 enforcement
CARRIED

IX. Environmental Management

A. Old Business

None

B. New Business

X. Correspondence

118 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council notes and files all correspondence received for
the month of March 2008 unless addressed specifically by a
motion.

CARRIED

XI. Reeve's Report

119 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council accepts the Reeve's report for the month of
March 2008 as presented

CARRIED

XII. Notices Required under Notice and Procedural By-Laws

Notices Required under By-Law 20 – 2006 and 07 – 2007

120 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Council provides notice under By-Law 07-2007 and 20-
2006 as follows:

That Council intends to pass By-Law 09-2008 Animal
Control By-Law at the April Regular Council Meeting

CARRIED

121 – 08 Moved by Cllr Pratt, Seconded by Cllr Lehnhardt
That Council provides notice under By-Law 07-2207 and 20-
2006 as follows:

That the date of the Standing Committee Meetings in April
have been changed to April 7th, commencing at 9:00 AM,
with the Environment Committee meeting being scheduled
for following Public Services

CARRIED

XIII. By – Laws

1. By-Law Approval

122 - 08 Moved by Cllr Pratt, Seconded by Cllr Lehnhardt
That the following By-Laws be enacted and passed:

By-Law 08 - 2008 Zoning Amendment (TOWNSHIP)
By-Law 12 – 2008 Sale of Real property
Byh-Law 13 – 2008 Greater Madawaska Emergency
Management Program and Plan

CARRIED

XIV. In Camera Portion

None

XV. Return to Open Session

None

XVI. Note and File Motion

123 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That any items not specifically addressed by motion of
Council in the Regular Council Meeting of March 20th, 2008
be noted and filed accordingly.
CARRIED

XVII. Confirmatory By-Law

124 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That the required motion for introduction of Confirmatory By-
Law No. 14 - 2008 be deemed to have been given and that
Confirmatory By-Law No. 14 - 2008 be read a first time.
CARRIED

125 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That Confirmatory By-Law 14 - 2008 be read a second time.
CARRIED

126 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That the rules be suspended to allow Confirmatory By-Law
14 - 2008 to be read a third time at this meeting and that
Confirmatory By-Law 14 - 2008 be read a third time and
passed.
CARRIED

XVIII. Motion to Adjourn

127 – 08 Moved by Cllr Pratt, seconded by Cllr Lehnhardt
That the regular Council meeting of March 20th, 2008 be
adjourned at 5:45PM.
CARRIED

ADOPTED AS PRESENTED THIS SEVENTEENTH DAY OF APRIL, 2008.

Peter Emon, Reeve

John Baird, CAO/Clerk – Treasurer

/tlm

3/28/2008