



## # 19 Minutes Meeting of November 4, 2014 Committee Of The Whole

The Committee of the Whole met on Tuesday, November 4, 2014 at 2:00 p.m. at the Township of Drummond/North Elmsley Administrative Building, 310 Port Elmsley Rd.

**Members Present:**

Gail Code	Deputy Reeve
Ken Fournier	Councillor (Chair)
Ray Scissons	Councillor
Peter Wagland	Councillor

**Staff Present:**

Cindy Halcrow	Clerk Administrator
Cathy Ryder	Deputy Clerk
Karl Grenke	Planner
Bob Moore	Public Works Assistant
Linda Van Alstine	Treasurer

**Absent:**

Aubrey Churchill	Reeve
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**1. Call to Order**

The meeting was called to order at 2:00 p.m. A quorum was present.

**2. Disclosure of Pecuniary Interest**

The Chair invited members wishing to disclose a pecuniary interest to do so now. No members declared a pecuniary interest.

**3. Minutes of Previous Meetings**

**3.1 Regular Session Minutes of October 21, 2014**

**MOTION #COW-14-245 (Verbal)**

**MOVED BY: Gail Code**  
**SECONDED BY: Peter Wagland**

**THAT the Committee of the Whole** approves the minutes of the regular Committee of the Whole meeting held on October 21, 2014 as circulated.

**ADOPTED**

**3.2 Closed Session Minutes of October 21, 2014**

**MOTION #COW-14-246 (Verbal)**

**MOVED BY: Peter Wagland**  
**SECONDED BY: Ray Scissons**

**THAT the Committee of the Whole** approves the minutes of the closed Committee of the Whole

meeting held on October 21, 2014 as circulated.

**ADOPTED**

#### **4. Approval of Agenda**

**MOTION #COW-14-247 (Verbal)**

**MOVED BY: Ray Scissons**

**SECONDED BY: Gail Code**

**THAT the Committee of the Whole** approves the agenda for the November 4, 2014 meeting of the Committee, as amended.

**ADOPTED**

#### **Amendment:**

Item 5.2 was dealt with prior to Item 5.1.

#### **5. Petitions/Delegations/Public Hearings**

##### **5.1 Proposed Zoning By-law Amendment & Proposed Road Closure – Public Meeting**

###### **Troy and Tracy Noonan (2613 Drummond Conc. 7)**

Public (signed in): None signed in

###### **Call to Order**

Councillor Ken Fournier opened the public hearing at 2:30 p.m.

###### **A Purpose of Meeting**

Councillor Fournier reported that the purpose of the meeting was to consider a Zoning Amendment application under Section 34 of the Planning Act to rezone a portion of lands to a new Rural Special Exception Zone to accommodate certain environmental considerations and also a request to close a portion of an unopened road allowance. The first part of the public meeting will pertain to the zoning amendment and then Council will consider the road closure. He invited Planner Karl Grenke to summarize the applications.

###### **B. Planner's report and presentation**

Mr. Grenke reported that these applications are required in order to administratively accommodate two severance applications on Drummond Concession 7. The zoning amendment was intended to implement certain development conditions suggested in an environmental impact study to allow development while protecting interior woodland habitat and provincially significant wetlands and was a condition of the severance approval. The road allowance did not appear on Township maps however was identified by a surveyor and needed to be closed to allow clear title to the severed and retained lots. Mr. Grenke reviewed the zoning amendment application as per Official Plan policies relating to woodlands, wetlands, ANSI, intent of rural designation, local roads and others and suggested that it complies. He noted that no written comments were received by neighbours. He also reported on the notification for both the zoning amendment and road closure and advised that it was undertaken in accordance with the Planning Act and Township's own policies. He recommended that Council approve both applications.

###### **C. Oral and Written Presentations by those in Attendance**

Councillor Fournier asked if there were any oral or written presentations from those in favour of the zoning amendment application. There were none.

Councillor Fournier asked if there were any oral or written presentations from those in opposition to the application. There were none.

Councillor Fournier asked if the applicants would like to make any concluding remarks. None were made.

#### **D. Questions and Discussion by Council members**

Councillor Peter Wagland asked if the Township knew about this road allowance beforehand and would it be advisable to close all of it rather than just the part through the Noonan property.

Would we need to know the exact dimensions of it?

Mr. Grenke reported that the road allowance was not on Township mapping and generally did not appear on registry mapping either. It was only picked up by the surveyor. In order for the remainder of the allowance to be closed, the area would need to be surveyed and legally described.

#### **E. Reeve's Closing Remarks and Reminder to Audience**

Councillor Fournier reminded audience members to sign the attendance sheet if they would like notice of Council's decision.

#### **F. Adjournment of Public Meeting**

Councillor Fournier adjourned the part of the public meeting pertaining to the Zoning Amendment.

#### **G. Proposed Road Closure**

Councillor Fournier asked if there were any members of the public in favour or in opposition to the road closure application and if the application or any members of the public wish to speak on the matter. There were none.

**The Public Meeting for the zoning amendment and road closure closed at 2:42 p.m.**

### **5.2 Reconsideration of MFIPPA Fees – Tom Nephin**

Mr. Nephin made a request to Council to reconsider the costs associated with his Freedom of Information requests. He reported that it would present an undue hardship and financial burden to him and his neighbours. There was general discussion regarding the types of information he was seeking and various options to reduce the financial burden such as waiving the fees completely or a reduction of fees.

Peter Wagland suggested reducing the deposit fee to a 25% deposit for each FOI request with the understanding that before the documentation was released, the full fee would be required.

Ray Scissons stated that other residents of the Township might not be able to justify subsidizing Mr. Nephin's request as the impact is less to them.

Cathy Ryder stated that the fees are an estimate only and that after thorough review, if the fee is overstated, the money is returned to Mr. Nephin or if understated the costs could increase. She also reported that the fees charged are set by the *Municipal Freedom of Information and Privacy Act*.

Cindy Halcrow stated that staff would support the 25% and stated that staff will review how the fees can be reduced and work with Mr. Nephin.

**MOTION #COW-14-248 (Verbal)**

**MOVED BY: Peter Wagland**  
**SECONDED BY: Ray Scissons**

**THAT the Committee of the Whole recommends that Council** authorize a 25% deposit fee for the 3 FOI requests by Mr. T. Nephin with the full amount due before the information is released.

**ADOPTED**

**Action Item:** Direction given to staff to review the documentation to come up with an actual estimate of time involved and actual costs. Further direction to send Mr. Nephin a decision letter with the final costs.

## **6. Communication/Correspondence**

Item #1 was pulled from the Communication package and voted on separately before the motion was adopted:

### **#1 Lanark Highlands Public Library**

Peter Wagland provided clarification on the Lanark Highlands Public Library request to reinstate the portion of provincial funds provided to the Perth & District Union Library to assist with library programs used by Drummond/North Elmsley residents.

He reported that since 1973 the library board received a provincial grant for the number of users at the library. That grant has been frozen for the last 15 years. Built into the original agreements back in the 1970's based on what was provided by Lanark Highlands there was an agreement for Drummond Township to provide money to Lanark Highlands Library as that was the source of access for residents for library services.

In 2012, the Perth & District Union Library board reviewed the issue and questioned why they kept paying money to support Lanark Highlands for those residents who use the Lanark Highlands Library. Each Township also pays the Lanark Highlands Library money to help support the people who use the library and live in either Drummond/North Elmsley or Tay Valley. The Perth & District Union Library board sent a letter to each partner stating that everyone should be applying for their own grant. Once amalgamation occurred these historical agreements became null and void. The issue is that the Township of Lanark Highlands does not support its own library to the same financial extent as Perth, Tay Valley and Drummond/North Elmsley.

In 2012, the collective partners of the Perth & District Union Library paid approximately \$25 per capita to support the operation of the Perth Library yet Lanark Highlands pays less than \$10 to support their own library. There was general discussion regarding whether this is a DNE issue as DNE is already paying approximately \$3,800 to the Lanark Highlands Library to support our own residents.

**MOTION #COW-14-249 (Verbal)**

**MOVED BY: Ray Scissons**  
**SECONDED BY: Gail Code**

**THAT the Committee of the Whole recommends that Council support the Perth & District Library Board decision to eliminate the payment of the provincial grant to the other library boards.**

**ADOPTED**

**MOTION #COW-14-250 (Verbal)**

**MOVED BY: Peter Wagland**  
**SECONDED BY: Ray Scissons**

**THAT THE COMMITTEE OF THE WHOLE receives the remainder of the communication items for the November 4, 2014 Committee of the Whole as information.**

**ADOPTED**

## **7. Committee and Board Reports**

### **7.1 PUBLIC WORKS**

**a) Report of the Public Works Assistant – Verbal Update**  
Bob Moore gave a verbal update on the following items:

- 2008 Ambulance - has been received from Lanark Ambulance Service and has gone for a safety check
- West Shore Drive – this has been completed
- Thompson Side Road – all issues have been cleared up
- Landfill leachate - initiated the actions requested by the MOE May Inspection Report on the landfill instructing us to decrease the amount of visible leachate

**b) Report of the Public Works Assistant – McCreary’s Reduction in Landfill Fees**  
Bob Moore provided Council with an update regarding a request from McCreary’s Beach Resort for a reduction in the tipping fees for demolition materials. Bob Moore reported that staff recommend a one-time tipping fee reduction for the demolition material of four cottages. He reported that having a large volume of waste being received at once would help with the infill requirements to reduce leachate infiltration. Council did not accept the recommendation and the following motion was adopted.

**MOTION #COW-14-251 (Verbal)**

**MOVED BY: Gail Code**  
**SECONDED BY: Peter Wagland**

**THE COMMITTEE OF THE WHOLE RECOMMENDS TO COUNCIL,**  
**THAT Council uphold the current tipping fees at the landfill site for the McCreary’s Beach demolition materials.**

**ADOPTED**

**7.2 COMMUNITY DEVELOPMENT**

- a) Report of the Planner – Dixon Site Plan

The Planner provided an update on a proposed site plan control agreement with A. Dixon to allow for the construction and addition of a 1,073 square foot two bay storage garage to the existing commercial building. Council accepted the recommendation of the Planner to proceed with the agreement once all conditions requested by MTO have been met and feedback has been received from RVCA.

**Action Item:** Direction given to staff to prepare and bring forward a Site Plan Control By-law to Council for approval once it has been approved by MTO and RVCA.

**7.3 CORPORATE SERVICES**

- a) Report of the Treasurer – Financial Summary – Third Quarter  
Council receives the Financial Summary report as information.

- b) Report of the Treasurer – 5N Site Funds

The Treasurer provided an update on the sale of the former 5N property which was sold by tender to 2218737 for \$430,000. The Treasurer recommended that the Township’s contribution of approximately \$57,000 be put into reserves for the waste site. Council accepted the recommendation of the Treasurer and the following motion was passed:

**MOTION #COW-14-252 (Verbal)**

**MOVED BY: Peter Wagland**  
**SECONDED BY: Gail Code**

**THE COMMITTEE OF THE WHOLE RECOMMENDS TO COUNCIL,**  
**THAT** Council authorize staff to transfer the proceeds from the 5N site into reserves for the Environment.

**ADOPTED**

- c) Report of the Treasurer – Impact of OPP Billing on Tax Bill

The Treasurer reviewed options for communicating and implementing the cost of police services to Drummond/North Elmsley residents. She reported that policing costs will be based on taxable assessment. She also reviewed the property counts used in the OPP billing model as well as definitions of property counts. The Treasurer recommended creating separate tax rates on the property tax bills to show policing costs. Council accepted the recommendation of the Treasurer and the following motion was adopted:

**MOTION #COW-14-253 (Verbal)**

**MOVED BY: Gail Code**  
**SECONDED BY: Ray Scissons**

**THE COMMITTEE OF THE WHOLE RECOMMENDS TO COUNCIL,**  
**THAT Council** authorize the creation of separate tax rates for the purpose of showing policing costs on property tax bills.

**ADOPTED**

**7.4 COMMUNITY SERVICES – No reports**

**7.5 CLERK/MEMBERS OF COUNCIL**

**a) Report of Reeve – No Reports**

**b) Report from Fire Board – No reports**

**c) Report from Library Board**

Highlights from October 20, 2014 Meeting – Peter Wagland

- D/NE circulation increased by 7.3%.
- E-book downloads, website visits and people entering the library has increased.
- Target date of January 1, 2015 set for relocation to Old Fire Hall/Inge-Va House
- Draft budget being finalized.
- Need to appoint strong new members to the board – losing a lot of corporate history.
- Next meetings:
  - Property Committee November 7, 2014
  - Policy Committee November 10, 2014
  - Board Meeting November 17, 2014 (final)
  - Board Dinner November 28, 2014

**d) Report from CA's**

Highlights from RVCA Board of Directors Meeting – Ray Scissons, October 23, 2014

- Otty Lake Fish Habitat Enhancement Program – bass spawning beds are active
- Draft 2015 Budget – staff draft budget came in at 3.8% but they will review to bring the percentage down to approximately 2%

Highlights from MVCA Board of Directors Meeting Minutes – Gail Code, October 15, 2014

- September 17 - staff were directed to draft a policy to address fees for submission under the Municipal Freedom of Information and Protection of Privacy Act. Staff are using the City of Ottawa's policy to generate their own policy.
- All draw downs in the watershed have commenced except Mazinaw Lake which will begin the first week of November. All current watershed conditions are normal.
- Received a presentation on the effectiveness of the Wiski-Soda software on water management in the MVCA watershed.
- Next meeting November 12, 2014 for the Finance and Administration Advisory Committee.

**e) Report from Members of Committee – No Reports**

**8. CLOSED SESSION – None**

**9. UNFINISHED BUSINESS - None**

**10. NEW BUSINESS - None**

**11. ADJOURNMENT**

**MOTION #COW-14-254 (Verbal)**

**MOVED BY: Ray Scissons**  
**SECONDED BY: Gail Code**

**THAT the Committee of the Whole stand adjourned at 3:42 p.m.**

**ADOPTED**

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CHAIR

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CLERK ADMINISTRATOR