

Corporation of the Township of Selwyn

**Regular Council Meeting
Tuesday, November 14, 2017**

Council Chambers, 1310 Centre Line

A regular meeting of the Council of the Township of Selwyn was held on Tuesday, November 14, 2017 at the Council Chambers, 1310 Centre Line.

Present: Mayor Mary Smith
Deputy Mayor Sherry Senis
Councillor Donna Ballantyne
Councillor Anita Locke
Councillor Gerry Herron

Staff Present: Janice Lavalley, Chief Administrative Officer
Angela Chittick, Manager of Community & Corporate Services /Clerk
Robert Lamarre, Manager of Building and Planning
R. Lane Vance, Manager of Financial Services/Treasurer
Rick Dunford, Manager of Public Works
Mike Richardson, Manager of Recreation Services (left at 6:30 PM)
Tania Goncalves, Deputy Clerk

The Council meeting commenced at 5:00 PM with Mayor Smith in the Chair.

Declaration of Pecuniary Interest and the General Nature Thereof

None.

Minutes

Resolution No. 2017 - 219 - Minutes

Councillor Anita Locke – Councillor Gerry Herron –

That the minutes of the regular Council meeting of October 24, 2017 be adopted.
Carried.

Deputations and/or Invited Persons and/or Public Meeting

Tracie Bertrand, Director of Tourism & Communications from Peterborough and the Kawarthas Tourism and Peter Nielsen, Manager of Technical Services with the County of Peterborough made a presentation to Council with regard to the development of a regional Tourism Wayfinding Strategy and Toolkit.

**Resolution No. 2017 - 220 - Peterborough & the Kawarthas Tourism –
Wayfinding Strategy and Toolkit**

Deputy Mayor Sherry Senis – Councillor Anita Locke –

That the presentation of Tracie Bertrand, Director of Tourism & Communications from Peterborough and the Kawarthas Tourism and Peter Nielsen, Manager of Technical Services with the County of Peterborough regarding the development of a regional Tourism Wayfinding Strategy and Toolkit be received for information; and

That the Township of Selwyn endorse, in principle, the Tourism Wayfinding Signage Toolkit and directs the Technical Advisory Committee to finalize the requirements of the toolkit and report back with next steps for the proposed development of a regional tourism wayfinding signage program for further consideration by Council.

Carried.

Rhonda Keenan, President and CEO of Peterborough & the Kawarthas Economic Development made a presentation to Council to provide an annual update regarding economic development initiatives.

Resolution No. 2017 - 221 - Peterborough & the Kawarthas Economic Development - Update

Councillor Anita Locke – Councillor Donna Ballantyne –
That the presentation from Rhonda Keenan, President and CEO of Peterborough & the Kawarthas Economic Development, providing an annual update on economic development initiatives be received for information.

Carried.

Question Period

None.

Municipal Officers & Staff Reports – Direction

Resolution No. 2017- 222 - Draft 2018 Strategic Plan

Deputy Mayor Sherry Senis – Councillor Donna Ballantyne –
That the report of the Chief Administrative Officer regarding the draft 2018 Strategic Plan be received for information; and

That the draft Corporate Strategic Plan be amended to reflect Council's comments in preparation for the public open house being held on Thursday, November 23, 2017 from 5:30 to 7:00 PM.

Carried.

Resolution No. 2017 - 223 - Recreation Services Plan Update

Councillor Gerry Herron – Councillor Anita Locke –
That the report of the Manager of Recreation Services regarding the Recreation Services Plan update be received for information; and

That the draft Recreation Services Plan update be amended to reflect Council's comments in preparation for the public open house being held on Thursday, November 23, 2017 from 5:30 to 7:00 PM.

Carried.

Resolution No. 2017 - 224 - Aquatic Vegetation Tipping Fees Update

Councillor Donna Ballantyne – Councillor Anita Locke –
That the report of the Manager of Public Works with respect to the waiving of tipping fees for the disposal of aquatic vegetation be received for information; and

That the tipping fees for the disposal of aquatic vegetation including wild rice at the Township Landfill, \$45/per tonne after the first 100 kgs, continue to be waived until further information is received regarding potential upcoming Provincial legislation which will require that no organics, potentially inclusive of aquatic vegetation, not be landfilled after March 2022.

Withdrawn.

Resolution No. 2017 - 225 - Aquatic Vegetation Tipping Fees Update

Councillor Donna Ballantyne – Councillor Anita Locke –
That the report of the Manager of Public Works with respect to the waiving of tipping fees for the disposal of aquatic vegetation be received for information; and

That the tipping fees for the disposal of aquatic vegetation including wild rice at the Township Landfill, \$45/per tonne after the first 100 kgs, continue to be waived.

Deputy Mayor Sherry Senis – yes
Mayor Mary Smith – no
Councillor Donna Ballantyne – yes
Councillor Gerry Herron – yes
Councillor Anita Locke – yes

Consent Items

Resolution No 2017- 226 - Municipal Officer's and Staff Reports – Information/Housekeeping/Non-Controversial

Councillor Anita Locke – Councillor Donna Ballantyne –

That the report of the Economic Development Coordinator regarding the Community Improvement Plan - Financial Incentive Program be received for information; and that a Façade Improvement Grant for property described as 839 Ward Street, Bridgenorth in an amount not to exceed \$575.00 for front facade improvements be approved; and that By-law 2017-067, being a By-law to authorize the execution of a Façade Improvement Grant with Bell's Garage (Bridgenorth) Ltd. through the Community Improvement Plan for property described as 839 Ward Street, Bridgenorth, Smith Ward, be forwarded to the By-law section of the agenda for consideration; and

That the report of the Manager of Community & Corporate Services/Clerk regarding a boundary adjustment related to 5 Casement Lane, Lakefield Ward, be received for information; and that the Township of Selwyn endorse the request of the property owners of 5 Casement Lane, Lakefield to adjust the municipal boundary between Selwyn and Douro-Dummer Township to facilitate the parcel of land known as 5 Casement Lane to be located entirely within the Township of Selwyn municipal boundary; and

That the report of the Manager of Financial Services/ Treasurer regarding various solar projects and an update on a proposed electric vehicle hybrid be received for information; and

That the report of the Chief Administrative Officer with respect to the current police services contracts be received for information; and that By-law 2017- 068, to authorize the execution of an agreement between the Township of Selwyn and the Ministry of Community Safety and Correctional Services for the provision of police services by the OPP for the Ennismore and Smith Wards for the period January 1, 2018 to December 31, 2020, be brought forward to the By-law section of the agenda for consideration; and that the City of Peterborough be advised that the Township of Selwyn wishes to extend the term of the contract for provision of police services to the Lakefield Ward for two years to December 31, 2020 under the same terms and conditions; and

Correspondence for Discussion and/or Decision:

That the following items of correspondence be received for information and that staff proceed with the recommended direction therein:

1. Otonabee Region Conservation Authority – Proposed 2018 Budget

That the proposed 2018 ORCA budget be received for information; and that the Manager of Financial Services incorporate the costs as part of the ORCA levy in the 2018 Budget; and

2. Arthur Tarala – Correspondence – October 25, 2017

That the correspondence from Mr. Arthur Tarala outlining various complaints and requests for information related both directly and indirectly to the Township's action related to his failure to comply with the requirements of the Ontario Building Code, be received for information; and

Whereas, the decision of the Superior Court of Justice, Court File No. 269/12 was rendered on November 15, 2016, granting an injunction and an order for the demolition of the addition built by Mr. Tarala

without benefit of a building permit, subject to a 90-day stay within which time Mr. Tarala was given one final opportunity to submit the necessary drawings to obtain a permit; and

Whereas, there are numerous outstanding Court ordered cost awards, totaling in excess of \$51,700, against Mr. Tarala in favour of the Township and its Insurer; and

Whereas, Mr. Tarala has failed to comply with any orders of the Superior Court of Justice, with respect to the addition built without building permit; and

Whereas, the Township has demonstrated tremendous patience in spite of Mr. Tarala's failure to comply with the requirements of the Ontario Building Code and ongoing communication of incorrect information and defamatory comments; and

Whereas, there has been an inordinate amount of Council and staff resources consumed by the ongoing and repetitive actions, communications and requests from Mr. Tarala; and

Now therefore, that Mr. Tarala be advised to refrain from any further communication of misinformation and/or defamatory comments related to the Township Council, staff and/or legal counsel; and

Further, that Mr. Tarala be advised that the Township will not entertain or respond to any further communication from him that relate either directly or indirectly to his ongoing failure to meet the requirements of the Ontario Building Code and until such time as all Orders issued by the Superior Court of Justice have been complied with; and

Correspondence for Information:

That the following items of correspondence be received for information:

3. Association of Municipalities of Ontario - Attorney General Introduces Ontario's Cannabis Act, 2017
4. Association of Municipalities of Ontario - Government Consultation on Income Security Reform
5. Association of Municipalities of Ontario – 2016 Federal Gas Tax Fund Annual Report
6. Association of Municipalities of Ontario - Call to Action – Talk to Your MPPs about Estimated Fiscal Impacts of Bill 148
7. Association of Municipalities of Ontario - New Policing Legislation Introduced at Queen's Park
8. Association of Municipalities of Ontario - Tight Budget for 2018? How the Local Share Can Help
9. Ministry of Finance – Government of Ontario Retail Sale of Cannabis
10. Ontario Good Roads Association – Call for Nominations
11. Kawartha Chamber of Commerce & Tourism – Chamber News, October 25th
12. Kawartha Chamber of Commerce & Tourism – Newsflash – October 2017
13. County of Essex – Support of Zero Tolerance against Racism
14. Municipality of Morris-Turnberry – Changes to the Tenanted Farm Tax Class
15. Town of Lakeshore – Provincial Flood Insurance Program
16. Municipality of Trent Lakes – Wild Rice Harvesting
17. Township of Amherstburg – Concrete Barriers on Highway 401
18. Township of North Frontenac – Potential Cost Increase related to Bill 148
19. Town of Mono - Potential Cost Increase related to Bill 148
20. Township of Sioux-Narrows-Nestor Falls - Potential Cost Increase related to Bill 148; and

County of Peterborough Correspondence for Information:

That the following items of correspondence from the County of Peterborough be received for information:

1. Peterborough & the Kawarthas Economic Development
– 2017 Third Quarter Report
2. Peterborough & the Kawarthas Economic Development
- 2018 Draft Budget
3. Peterborough County – 2017-11-01 Third Quarter Report
4. Report to Council – County Roads 29 & 23 Revisions to Parking By-Law
5. Bill 68 -Modernizing Ontario's Municipal Legislation Act, 2017
6. Notice of Construction Oct. 24, 2017 – Tully's Bridge, Lily Lake Road
7. Curve Lake Supply of Sign – Cats Eyes
 - Attachment 1 – Cats Eyes A
 - Attachment 2 – Cats Eyes A2
8. Letter to Selwyn Township Clerk Nov. 7, 2017, CR 24 Woodland Drive Intersection Visibility Study
 - Attachment 1 – Report to Council – Woodland Drive Intersection
9. 2017-10-18 Minutes; and

Committee Reports

That the minutes of the Library Board of June 27, 2017, September 26, 2017 and October 24, 2017; and

That the 2017 3rd Quarter Report of the Peterborough Police Services; and

That the minutes of the Economic Development and Business Committee of October 23, 2017 be received for information; and

That Township of Selwyn endorses the recommendation of the Economic Development and Business Committee to commence the process of recruiting a new committee member to fill a vacancy on the Economic Development and Business Committee.

Carried.

Other, New & Unfinished Business

Resolution No. 2017 - 227 - Special Meeting – December 14, 2017

Councillor Donna Ballantyne – Councillor Anita Locke –

That the Special Council meeting scheduled for December 14th, 2017 commence at 8:30 AM rather than 9:00 AM in order that Council may receive a deputation from Strexer Harrop & Associates to discuss the development of the Economic Development & Marketing Strategy.

Carried.

Resolution No. 2017 - 228 - Closed Session

Councillor Donna Ballantyne – Deputy Mayor Sherry Senis –

That the next portion of the meeting be closed to the public pursuant to Section 239 (2) (b) of the Ontario Municipal Act, 2001, S.O. 2001, c.25, as amended, in order that Council may discuss matters regarding an identifiable individual (7:12 PM).

Carried.

Resolution No. 2017 - 229 - Rise Closed Session

Councillor Gerry Herron – Councillor Anita Locke –

That Council now rise from closed session (7:23PM).

Carried.

By-laws

Resolution No. 2017 - 230 - By-laws First, Second & Third Reading

Deputy Mayor Sherry Senis – Councillor Donna Ballantyne –

That By-law 2017-067, a By-law to authorize the execution of a Community Improvement (CIP) Façade Improvement Grant for 839 Ward Street; and

That By-law 2017-068, a By-law to authorize the renewal of a Police Services Contract with the Ontario Provincial Police be read a first, second and third time and finally passed.

Carried.

Resolution No. 2017 - 231 - Confirming By-law

Councillor Anita Locke – Councillor Gerry Herron –

That By-law 2017-069, being a By-law to confirm the proceedings of the meeting of Council held on November 14, 2017 be read first, second and a third time and finally passed.

Carried.

Adjournment

Resolution No. 2017 - 232 - Adjournment

Deputy Mayor Sherry Senis – Councillor Gerry Herron –

That the meeting be adjourned. (7:23 PM)

Carried.