



# The Corporation of the Township of Seguin

## **Draft** Minutes of a Regular Meeting of Council

held on Monday, April 15<sup>th</sup>, 2019 at 4:00 p.m.  
in the Township of Seguin Council Chambers

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The following Members were present:

- Mayor Ann MacDiarmid
- Councillor Art Coles
- Councillor Ted Collins
- Councillor Gail Finnsen
- Councillor Daryle Moffatt
- Councillor Rod Osborne

Councillor Terry Fellner arrived at 4:11 p.m.

### **Approval of Agenda.**

After the meeting was called to order Mayor MacDiarmid asked for approval of the agenda. Council approved the agenda with the following additions/changes. Addition to 04. Closed Session of item e) Appointment to the Township of Seguin Rosseau Community Action Committee. Addition to 08. Public Meeting item b) Consent Application No. B-2019-0007-H (Wallace) of a request from Stefan Szczerbak, the Agent to remove the item from the meeting. Addition to 09. Business of item d) Lake Rosseau North Association - Proposal to Council re: Recognition Wall. Addition to 09. Business of item e) Muskoka Watershed Council – 2019 Muskoka Stewardship Conference. Addition to 09. Business of item f) Parry Sound Area Chamber of Commerce – Invitation to 'Business After Hours' April 18<sup>th</sup> and May 9<sup>th</sup>.

### **Disclosure of Pecuniary Interest.**

Mayor MacDiarmid requested that any disclosures of pecuniary interest be declared for the record. Councillor Fellner declared that he may have a pecuniary interest related to Council Meeting Agenda item 07. Staff Reports item e) Report No. PW-RD-2019-008, Turtle Lake Road Upgrade - Phase 1, as one of the bidders on Request For Proposal 2019-015, Wayne Hall Construction is Councillor Fellner's employer. Councillor Fellner vacated the Chambers during consideration of this matter.

The following resolutions were considered.

### **Resolution No. 2019-136**

**Moved by:** Councillor Daryle Moffatt

**Seconded by:** Councillor Art Coles

**"THAT** Council of The Corporation of the Township of Seguin does hereby adopt the Minutes of the Regular and Closed Session Meetings of Council held April 1<sup>st</sup>, 2019 as circulated."

**CARRIED**

**Resolution No. 2019-137**

**Moved by:** Councillor Art Coles

**Seconded by:** Councillor Daryle Moffatt

**“THAT** the Council of The Corporation of the Township of Seguin does hereby proceed to a closed meeting at 4:03 p.m. in order to address matters pertaining to:

- Litigation or potential litigation, including matters before administrative tribunals, affecting the Municipality or local board.
  - Consent Application No. B-2017-0005-H and Rezoning Application No. 2017-0019-H (Curtis) – Local Planning Appeals Tribunal (LPAT).
  - Seguin Marina – Non-Compliance Matters.
- Advice that is subject to solicitor-client privilege, including communications necessary for that purpose.
  - Consent Application No. B-2017-0005-H and Rezoning Application No. 2017-0019-H (Curtis) – Local Planning Appeals Tribunal (LPAT).
  - Seguin Marina – Non-Compliance Matters.
- Personal matters about an identifiable individual including municipal or local board employees.
  - Letters of Interest – Appointments to the Township of Seguin Foley Recreation Committee and Rosseau Community Action Committee.
- A proposed or pending acquisition or disposition of land by the Municipality or local board.
  - Ministry of Transportation Ontario Offer of Purchase Surplus Land.”.

**CARRIED**

**Resolution No. 2019-138**

**Moved by:** Councillor Daryle Moffatt

**Seconded by:** Councillor Art Coles

**“THAT** the Council of The Corporation of the Township of Seguin does hereby rise from closed session and declare the regular meeting reconvened at 4:52 p.m.”.

**CARRIED**

**Resolution No. 2019-139**

**Moved by:** Councillor Rod Osborne

**Seconded by:** Councillor Art Coles

**“THAT** the Council of The Corporation of the Township of Seguin does hereby appoint Patricia Flowers to the Township of Seguin Foley Recreation Committee.”.

**CARRIED**

**Resolution No. 2019-140**

**Moved by:** Councillor Art Coles

**Seconded by:** Councillor Rod Osborne

**“THAT** the Council of The Corporation of the Township of Seguin does hereby appoint the following individual to the Township of Seguin Rosseau Community Action Committee: Kelly Collard.”.

**CARRIED**

**Resolution No. 2019-141**

**Moved by:** Councillor Rod Osborne

**Seconded by:** Councillor Daryle Moffatt

**“THAT** By-law No. 2019-045, Being a By-law to Authorize the Purchase of Land from Her Majesty The Queen in right of the Province of Ontario, represented by the Minister of Transportation for the Province of Ontario, Being Part of Lot 2, Concession 10, geographic Township of Conger, now Township of Seguin, District of Parry Sound, more particularly described as Part of PIN 521910456 (LT), Parts 12 & 15 on Ministry Plan P-2504-09 deposited in the Land Registry Office as Plan 42R-14940, is hereby deemed to have been read a first, second and third time and passed by Council.”.

**CARRIED**

**Resolution No. 2019-142**

**Moved by:** Councillor Art Coles

**Seconded by:** Councillor Daryle Moffatt

**“THAT** Council of The Corporation of the Township of Seguin does hereby approve the accounts in the amount of \$531,789.51.”.

Direct Deposits EFT:	March 28 <sup>th</sup> , 2019	\$34,652.77
Pre-Authorized Payments:	March 28 <sup>th</sup> , 2019	\$5,550.12
Cheque Run:	March 28 <sup>th</sup> , 2019	\$8,574.55
Direct Deposits EFT:	April 4 <sup>th</sup> , 2019	\$254,636.00
Pre-Authorized Payments:	April 4 <sup>th</sup> , 2019	\$72,350.54
Cheque Run:	April 4 <sup>th</sup> , 2019	<u>\$156,025.53</u>
	<b>TOTAL</b>	<b><u>\$531,789.51</u></b>

**CARRIED**

**Resolution No. 2019-107**

**Moved by:** Councillor Art Coles

**Seconded by:** Councillor Daryle Moffatt

**“THAT** By-law No. 2019-030, Being a By-law to adopt Amendment No. 9 to the Official Plan for the Township of Seguin (OPA-2016-0009), is hereby deemed to have been read a first, second and a third time and passed by Council.”.

Councillor Osborne moved that the Resolution be deferred pending the Official Plan review public meetings. Councillor Collins seconded the motion. The motion to defer was defeated.

**RECORDE VOTE CARRIED**

**Division List**  
 Coles – Yea  
 Collins – Nay  
 Fellner – Yea  
 Finnsen – Yea  
 Moffatt – Yea

**Resolution No. 2019-143**

**Moved by:** Councillor Rod Osborne

**Seconded by:** Councillor Art Coles

**“THAT** Council of The Corporation of the Township of Seguin does hereby authorize and direct Kim Mullin to act on behalf of the Council and consult with a planner and/or environmental consultant and make a recommendation to Council on Local Planning Appeal Tribunal File Number PL 190060, Consent B-2017-0004-H (Curtis).”.

**CARRIED**

**Resolution No. 2019-144**

**Moved by:** Councillor Art Coles

**Seconded by:** Councillor Daryle Moffatt

**“THAT** the Council of The Corporation of the Township of Seguin does hereby receive the Staff Reports as presented on the Agenda for the April 15<sup>th</sup>, 2019 meeting of Council.

Corporate Services:

- Report No. AD-2019-014, Council-Staff Relations Policy – Amendment to Clarify What is Expected of Members of Council with Technical Expertise. By-law No. 2019-040.

Development and Protective Services:

- Report No. CS-FC-2019-006, Extended Mooring of Vessels at the Rosseau Waterfront Township Docks.
- Report No. DPS-PL-2018-147, Home Based Businesses.
- Report No. DPS-PL-2019-063, Zoning By-law Amendment Application No. R-2019-0004-R (Muskoka Lakes Marine). By-law No. 2019-028.
- Report No. DPS-PL-2019-030, Consent Application No. B-2019-0004-F (Hessel & Baer).
- Report No. DPS-PL-2019-059, Consent Application No. B-2019-0007-H (Wallace).
- Report No. DPS-PL-2019-060, Consent Application No. B-2019-0008-H (Stack).
- Report No. DPS-PL-2019-061, Consent Application Nos. B-2019-0009/10-H (Stack).
- Report No. DPS-PL-2019-062, Consent Application No. B-2019-0011-H (Stack).

Public Works:

- Report No. PW-RD-2019-008, Turtle Lake Road Upgrade - Phase 1.”.

**CARRIED**

**Resolution No. 2019-145**

**Moved by:** Councillor Art Coles

**Seconded by:** Councillor Daryle Moffatt

**“THAT** By-law No. 2019-040, Being a By-law to adopt a Council-Staff Relations Policy for The Corporation of the Township of Seguin and to Repeal By-law No. 2018-076, is hereby deemed to have been read a first, second and third time and passed by Council.”.

**CARRIED**

Council considered Staff Report No. CS-FC-2019-006, Extended Mooring of Vessels at the Rosseau Waterfront Township Docks. Council directed staff to

organize a public meeting to receive community input on extended mooring at the Township of Seguin docks at the Rosseau Waterfront.

Council considered Staff Report No. DPS-PL-2018-147, Home Based Businesses. Council received the Report as information and advised home based businesses will be considered further as part of the Strategic Plan review.

**Resolution No. 2019-146**

**Moved by:** Councillor Art Coles

**Seconded by:** Councillor Daryle Moffatt

**“THAT** By-law No. 2019-028, Being a By-law to amend Township of Seguin Zoning By-law No. 2006-125 (Property Roll No. 4903-020-002-09100, Rezoning Application No. R-2019-0004-R, 7 Marina Street, Muskoka Lakes Marine - Smith), is hereby deemed to have been read a first, second and third time and passed by Council.”.

**CARRIED**

Councillor Fellner declared a possible pecuniary interest related to the next matter and vacated the Council Chambers at this time.

**Resolution No. 2019-147**

**Moved by:** Councillor Art Coles

**Seconded by:** Councillor Daryle Moffatt

**“THAT** as per the recommendation of Staff Report No. PW-RD-2019-008 attached as Schedule “A” to this Resolution, Council of The Corporation of the Township of Seguin does hereby approve the construction cost and funding strategy for the Turtle Lake Road Project as outlined in the Report.

**AND THAT** Council does hereby accept the bid from Adams Bros. Construction for RFP 2019-015 Turtle Lake Road – Equipment and Labour in the amount of approximately \$214,400 plus taxes and award RFP 2019-015 to Adams Bros. Construction.”.

**CARRIED**

Councillor Fellner returned to his seat at this time.

**Resolution No. 2019-148**

**Moved by:** Councillor Art Coles

**Seconded by:** Councillor Daryle Moffatt

**“THAT** the Council of The Corporation of the Township of Seguin does hereby adjourn the Regular Meeting to hold a Public Meeting for the following matters:

- Consent Application No. B-2019-0004-F (Hessel & Baer).
- Consent Application No. B-2019-0008-H (Stack).
- Consent Application Nos. B-2019-0009/10-H (Stack).
- Consent Application No. B-2019-0011-H (Stack).”.

**CARRIED**

The Mayor advised Council would now hold public meetings for proposed Consent Applications.

The Mayor advised in accordance with the Planning Act, Council would consider all matters placed before it prior to granting a Consent.

The Mayor advised if a person or public body who files an appeal of a decision of the Council of The Corporation of the Township of Seguin in respect of a proposed Consent does not make written submissions to the Council before it provides or refuses to provide a provisional Consent, the Local Planning Appeal Tribunal may dismiss the appeal.

The Mayor advised if a person or public body does not make oral submissions at a public meeting or make written submissions to the Council of The Corporation of the Township of Seguin, the person or public body is not entitled to appeal the decision of Council to the Local Planning Appeal Tribunal and the person or public body may not be added as a party to the hearing of an appeal before the Local Planning Appeal Tribunal unless, in the opinion of the Tribunal, there are reasonable grounds to do so.

The Mayor advised the purpose of Consent Application No. B-2019-0004-F (Hessel & Baer) is to create one 1.2 hectare rural residential lot with 148.6 metre frontage on Rankin Lake Road. The Retained Lands would be 13.0 hectares with 233.5 metre frontage on Windfall Lake accessed via an existing private right of way known as Hidden Hollow. This application is a resubmission of Consent Application No. B-2014-0022-F which was approved by Council and has previously lapsed as the conditions of Consent were not fulfilled.

The Mayor asked the Clerk to state the method by which Notice of the meeting was provided and the dates on which that Notice was provided.

The Clerk advised Notice of the public meeting was provided by posting the property and by regular mail on April 1<sup>st</sup>, 2019. Notice was therefore considered to be provided in accordance with the requirements of the Planning Act.

The Mayor asked if there was anyone present who wished to speak in favour of or in opposition to this application.

John Jackson of John Jackson Planner Inc., Agent for the Applicant addressed Council to provide information on the application and to answer any questions Council may have of him related to the application.

The Mayor asked if the Township had received any correspondence with respect to this application.

The Clerk advised no correspondence had been received.

The Mayor advised the purpose of Consent Application No. B-2019-0008-H (Stack) is to permit a boundary adjustment. The granting lands (9 Rumblewood Lane) would convey a parcel having an area of 0.62 hectares and frontage on Lake Joseph of 21.8 metres to the benefitting lands at 23

Rumblewood Lane. As a result of the adjustment, the benefitting lands would be increased to 1.39 hectares, and increased in frontage to 104 metres. The retained lands would have a lot area of 3.37 hectares and 175.3 metres of frontage on Lake Joseph.

The Mayor asked the Clerk to state the method by which Notice of the meeting was provided and the dates on which that Notice was provided.

The Clerk advised Notice of the public meeting was provided by posting the property and by regular mail on April 1<sup>st</sup>, 2019. Notice was therefore considered to be provided in accordance with the requirements of the Planning Act.

The Mayor asked if there was anyone present who wished to speak in favour of or in opposition to this application.

Savas Varadas of Plan Muskoka Planning and Development Consulting, Agent for the Applicant addressed Council to provide information on the application and to answer any questions Council may have of him related to the application.

The Mayor asked if the Township had received any correspondence with respect to this application.

The Clerk advised no correspondence had been received.

The Mayor advised the purpose of Consent Application Nos. B-2019-0009-H & B-2019-0010-H (Stack) is to provide right-of-way access to the Benefitting Lands at 27 Rumblewood Lane and lands owned by 688377 Ontario Limited (roll #4903-010-002-12400) over the Granting Lands.

The Mayor asked the Clerk to state the method by which Notice of the meeting was provided and the dates on which that Notice was provided.

The Clerk advised Notice of the public meeting was provided by posting the property and by regular mail on April 1<sup>st</sup>, 2019. Notice was therefore considered to be provided in accordance with the requirements of the Planning Act.

The Mayor asked if there was anyone present who wished to speak in favour of or in opposition to these applications.

Savas Varadas of Plan Muskoka Planning and Development Consulting, Agent for the Applicant addressed Council to provide information on the applications and to answer any questions Council may have of him related to the applications.

The Mayor asked if the Township had received any correspondence with respect to these applications.

The Clerk advised no correspondence had been received.

The Mayor advised the purpose of Consent Application No. B-2019-0011-H (Stack) is to provide right-of-way access to the Benefitting Lands owned by Thomas Stack (35A Kenozha Road) over the Granting Lands.

The Mayor asked the Clerk to state the method by which Notice of the meeting was provided and the dates on which that Notice was provided.

The Clerk advised Notice of the public meeting was provided by posting the property and by regular mail on April 1<sup>st</sup>, 2019. Notice was therefore considered to be provided in accordance with the requirements of the Planning Act.

The Mayor asked if there was anyone present who wished to speak in favour of or in opposition to this application.

Savas Varadas of Plan Muskoka Planning and Development Consulting, Agent for the Applicant addressed Council to provide information on the application and to answer any questions Council may have of him related to the application.

The Mayor asked if the Township had received any correspondence with respect to this application.

The Clerk advised no correspondence had been received.

The Mayor advised Council would now close the public meeting and reconvene to the regular meeting.

**Resolution No. 2019-149**

**Moved by:** Councillor Terry Fellner

**Seconded by:** Councillor Gail Finnsen

**"THAT** the public meeting held for the following matters is hereby closed and the regular meeting is hereby reconvened:

- Consent Application No. B-2019-0004-F (Hessel & Baer).
- Consent Application No. B-2019-0008-H (Stack).
- Consent Application Nos. B-2019-0009/10-H (Stack).
- Consent Application No. B-2019-0011-H (Stack)."

**CARRIED**

**Resolution No. 2019-150**

**Moved by:** Councillor Ted Collins

**Seconded by:** Councillor Gail Finnsen

**"THAT** Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application No. B-2019-0004-F (Hessel & Baer), subject to the conditions set out in the Decision."

**CARRIED**

**Resolution No. 2019-151**

**Moved by:** Councillor Ted Collins

**Seconded by:** Councillor Gail Finnsen



"**THAT** Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application No. B-2019-0008-H (Stack), subject to the conditions set out in the Decision."

**CARRIED**

**Resolution No. 2019-152**

**Moved by:** Councillor Ted Collins

**Seconded by:** Councillor Gail Finnson

"**THAT** Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application No. B-2019-0009-H (Stack), subject to the conditions set out in the Decision."

**CARRIED**

**Resolution No. 2019-153**

**Moved by:** Councillor Ted Collins

**Seconded by:** Councillor Gail Finnson

"**THAT** Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application No. B-2019-0010-H (Stack), subject to the conditions set out in the Decision."

**CARRIED**

**Resolution No. 2019-154**

**Moved by:** Councillor Ted Collins

**Seconded by:** Councillor Gail Finnson

"**THAT** Council of The Corporation of the Township of Seguin does hereby grant provisional approval to Consent Application No. B-2019-0011-H (Stack), subject to the conditions set out in the Decision."

**CARRIED**

Council considered Resolution No. 2019-015 from the Township of Seguin Rosseau Community Action Committee requesting an increase in the committee membership. Council passed Resolution No. 2019-140 appointing Kelly Collard to the Committee.

Council considered correspondence from the District of Parry Sound Municipal Association seeking nominations for the District of Parry Sound representative on the Federation of Northern Ontario Municipalities (FONOM) Board. Council received the correspondence as information.

Council considered correspondence from the Parry Sound High School Commencement Ceremonies organizers thanking the Township for the donation towards the ceremonies and asking Council if Council would be sending a representative to the ceremonies. Mayor MacDiarmid is to confirm her availability to attend the Commencement Ceremonies and advise staff. Staff will confirm the Mayor's attendance with the Commencement Ceremonies organizers.

Council considered correspondence from the Lake Rosseau North Association regarding a proposal for a Recognition Wall for people/organizations making donations to events. Council directed staff to work with the Lake Rosseau

North Association Board to review the proposal/request and report to Council on recommendations.

Council considered correspondence from the Muskoka Watershed Council regarding the 2019 Muskoka Stewardship Conference. Council directed staff to register Councillor Fellner for the Stewardship Conference.

Council considered correspondence from the Parry Sound Area Chamber of Commerce and an invitation to 'Business After Hours' on April 18<sup>th</sup> and May 9<sup>th</sup>. Council received the correspondence as information.

**Resolution No. 2019-155**

**Moved by:** Councillor Ted Collins

**Seconded by:** Councillor Gail Finnsen

"**THAT** By-law No. 2019-039, Being a By-law to establish remuneration and expenses for the Members of Council of The Corporation of the Township of Seguin and to Repeal By-law No. 2019-002 and all other By-laws and Resolutions, or part thereof, contrary hereto or inconsistent herewith, is hereby deemed to have been read a first, second and third time and passed by Council."

**CARRIED**

**Resolution No. 2019-156**

**Moved by:** Councillor Gail Finnsen

**Seconded by:** Councillor Ted Collins

"**THAT** Council of The Corporation of the Township of Seguin does hereby receive the Board and Committee Agendas and Minutes and the Correspondence as presented on the Agenda and the Addendum for the April 15<sup>th</sup>, 2019 Meeting of Council."

**CARRIED**

**Resolution No. 2019-157**

**Moved by:** Councillor Ted Collins

**Seconded by:** Councillor Gail Finnsen

"**THAT** By-law No. 2019-042, Being a By-law to Confirm the Proceedings of Meetings of Council, is hereby deemed to have been read a first, second and third time and passed by Council."

**CARRIED**

**Resolution No. 2019-158**

**Moved by:** Councillor Ted Collins

**Seconded by:** Councillor Gail Finnsen

"**THAT** Council of The Corporation of the Township of Seguin does hereby adjourn this Regular Meeting of Council at 7:25 p.m. to meet again on Monday, May 6<sup>th</sup>, 2019 or at the call of the Mayor."

**CARRIED**

Dr. Neil Hutchinson, of Hutchinson Environmental Sciences Ltd. addressed Council to provide information on the Township of Seguin Official Plan Amendment No. 9 and the water quality monitoring model. Council thanked

Dr. Hutchinson for his presentation. Council enacted By-law No. 2019-030, Being a By-law to adopt Amendment No. 9 to the Township of Seguin Official Plan.

Dr. Rebecca Pollock, Executive Director and David Bywater, State of the Bay Program Coordinator of the Georgian Bay Biosphere Reserve addressed Council to provide information on a proposal for the creation of a Regional Energy Plan & Community Climate Action Committee and the Federation of Canadian Municipalities Partners for Climate Protection program. Ms. Pollock and Mr. Bywater requested Council appoint a representative to the Regional Energy Plan & Community Climate Action Committee and make a donation to fund the Committee. Ms. Pollock and Mr. Bywater also requested Council consider supporting and joining the Federation of Canadian Municipalities Partners for Climate Protection program. Council thanked Ms. Pollock and Mr. Bywater for the presentation and directed staff to review the information and report to Council.

Laurie McDonald representing the Township of Seguin Rosseau Community Action Committee addressed Council to request Council support for public washrooms in Rosseau. Council thanked Ms. McDonald for her presentation and directed staff to review the proposal with the Committee and report to Council on the proposal.

*Ann MacDiarmid,  
Mayor*

*Craig Jeffery,  
Clerk*