



REGULAR COUNCIL MEETING MINUTES

Held on Tuesday, December 3, 2019

At Town Hall – Council Chambers – 2nd Floor – 30 King Street East

COUNCIL MEMBERS PRESENT		STAFF PRESENT
Deputy Mayor:	David Osmond	Shellee Fournier, CAO/Deputy Clerk
Councillors:	Adrian Haird	Penny Kelly, Clerk/CEMC
	Matt Harper	Brenda Guy, Manager of Planning and Development
	Mike Kench	Melanie Kirkby, Treasurer
	Dennis O'Connor	Kari Lambe, Manager of Community Services
		Paul McMunn, Manager of Public Works
		Steve Tiernan, Fire Chief
Regrets:	Ted Lojko	
	Dave Anderson	

1.	Call Meeting to Order
	Deputy Mayor Osmond called the meeting to order at 5:01 PM.
2.	Disclosure of Pecuniary Interest & General Nature Thereof – None
3.	Closed Meeting of Council
	<p>Move Into Closed Session</p> <ul style="list-style-type: none"> Moved by Deputy Mayor Osmond that the Council of the Town of Gananoque in accordance with Section 239.2 of the <i>Municipal Act</i>, move into Closed Session at 5:02 PM for the purpose of discussing one (1) item under A Trade Secret or Scientific, Technical, Commercial, Financial or Labour Relations Information, Supplied In Confidence to the Municipality or Local Board, which, If Disclosed, Could Reasonably Be Expected to Prejudice Significantly the Competitive Position or Interfere Significantly With the Contractual or Other Negotiations of a Person, Group of Persons, or Organization; one (1) item under A Position, Plan, Procedure, Criteria or Instruction to be Applied to any Negotiations Carried On or to be Carried on by or on Behalf of the Municipality or Local Board; one (1) Labour Relations or Employee Negotiations and; one (1) under Personal Matters Concerning an Identifiable Individual, Including Municipal or Board Employees. <p style="text-align: right;">CARRIED – UNANIMOUS</p>
4.	Move Out of Closed Session at 6:00 PM
	The Open Session of Council began at 6:00 PM.
5.	Matters Arising Out of Closed Session
	<ul style="list-style-type: none"> A Closed Meeting was held tonight. Council considered one (1) item under Labour Relations or Employee Negotiations, and; one (1) item under A Position, Plan, Procedure, Criteria or Instruction to be Applied to any Negotiations Carried On or to be Carried on by or on Behalf of the Municipality or Local Board. There is nothing to report out. Council also considered one (1) item under A Trade Secret or Scientific, Technical, Commercial, Financial or Labour Relations Information, Supplied In Confidence to the Municipality or Local Board, which, If Disclosed, Could Reasonably Be Expected to Prejudice Significantly the Competitive Position or Interfere Significantly With the Contractual or Other Negotiations of a Person, Group of Persons, or Organization, and; one (1) under Personal Matters Concerning an Identifiable Individual, Including Municipal or Board Employees. Council considered the following:

- The Chair asked members of the public if they had any questions or comments pertaining to the Application. The following individuals provided their questions and comments.
- Robert James Simonson presented on behalf of Jack Whyte, whose home is located beside the proposed site for the gas station / convenience store.
 1. Safety concerns regarding the left turn onto westbound traffic. Sight-line impeded.
 2. The wood fence be constructed to end of pylon sign with a rod iron fence to property line.
 3. Concern regarding gas fumes and where the fumes are vented.
 4. Mr. Whyte's property is a residential home and has concerns of people walking through the property.
 5. Lighting is a factor.
 6. Should the gas station be permitted, there is a fear that a price war will ensue and the top brand gas station (Shell) will price the existing gas stations out of business.
 7. Enquired whether Harvey's will be take-out or seated fast food restaurant.
 8. Commented that he spoke to landscaping company and they stated that everything on the lot will be removed, including all the existing trees.
- Steve Behal made comments regarding the grass, and; stated that grass is no longer sustainable and quite often is the first area to become unkempt as it is difficult to maintain. Also noted that electric vehicles are the way of the future and there should be more charging stations installed at the proposed site.
- Ray Steadman asked if a crossing section will be installed for safe street crossing, especially with the arena across the street, and; kids will be running across to get to Harvey's.
- John Beddows noted that the PPS talked about development that may cause environmental or public health and safety concerns.
- Essa from the Esso Station at 675 Stone Street N requested statistics regarding total fuel volume in Gananoque from 2018 and 2019.
- Marion Sprenger spoke to the potential relocation of accessible parking spaces and inquired if this would only leave one (1) accessible spot. She recommended that the two (2) parking spaces remain on the site. She commented that the crossing of the road at Herbert Street and Elizabeth Drive currently a congested area, and; it is already for pedestrians / vehicles. Additionally, she noted that the site could become a potential brownfield.
- Chris McDonald, identified that the application follows the Provincial Policy Statement, Official Plan and Development Permit By-law.

**** At this point, the Chair recommended to Council that the Presentation scheduled to appear during the Committee of the Whole meeting from the Linklater Public School, Grade 4 class be permitted to present. – CARRIED – UNANIMOUS**

Presentation – Mayor's Visit – Linklater Public School Grade 4 Class

- Jessica Tamblyn and the Grade 4 class students presented a PowerPoint presentation regarding environmental issues and suggestions from the students on how the Town of Gananoque could become environmentally responsible. This presentation was presented to Mayor Lojko previously, when he visited the school.
- Council thanked the students and commended them on their presentation.

****At this point, Council completed the Public Meeting and; considered the following recommendation:**

Motion #19-262 – Class III Development Permit – File No. DP2019-06 – 575 King Street East – Gas Bar, Convenience Store and Take-Out Restaurant with Upper-Storey Residential Unit

Moved by: Councillor O’Connor

Seconded by: Councillor Harper

BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE APPROVES THE DEVELOPMENT PERMIT DP2019-06 PAVARANI HOLDINGS INC. FOR THE PROPERTY AT 575 KING STREET EAST, PROVIDED THE FOLLOWING CONDITIONS ARE MET:

- THE OWNER ENTER INTO A DEVELOPMENT PERMIT AGREEMENT WITH THE TOWN FOR THE LAYOUT AS APPROVED BY THE PROPERTY OWNER WITHIN 1 (ONE) YEAR OF APPROVAL;
- FINAL PLANS FOR SITE PLAN, DRAINAGE AND STORMWATER MANAGEMENT AND APPLICABLE REPORTS FOR FINAL APPROVAL BY THE TOWN;
- FINAL PLANS FOR ELEVATION AND RENDERINGS PERTAINING TO DESIGN CRITERIA:
 - EQUAL SIZE WINDOWS ON RESIDENTIAL UNIT TO IMPROVE VISUAL SCALE AND APPEAL OR REMOVE; SUBJECT TO THE ONTARIO BUILDING CODE;
 - NORTH ELEVATION (BEING THE WALL ADJACENT THE ACCESSIBLE PARKING SPACES) BE OF BRICK OR BRICK VENEER MATERIAL, MATCHING OR ACCENTING BRICK USED ON OTHER PARTS OF THE BUILDING;
 - PARAPET ACCENTS BE ADDED TO THE RESIDENTIAL UNIT TO MATCH COMMERCIAL DETAIL;
 - CORNER BRICK ACCENT TO BE ADDED TO THE RESIDENTIAL UNIT, TO MATCH CORNER BRICK ON THE REST OF BUILDING;
 - ADDITIONAL BRICK ACCENTS OR OTHER MATERIAL CHOICE OR COLOUR TO AVOID LARGE, UNIFORM DESIGN ON STUCCO WALLS;
 - ACCESSIBLE PARKING BE RELOCATED TO SOUTH SIDE OF BUILDING AS PREVIOUSLY DISCUSSED TO CREATE ADDITIONAL LANDSCAPING;
 - RELOCATION OF STAIRCASE TO SOUTH SIDE OF BUILDING;
 - FENCE POSTS ARE INSTALLED BELOW FROST TO MAINTAIN STABILITY;
 - WOOD FENCE ON EAST SIDE OF PROPERTY BE EXTENDED TO PROPERTY LINE, AND;
 - INVESTIGATE RELOCATION OF SIGNAGE TO CENTRAL MEDIAN.
- LANDSCAPE PLAN BE AMENDED TO REPLACE GRANULAR LANDSCAPING ADJACENT BUILDING, ALONG EAST BUFFER AND BE REPLACED WITH GRASS. PROPOSED TREES TO REMAIN.
- CLEARANCE LETTER FROM EASTERN ONTARIO POWER FOR RELOCATION OF LINES BE SUBMITTED CLEARANCE LETTER FROM ALL OTHER UTILITIES AND AGENCIES BE SUBMITTED (I.E: TSSA),

AS PRESENTED IN REPORT COUNCIL-CD-2019-10.

Recorded Vote	Aye	Nay
Haird, A.	X	
Harper, M.		X
Kench, M.		X
O’Connor, D.		X
Osmond, D.	X	
Total	2	3

DEFEATED – 2 Ayes, 3 Nays

The Manager of Planning and Development requested that the Council Members who voted against the recommendation as presented Motion #19-262, provide their rationale for defeating the motion.

1. Councillor Harper stated the matter was a tough decision and after hearing comments from the public combined with the presentation from Linklater public school regarding environment issues, swayed his decision to vote against.

2. Councillor O'Connor stated that Council declared a Climate Crisis and should look at that view point regarding Climate Change, and; recommended to make changes to By-laws.
3. Councillor Kench stated that his decision to vote against the application was present in Report Council-CD-2019-10, and provided the highlighted excerpt as follows: *"Exception of the maximum entrance for the purposes of transport fuel delivery and orient of building due to the irregular shape of lot."*

10. Unfinished / New Business – None

11. Consent Agenda

Moved by: Councillor O'Connor

Seconded by: Councillor Harper

Be it resolved that the By-laws and Motions listed on the Consent Agenda be passed accordingly:

BY-LAWS:

2019-116 – Town's Civic Collection – Add Gananoque Canoe Club Donations

2019-117 – Amend Human Resources Policy By-law No. 2014-110 – Various Amendments / Updates

2019-118 – Adopt an Emergency Management Program and Emergency Response Plan

2019-119 – Lease Agreement – 10 King Street East – Chamber of Commerce

2019-120 – Lease Agreement – 10 King Street East – Thousand Islands Accommodation Partners (TIAP)

MOTIONS:

#19-253 – Approval of Minutes – Tuesday, November 19th, 2019

BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE HEREBY ADOPTS THE REGULAR MINUTES OF TUESDAY, NOVEMBER 19TH, 2019 MEETING.

#19-254 – CrossCurrent Energy Corp. – Reduction in Rent – Rooftop Solar Project

AS RECOMMENDED BY THE COMMITTEE OF THE WHOLE, BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE DIRECTS STAFF TO REVIEW THE LEASE AGREEMENT WITH CROSSCURRENT ENERGY CORP., AND REPORT BACK TO THE COMMITTEE OF THE WHOLE REGARDING THE PROPOSAL TO REDUCE THE RENT WITH RESPECT TO THE ROOFTOP SOLAR PANELS AT THE THOUSAND ISLANDS PLAYHOUSE.

#19-255 – Artefact Agreement – Five (5) Year Renewal – Refer to Budget Deliberations

AS RECOMMENDED BY THE COMMITTEE OF THE WHOLE, BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE ACCEPTS THE ARTEFACT REPORT BY THE ARTHUR CHILD HERITAGE MUSEUM/THOUSAND ISLANDS HISTORY MUSEUM;

AND FURTHER, SUBJECT TO BUDGET APPROVAL, PASS A BY-LAW TO AUTHORIZE THE MAYOR AND CLERK TO SIGN AN ARTEFACT RENEWAL AGREEMENT WITH THE ARTHUR CHILD HERITAGE MUSEUM (ACHM)/THOUSAND ISLANDS HISTORY MUSEUM (TIHM) FOR A FIVE (5) YEAR TERM AND APPROVE FUNDING FOR \$15,000 ANNUALLY, AS PRESENTED IN COW REPORT CAO-2019-08.

#19-256 – Arthur Child Heritage Museum Thousand Islands History Museum Funding Proposal

AS RECOMMENDED BY THE COMMITTEE OF THE WHOLE, BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE REFERS THE ARTHUR CHILD HERITAGE MUSEUM (ACHM)/THOUSAND ISLANDS HISTORY MUSEUM FUNDING PROPOSAL IN

THE AMOUNT OF \$48,575 TO THE 2020 BUDGET DELIBERATION PROCESS, AS PRESENTED IN COW REPORT CAO-2019-09.

#19-257 – Council and Committee of the Whole 2020 Meeting Schedule
AS RECOMMENDED BY THE COMMITTEE OF THE WHOLE, BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE APPROVES THE 2020 COUNCIL AND COMMITTEE OF THE WHOLE MEETING SCHEDULE, AS PRESENTED IN COW REPORT CSC-2019-04.

#19-258 – 2019 Third Quarter Financial Results
AS RECOMMENDED BY THE COMMITTEE OF THE WHOLE, BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE RECEIVES THE 2019 THIRD (3RD) QUARTER FINANCIAL RESULTS, AS PRESENTED IN COW REPORT FIN-2019-41.

#19-259 – Capital Matters Pending
AS RECOMMENDED BY THE COMMITTEE OF THE WHOLE, BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE RECEIVES THE CAPITAL MATTERS PENDING UPDATE, AS PRESENTED IN COW REPORT FIN-2019-42.

CARRIED – UNANIMOUS

SAVE AND EXCEPT:

#19-260 – Purchase of a Total Station – Budget Deviation in Intent
Moved by: Councillor O’Connor **Seconded by:** Councillor Harper
AS RECOMMENDED BY THE COMMITTEE OF THE WHOLE, BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE AUTHORIZES A BUDGET DEVIATION BY INTENT IN THE AMOUNT OF \$24,914.24 (INCLUSIVE OF HST) TO PURCHASE A FOCUS 35 ROBOTIC TOTAL STATION AND ALL APPLICABLE APPURTENANCES, AS PRESENTED IN COW REPORT-RDS-2019-07.

DEFEATED – 2 Ayes, 3 Nays

#19-266 – Purchase of a Total Station – Refer to Budget Deliberations
Moved by: Councillor Haird **Seconded by:** Councillor Harper
BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE REFER THE PURCHASE OF A TOTAL STATION IN THE AMOUNT OF \$24,914.24 (INCLUSIVE OF HST) TO THE BUDGET DELIBERATIONS.

CARRIED – UNANIMOUS

#19-261 – RMP Construction Site Update – Direction to Staff
Moved by: O’Connor **Seconded by:** Councillor Harper
AS RECOMMENDED BY THE COMMITTEE OF THE WHOLE, BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE DIRECTS STAFF TO REQUEST THAT RMP REMOVE THEIR EQUIPEMENT/MATERIAL FROM SURROUNDING WORKSITE OF WATER, KATE AND ST. LAWRENCE STREETS BY JANUARY 30TH, 2020.

CARRIED – UNANIMOUS

****Moved by Councillor Haird and Seconded by Councillor Harper to amend Motion #19-261, to remove “JANUARY 30th, 2020” and replace with “FEBRUARY 29th, 2020”.**

DEFEATED – 2 Ayes, 3 Nays

12.	Motions (Council Direction to Staff) – None
13.	Notice Required Under the Notice By-law – None
14.	Committee Updates (Council Reps) <ul style="list-style-type: none">• Councillors reported on activities / meetings that took place over the last two (2) week period.
15.	Discussion of Additional Items – None

16.	Miscellaneous
Council-FIN-2019-06 – Expression of Interest Modernization Grant	
	Motion #19-263 – Expression of Interest Modernization Grant Moved by: Councillor O’Connor Seconded by: Councillor Harper BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE DIRECTS STAFF TO

