

REGULAR COUNCIL MEETING MINUTES

Held on Tuesday, February 6, 2024, at 6:00 PM Held via WebEx Video, Teleconference and In-Person

COUNCIL MEMBERS PRESENT		STAFF PRESENT
Mayor:	John Beddows	Melanie Kirkby, Acting CAO / Treasurer
Councillors:	Colin Brown	Penny Kelly, Clerk/CEMC
	Matt Harper	Brenda Guy, Manager of Planning and Development
	Patrick Kirkby	David Armstrong, Manager of Public Works
	Anne-Marie Koiner	Jeff Johnston, Manager of Parks and Recreation
	Vicky Leakey	Scott Gee, Police Chief
	David Osmond	, ,
Regrets:		Gord Howard, Fire Chief

1.	Call Meeting to Order		
	Mayor Beddows called the meeting to order at 5:30 PM.		
2.	Disclosure of Pecuniary Interest & General Nature Thereof – None		
3.	Closed Meeting of Council (Beginning at 5:30 PM)		
	Move into Closed Session		
	Moved by Councillor Harper that the Council of the Town of Gananoque, in accordance with Section 239.2 of the <i>Municipal Act</i> , moves into Closed Session at 5:31 PM for the purpose of discussing one (1) item under Litigation or Potential Litigation, including Matters Before Administrative Tribunals, Affecting the Municipality or Local Board. CARRIED – UNANIMOUS		
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4.	Move Out of Closed Session at 6:04 PM		
	Reporting Out of Closed Session – Matters Arising		
A	A Closed Meeting was held. Council discussed one (1) item under Litigation or Potential Litigation, including Matters Before Administrative Tribunals, Affecting the Municipality or Local Board. There was nothing to report out on this item.		
5.	Canadian National Anthem		
	The National Anthem was sung.		
6.	Land Acknowledgement Statement		
	Mayor Beddows read the Land Acknowledgement Statement.		
7.	Public Question / Comment (Only Addressing Motion(s) or Reports on the Agenda)		
	A Member of the public addressed Reports listed on the Agenda.		
8.	Disclosure of Additional Items - None		
9.	Delegations - None		
10.	Presentations / Awards / Deputations – None		
11.	Mayor's Declaration - None		

12. Public Meetings

- 1. Proposed Official Plan Amendment (OPA) and Class III Development Permit (DP) OPA6-19 & DP2023-18 (Prothero/Tranter) 740 King Street West (+Report Council-PD-2024-01 and Report Council-PD-2024-02)
 - A public meeting was held with respect to a complete application received from Fotenn Planning & Design (Applicant) on behalf of Island Canvas Inc., (Owner) for a proposed Official Plan Amendment (OPA) for the property municipally and legally described as 740 King Street West, ALL OF PART 34, PART OF LOTS 33 & 35 BLOCK F, REGISTERED PLAN NO. 86 (WEST), TOWN OF GANANOQUE, to redesignate the lands from Residential to a Highway Commercial exception to permit the conversion of the existing building to a mixed-use with a custom workshop ground level and one (1) residential unit on the second storey (File No. OPA6-23) with no outside storage, and; to consider a Development Permit Application to redesignate the aforementioned property to Special Gateway Commercial to permit the custom workshop and residential unit on second storey, recognize the existing front and rear yard setbacks and elimination of the requirement for a loading zone (File No. DP2023-18).
 - With respect to the Official Plan Amendment, the Chair advised of the following:
 If a person or public body does not make oral submissions at a public meeting or make written submissions to the Town before the proposed Official Plan is adopted, the person or public body is not entitled to appeal the decision of the Town to the Ontario Land Tribunal (OLT).
 - If a person or public body does not make oral submissions at a public meeting or make written submissions to the Town before the proposed Official Plan is adopted, the person or public body may not be added as a party to the hearing of an appeal before the Ontario Land Tribunal, unless in the opinion of the Tribunal, there are reasonable grounds to add the person or public body as a party.
 - If you wish to be notified of the decision of the Corporation of the Town of Gananoque in respect to this proposed Official Plan Amendment and related amendments, you must make a written request to the Clerk for the Town of Gananoque, 30 King Street East, Gananoque, Ontario K7G 1E9, or by email to clerk@gananoque.ca.
- The Chair requested the Manager of Planning and Development present the Application to Council.
 - Brenda Guy, Manager of Planning and Development provided an overview of Council Report PD-2024-01 entitled "Official Plan Amendment 6 (OPA6) – File No. OPA6-23 – Prothero / Tranter – 40 King Street West"
- The Chair asked if any member of Council had any questions or comments regarding the Official Plan Amendment.
 - Councillor Brown stated that he is in favor of the amendment to the Official Plan Amendment to change the designation from Residential to Highway Commercial, and remarked that it suits the community very well.
- The Chair asked if any member of the public had any questions or comments regarding the Official Plan Amendment. None
- The Chair requested the Manager of Planning and Development present the Development Permit Application to Council.
 - Brenda Guy, Manager of Planning and Development provided an overview of Council Report PD-2024-01 entitled "Class III Development Permit – File No. DP2023-18 – Prothero & Tranter – 740 King Street West"
- The Chair asked the Applicant / Owner if they have anything to add to the staff overview.
 - Mr. Tranter had no comments, and thanked Council for considering the application.

- The Chair advised that under the Development Permit By-law, comments may be made by the public, however, once a Permit has been approved the only party able to appeal to the Ontario Land Tribunal is the Applicant.
- The Chair asked if any member of the public had any questions or comments None
- The Chair asked if the Applicant / Owner had any additional questions or comments. None
- Council considered the following recommendations.

Motion #24-009 - Official Plan Amendment 6 (OPA6) - File No. OPA6-23 - Prothero / Tranter - 40 King Street West

Moved by: Councillor Harper Seconded by: Deputy Mayor Leakey BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE HAS NO OBJECTION TO OPA6-2023 – ISLAND CANVAS INC., AT 740 KING STREET WEST TO REDESIGNATE THE LANDS FROM RESIDENTIAL TO HIGHWAY COMMERCIAL SPECIAL EXCEPTION ON SCHEDULE 'A' OF THE OFFICIAL PLAN AND SPECIAL POLICY TEXT FOR INCLUSION OF A DWELLING UNIT IN THE UPPER STOREY AND NO OUTSIDE STORAGE,

AND FURTHER THAT COUNCIL PASS BY-LAW NO. 2024-014, BEING A BY-LAW TO AMEND THE OFFICIAL PLAN, AS RECOMMENDED BY THE PLANNING ADVISORY COMMITTEE AND AS PRESENTED IN COUNCIL REPORT-PD -2024-01.

CARRIED - UNANIMOUS

Motion #24-010 - Class III Development Permit - File No. DP2023-18 - Prothero & Tranter - 740 King Street West

Moved by: Councillor Harper Seconded by: Deputy Mayor Leakey BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE APPROVES DP2023-18 ISLAND CANVAS INC. – 740 KING STREET WEST, TO REDESIGNATE THE SITE TO GATEWAY COMMERCIAL SPECIAL EXCEPTION TO PRECLUDE OUTDOOR STORAGE, PERMIT A RESIDENTIAL UNIT IN THE UPPER STOREY, RECOGNIZE THE REDUCTION OF 10M TO 8.2M FRONT YARD SETBACK AND 6M TO 3.5M REAR YARD SETBACK, ELIMINATE REQUIREMENT FOR ONE LOADING SPACE BE APPROVED PROVIDED:

- A FINAL SET OF DRAWINGS BE APPROVED FOR INCORPORATION INTO A DEVELOPMENT PERMIT AGREEMENT;
- THE OWNER ENTER INTO AN AMENDING DEVELOPMENT PERMIT AGREEMENT WITHIN ONE YEAR OF THE NOTICE OF DECISION OR THE APPROVAL MAY LAPSE, AND;
- ALL COSTS ASSOCIATED WITH FULFILLING THE CONDITIONS OF THIS DECISION ARE BORNE BY THE OWNER.

AS RECOMMENDED BY THE PLANNING ADVISORY COMMITTEE (PAC) AND AS PRESENTED IN REPORT COUNCIL-PD-2024-02.

CARRIED – UNANIMOUS

13. Unfinished Business – None

14. Consent Agenda

Moved By: Councillor Harper Seconded By: Deputy Mayor Leakey
Be it resolved that the Motion and By-laws listed on the Consent Agenda be passed accordingly:

Motion #24-008 – Approval of Minutes – Tuesday, January 16 and Monday, January 29, 2024

BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE HEREBY ADOPTS THE REGULAR COUNCIL MINUTES OF TUESDAY, JANUARY 16, 2024, AND IT SPECIAL COUNCIL MINUTES OF MONDAY, JANUARY 29, 2024.

By-law No. 2024-001 – 2024 Operating and Capital Budgets (3rd Reading)
BEING A BY-LAW TO ADOPT THE 2024 OPERATING AND CAPITAL BUDGETS.

By-law No. 2024-002 – 2024 Water and Wastewater Operating and Capital Budget and Rates (3rd Reading)

BEING A BY-LAW TO ADOPT THE 2024 WATER AND WASTEWATER OPERATING AND CAPITAL BUDGET AND ESTABLISH FEES AND RATES FOR WATER AND WASTEWATER SERVICES PROVIDED BY THE MUNICIPALITY.

CARRIED - UNANIMOUS

15. Staff Reports

Council-POL-2024-01 - Court Security and Prisoner Transportation (CSPT) Program

By-law No. 2024-012 – Court Security and Prisoner Transportation (CSPT)
Program

Moved by: Councillor Harper Seconded by: Deputy Mayor Leakey BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE PASS BY-LAW NO. 2024-012, BEING A BY-LAW TO AUTHORIZE THE MAYOR AND CLERK TO SIGN A COURT SECURITY AND PRISONER TRANSPORTATION PROGRAM TRANSFER (CSPT) AGREEMENT WITH HIS MAJESTY THE KING IN RIGHT OF ONTARIO AS REPRESENTED BY THE SOLICITOR GENERAL IN THE AMOUNT OF \$52,828.00, AS PRESENTED IN COUNCIL REPORT POL-2024-01.

CARRIED - UNANIMOUS

Council-UTIL-2024-01 – Water and Wastewater Third (3rd) Quarter Report

Motion #24-011 – Water and Wastewater Third (3rd) Quarter Report

Moved by: Councillor Harper Seconded by: Deputy Mayor Leakey
BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE
RECEIVES THE WATER AND WASTEWATER THIRD (3rd) QUARTER REPORT
FOR INFORMATION, AS PRESENTED IN COUNCIL REPORT UTIL-2024-01.

CARRIED - UNANIMOUS

Council-UTIL-2024-02 – FCM Green Municipal Fund Agreement – Acti-zyme Trial Program

By-law No. 2024-010 – FCM Green Municipal Fund Agreement – Acti-zyme Trial Program

Moved by: Councillor Harper Seconded by: Deputy Mayor Leakey BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE PASS BY-LAW NO. 2024-010, BEING A BY-LAW TO AUTHORIZE THE MAYOR AND CLERK TO SIGN A GREEN MUNICIPAL FUND GRANT AGREEMENT WITH THE FEDERATION OF CANADIAN MUNICIPALITIES (FCM) FOR THE TWO (2) YEAR ACTI-ZYME TRIAL PROGRAM, WITH THE TOTAL AMOUNT OF ELIGIBLE COSTS BEING \$242,778, AS PRESENTED IN COUNCIL REPORT UTIL-2024-02.

CARRIED - UNANIMOUS

Council-UTIL-2024-03 – 2023 Water Quality Report and Wastewater Annual Performance Report

Motion #24-012 – 2023 Water Quality Report and Wastewater Annual Performance Report

Moved by: Councillor Harper Seconded by: Deputy Mayor Leakey BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE RECEIVES THE 2023 ANNUAL WATER QUALITY REPORT AND THE 2023 ANNUAL WASTEWATER PERFORMANCE REPORT FOR INFORMATION, AS PRESENTED IN COUNCIL REPORT UTIL-2024-03.

CARRIED – UNANIMOUS

Council-REC-2024-03 – Amend General Fees and Rates By-law No. 2016-047 – Schedule 'H' – Ice Rental Rates

By-law No. 2024-011 – Amend General Fees and Rates By-law No. 2016-047 – Schedule 'H' – Ice Rental Rates

Moved by: Councillor Harper Seconded by: Deputy Mayor Leakey BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE PASS BY-LAW NO. 2024-011, BEING A BY-LAW TO AMEND THE GENERAL FEES AND RATES BY-LAW NO. 2016-047, COMMUNITY RECREATIONAL SERVICES, SCHEDULE 'H', TO ADD AN 8% INCREASE TO THE ICE SURFACE FEES AND RATES FOR THE 2024/2025 ICE SEASON, AS PRESENTED IN COUNCIL REPORT REC-2024-03.

CARRIED – UNANIMOUS

16. | **Motions** (Council Direction to Staff) – None

17. Correspondence

- 1. Accounts Payable January 8 to 28, 2024
- 2. Association of Municipalities Ontario (AMO) Policy Update Pre-Budget Submission Request for Support
- ***At this point, the Mayor Beddows vacated the Chair to speak to this recommendation.
- ***Deputy Mayor Leakey took the Chair.

Motion #24-013 – Association of Municipalities Ontario (AMO) – Policy Update – Pre-Budget Submission – Request for Support

Moved by: Mayor Beddows Seconded by: Councillor Harper WHEREAS CURRENT PROVINCIAL-MUNICIPAL FISCAL ARRANGEMENTS ARE UNDERMINING ONTARIO'S ECONOMIC PROSPERITY AND QUALITY OF LIFE;

AND WHEREAS NEARLY A THIRD OF MUNICIPAL SPENDING IN ONTARIO IS FOR SERVICES IN AREAS OF PROVINCIAL RESPONSIBILITY AND EXPENDITURES ARE OUTPACING PROVINCIAL CONTRIBUTIONS BY NEARLY \$4 BILLION A YEAR;

AND WHEREAS MUNICIPAL REVENUES, SUCH AS PROPERTY TAXES, DO NOT GROW WITH THE ECONOMY OR INFLATION;

AND WHEREAS UNPRECEDENTED POPULATION AND HOUSING GROWTH WILL REQUIRE SIGNIFICANT INVESTMENTS IN MUNICIPAL INFRASTRUCTURE;

AND WHEREAS MUNICIPALITIES ARE BEING ASKED TO TAKE ON COMPLEX HEALTH AND SOCIAL CHALLENGES – LIKE HOMELESSNESS, SUPPORTING ASYLUM SEEKERS AND ADDRESSING THE MENTAL HEALTH AND ADDICTIONS CRISES;

AND WHEREAS INFLATION, RISING INTEREST RATES, AND PROVINCIAL POLICY DECISIONS ARE SHARPLY CONSTRAINING MUNICIPAL FISCAL CAPACITY;

AND WHEREAS PROPERTY TAXPAYERS – INCLUDING PEOPLE ON FIXED INCOMES AND SMALL BUSINESSES – CAN'T AFFORD TO SUBSIDIZE INCOME RE-DISTRIBUTION PROGRAMS FOR THOSE MOST IN NEED;

AND WHEREAS THE PROVINCE CAN, AND SHOULD, INVEST MORE IN THE PROSPERITY OF COMMUNITIES:

AND WHEREAS MUNICIPALITIES AND THE PROVINCIAL GOVERNMENT HAVE A STRONG HISTORY OF COLLABORATION;

NOW THEREFORE, BE IT RESOLVED THAT THE PROVINCE OF ONTARIO COMMIT TO UNDERTAKING WITH THE ASSOCIATION OF MUNICIPALITIES OF ONTARIO A COMPREHENSIVE SOCIAL AND ECONOMIC PROSPERITY REVIEW TO PROMOTE THE STABILITY AND SUSTAINABILITY OF MUNICIPAL FINANCES ACROSS ONTARIO;

AND FURTHER THAT A COPY OF THIS MOTION BE SENT TO THE PREMIER OF ONTARIO; MINISTER OF MUNICIPAL AFFAIRS AND HOUSING; THE MINISTER OF FINANCE, AND; TO THE ASSOCIATION OF MUNICIPALITIES OF ONTARIO.

CARRIED - UNANIMOUS

- ***Deputy Mayor Leakey vacated the Chair.
- ***Mayor Beddows resumed the Chair.
- 3. Ministry of Agriculture, Food and Rural Affairs Rural Economic Development (RED) Program
- 4. Cataraqui Conservation Hazard Mapping Update Public Information Session
- Cataraqui Conservation Watershed Conditions Statement Water Safety for Unsafe Ice
- 6. United Counties of Leeds & Grenville (UCLG) Leaders Advocate for Leeds and Grenville Priorities at ROMA 2024
- 18. Notice Required Under the Notice By-law None
- 19. Committee Updates (Council Reps)
 - Members of Council provided their updates.
- 20. Discussion of Additional Items None
- 21. Questions from the Media None
- 22. Confirmation By-law

By-law No. 2024-009 - Confirming By-law - February 6, 2024

Moved By: Councillor Harper Seconded By: Deputy Mayor Leakey BE IT RESOLVED THAT THE COUNCIL OF THE TOWN OF GANANOQUE PASS BY-LAW NO. 2024-009, BEING A BY-LAW TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS REGULAR MEETING HELD ON TUESDAY, FEBRUARY 6TH, 2024, BE READ THREE TIMES AND FINALLY PASSED THIS 6TH DAY OF FEBRUARY 2024.

CARRIED - UNANIMOUS

23. Next Meeting(s):

- 1. Regular Council Tuesday, February 20, 2024, at 6:00 PM
- 24. Adjournment

Moved By: Councillor Harper

Be it resolved that Council hereby adjourns this regular meeting of Council at 7:21 PM.

CARRIED - UNANIMOUS

The Bealows

John S. Beddows, Mayor

Penny Kelly, Clerk / CEMC