



Minutes of Regular Council Meeting
May 25, 2009
Council Chambers, Town Hall
105 Elgin St. W., Arnprior, Ontario

Present:

Deputy-Mayor Tom Peckett
Reeve Walter Stack
Councillor Nancy, F. Black
Councillor Mark Willmer
Councillor W.J. (Jack) Lammert
Councillor Eric Burton (late 5:05 pm)

Also Present:

Larry Donaldson, CAO
Janet Collins, Director of Public Works
Glenn Arthur, Director of Recreation
Monique Ouellet, Clerk

Absent:

Mayor Terry Gibeau

1. CALL TO ORDER

Deputy-Mayor Peckett extended sincere condolences to the Mayor's family and called the meeting to order at 5:00 p.m.

2. ADOPTION OF AGENDA

Resolution No. 274-09

Moved by W.J. (Jack) Lammert

Seconded by Mark Willmer

BE IT RESOLVED THAT the agenda for the Regular Meeting of Council dated May 25, 2009 be adopted as circulated with the addition of Item 11.c) being a By-Law to regulate smoking on public beaches and playgrounds in the Town of Arnprior and the deletion of Item 18.a) being the Closed Session.

Resolution CARRIED

3. DISCLOSURES OF PECUNIARY INTEREST

None

4. ADOPTION OF PREVIOUS MINUTES

Resolution No. 275-09

Moved by Nancy F. Black

Seconded by W.J. (Jack) Lammert

BE IT RESOLVED THAT the minutes of the Regular Council meeting dated May 11, 2009 be adopted, as amended with Councillor Black seconding resolutions no. 253-09 to no. 262-09 inclusively.

Resolution CARRIED

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5. DELEGATIONS / PRESENTATIONS

a) Mr. Scott McGuire regarding bulk water rates

Council directed staff to respond to Mr. McGuire's request accordingly.

b) Mr. Doug Smith regarding Arnprior First

Mr. Smith gave an overview of his request and submitted a copy of a petition document in support of Smart Centre's zoning change request.

6. PUBLIC MEETINGS

None

7. MATTERS TABLED/DEFERRED/UNFINISHED BUSINESS

None

8. STAFF REPORTS

None

9. COMMITTEE REPORTS AND MINUTES

a) Committee of the Whole Report of May 19, 2009

Resolution No. 276-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT Council hereby receives the attached Committee of the Whole Report dated May 19, 2009; and

FURTHER THAT Council hereby approves the recommendations listed under Section A of this report, being recommendations 1 to 16 inclusively, which shall be deemed to have been adopted independently and hereby be numbered accordingly; and

FURTHER THAT recommendation 11 be amended to include the words "from the Provincial Harmonized Sales Tax" following the word exempt; and

FURTHER THAT recommendation 14 be entirely replaced with the following:

"THAT Council confirms its non-objection to East Side Mario's application to the Alcohol and Gaming Commission of Ontario for a Temporary Extension of Liquor

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License; and FURTHER THAT Council hereby grants East Side Mario's an Exemption to the Noise Control By-law No. 3127-79 as amended, for the upcoming events as follows:

Extension to 11:00 p.m. for the Canada Day Celebrations from June 26, 2009 to July 5, 2009 inclusively;

Extension to 11:00 p.m. for the Arnprior Hospital Gala and Awards on August 12, 2009;

Extension to 11:00 p.m. for a Wedding on August 22, 2009.

Resolution CARRIED

Councillor Burton declared a Pecuniary Interest on Item 11a).

Councillor Burton suggested that website link requests should perhaps be administered directly by the Clerk's office. The Clerk informed members of Council that a policy in this regard will be brought back for Council's consideration in the near future.

Resolution No. 277-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT the roadway at the end of Harrington Street shall be reinstated to a pre-construction state without a cul-de-sac.

Resolution CARRIED

Resolution No. 278-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT Council deny the request to refund the fee for Consent Application B1/09 by HMM Investments Holdings Ltd. /Hisko Family Holdings Ltd.

Resolution CARRIED

Resolution No. 279-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT the Council, pursuant to Section 10(2) of the Municipal Act, S.O. 2001, adopt a By-law to authorize the closing of a portion of the Elgin

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Street Road Allowance to vehicular traffic being the parking stalls fronting from 24 Elgin Street West to John Street North, on Wednesdays from 8:00 a.m. to 3:00 pm. from June 17th, 2009 to October 7th, 2009 to accommodate the "Elgin Street Market."

Resolution CARRIED

Resolution No. 280-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT Council adopts the Legal Expenses Policy, with the replacement of Item 7.4 of the proposed policy with the following:

"In addition to the rates and indemnities established under the Travel Expenses Policy, every person who qualifies for indemnification under the Town of Arnprior Legal Indemnification By-law, except an employee compensated through regular payroll for his/her time, shall be eligible to receive an honorarium of \$95.00 (0-4 hours) or \$190.00 (more than 4 hours) except in cases where the member provides proof of income exceeding that level with appropriate documentation such as a pay stub, income tax documents, etc. for any loss of revenue incurred as a result of their mandatory attendance to meetings and/or proceedings held in conjunction with the said case."

Resolution CARRIED

Resolution No. 281-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT Council receives the attached 2008 actual OPP contract costs summary

Resolution CARRIED

Resolution No. 282-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT Council receives the report on the OPP contract costs comparisons for the period 2003 through 2009.

Resolution CARRIED

Resolution No. 283-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT Council approves the attached Downtown Arnprior Business Improvement Area Association 2009 Budget and Levy request of \$25,500.

Resolution CARRIED

Resolution No. 284-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT the Correspondence Package No. I-09-019-05 be received as information and filed accordingly.

Resolution CARRIED

Resolution No. 285-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT the Correspondence Package No. A-09-010-05 be received and that recommendations outlined be brought forward for Council's consideration.

Resolution CARRIED

Resolution No. 286-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT Council of the Corporation of the Town of Arnprior support other municipalities within the Province of Ontario requesting that the Province of Ontario amend Bill 221, an Act to Amend the Workplace Safety and Insurance Act, 1997 with respect to firefighters and certain related occupants to "include" volunteer firefighters and part-time firefighters.

Resolution CARRIED

Resolution No. 287-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT the Council of the Corporation of the Town of Arnprior support the City of Cornwall's resolution requesting that the Province of Ontario

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exempt from the Provincial Harmonized Sales Tax, items related to the rental of recreation facilities and registration fees for minor sports to ensure that all youth are able to afford to participate.

Resolution CARRIED

As amended

Resolution No. 288-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT Council approve the Arnnprior & District Quilters Guild request to utilize the Nick Smith Centre Hall free of charge for the purpose of a three day Quilt Show and Sale, March 26, 27 and 28, 2010.

Resolution CARRIED

Resolution No. 289-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT Council approve the Emmanuel Anglican Church request to utilize the Nick Smith Centre Hall free of charge for the purpose of a charity auction fundraiser on Saturday, October 24, 2009.

Resolution CARRIED

Resolution No. 290-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT Council confirms its non-objection to East Side Mario's application to the Alcohol and Gaming Commission of Ontario for a Temporary Extension of Liquor License; and FURTHER THAT Council hereby grants East Side Mario's an Exemption to the Noise Control By-law No. 3127-79 as amended, for the upcoming events as follows:

Extension to 11:00 p.m. for the Canada Day Celebrations from June 26, 2009 to July 5, 2009 inclusively;

Extension to 11:00 p.m. for the Arnnprior Hospital Gala and Awards on August 12, 2009;

Extension to 11:00 p.m. for a Wedding on August 22, 2009.

Resolution CARRIED

As amended

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Resolution No. 291-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT Council approve the request from Meghan Howard to use the town map in the Arnprior Visitors Guide project.

Resolution CARRIED

Resolution No. 292-09

Moved by Mark Willmer

Seconded by Walter Stack

BE IT RESOLVED THAT Council approve the request from Erin Clarke, Economic Development Officer to post a link on the town website directing people to the residents survey on behalf of the Greater Arnprior Chamber of Commerce Economic Development Committee.

Resolution CARRIED

10. MOTIONS TO ADOPT DECISIONS

None

11. BY-LAWS

a) Authorize a Temporary Street Closure

Resolution No. 293-09

Moved by Nancy F. Black

Seconded by Walter Stack

BE IT RESOLVED THAT By-Law No. 5736-09, being a by-law to authorize the temporary closure of a portion of the Elgin Street Road Allowance in the Town of Arnprior to accommodate the "Elgin Street Market", be enacted and passed.

Resolution CARRIED

b) Legal Expense Policy

Resolution No. 294-09

Moved by W.J. (Jack) Lammert

Seconded by Mark Willmer

BE IT RESOLVED THAT By-Law No. 5737-09, being a by-law to establish a legal expenses policy be enacted and passed; and

FURTHER THAT the By-law be corrected to read that it has been deemed to have come into full force and effect on January 1, 2009.

Resolution CARRIED

c) Smoking By-law
Resolution No. 295-09

Moved by Walter Stack

Seconded by Mark Willmer

BE IT RESOLVED THAT By-Law No. 5739-09, being a by-law to regulate smoking on public beaches and playgrounds in the Town of Arnprior be enacted and passed.

Resolution CARRIED

12. NOTICE OF MOTION

WHEREAS the Council of the Town of Arnprior is committed to encouraging development which is advantageous to the citizens of Arnprior;

AND WHEREAS the Council of the Town of Arnprior has undertaken numerous infrastructure projects such as the Staye Court, Russett Drive and Vanjumar Drive, water and oversized sewer lines, which have led to specific retail, highway commercial and residential developments, such as the Antrim Truck Stop, the T.S.C. Store, Campbell Brook Village and the soon to begin Village Creek Development;

AND WHEREAS the Council of the Town of Arnprior continues to upgrade infrastructure, to the extent of over 10 million dollars in 2009, which includes Baskin Drive sewage, water and paving upgrades, Bell, Harrington, Harriet and Ottawa street sewer separation, water line replacement, sidewalks and paving replacement, as well as the soon to be tendered water plant upgrades;

AND WHEREAS the Council of the Town of Arnprior has specifically encouraged retail development in the downtown core by amending, and in some cases, reducing requirements to allow for the development of Shopper's Drug Mart, Giant Tiger and other retail developments;

AND WHEREAS the Council of the Town of Arnprior recognizes the need for more retail shopping in the Town of Arnprior as witnessed by the recently completed downtown revitalization survey, the Tate Report and Market Research Peer Review of the Market Analysis;

AND WHEREAS it is a proven fact that many retail dollars are leaving the Town;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Town of Arnprior indicates its willingness to approve OPA #14 upon receipt of the following;

1. A written agreement to provide appropriate signage at White Lake Road development clearly indicating directions to other shopping areas in town.
2. A written agreement to provide an agreed upon amount of money to the Town, which the Corporation will place in a reserve for downtown revitalization.
3. A written agreement for phasing of the proposed development, including dates of construction start and timelines for each phase, which reflects the points raised in the Peer Review, such as a maximum square footage of approximately 170,000 sq ft.
4. A written agreement to meet with a Town Council representative, a B.I.A. representative and a Chamber of Commerce representative on an ongoing basis to ensure the health of the retail industry in Arnprior.
5. A written agreement which reflects upon a mutually agreed minimum retail space.

AND FURTHER THAT other issues such as traffic control, storm water control, lighting, design, etc. be resolved after the aforementioned approval of, but prior to site plan approval.

13. REEVES REPORT FROM COUNTY COUNCIL

Reeve Stack gave a brief update on the status of the Chalk River Nuclear Plant.

14. CORRESPONDENCE & PETITIONS

Resolution No. 296-09

Moved by W.J. (Jack) Lammert

Seconded by Eric Burton

BE IT RESOLVED THAT the correspondence package No. I-09-20-05 be received as information and filed accordingly.

Resolution CARRIED

On comment of Councillor Lammert, a brief discussion in regards to available government funding was entertained and staff provided members of Council with

an update regarding funding applications that are currently being prepared.
On comment of Reeve Stack, staff agreed to research and gather data that will allow Council to understand the current employment situation in the community.

Resolution No. 297-09

Moved by Nancy F. Black

Seconded by W.J. (Jack) Lammert

BE IT RESOLVED THAT the correspondence package No. A-09-11-05 be received; and

FURTHER THAT Council hereby grant Danny Mac's Pub & Eatery an Exemption to the Noise Control By-law No. 3127-79 as amended, on June 6, 2009 until 11:00 pm for a special event as requested.

Resolution CARRIED

15. NEW BUSINESS

None

16. ANNOUNCEMENTS

Deputy-Mayor Peckett announced, on behalf of Mayor Gibeau, a presentation that will be held this Friday, May 29th, at 12:15 pm at the United Church Education Centre.

17. MEDIA QUESTIONS

It was confirmed that the Notice of Motion regarding OP#14 will be discussed at the Committee of the Whole meeting of June 1, 2009.

18. CLOSED SESSION

None

19. CONFIRMATORY BY-LAW

Resolution No. 298-09

Moved by Nancy F. Black

Seconded by Walter Stack

BE IT RESOLVED THAT By-law No. 5738-09 being a By-law to confirm the

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proceedings of the Regular Meeting of Council held on this 25th day of May 2009,
be enacted and passed.

Resolution CARRIED

20. ADJOURNMENT

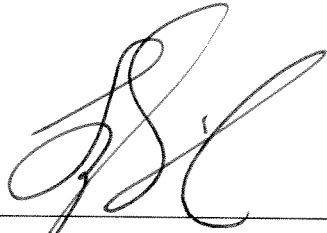
Resolution No. 299-09

Moved by W.J. (Jack) Lammert

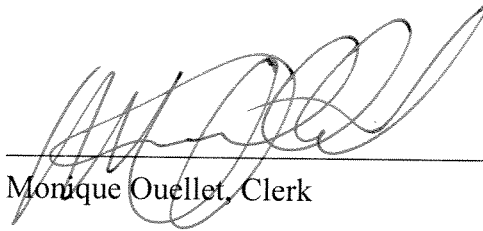
Seconded by Mark Willmer

BE IT RESOLVED THAT this meeting adjourns at 5:45 p.m.

Resolution CARRIED



Mayor Terry Gibeau



Monique Ouellet, Clerk