

THE CORPORATION OF THE TOWNSHIP OF JOCELYN

Minutes of the Council Meeting-July 12, 2022

7:00 p.m.

JOCELYN TOWNSHIP OFFICE

Present: Reeve Mark Henderson, Councillor Janet Callahan, Councillor Albert Crowder, Councillor Brian Dukes, Councillor Greg Gilbertson
Staff: Janet Boucher, Clerk Treasurer

A. Call to order

22-78

Moved by Janet Callahan

Seconded by Albert Crowder

Resolved that we do call the regular meeting of Council to order at 7:00 PM.

Cd.

Adoption of minutes from previous meeting

22-79

Moved by Greg Gilbertson

Seconded by Janet Callahan

Resolved that we do adopt the minutes of the June 1, 2022 regular meeting of Council as presented.

Cd.

Disclosures of Conflict of Interest

Reeve Henderson declared a conflict of interest and vacated his seat for the approval of Township Voucher 2022.06 © and Recreation Voucher 2022.06 © as his spouse is an owner of Kentvale Merchants.

B. Delegates

Gord Acton – Wishart and Partners was to be in attendance regarding a closed session matter before Council, however he was unable to attend and this matter will be dealt with at a future meeting.

C. Public Meeting

Further to the Agenda, a public meeting was held in accordance with By-Law 2018-1395, being a by-law establishing a policy for shore road allowance sales.

a) SHORE ROAD ALLOWANCE PURCHASE APPLICATION 2021.03

Subject Property: Part of the original shore road allowance in front of part of Lot 1, Concession 6 also being in front of lot 1, Plan M 197 (Nelson Subdivision), Township of Jocelyn on St. Joseph Island: Described as Part 6, 1R 13928 – Owner: 1187801 Ontario Inc

The Corporation of The Township of Jocelyn proposes to enact a By-law to stop up, close and sell a portion of the shore allowance for the road set out and described as follows: Part of the original shore road allowance in front of part of Lot 1, Concession 6, also being in front of Lot 1, Plan M 197, Township of Jocelyn, on St. Joseph Island, in the District of Algoma.
(Part 6, Plan 1R 13928)

Public Notice of the proposed closing, stopping up and sale was provided to abutting landowners, posted publicly and sent to affected agencies. Any member of the public who felt that their land would be prejudicially affected by the sale was provided the opportunity to submit their objection to this meeting. No letters of opposition were received regarding the application. Hearing no further comments, Council adopted the by-law to proceed with the sale of the subject property.

22-80

Moved by Brian Dukes

Seconded by Albert Crowder

Resolved that we do adopt By-Law No. 2022-1493, being a by-law to stop up, close and sell that portion of the original road allowance set out and described as follows:

Part of the original shore road allowance in front of part of Lot 1, Concession 6 also being in front of lot 1, Plan M 197 (Nelson Subdivision), Township of Jocelyn on St. Joseph Island:

Described as Part 6, 1R 13928 – Owner: 1187801 Ontario Inc
Cd.

b) SHORE ROAD ALLOWANCE PURCHASE APPLICATION 2021.04

Subject Property: Part of the original shore road allowance in front of part of Lot 2, Concession 6, Township of Jocelyn on St. Joseph Island:

Described as Part 4 and 5, 1R 13928 – Owner: Bibba Enterprises Inc.

The Corporation of The Township of Jocelyn proposes to enact a By-law to stop up, close and sell a portion of the shore allowance for the road set out and described as follows: Part of the original shore road allowance in front of part of Lot 2, Concession 6, Township of Jocelyn, on St. Joseph Island, in the District of Algoma. (Part 4 and 5, Plan 1R 13928)

Public Notice of the proposed closing, stopping up and sale was provided to abutting landowners, posted publicly, and sent to affected agencies. Any member of the public who felt that their land would be prejudicially affected by the sale was provided the opportunity to submit their objection to this meeting. No letters of opposition were received regarding the application. Hearing no further comments, Council adopted the by-law to proceed with the sale of the subject property.

22-81

Moved by Greg Gilbertson

Seconded by Albert Crowder

Resolved that we do adopt By-Law No. 2022-1494, being a by-law to stop up, close and sell that portion of the original road allowance set out and described as follows:

Part of the original shore road allowance in front of part of Lot 2, Concession 6, Township of Jocelyn on St. Joseph Island:

Described as Part 4 and 5, 1R 13928 – Owner: Bibba Enterprises Inc.
Cd.

D. Vouchers

22-82

Moved by Greg Gilbertson

Seconded by Albert Crowder

Resolved that we do approve Township Voucher 2022.06 (A) in the amount of \$115,516.62

(School Board Levy – \$34,169.54, Fire - \$2483.01, Professional/legal fees - \$14,698.93, Landfill - \$2137.51, Administration Overhead- \$26,455.10, Roads - \$19,169.97, Museum Levy - \$5671.00, Planning Bd. Levy – \$2872.00, Policing - \$7463.00, Cemetery - \$396.56).

Cd.

22-83

Moved by Janet Callahan

Seconded by Brian Dukes

Resolved that we do approve Recreation Voucher 2022.06 (A) in the amount of \$4796.73 (Fundraising - \$2559.25, Overhead - \$2237.48), paid out of Recreation Funds.

Cd.

22-84

Moved by Albert Crowder

Seconded by Janet Callahan

Resolved that we do approve Recreation Voucher 2202.06 (B) in the amount of \$604.21 (Fundraising - \$45.71, Overhead - \$558.50), paid out of Recreation Funds.

Cd.

22-85

Moved by Albert Crowder

Seconded by Janet Callahan

Resolved that we approve Township Voucher 2022.06 (B) in the amount of \$1637.85 (Cemetery - \$8.14, Landfill - \$9.12, Administration Overhead - \$19.19, Fire - \$92.49, Parks – 316.12, Roads - \$1192.79)

Cd.

E. Committee Reports and Updates

- | | | |
|-------------|-----------------------|-----------------|
| 1. Roads | 5. Tenby Bay Cemetery | 9. Recreation |
| 2. Museum | 6. Fire Department | 10. Health Care |
| 3. Planning | 7. Building | |
| 4. Landfill | 8. Clerk | |

Several verbal reports were provided by Council members.

22-86

Moved by Janet Callahan

Seconded by Greg Gilbertson

Resolved that we do adopt the Clerk’s Report as submitted.

Cd.

Road projects continue. The surface treaters did some of the roads as expected however moved to another job outside of our area. However, they will be back to complete projects remaining.

The oil and chip unit needs some mechanical work to be able to certify it and have it MTO compliant. A quote is being obtained to determine the extent of the work. Other options are being considered.

Council was updated on Jocelyn Recreation events, including the 2022 Harvest Festival. Volunteers are being sought for many of the areas and are requested to contact the municipal office if you are able to spare an hour or two of your time on Saturday September 3, 2022.

Council was updated on the St. Joseph Island Museum and it was noted that several fundraising efforts are being undertaken to support the Museum, including annual memberships.

The Planning Board update included information on the draft Official Plan. The planning consultants are now finalizing the Draft New Official Plan and would like to schedule Public Open Houses to review that document with the public and members of Council and Planning Board on Tuesday, August 23rd, 2022. To satisfy requirements of MMAH, who have advised that joint open houses are not acceptable, it is proposed that one open house be held on behalf of each municipality with all 4 open houses being held on the same day. Late afternoon and evening sessions will be held simultaneously in both Hilton Beach and Richards Landing. The Hilton Beach and Hilton Township sessions would be held in Hilton Beach, while the open houses for Jocelyn and St. Joseph Townships would be held in Richards Landing.

F. Previous Business

1. Adoption of a road standards bylaw – adoption at the August meeting of Council
2. St. Joseph Island Planning Board RE: Consent Application #2/22 Lot 2 & 3 Concession 6. This consent has been provisionally approved by the Planning Board.

G. New Business: No new business

H. Correspondence: Action Items – no action items

I. Correspondence: Information Items

1. MNDMNR RE: Comments to Shore Road Allowance sales on Orrell-Callahan – No objections were noted.
2. Public Works of Canada RE: Comments to Consent Application #4/21, Lots 40 & 41, Conc. A – no objections were noted.
3. Richard and Paula Turcotte RE: Objections on closing road allowance on P-Line West
4. Faye Stevens RE: Comments and objections on closing the P Line West road allowance
5. Laurie Thompson, Jari Kokkinen, Deborah Aaron, Laurie Bertolo, Carolyn Henderson and Paul Gregory RE: Comments and objections to the closing of the P Line West road allowance
6. Alice Ridout RE: Comments and objections to the closing of the P Line West road allowance
7. Mark Lytham RE: Comments and objections to the closing of the P Line West road allowance
8. City of Owen Sound RE: Removal of Municipal Councillors under Prescribed Circumstances

With regards to items Information Items I, 3 -7, two interested parties were in attendance to observe the proceedings. As a part of the April, 2022 Agenda, Council had received a letter of request to consider the transfer of Parts 1 to 4 of 1R Plan 13902, in lieu of Otter Lake Road, described as Part 5 of 1R Plan 13902. Otter Lake Road is a part of the municipality's road system. The Applicant had the property surveyed for Consent Application # 04/21, and it was determined that a portion of the road is on the applicant's property, identified as Part 5, 1R 13902. Section 66(1) of the Municipal Act provides for this type of situation, however it doesn't address such matters when a body of water is involved. Should the road allowance be closed and conveyed, public access to the lake would not be available. In addition, an existing lease agreement is in place and conveyance of this land would impact that agreement. Council adopted the following resolution, declining the applicant's request to have Parts 1 – 4 of 1R Plan 13902 conveyed to them, in lieu of Otter Lake Road.

22-87

Moved by Brian Dukes

Seconded by Albert Crowder

Resolved that we do not support the request of the owner of Concession A, Lot 40 and 41, to convey parts 1-4 of Plan 1R Plan 13902, to the landowner.

Cd.

J. Reports and Newsletters: Information items

- 1. Jocelyn Recreation Minutes of June 7, 2022
- 2. Jocelyn Landfill Site Monthly Report for May & June 2022
- 3. O.P.P Calls for Service Billing Summary Report for April 2022

K. Closed Session

- 1. A closed meeting re. s.239(2)(f) to discuss matters regarding advice that is subject to solicitor-client privilege, including communications necessary for that purpose
 - Consent Application – Algie - 06/21 – agreement required to complete the process – Per March 4, 2022 letter from the St. Joseph Island Planning Bd – condition 4iii

22-88

Moved by Brian Dukes

Seconded by Greg Gilbertson

Resolved that Council proceed into Closed Session at 9:25 PM in accordance with Section 239 of the Municipal Act to address matters pertaining to advise that is subject to solicitor-client privilege, including communications necessary for that purpose.

Cd.

22-89

Moved by Janet Callahan

Seconded by Brian Dukes

Be it resolved that Council does rise from closed session at 9:45 PM.

Cd.

Direction was provided to the Clerk to seek additional information from the municipal lawyer on the closed meeting item.

L. Confirmation By-Law

22-90

Moved by Albert Crowder

Seconded by Janet Callahan

Resolved that we do adopt By-Law No. 2022-1495 being a by-law to confirm the proceedings of the meeting of Council held on July 12, 2022.

Cd.

M. Adjourn

22-91

Moved by Greg Gilbertson

Seconded by Albert Crowder

Resolved that we do agree to adjourn and meet again on August 9, 2022 or at the call of the Reeve.

Cd.

Head of Council

Clerk Janet Boucher