

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2007-11**

**Municipal Council Chambers, 859 Melrose Road, Shannonville**  
**Monday, April 16, 2007 at 7:00 pm**

Meeting was called to order at 7:30 p.m. Reeve Margaret Walsh presided.

PRESENT:	Margaret Walsh	Reeve
	Fred Lang	Deputy Reeve
	Iain Gardiner	Councillor
	Chris Brady	Councillor
	Rick Phillips	Councillor
	Steve Mercer	Clerk-Treasurer

MOVED BY: Councillor Iain Gardiner  
SECONDED BY: Councillor Chris Brady  
THAT the Agenda of April 16, 2007 be adopted.

**CARRIED**

Declaration of Pecuniary Interest – None was declared at this time

MOVED BY: Councillor Rick Phillips  
SECONDED BY: Councillor Iain Gardiner

THAT the minutes of the Regular Council Meeting of Monday April 2, 2007 and the Public Meeting of April 2, 2007 be approved as presented.

**CARRIED**

The following declarations were provided for items to be added to the agenda under ‘New Business’:

Clerk-Treasurer Steve Mercer	2 items
Reeve Margaret Walsh	2 items
Deputy Reeve Fred Lang	0 items
Councillor Iain Gardiner	1 items
Councillor Chris Brady	0 items
Councillor Rick Phillips	2 items – under Members reports

MOVED BY: Councillor Iain Gardiner  
SECONDED BY: Deputy Reeve Fred Lang  
THAT the following accounts be approved as presented:

General Government	\$458,568.25
Roads Department	\$46,840.29
Recreation Department	\$3,154.14
Fire Department	\$11,180.39

**CARRIED**

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**DELEGATIONS**

Mr. Carl Vos appeared before Council on behalf of the School Council for St Mary Catholic School – Read. The school is suffering from declined enrollment over the past few years and the School Council is concerned about the prospect of losing instructional staff and the long term health of this important community school. To this end the School Council is undertaking a marketing campaign of sorts which includes the establishment of some signage in a few places throughout the Township drawing attention to the location of the school. The School Council asks for permission to, and to work with the Township in establishing this signage.

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Rick Phillips

THAT this Council fully supports this initiative and the Council asks the School Council to work in conjunction with the Roads Supervisor so that signage is safely established.

**STAFF REPORTS**

**John Farrell, Road Supervisor**

Provided written report

Highlights

- Spring snow storms have meant the plows have been back on the roads
- Some grading has taken place
- Brushing and tree cutting has taken place along Blessington Road in preparation for the summer work scheduled
- New and corrected signage has been installed in many areas
- New sweeper is working very well

**Liette Osborne, Recreation Coordinator**

Provided written report

Highlights

- Provided registration update on summer recreation programs
- Financials provided for March Break program – net profit of \$986.96
- Annual Township Golf Tournament – Saturday June 23, 2007
- Updated Council of Napanee’s kitchen rental policy
- Application process underway to obtain subsidies for summer students

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Chris Brady

THAT this Council approves of financial subsidy application for the Summer Experience Program sponsored by the Ministry of Citizenship & Immigration, Ministry of Culture and Ministry of Health Promotion & Tourism, representing a subsidy of 90% of costs for a seasonal Recreation Assistant for 2007.

**CARRIED**

**Dan Callaghan, Fire Chief**

Provided written report

Highlights

- Submitted Township of Tyendinaga Fire Department 2006 Annual Report
- Overview of March calls
- Fire Inspector advertisement did not get the response desired, will look at options

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- Provided overview of Capital request of approximately \$6000 for Napanee 911 dispatch upgrades. This provision is contained in the Fire Dispatch Agreement. Chief to investigate options for cost deferrals and our responsibility to the agreement.

**NEW BUSINESS**

Moved by: Deputy Reeve Fred Lang

Seconded by: Councillor Rick Phillips

That Council approves a severance by Dayle & Laurie Cross (B25/07), Concession 7, Lot 5 with the following conditions applied:

1. Payment in Lieu of Parkland fee of \$750.00 per new lot created (made payable to the Township of Tyendinaga)
2. An entrance permit must be applied for with the Township of Tyendinaga
3. Prior to the endorsing of deeds for the severed lot, proof be lodged with the Land Division Office from the Township of Tyendinaga that an entrance can be established suitable to the Township Road Supervisor.

**CARRIED**

Moved by: Deputy Reeve Fred Lang

Seconded by: Councillor Chris Brady

That Council approves a severance by Gord & Andrea Rexe (B28/07), Concession 6, Lot 30 with the following conditions applied:

1. Payment in Lieu of Parkland fee of \$750.00 per new lot created (made payable to the Township of Tyendinaga)
2. Establishment of a well on property with a minimum flow of 3 ½ gallons per minute and proof that water is potable.
3. The applicant must provide the Township and Hastings County Land Division with:
  - A copy of the well driller's report
  - A copy of the bacteriological report re: potability of water
4. An entrance permit must be applied for with the Township of Tyendinaga
5. That the lot be rezoned to Rural Residential
6. That as a condition of building, the residence must be built to road grade
7. Prior to the endorsing of deeds for the severed lot, proof be lodged with the Land Division Office from the Township of Tyendinaga that an entrance can be established suitable to the Township Road Supervisor.

**CARRIED**

Moved by: Councillor Rick Phillips

Seconded by: Councillor Iain Gardiner

That Council approves a severance by Gord & Andrea Rexe (B29/07), Concession 6, Pt Lot 30 with the following conditions applied:

1. Payment in Lieu of Parkland fee of \$750.00 per new lot created (made payable to the Township of Tyendinaga)
2. An entrance permit must be applied for with the Township of Tyendinaga
3. Prior to the endorsing of deeds for the severed lot, proof be lodged with the Land Division Office from the Township of Tyendinaga that an entrance can be established suitable to the Township Road Supervisor.

**CARRIED**

Moved by: Deputy Reeve Fred Lang

Seconded by: Councillor Iain Gardiner

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That Council approve a severance by Jesse Speck (B30/07), Concession 5, Lot 6 with the following conditions applied:

1. Payment in Lieu of Parkland fee of \$750.00 per new lot created (made payable to the Township of Tyendinaga)
2. Establishment of a well on property with a minimum flow of 3 ½ gallons per minute and proof that water is potable.
3. The applicant must provide the Township and Hastings County Land Division with:
  - A copy of the well driller's report
  - A copy of the bacteriological report re: potability of water
4. An entrance permit must be applied for with the Township of Tyendinaga
5. That the lot be rezoned to Rural Residential
6. Prior to the endorsing of deeds for the severed lot, proof be lodged with the Land Division Office from the Township of Tyendinaga that an entrance can be established suitable to the Township Road Supervisor.

**CARRIED**

Moved by: Councillor Rick Phillips

Seconded by: Councillor Chris Brady

That Council approves a severance by Jesse Speck (B31/07), Concession 5, Lot 6 with the following conditions applied:

1. Payment in Lieu of Parkland fee of \$750.00 per new lot created (made payable to the Township of Tyendinaga)
2. Establishment of a well on property with a minimum flow of 3 ½ gallons per minute and proof that water is potable.
3. The applicant must provide the Township and Hastings County Land Division with:
  - A copy of the well driller's report
  - A copy of the bacteriological report re: potability of water
4. An entrance permit must be applied for with the Township of Tyendinaga
5. That the lot be rezoned to Rural Residential
6. Prior to the endorsing of deeds for the severed lot, proof be lodged with the Land Division Office from the Township of Tyendinaga that an entrance can be established suitable to the Township Road Supervisor.

**CARRIED**

Moved by: Councillor Iain Gardiner

Seconded by: Deputy Reeve Fred Lang

That Council defers the severance applications numbered B32/07 and B33/07 (Peter & Debbie Vos) until it is clear where the severances are located as signage was not apparent during Council members review of the proposed severances.

**CARRIED**

Moved by: Councillor Rick Phillips

Seconded by: Councillor Iain Gardiner

That Council approves a lot addition by Dale Robertson (B39/07), Concession 1, Lot 8

**CARRIED**

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Moved by: Deputy Reeve Fred Lang  
Seconded by: Councillor Rick Phillips

That Council approve a severance by Kevin Way (B44/07), Concession 5, Pt Lot 30 with the following conditions applied:

1. Payment in Lieu of Parkland fee of \$750.00 per new lot created (made payable to the Township of Tyendinaga)
2. An entrance permit must be applied for with the Township of Tyendinaga
3. Prior to the endorsing of deeds for the severed lot, proof be lodged with the Land Division Office from the Township of Tyendinaga that an entrance can be established suitable to the Township Road Supervisor.

**CARRIED**

Moved by: Deputy Reeve Fred Lang  
Seconded by: Councillor Rick Phillips

That Council defers a severance by Kevin Way (B45/07), Concession 5, Lot 13 asking that the applicant re-design the lot, perhaps to the east, so that safety concerns at the hill are dealt with. Be it further moved that the applicant is asked to consult with the Roads Supervisor as reconfiguration of the lot is considered.

**CARRIED**

MOVED BY: Councillor Chris Brady  
SECONDED BY: Councillor Iain Gardiner

THAT this Council receives the 2007 Bridges report as prepared by GD Jewell Engineering

**CARRIED**

MOVED BY: Councillor Chris Brady  
SECONDED BY: Councillor Rick Phillips

THAT this Council approves of the Municipal Insurance presentation compiled by Jardine Lloyd Thompson for municipal insurance for the period of April 2007 to April 2008 at a cost of \$49,583.00

**CARRIED**

MOVED BY: Deputy Reeve Fred Lang  
SECONDED BY: Councillor Rick Phillips

THAT the Livestock Valuer Reports for the following be approved as presented:

Don Shelley	Limo X Bull Calf	\$420.00
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**CARRIED**

MOVED BY: Deputy Reeve Fred Lang  
SECONDED BY: Councillor Rick Phillips

That the Council approve of the cost share and initiative put forward by County of Hastings in relation to a Closed Meeting Investigator

**CARRIED**

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Steve Mercer, Clerk Treasurer

- Announced that the Tyendinaga Township Public Library Board has passed their budget and requests that Council approves.

Moved by: Councillor Rick Phillips

Seconded by: Councillor Iain Gardiner

That this Council approves the Tyendinaga Township Public Library budget indicated on the spreadsheet presented as "2007 TWP Budget" at a municipal grant amount of \$75,000.

**CARRIED**

- Clerk presented a draft communiqué written by Town of Deseronto concerning upcoming community meetings in relation to the ongoing Culbertson Tract negotiations
  - Meetings are scheduled for Tuesday April 24, 2007 with Town Council and then on May 8 (Deseronto Arts and Cultural Society) for May 8 2pm -8pm to meet with Federal Officials.
  - It is anticipated that meetings will continue on Thursdays and Fridays for the remainder of May. Deseronto has more definitive details

***Reeve Margaret Walsh***

Asked Council to consider a joint letter between ourselves and Town of Deseronto asking the Federal Official concerned with the Culberstson Tract Negotiations to request a prompt settlement of the issue so that community concerns were put to rest.

Moved by: Councillor Iain Gardiner

Seconded by: Councillor Rick Phillips

That the Council asks the Reeve to work with Mayor Norm Clarke to draft a letter to bring back to Council for perusal and approval.

**CARRIED**

***Councillor Iain Gardiner***

Asked again about the CN entryway constructed in 2006 near the railway bridge on Highway # 2. John Farrell to follow up.

**MEMBERS REPORTS**

***Rick Phillips***

- Provided written report on his attendance at Quinte Waste solutions meeting of April 16

Highlights

- Auditors report
- 45 households in Tyendinaga participated in the Hazardous Waste Collection event
- Provided a verbal report on the Building Inspection Services Committee meeting he attended in Stirling, on April 12, 2007

**BY-LAWS**

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MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Rick Phillips

That this Council hereby passes by-law 07-13, Being a by-law to amend by-law 03-16 regarding Concession 6, Lot 4, Shannon Road., its short title being the Calnan By-law.

**CARRIED**

MOVED BY: Deputy Reeve Fred Lang

SECONDED BY: Councillor Chris Brady

That this Council hereby passes by-law 07-14, Being a by-law to amend by-law 03-16 regarding Concession 6, Lot 4, Shannon Road., its short title being the Calnan By-law.

**CARRIED**

MOVED BY: Councillor Chris Brady

SECONDED BY: Deputy Reeve Fred Lang

THAT Council agreed to continue with the Council Meeting in camera as the subject matter deals with potential legal matters where Township of Tyendinaga may be a party to the proceedings.

**CARRIED**

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Chris Brady

THAT as Council has completed the discussion on matters about potential legal matters where Township of Tyendinaga may be a party to the proceedings it was agreed that the Council Meeting would now continue in open meeting format.

**CARRIED**

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Chris Brady

THAT this Council directs the Clerk to initiate the process to change the name of Mowbray Road to Mowbray's road from south of the tracks to the southern edge of the Township. Be it further moved that this decision is only an attempt to make it less difficult for emergency 911 vehicles to approach the southern portion of the road and to alleviate confusion.

**CARRIED**

With no further business to discuss, Council agreed to adjourn and the next scheduled meeting of Council will be Monday May 7, 2007 at 7:00 pm or at the call of the Reeve.

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Rick Phillips

That this Regular Council Meeting be adjourned at 9:50 pm.

**CARRIED**

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Margaret Walsh, Reeve

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Steve Mercer, Clerk-Treasurer