

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-16

Municipal Council Chambers, 859 Melrose Road, Shannonville
Monday July 7, 2008 at 7:00 pm

Meeting was called to order at 7:10 p.m.

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

MOVED BY: Councillor Rick Phillips
SECONDED BY: Councillor Iain Gardiner
THAT the Agenda of July 7, 2008 be adopted.

CARRIED

MOVED BY: Councillor Rick Phillips
SECONDED BY: Councillor Chris Brady
THAT the minutes of the June 16, 2008 Regular Meeting and the June 16, Public Meeting be approved as corrected.

CARRIED

DELEGATIONS

Mr. Richard Steinginga – Collins Barrow – 2007 Municipal Audit

- Mr. Steinginga gave an overview of the 2007 and audit process
- Draft letters to Management and Council were circulated for review – auditor appears satisfied with our systems and management responsibilities
- Mr. Steinginga reviewed the highlights of the Consolidated Financial Statements at December 31, 2007 – both Township Operations and Library Operations
- Our 2007 year end surplus position was committed to reserves
- Budget was generally well respected – variances from budget to actuals are not a concern
- Our outstanding tax receivables are within acceptable standards
- Increases to debt above budget can be accounted for by Council authorized purchases during 2007
- Our cash position is much better than prior years
- The Municipal audit is offered as a “clean” audit and will not be qualified

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

That this Council approves of the content of the Draft 2007 Consolidated Municipal Audit as presented by Collins-Barrow.

CARRIED

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-16

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Deputy Reeve Fred Lang

That this Council approves of and directs appropriate signatures be affixed to the management report letter and acknowledgement letters as drafted by our municipal auditor in relation to the 2007 Municipal audit.

CARRIED

The Council thanked Deputy Treasurer Donna Ward for all her hard work towards this positive audit

Al Gardiner – Richmond Dump Committee

- Updated Council regarding a meeting he attended with Reeve Margaret Walsh with Waste Management's new Management Team
- This is the first time Mr. Gardiner had met Waste Management's legal counsel
- Reeve Walsh insisted on an update on the Richmond Dump closure plan
- According to WM, a closure plan was submitted in the fall, of 2007 and they are awaiting a response from MOE
- Gardiner suggested that Council lobby the provincial government to provide a response
- Gardiner suggested that it appeared that WM was just trying to get us to "change our minds"
- WM had also made the suggestion that the neighboring municipalities were somehow responsible for the difficulties encountered by themselves over the past few years
- They are holding other meetings with other area stakeholders
- A suggestion was raised that this approach may not be entirely above board and that a meeting of all stakeholders together may be a more positive vehicle to achieve trust
- WM claims there are about 40,000 cubic metres of space remaining at existing Richmond facility and is used at approximately 10,00 cubic metres per years
- We need a group to study and analyze the process of the closure of the Richmond Dump
- Neither Gardiner nor Walsh left the meeting feeling any more assured about WM's motives than previously

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

Reeve Margaret Walsh	2 items – 1 in camera
Deputy Reeve Fred Lang	0 items
Councillor Iain Gardiner	0 items
Councillor Rick Phillips	3 items
Clerk Steve Mercer	0 items

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-16

CORRESPONDENCE

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Deputy Reeve Fred Lang

That this Council receives the correspondence from:

- Woodstock Blackout Day Challenge Thursday August 14, Noon- 8pm
- Audit Notice WSIB – June 18, 2008 – review date July 10
- MMAH – June 24 – Special Assistance Grant

CARRIED

MOVED BY: Councillor Chris Brady

SECONDED BY: Councillor Iain Gardiner

That this Council supports the resolution no. 5 circulated by the Township of O'Connor in relation guaranteeing a set number of summer positions per municipality and to increase funding accordingly. Be it further moved that the Clerk is asked to convey this support to the Township of O'Connor for distribution, as they feel appropriate.

CARRIED

NEW BUSINESS

MOVED BY: Deputy Reeve Fred Lang

SECONDED BY: Councillor Iain Gardiner

That this Council directs the Reeve and Clerk to sign the five-year contract as presented to Council with Waste Services Incorporated to provide haulage from the Tyendinaga Township waste transfer station to the Lafleshe Landfill. Be it further moved that the rates are set at \$54.50 per metric tonne and that the fuel surcharge applies at \$0.95. Be it finally moved that the contract shows a 3% increase for 2009 and CPI adjustment over the final four years.

CARRIED

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Chris Brady

That this Council directs the Reeve and Clerk to sign the five-year contract as presented to Council with Lafleshe Environmental Inc to provide disposal services from the Tyendinaga Township waste transfer station. Be it further moved that the rates are set at \$51.50 per metric tonne. Be it finally moved that the contract shows a CPI increase yearly, for the duration of the contract.

CARRIED

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Rick Phillips

That this Council directs the Clerk to initiate a stop up, close and sell process of the municipal road allowance, known as Goodfellow lane that touches roll numbers 30-123 to the west and 30-124 to the east - only. Be it further moved that this process is not to cost the Municipality any funds. Be it finally moved that the Council requires satisfaction that no sole source funds are used before passing any By-laws to this effect.

CARRIED

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-16

MOVED BY: Councillor Chris Brady
SECONDED BY: Deputy Reeve Fred Lang

That this Council directs the Clerk to contact our banker, namely CIBC, and arrange for a six month Guaranteed Investment Certificate in the name of the Township in the amount of five hundred thousand (\$500,000) dollars. Be it further moved that this is a second GIC to complement the one million-dollar GIC recently purchased.

CARRIED

MOVED BY: Deputy Reeve Fred Lang
SECONDED BY: Councillor Iain Gardiner

That this Council directs the Clerk to include in the 2009 municipal budget an amount of \$4,000 to update our zoning by-laws and associated maps in our Planning division. Be it further moved Theatre we will engage Ainley Graham and Associates to complete this work once the new Official Plan is in place at the County.

CARRIED

MOVED BY: Deputy Reeve Fred Lang
SECONDED BY: Councillor Chris Brady

That Council approves a severance by Boldrick & Beaudrie (B68/07), Concession 6, and Pt Lot 3 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. The retained lot be rezoned to Rural Residential
3. Establishment of a well on the property with a minimum flow of 3.5 gallons per minute and proof that the water is potable
4. 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 to the severed land suitable to the Township Road Supervisor.

CARRIED

MOVED BY: Deputy Reeve Fred Lang
SECONDED BY: Councillor Chris Brady

That Council approves a severance by Boldrick & Beaudrie (B69/07), Concession 6, and Pt Lot 3 with the following conditions applied:

5. Payment in Lieu of Parkland Fee of \$750.00 per new lot created (made payable to the Township of Tyendinaga)
6. The retained lot be rezoned to Rural Residential
7. Establishment of a well on the property with a minimum flow of 3.5 gallons per minute and proof that the water is potable
- 8.
9. 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 to the severed land suitable to the Township Road Supervisor.

CARRIED

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-16

MOVED BY: Councillor Rick Phillips
SECONDED BY: Deputy Reeve Fred Lang
THAT the Livestock Valuer Reports for the following be approved as presented:

Joe Brennan	lamb	\$80.00
Ed Walsh	char semintol X bull calf	\$385.00
Kevin Durkin	limo X bull calf	\$385.00

CARRIED

Councillor Rick Phillips

- Inquired about the status of the planned discussion with one or more of the Tweed Councillors regarding the Smith Road
- Clerk to follow up

- Updated Council on some further discussions he had with Chisholms Lumber and a potential site for a northern Firehall once we explore any municipal partnerships
- Chisholms preference is the lot on the south side of Moneymore about .6km east of Shannonville Road

- Inquired about the status of the dams in the Township that seem to be neither ours nor Quinte Conservation's responsibility
- Board Member Deputy Reeve Fred Lang indicated that this had not been discussed at the Board level but would attempt to get some clarification on how, when and by whom these dams may be rehabilitated
- The Clerk indicated that his recollection of Mr. Murphy's visit was that Quinte Conservation too wanted clarification from the Ontario government on this issue
- Asked that Quinte Conservation Board Minutes be brought to Council so they can be reviewed and received

Reeve Margaret Walsh

- Provide an update and overview of her and the Clerks attendance at the opening of Oivi's Trail – part of the Menzell Conservation Area
- This nature trail and conservation area is part of the Nature Conservancy of Canada's network of stewardship initiative across Canada

OLD BUSINESS

The Clerk shared for information purposes the dialogue and counter dialogue he has been have with the Ministry of Transportation regarding appropriate and non confusing 401 signage on the highway and off-ramps so that Tyendinaga Township and Tyendinaga Reserve are clearly delineated

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-16

MEMBERS REPORTS

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Rick Phillips

That this Council receives the May 2008 Quinte Waste Solutions Board Minutes, the May 2008 BISC Report and the Library Board Minutes of May 13, 2008.

CARRIED

STAFF REPORTS

Liette Forestell, Recreation Coordinator

Provided written report

Highlights

- Updated Council on some issue we have had with poor water test results at the recreation centre
- Liette is on top of it and working through it
- The area has good signage and the public is already advised not to drink the water
- Registration period for the new flag football program and youth recreation nights is underway
- The Recreation Department and Library are partnering to create a one week camp with a focus on puppeteering – August 11-15
- Canada Day Update
 - 270 participants in bike rally
 - kids games were well attended
 - fireworks was spectacular
 - Friends of the Library did well running the canteen/BBQ

John Farrell, Road Supervisor

Provided written report

Highlights

- 2008 surface treatment projects are complete i.e. Rock Cut, Blessington Rd East, Marysville Rd North, Tucker Rd, Golf Course Rd, Jane St and John St
- all grass has had one cut, second cuts have begun
- an excavator has been hired to assist with ditching
- Roads department holidays are July 19-August 4 inclusive

MOVED BY: Councillor Chris Brady

SECONDED BY: Councillor Iain Gardiner

THAT this Council accepts the staff reports as presented.

CARRIED

PASSING OF ACCOUNTS

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Iain Gardiner

THAT the following accounts be approved as presented:

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-16

General Government	446039.61
Roads Department	26070.53
Recreation Department	10536.71
Fire Department	5617.04
Protective Services	0

CARRIED

BY-LAWS

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Rick Phillips

That this Council passes By-law 08-15 Being a By-law to amend By-law 03-16 regarding Concession 8, Part Lot 22, its short title shall be known as the St. Denis By-law.

CARRIED

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Rick Phillips

That this Council defers By-laws 08-16 and 08-17 being By-laws to amend By-law 03-16 regarding Concession 8, Part Lot 22. Be it further moved that the Clerk is asked to bring this entire matter forward again for consideration at the August 5 Council meetings – Regular and Public

CARRIED

IN CAMERA

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Iain Gardiner

THAT Council agreed to continue with the Council Meeting in camera as the subject matter deals with personnel matters where confidentiality requires protection.

CARRIED

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Iain Gardiner

THAT as Council has completed the discussion dealing with contractual matters where Council confidentiality requires protection.

CARRIED

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Iain Gardiner

THAT this Council confirms the discussion of the in-camera portion of the open meeting.

CARRIED

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Rick Phillips

THAT this Council, due to the recent hiring of a fulltime Fire Chief is changing the honorarium structure for the Deputy Fire Chief commencing January 1 2009. Be it further moved the honorarium amount be \$2,500 for 2009 and \$3,000 for 2010 pending successful completion of annual training as directed by the Fire Chief. Be it further moved that the Deputy Fire Chief will in 2009 participate in the Fire

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-16

Department's approved "point share" program for volunteer fire fighters in relation to participation. Be it finally moved that the Clerk is asked to convey this motion to the incumbent with the proviso that this is absolutely no reflection on skills, dedication or ability and that it is an organizational measure only.

CARRIED

MOVED BY: Deputy Reeve Fred Lang
SECONDED BY: Councillor Chris Brady
That this Regular Council Meeting be adjourned 9:35 pm.

CARRIED

Margaret Walsh, Reeve

Steve Mercer, Clerk-Treasurer