

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2008-17**

Municipal Council Chambers, 859 Melrose Road, Shannonville  
Tuesday August 5, 2008 at 7:00 pm

Meeting was called to order at 7:12 p.m.

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

**Declaration of Pecuniary Interest:** None declared

MOVED BY: Deputy Reeve Fred Lang  
SECONDED BY: Councillor Chris Brady  
THAT the Agenda of August 5, 2008 be adopted.

**CARRIED**

MOVED BY: Councillor Iain Gardiner  
SECONDED BY: Councillor Rick Phillips  
THAT the minutes of the July 7, 2008 Regular Meeting and the July 7, Public Meeting be approved as corrected.

**CARRIED**

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

Reeve Margaret Walsh	2 items
Deputy Reeve Fred Lang	2 items
Councillor Chris Brady	0 items
Councillor Iain Gardiner	1 items
Councillor Rick Phillips	2 items
Clerk Steve Mercer	0 items

**CORRESPONDENCE**

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

That this Council receives the correspondence from:

- Hydro One July 2008 – Signs and Attachments on Hydro One Poles in Municipalities
- AMO & OGRA – Canada & Ontario Sign Infrastructure Agreement
- MPAC – March 30, 2008 Municipal Status Report
- Mosey & Mosey – July 15, 2008 – 9 Month Claims Experience & Renewal Projection
- Hastings County – July 14 – Rural Connections 2 – Broadband Program
- EOWC – July 8 to Hon Chuck Strahl – Culbertson Land Claim

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- Ministry of Transportation – June 23 - \$987,222 Grant details

**CARRIED**

**NEW BUSINESS**

The Clerk tabled correspondence regarding the signage at the off ramps at exits 556 and 566 advertising Mohawk Liquidation. Council has been consistent in their wishes that all signage within the 401 corridor be consistent with Ministry of Transportation guidelines. The letter of August 1, 2008 from Steve Haig – Technical Services Supervisor addressed to Andrew Clifford Miracle, and cc'd to the Township, advised him to remove the signs by August 5, 2008 or that the “failure to remove this sign by the mentioned date will lead to further disciplinary actions by the Ministry...”. As the Council meeting was held August 5, Council felt it prudent to take a “wait and see” approach for the next few days.

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Rick Phillips

That this Council accepts the proposed bar services agreement between the Tyendinaga Volunteer Fire Fighters Association and the Township of Tyendinaga (Recreation Department). Be it further moved that the profits share is now to be 80% in favour of the TVFFA and 20% in favour of the Township. Be it finally moved that the Recreation Coordinator is to secure required signatures for the agreement which is effective for two years commencing August 5, 2008.

**CARRIED**

The Clerk shared a memo that the new [www.tyendinagatownship.com](http://www.tyendinagatownship.com) website is now re-launched. Both the Clerk and Yvonne have received training and can now program the site in-house. This will make it easy to put on special announcements such as school and road closures within minutes. The site is up and running and we will be working with our provider, UpnorthWebs to iron out a few typos and small glitches.

The Clerk tabled a Fact Sheet authored by Indian and Northern Affairs Canada in relation to the Culberstson Tract Land Claim. INAC had indicated, as Council had desired that they, the Department publish a fact sheet or FAQ so that rumour and conjecture were diffused. Council appeared content with the fact sheet.

A letter dated July 23, 2008 from the Municipality of Tweed was shared by the Clerk in relation to Council's desire to meet with representatives from Tweed Council with respect to on-going maintenance of the Smith Rd. It was agreed that the Clerk would attempt to arrange a meeting with Tweed Deputy Reeve Gord Benson, Councillor Rick Phillips and Roads Supervisors Gordon and Farrell. The date of this proposed meeting is August 11 in the afternoon.

A letter dated July 23, 2008 from the Municipality of Tweed was shared by the Clerk in relation to Council's desire to explore a partnership arrangement with Tweed in regards to the possibility of a new Fire Hall in the north end of the Township. It was agreed that the Clerk attempt to arrange a meeting later in the month with our Fire Committee and representatives from Tweed. It was also suggested that we could appear at the Tweed Fire Committee meeting of August 28<sup>th</sup> as a delegation.

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MOVED BY: Deputy Reeve Fred Lang

SECONDED BY: Councillor Iain Gardiner

That this Council approves of and supports the Fire Department Request to use the Recreation Hall on September 3 at 8pm to host the monthly mutual aid meeting. Be it further moved that this approval is based on the internal non-profit rate as approved in the 2007 Hall Rental Policy.

**CARRIED**

MOVED BY: Councillor Chris Brady

SECONDED BY: Deputy Reeve Fred Lang

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

Tom Roach	Angus cow	\$700.00
Joe Brennan	lamb	\$104.00
Joe Brennan	2 ram lambs – 1 ewe	\$312.00

**CARRIED**

Reeve Margaret Walsh

- Advised Council that she had been contacted by Randy Harris of Waste Management with an invitation for herself or a Councillor to sit on an liaison committee to work with Waste Management in relation to local concerns and local interest
- The Council agreed that we should wait for something in writing which will explain the particulars before Council makes any decision on the matter
- Advised Council of the upcoming barbecue hosted by Member of Parliament Daryl Kramp.
- It is scheduled for Sunday August 10 and felt it prudent that someone from Council attend

Deputy Reeve Fred Lang

- In relation to the care and jurisdiction of privately owned dams in the municipality, the Deputy Reeve had done some inquiries
- Quinte Conservation too is trying to get clarity of this issue
- It appears that there are homeowners along the rivers who are not even aware they own dams
- The Deputy Reeve will keep Council posted as to developments or something firm in terms of jurisdictional responsibility
- Council agreed that it is important that something definitive come of this as we run the risk of losing our rivers
- In relation to the tabling of Quinte Conservation minutes, the Deputy Reeve indicated that they are forwarded regularly to the Clerk and are available at the office
- If Council desires they can be tabled at regular meeting to be received by Council
- The clerk advised that he would start to do this so that the Minutes can be formally received by Council

Councillor Iain Gardiner

- In relation to the ongoing dialogue concerning green signage along the 401, Councillor Gardiner suggested it might be a good idea to develop some sort of protocol with the Ministry of

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Transportation in relation to the accuracy and appropriateness of 401 signage before it is placed on the highway

- The Clerk will follow up on this thought and try to get something definitive on the issue of the misleading green Tyendinaga signage along the highway and at the clover leaves as he is waiting a response from earlier correspondence

Councillor Rick Phillips

- Brought forward a local concern regarding the operation of Vietnam Village Paintball on Harmony Road
- Inquired if a previous Council had authorized a zoning change – none believed so
- There is also no 911 sign at the driveway – this is a safety concern especially given the nature of the business
- Clerk to contact the operators to get some clarity on what is going on and to see that zoning by-laws are being respected
  
- Updated Council on work done by himself and the Recreation Coordinator in relation to our newly developed awards and recognition program
- Still awaiting final details from some departments but the list of previous employees to be honoured is about complete
- A committee has been struck to work with the South Hastings Baseball League on their upcoming 75<sup>th</sup> anniversary celebrations
- The group will be looking at the Township contribution to these festivities particularly, appropriate wording for a new commemorative plaque to be installed later this year or early next year once appropriate text is determined

**OLD BUSINESS**

The Clerk re-introduced the request from Indian and Northern Affairs Canada to stop up close and transfer three unopened road allowances in Shannonville. This is a necessary component of the Turton Penn settlement with Mohawks of the Bay of Quinte arrived at with Canada. This request is contained in the correspondence of April 11, 2008 and May 23, 2007

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Chris Brady

That this Council approves to initiate and stop up, close and convey process for the three road allowances contained within the Turton Penn leasehold area commonly known as George St, River St and Robert St as described in the Indian and Northern Affairs correspondence April 11, 2008. Be it further moved that this conveyance is at the request of Canada and will be at no cost to the municipal taxpayer.

**CARRIED**

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**MEMBERS REPORTS**

MOVED BY: Councillor Iain Gardiner  
SECONDED BY: Deputy Reeve Fred Lang  
That this Council receives the June 2008 BISC Report.

**CARRIED**

**STAFF REPORTS**

Liette Forestell, Recreation Coordinator  
Provided written report – absent due to illness

Highlights

- The report indicated some concerns we are having in regards to water testing at the recreation complex
- The company who is doing the water testing has supplied Council with various options for rectifying the problem
- Council agreed that more research needs done on how small rural municipalities are handling water regulation regime before any further decision are made based on the MacLellan Water Technology Report of July 8, 2008
- Youth Recreation Nights begin this week
- The joint effort day camp initiative between the Library and Recreation is scheduled for the week of August 15
- Unfortunately there were not enough registrants to run the Flag Football League
- Another very successful soccer season has wrapped up
- We are hosting Pewee and Bantam baseball tournaments in the next couple of weeks
- Our annual golf tournament had 64 golfers and made a profit of \$2630.53
- Current priorities are program development, Plowing Match and Shannonville Fair

John Farrell, Road Supervisor  
Provided written report

Highlights

- Roads crew is just back from two weeks shutdown
- The heavy rains the last few weeks have deteriorated some of the gravel roads and they are now being graded and repaired
- Shoulder grading patching and ditching is continuing
- The grass cutter was down for a while but we are now catching up on grass cutting

Dan Callaghan, Fire Chief  
Provided written report – absent due to training commitment

Highlights

- There have been 8 calls responded to since the last report
- Fire Chief is continuing to research the concern expressed about standowns at the 401 and lack of payment for these calls
- It appears northern Ontario municipalities are getting paid for these standowns
- Recruiting training begins this evening with 10 new candidates

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- Over a two month period it is expected that they will be trained – however training for all firefighters is always ongoing

MOVED BY: Councillor Iain Gardiner  
SECONDED BY: Councillor Chris Brady  
THAT this Council accepts the staff reports as presented.  
**CARRIED**

**PASSING OF ACCOUNTS**

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

General Government	80,735.93
Roads Department	40,489.42
Recreation Department	28,159.06
Fire Department	10,591.27
Protective Services	30,097.83

**CARRIED**

**BY-LAWS**

MOVED BY: Councillor Iain Gardiner  
SECONDED BY: Councillor Rick Phillips  
That this Council passes By-law 08-16 Being a By-law to amend By-law 03-16 regarding Concession 4, Part Lot 23, its short title shall be known as the Kennelly By-law.  
**CARRIED**

MOVED BY: Councillor Chris Brady  
SECONDED BY: Deputy Reeve Fred Lang  
That this Council passes By-law 08-17 Being a By-law to amend By-law 03-16 regarding Concession 4, Part Lot 23, its short title shall be known as the Kennelly By-law.  
**CARRIED**

MOVED BY: Councillor Rick Phillips  
SECONDED BY: Councillor Iain Gardiner  
That this Council passes By-law 08-18 Being a bylaw to authorize The Corporation of the Township of Tyendinaga to enter into a Ground Lease – Part “A” and License Agreement Part “B” with the Shannonville Agricultural Society. Those lands described as part of Lot 10, Concession 2, Township of Tyendinaga.  
**CARRIED**

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MOVED BY: Deputy Reeve Fred Lang

SECONDED BY: Councillor Chris Brady

That this Council passes By-law 08-19 Being a By-law to amend By-law 03-16 regarding Concession 6, Part Lot 3, Thrasher Rd, its short title shall be known as the Boldrick/Beaudrie By-law.

**CARRIED**

MOVED BY: Councillor Chris Brady

SECONDED BY: Councillor Iain Gardiner

That this Regular Council Meeting be adjourned 8:40 pm.

**CARRIED**

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Margaret Walsh, Reeve

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Steve Mercer, Clerk-Treasurer