

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2010-03**

Municipal Council Chambers, 859 Melrose Road, Shannonville  
Monday February 1, 2010 at 7:00 pm

Meeting was called to order at 7:00 p.m.

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

ABSENT: none

**Declaration of Pecuniary Interest: none declared**

MOVED BY: Deputy Reeve Fred Lang  
SECONDED BY: Councillor Rick Phillips  
THAT the Agenda of February 1, 2010 be adopted.  
**CARRIED**

MOVED BY: Councillor Iain Gardiner  
SECONDED BY: Councillor Chris Brady  
THAT the minutes of the January 4, 2009 Regular Meeting and confirmation of Committee of Adjustment decision be approved 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	103,544.97
Roads Department	47,656.00
Recreation Department	2,122.70
Protective Services	26,766.00
Fire Department	11,246.02

**CARRIED**

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2010-03**

**STAFF REPORTS**

John Farrell, Roads Supervisor

Provided written report

Highlights

- The snowfall situation has been favourable the past couple of weeks
- Brushing along Shannon and McCullough Rds in preparation for summer construction projects
- The major rainstorm last week caused some road and shoulder damage due to flooding and high water
- Culverts needed flushed and signage put out for road safety
- All repairs are about complete, with only the Weese Rd from the 3<sup>rd</sup> to 4<sup>th</sup> concessions actually closed for any period of time
  
- Also brought to Councils attention a meeting he and the Clerk had with the CN project manager in relation to road disruptions along highway #2 at the CN overpass east of Milltown
- It appears that the area will be single laned for several months this coming summer and fall to support reconstruction activities on the CN overpass to install the third rail line
- CN will assume responsibility for all logistical matters in this regard including the installation of delayed traffic lights and associated requirements
- It also appears as if Highway #2 will be closed altogether for about two weeks
- Detour routes are not yet established but it appears as if Wyman – Lazier-Shannonville will be the detour for through traffic
- Council expressed concern about a 401 closure during this period and that John should work closely with CN so that the Townships needs are protected to the greatest extent possible
- John is to furnish Council with firm details as they become available

Stan Laton, Fire Chief

Provided written report

Highlights

- Two calls for service since last reporting period
- Recruitment for new firefighters has been very successful
- 5 are proceeding to the firefighter recruit course while 5 others have been offered support roles within the department
- This give the Fire Department a pool of future firefighters so that ongoing recruitment becomes less necessary
  
- Brought to Council attention the logistics associated with retiring 801 as our first response pumper with current 803 the rescue pumper purchased in 2007
- Current 803 is going to require storage capacity to carry the air packs
- There will need to be some modifications to the present 803 in order to make it fully functional as the primary response unit
- There may be other options for vehicle purchase i.e., a new rescue unit
- The Fire Department is having ongoing discussions as to the best course of action and will keep Council abreast of developments

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2010-03**

MOVED BY: Councillor Iain Gardiner  
SECONDED BY: Councillor Rick Phillips  
THAT this Council accepts the staff reports as presented.

**CARRIED**

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

Clerk Steve Mercer	4 items
Deputy Reeve Fred Lang	0 items
Reeve Margaret Walsh	0 items
Councillor Rick Phillips	0 Items
Councillor Iain Gardiner	0 items
Councillor Chris Brady	0 items

**CORRESPONDENCE**

MOVED BY: Councillor Iain Gardiner  
SECONDED BY: Councillor Chris Brady  
That this Council receives the correspondence:

- Bay of Quinte – Remedial Action Plan – Summer/Fall 2009
- Zoning Project Update

**CARRIED**

In relation to the zoning project, where all our mapping is being brought up to date, Council wishes to express their thanks to Yvonne Murphy for a job well done and going the extra mile on this project.

**NEW BUSINESS**

MOVED BY: Councillor Iain Gardiner  
SECONDED BY: Deputy Reeve Fred Lang  
THAT this Council after lengthy discussion asks that two questions be placed on the upcoming Municipal Ballot for October 25, 2009. Be it further moved that the first question is to ascertain if the voter supports changing the name of Tyendinaga Township. Be it further moved that a follow-up question is to be posed, asking that if the voter does support a change of name, the option of Municipality of South Hastings be presented as an alternative. Be it further moved that the Clerk is to confer with legal counsel so that wording of these questions is appropriate and legal. Be it further moved that these questions are to be communicated by the Clerk prior to the election with an explanation of Council's rationale. Be it finally moved that the question is to be posed as in a way that is regarded as an opinion poll and is nonbinding on Council.

Reeve Walsh asked for a recorded vote:

Deputy Reeve Fred Lang	yeah
Reeve Margaret Walsh	nay
Councillor Rick Phillips	yeah
Councillor Iain Gardiner	yeah
Councillor Chris Brady	yeah

**CARRIED**

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2010-03**

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Iain Gardiner

THAT Council receives the information from the Clerk regarding demand notices sent to 22 properties at risk of going to Tax Sale. Be it further moved that the Council supports this approach so that our taxes receivable are brought into check. Be it finally moved that the Clerk is to bring the accounts that remain in default to the March 16 Council meeting so that they can be forwarded to initiate the tax sale process

**CARRIED**

Council discussed the proposed Transfer Station for several Hastings County Municipalities. Councillor Rick Phillips is the Council Representative on the Quinte Waste Solutions Board and is asked to convey our position that we are at this time not interested in becoming an equity partner in this initiative but we may in the future wish to be a customer of such a facility.

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Iain Gardiner

That this Council recognizes the Family Day Activities planned for February 15, 2010 are considered a special event for our insurance purposes. Be it further moved that staff is to work closely with our insurer so that risk is mitigated to the greatest extent possible.

**CARRIED**

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Chris Brady

That this Council supports the construction of a 110' tower in Tyendinaga Township to support the Hastings County sponsored Rural Connections Broadband Project. Be it further moved that Council has no objection to the placement of the tower at the property on 3804 Blessington Rd.

**CARRIED**

MOVED BY: Councillor Chris Brady

SECONDED BY: Deputy Reeve Fred Lang

WHEREAS THE Council of the Corporation of Tyendinaga Township is beginning budget discussions for the 2010 Municipal Budget

AND WHEREAS the Ontario Government has cut \$76,300 from our base funding

AND WHEREAS the Clerk has identified budget pressures totaling approximately \$130,000 representing about 6.5% of tax rate

AND WHEREAS the municipality levied \$1,958,160 in 2009 for municipal purpose taxation

AND WHEREAS levy would need increased by approximately 6.5% all else being equal to maintain current service levels

AND WHEREAS the Council feels this increase would be too much a hardship on the taxpayer

AND WHEREAS a three percent levy increase is about the limit Council feel the municipal ratepayer can absorb at this time.

THEREFORE BE IT RESOLVED that Council directs staff to present a budget with a total municipal levy increase of 3%

BE IT FURTHER RESOLVED that Council recognizes that given the Ontario cutback, and other pressures from third party levies that manager budgets will need to remain at current levels with the exception of increases to staff wages, already set in 2007

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2010-03**

BE IT FURTHER RESOLVED that the additional approximately 3.5% be made up by withdrawal from reserves or the possibility of debt financing certain capital purchases to spread the costs over several years

BE IT FINALLY RESOLVED that staff brings back budgets where the 3% increase to staff wages is the only increase to the cost to taxpayer amount of any given budget

**CARRIED**

The Council also scheduled our first budget session where staff present their budgets be on Wednesday March 4 at 4:00 pm and the second session be scheduled with the Clerk at 10:00 am on Friday March 12. It is anticipated that this will allow up to pass the Municipal budget at the open session of Council on Tuesday April 6.

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Iain Gardiner

THAT Council agrees to the request put forward by Peter Walsh in regards to taking ownership of the unused road allowance that traverses his property on Concession 4, Pt Lot 17. Be it further moved that Mr. Walsh is to assume all survey and legal costs in relation to this conveyance.

**CARRIED**

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Iain Gardiner

That this Council, upon review of the preliminary sketch provided by Mr. John Ansty, that the proposed addition meets the criteria as an extension to a residential unit on a property zoned Marginal Agriculture. Be it further moved that Council wishes that these extensions have an upper limit of 700 square feet. Be it finally moved that if taxpayers wish to create additions where related seniors will be dwelling, that sketches first be approved by Council so that Council's well intentioned solutions do not in fact become duplexes or apartments.

**CARRIED**

MOVED BY: Deputy Reeve Fred Lang

SECONDED BY: Councillor Chris Brady

That Council approves a severance by SHORT, ROD & LORRAINE, Severance B3/10 (lot addition) Concession 1N, Part Lot 14 with no conditions applied.

**CARRIED**

MOVED BY: Deputy Reeve Fred Lang

SECONDED BY: Councillor Rick Phillips

That Council approves a severance by CALNAN, PATRICK, Severance B2/10 (request for easement) Concession 6, Part Lot 4 with no conditions applied.

**CARRIED**

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2010-03**

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

Aaron Whalen	Char X Heifer Calf	\$315.00
Aaron Whalen	Char X Heifer Calf	\$400.00
Rob Smith	Limo X Steer	\$400.00

**CARRIED**

**Steve Mercer – Clerk Treasurer**

- Advised Council that he had received a notice of resignation from our Transfer Station attendant
- It was agreed that we would see if the Grounds Maintenance positions search may present a reasonable option for additional hiring as the process was competitive and positions require similar traits
  
- Advised Council that our 2009 canteen provider was not interested in running the canteens for 2010
- The Clerk advised that a tender had been issued but that we are preparing for the possible eventuality of hiring local teens to run the canteen
- Advised Council that he was beginning to work on the tender for the Storage/Utility Building at the recreation complex
  
- The Clerks plans are to issue a design-build tender where minimum specifications will be spelled out and a budget amount of \$38,000.
- This will then give Council an opportunity to review design sketches at a set budget amount
- The Clerk asked if any of Council wished to join staff in setting these specifications that a meeting was tentatively scheduled for this coming Friday, February 5th
  
- Asked Council how involved we wish to be as host community for the upcoming Hastings County Plowing Match
- Councillor Gardner indicated he would be attending the next meeting and get a sense of costs and what we may want to take on

**IN CAMERA**

MOVED BY: Deputy Reeve Fred Lang  
SECONDED BY: Councillor Iain Gardiner  
THAT Council agreed to continue with the Council Meeting in camera as the subject matter deals with legal, contractual and pay matters where confidentiality requires protection.

**CARRIED**

MOVED BY: Councillor Iain Gardiner  
SECONDED BY: Councillor Rick Phillips  
THAT Council has completed the discussion dealing with legal, contractual and pay matters where Council confidentiality requires protection.

**CARRIED**

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2010-03**

MOVED BY: Councillor Chris Brady  
SECONDED BY: Deputy Reeve Fred Lang  
THAT this Council confirms the discussion of the in-camera portion of the open meeting.

**CARRIED**

MOVED BY: Councillor Chris Brady  
SECONDED BY: Councillor Iain Gardiner  
THAT this Council hereby appoints Fire Chief Stan Laton as the Management Representative on matters relating to Occupational Health & Safety, and confirms Bill McFarlane as our ongoing Municipal Occupational Health & Safety Representative.

**CARRIED**

**ADJOURNMENT**

MOVED BY: Deputy Reeve Fred Lang  
SECONDED BY: Councillor Chris Brady  
That this Regular Council Meeting be adjourned 9:47 pm.

**CARRIED**

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Margaret Walsh, Reeve

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Steve Mercer, Clerk - Treasurer