

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2014-05**

Municipal Council Chambers, 859 Melrose Road, Shannonville  
Monday March 3, 2014 at 7:00 pm

PRESENT:           Rick Phillips                                 Reeve  
                  Iain Gardiner                                 Deputy Reeve  
                  Wayne Chadwick                                 Councillor  
                  Margaret Walsh                                 Councillor  
                  Steve Mercer                                 Chief Administrative Officer

ABSENT: Adam Hannafin Councillor – family obligation

Declaration of Pecuniary Interest: None declared

MOVED BY:           Councillor Wayne Chadwick  
SECONDED BY:        Deputy Reeve Iain Gardiner  
THAT the agenda of March 3, 2014 be adopted.

**CARRIED**

MOVED BY:           Councillor Margaret Walsh  
SECONDED BY:        Deputy Reeve Iain Gardiner  
THAT the minutes of the February 18, 2014 Regular Meeting be approved as presented.

**CARRIED**

**DELEGATIONS**

**Pat Finnegan – Detachment Commander – OPP – Napanee**

- Commander Finnegan attended Council to provide a briefing on the protest activity in the Township of Tyendinaga
- Some Members of the Mohawks of the Bay of Quinte are protesting about the Missing and Murdered Aboriginal Women and their desire for the Government to commit to a public inquiry into the matter
- In anticipation of a potential protest, Wyman Rd between Highway 2 and Callaghan was closed in order to restrict access to the 401 and a potential closure
- A 401 closure is the biggest concern, a traffic plan is in place just in case
- On Monday morning the protesters set up on the Shannonville Rd just south of Hinchey/Airport Pkwy
- The protesters are allowing local traffic, school buses and emergency vehicles through the blockaded area on Shannonville Rd from Highway 2 to Airport/Hinchey
- Mr. Finnegan explained that they were striving towards a peaceful solution to the matter and that public and officer safety were priorities
- Mr. Finnegan further explained that when the situation comes to conclusion and charges that are warranted will be laid, they are currently collecting evidence
- A Federal Report into the matter of Missing and Murdered Aboriginal Women is due to be released this coming Friday so it is reasonable to assume the protest will last until then
- Depending on the outcome of the report will certainly have an impact on the mindset of the protesters

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2014-05**

- The OPP have many resources in the area, for any eventuality
- Mr. Finnegan thanked Council for their patience and support in a very complicated matter
- He added that staff is in frequent communication with the OPP regarding the situation and detour routings in case of road closures
- Council offered any assistance to help make the situation end quickly and peacefully

**STAFF REPORTS**

John Farrell, Roads Supervisor

Provided written report

Highlights

- Winter maintenance is in full swing
- The ever changing weather has meant heavy usage of all roads resources and nearly all time has been dedicated to winter work
- Significant time has been spent on downed culverts and issues related to water given the few very warm days accompanied by the heavy rains
- We had some localized flooding but nothing too serious

Mandi Buma – Recreation Coordinator

Provided written report

Highlights

- Spring program registration dates are:
  - Tuesday, March 4, 6pm-8pm
  - Saturday, April 5, 9am-1pm
- Drama Club begins March 6 for 8 weeks
- Invitations to the Farm Appreciation Dinner will be going out shortly and plans are coming together well
  - Event is April 16, 6:30-10:00pm
- With Council's support we have submitted a Trillium application for the walkway around the Recreation Grounds. The proposal was submitted in the amount of \$100,000

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2014-05**

Mike Boyd – Fire Chief

Provided written report

Highlights

- There has been four (4) calls for assistance in the last reporting period
- On Monday March 3<sup>rd</sup> the Chief will be attending a Spring Thaw meeting hosted by the County at the Marmora Fire Station.
- On March 4<sup>th</sup> the Chief will be attending a communications meeting in Stirling.
- A meeting was held with the training department to review the change to the NFPA standards and what it will mean to the department.
- Over this reporting period two meetings were held about dispatching. One was a review of the success of our Automatic Aid system in attendance were Scott Maracle, Terry Gervais, Bruce Greatrix and the Chief. A second meeting was held to discuss the future of our dispatching.

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Councillor Margaret Walsh

THAT this Council receives the staff reports as presented.

**CARRIED**

**PASSING OF ACCOUNTS**

MOVED BY: Deputy Reeve Iain Gardiner

SECONDED BY: Councillor Margaret Walsh

THAT the following accounts be approved as presented:

General Government	\$22,273.19
Roads Department	\$93,113.89
Recreation Department	\$1,288.23
Protective Services	\$0.00
Fire Department	\$6,909.26

**CARRIED**

- There were some questions for staff for clarification purposes on certain expenditures.

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

Clerk Steve Mercer	0 items
Reeve Rick Phillips	3 items
Deputy Reeve Iain Gardiner	1 item
Councillor Wayne Chadwick	0 item
Councillor Margaret Walsh	0 items

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2014-05**

**CORRESPONDANCE**

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Councillor Margaret Walsh

That this Council receives the following correspondence:

- Waterlogs – Bay of Quinte Remedial Action Plan – February 2014
- February 13 – Building Canada Plan/ Canada’s Economic Action Plan
- Municipal Newsletter – March 2014

**CARRIED**

**NEW BUSINESS**

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Councillor Margaret Walsh

THAT this Council receives the letter from Maureen Walton, asking Council, and her neighbours support for a speed limit reduction on the eastern portion of Melrose Rd.

**CARRIED**

MOVED BY: Deputy Reeve Iain Gardiner

SECONDED BY: Councillor Wayne Chadwick

THAT this Council receives the information and background material from the CAO concerning the history of severances and circumstances regarding the Klatt request for road improvements on Whalen Rd, north of the gate.

**CARRIED**

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Deputy Reeve Iain Gardiner

THAT this Council receives, in relation to our Waste Transfer and Recycling Station the following documents and information from the Ministry of Environment regarding our application for an amended Certificate of Approval for our Waste Transfer Station.

- Public Notice
- Environmental Compliance Approval application
- Site Closure Report
- Hydrogeological Assessment

**CARRIED**

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Councillor Margaret Walsh

THAT this Council receives the 2014 Provincial Policy Statement recently released by the Ontario Government.

**CARRIED**

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2014-05**

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Deputy Reeve Iain Gardiner

That Council approves a severance for SHERMAN, Corey (B8/14), Concession 4, Part 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. The applicant has supplied the Municipality with an affidavit stating there is a minimum of three and one-half (3 ½) gallons per minute of potable water available on the severed lot (Well Records and satisfactory Bacteriological Tests).
3. That the current well line be disconnected and removed from the current dwelling
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 on the severed lots to the satisfaction of the Township Road Supervisor.

**CARRIED**

***NEW BUSINESS***

*Deputy Reeve Iain Gardiner*

- *The Deputy Reeve reported as our Member on the Quinte Conservation Board*
- *The Deputy Reeve indicated that yes, there were overtures that the Quinte Conservation and Crow Valley Conservation Authorities were looking at working more closely, even within a legal framework*
- *Discussions have been ongoing yet at this time nothing is firmly in place*
- *The Deputy Reeve advised that he would keep Council apprised of the facts as any discussions unfolds, as there are lots of rumours in circulation and many are not true whatsoever*

*Reeve Rick Phillips*

- *Advised Council that he had spoken with Brian Whalen and the property he owns just to the south of the Recreation grounds is for sale in case Council is interested in purchasing*
- *Brought to Council's attention some of the issues concerning the Ontario Government's proposed Bill 69, The Prompt Payment Act, and asked for Council to consider passing a resolution in opposition*

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2014-05**

MOVED BY: Deputy Reeve Iain Gardiner

SECONDED BY: Councillor Wayne Chadwick

WHEREAS Bill 69, The Prompt Payment Act, presents serious financial concerns for all municipal, public and private sector construction projects;

AND WHEREAS this Bill has received Second Reading and is about to be considered for clause by clause review at the Standing Committee on Regulations and Private Members' Bills;

AND WHEREAS it has received the support of all three parties in the Legislature;

AND WHEREAS The Association of Municipalities of Ontario, the Eastern and Western Ontario Wardens' Caucuses, the Ontario Home Builders Association among others have voiced their opposition to the Bill in its current form;

AND WHEREAS the Township of Tyendinaga equally shares the same concerns of the Bill;

NOW THEREFORE LET BE IT RESOLVED that the Township of Tyendinaga hereby wishes to formally express its strong opposition to Bill 69 as it is currently written as well as its support to AMO, the EOWC and the WOWC for advocacy on this matter;

AND FURTHER THAT the M.P.P. for Prince Edward-Hastings be requested to support the Township's position.

**CARRIED**

- *Also brought to Council's attention some of the issues concerning the Ontario Government's proposed Bill 34, an Act to Amend the Highway Traffic Act and asked for Council to consider passing a resolution in support*

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Councillor Margaret Walsh

WHEREAS Bill 34, is An Act to Amend the Highway Traffic Act, which will give municipalities more tools to collect more than \$1 billion dollars in outstanding Provincial Offences Act fines;

AND WHEREAS Bill 34 was introduced into the Legislature in March 2013 and has only had three hours of the required twelve hours of debate to move forward;

AND WHEREAS all three parties appear to support the Bill;

NOW THEREFORE LET IT BE RESOLVED THAT the Township of Tyendinaga hereby requests Premier Wynne, Mr. Hudak, Leader of the Official Opposition and Ms. Horwath, Leader of the Third Party, to work together to ensure that the Bill is passed and given Royal Assent before the current session of the Legislature ends;

AND FURTHER THAT the M.P.P. of Prince Edward-Hastings be asked to support the interests of property taxpayers in Township of Tyendinaga by supporting passage of this Bill as soon as possible.

**CARRIED**

**MEMBERS REPORTS**

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Councillor Margaret Walsh

That this Council receives the following report:

- Quinte Waste Solutions – January 20, 2014
- BISC – January 2014

**CARRIED**

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2014-05**

**BY-LAWS**

MOVED BY: Deputy Reeve Iain Gardiner

SECONDED BY: Councillor Wayne Chadwick

THAT Council passes By-Law 14-05 to authorize an agreement with the Town of Deseronto and County of Lennox & Addington to reconstruct the Deseronto Rd from Belleville Rd to Old Highway 2 as a partnership where the Townships costs will be attributed 38% of the municipal total

**CARRIED**

**ADJOURNMENT**

MOVED BY: Deputy Reeve Iain Gardiner

That this Regular Council Meeting be adjourned at 8:32 pm

**CARRIED**

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Rick Phillips Reeve

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Steve Mercer, CAO