

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2014-07

Municipal Council Chambers, 859 Melrose Road, Shannonville
Wednesday April 9, 2014 at 7:13 pm

PRESENT:

Rick Phillips	Reeve
Iain Gardiner	Deputy Reeve
Wayne Chadwick	Councillor
Adam Hannafin	Councillor
Steve Mercer	Chief Administrative Officer

ABSENT: Councillor Margaret Walsh - vacation

Declaration of Pecuniary Interest: None declared

MOVED BY: Deputy Reeve Iain Gardiner
SECONDED BY: Councillor Wayne Chadwick
THAT the agenda of April 9, 2014 be adopted.

CARRIED

MOVED BY: Councillor Wayne Chadwick
SECONDED BY: Deputy Reeve Iain Gardiner
THAT the minutes of the March 17, 2014 Regular Meeting be approved as presented.

CARRIED

DELEGATIONS

Mike Bossio - CCTE

- Several of the CCTE Committee members were also in the gallery in support
- Mike, as Chair of the group presented to Council the latest developments of this two prong issue along with Ian Monroe and Fred Whalen
 - The responsible closure, monitoring and mitigations surround the Richmond Landfill
 - The proposed Beachwood Road Environmental Centre (BREC)
- Regarding the work being done in response to the Environmental Rights Tribunal matter (Richmond) Ian indicated that the most recent reports don't add much new information
- A new line of test wells have been drilled south of the current wells to determine the extent of leachate migration
- We should see results towards the end of June
- Other testing appears that the leachate is not migrating westward but that there is possible contamination to the northwest
- In regards to the BREC proposal there has been very little movement
- The work on the first issue may in fact have stalled the second issue until there is more clarity
- The ERT hearings are still underway
- The presence of 1.4 Dioxane is a new concern and what is an acceptable amount to meet drinking water standards – this is still under discussion whereby the CCTE would like to see 3ppm (the USA reg) as the standard

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- From a good news perspective 19 private wells have been tested south of 502 and have come back clean
- There are 6 contaminated wells on Beechwood
- Fred Whalen advised Council of the financial situation of the CCTE
- Money is owed to CELA (Canadian Environmental Law Association) and the group is facing an approximate \$20,000 deficit for this year
- There is a raffle underway with some works donated by Harlan House, world renowned potter
- This could raise \$25,000
- It is estimated that in order to run the full course of the ERT will be about \$20,000
- The group asked for a \$10,000 contribution from Council
- Reeve Rick Phillips indicated that preliminary budget discussions by Council included a \$5,000 contribution but that Council if they desired could change that amount
- The Council thanked the group for their update and their continued efforts to this cause

Gary & Stephanie Klatt – Whalen Rd North

- The Klatt's appeared before Council to get an indication if Council would consider building the Whalen Rd north approximately ½ km so that they could access a residential lot they have owned for some time for building purposes
- They feel that the dialogue of 1974, when this parcel was created puts an onus on Council to complete the road as in 1974 it is described as maintained
- The CAO had shared with Council all available information from the 1974 severance and the consequent 1990 severance that applied generally for the same parcel
- In 1990 the County indicated that no building permits would be considered north of the creek, which was consistent with the 1974 original decision prior to it being changed a month later
- Council indicated to the Klatt's that at this time there were no plans to upgrade or to reconstruct this road, although they were sympathetic to the Klatt's view of the matter
- Council was of the mind that the about face in 1974 was to facilitate the original application but that it did not commit them in 2014 for a reconstruction project
- There was a discussion about private money being used to reconstruct the road northbound if Council would assume it afterward and maintain it
- John indicated to Mr. Klatt that he could share with the specifics of this kind of construction and that it would have to meet MTO standards
- Council agreed, that if the road was constructed with private money, that we would assume it afterwards and maintain it

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STAFF REPORTS

John Farrell, Roads Supervisor

Provided written report

Highlights

- Spring maintenance is in full swing
 - Grading
 - Cold patching
 - Steaming culverts for clearance
- The ever changing weather has meant heavy usage of all roads resources and nearly all time has been dedicated to winter work
- We have had localized water/flooding issues
 - Tracy Rd has been the only flooded road thus far
- Extensive usage of winter sand and salt
- Our roads resources were used as a support for the OPP during the recent protest on the CN tracks at Milltown

Mandi Buma – Recreation Coordinator

Provided written report

Highlights

- Our second registration was Saturday, April 5, and was a huge success
- Thus far our numbers are:
 - 183 soccer
 - 105 baseball
 - 9 beach volleyball teams
 - 12 three pitch teams
- We are also receiving registrations in the office
- Farmers Appreciation Dinner is Wednesday April 16, 6:30-10:00pm
 - 126 people presently confirmed
- Trash Bash – Saturday, April 26, 8am-2pm
- Mandi also gave Council an overview of her attendance at the annual Ontario Sport and Recreation Conference held in Niagara Falls

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Mike Boyd – Fire Chief

Provided written report

Highlights

- There have been three (3) calls for assistance in the last reporting period.
- The department purchased a new 4 gas detector system with bumping station.
- With changes to building and fire codes coming into effect, making CO detectors mandatory, our current detector was outdated and could not be brought up to current standards.
- We were looking at options to try to bring down the costs associated with buying a new 4 gas detector and bumping station as they are expensive.
- Options including buying the detector and using Belleville Fire or Stirling Fire’s equipment to bump test the detector.
- In December of last year we received a donation from the Whalen family. This donation covered the cost of a new detector and bumping station.
- In Ontario so far this year there have been 5 deaths directly related to Carbon Monoxide poisoning. This equipment will be used to make sure we keep our community safe and can be used in fire ground operations to ensure our firefighters are not exposed to unnecessarily high levels of CO.
- The Whalen Family will be written a letter of thanks indicating what the money was used for

MOVED BY: Councillor Wayne Chadwick
SECONDED BY: Deputy Reeve Iain Gardiner
THAT this Council receives the staff reports as presented.
CARRIED

PASSING OF ACCOUNTS

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

General Government	\$12,536.39
Roads Department	\$22,047.38
Recreation Department	\$2,544.62
Protective Services	\$0
Fire Department	\$2,888.44

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	2 items
Deputy Reeve Iain Gardiner	2 items
Councillor Wayne Chadwick	0 items
Councillor Adam Hannafin	0 items

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CORRESPONDANCE

MOVED BY: Deputy Reeve Iain Gardiner

SECONDED BY: Councillor Wayne Chadwick

That this Council receives the following correspondence:

- Trustee Positions
 - Hastings and Prince Edward District School Board
 - Algonquin & Lakeshore Catholic District School Board
- OFM- 2013 Standard Incident Report Verification
- Canada Post – March 24 – Potential Closure on Saturdays and Realignment of Hours
- Hastings & Prince Edward School Board – 2013/2014 Directors Annual Report
- Ontario Human Rights Commission – New Guide on Human rights and rental housing licensing
- Bay of Quinte Remedial Action Plan – March 2014 - Waterlogs

CARRIED

NEW BUSINESS

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Councillor Adam Hannafin

WHEREAS Wollaston Township is a Rural area with thousands of acres of undeveloped lands;
AND WHEREAS the best potential for growth for the Rural properties in Wollaston Township is tourism and recreational use;

AND WHEREAS the Township cannot afford to extend the existing network of municipally maintained roads to grant road frontage to these lands;

AND WHEREAS the Ministry of Municipal Affairs and Housing has indicated that they may not support policies that will permit new development to occur on the extensions of private roads, on new private roads or unopened road allowances;

THEREFORE BE IT RESOLVED THAT Wollaston Township requests that the MMAH reconsider their policy direction regarding development on private roads and un-open road allowances;

AND FURTHERMORE THAT policies be developed to allow municipalities more autonomy to regulate their own development in ways that are appropriate for their specific area;

AND FURTHERMORE THAT this resolution be circulated to the Premier of Ontario, The Minister of Municipal Affairs and Housing, the Association of Municipalities of Ontario (AMO) and to other Rural Ontario Municipalities.

CARRIED

MOVED BY: Deputy Reeve Iain Gardiner

SECONDED BY: Councillor Adam Hannafin

WHEREAS, the Ontario Provincial Police are proposing a new billing model for charging municipalities for policing services, starting in 2015;

AND WHEREAS, the current billing model is a deployment model, in which cost recovery is based on percentage of detachment workload, actual detachment staffing levels, wages and benefits, and a cost recovery component for other expenditures, which model has been in place for over 15 years;

AND WHEREAS, the new methodology would charge each municipality a flat \$260 per household fee for the base costs related to providing police services, plus a variable charge for each call for service in that municipality. The rationale for this is that there is a base fixed cost for providing police services that must be borne by all participating municipalities, regardless of the number of calls for service that the OPP responds to in each municipality. The OPP have advised that 73% of their costs are fixed (i.e. base costs) and 27% are variable;

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AND WHEREAS, the actual specifics of the cost for the calls for service have not been released or calculated, the OPP has estimated that the average cost per household in Ontario for policing services including both the base cost and the calls for service, would be approximately \$369;

AND WHEREAS, this model would see the OPP costs for Carlow/Mayo Township from \$97,654.00 (per 2012 FIR) to \$244,647.00, an increase of \$146,993.00 or 150.5%;

AND WHEREAS, this model is fundamentally flawed, unfair and inequitable and further that the Province of Ontario and Premier Wynne be advised that one billing model does not fit all municipalities.

AND WHEREAS, the Township of Carlow/Mayo is populated with 80% seniors with fixed incomes and 50% crown land therefore calls for O.P.P. service are at a minimum.

THEREFORE BE IT RESOLVED THAT the Province of Ontario and Premier Wynne cannot allow this type of unfair treatment towards rural Ontario and all municipalities with large senior populations and that this funding model be scrapped immediately and replaced with a proposal that deals directly with lowering the high cost of policing in Ontario.

AND FURTHER THAT this resolution be forwarded to The Honourable Kathleen Wynne, Premier of Ontario, The Honourable Madeleine Meilleur, Minister of Community Safety & Correctional Services, The Honourable John Gerretsen, Attorney General of Ontario, Todd Smith, MPP, Prince Edward-Hastings, County of Hastings, Federation of Northern Ontario Municipalities (FONOM), Association of Municipalities of Ontario (AMO) and all rural Ontario municipalities with a permanent population of 10,000 or less, Canadian Association of Retired Persons (CARP).”

CARRIED

MOVED BY: Councillor Adam Hannafin

SECONDED BY: Deputy Reeve Iain Gardiner

WHEREAS small town/rural Ontario communities face many risks and challenges that are far different than our large city counterparts.

AND WHEREAS one of the challenges sees small town and rural communities facing closures of both elementary and high schools in their communities;

AND WHEREAS these potential closures are subject to an administrative School Board process called an Accommodation Review;

AND WHEREAS there is lack of public trust in the Accommodation Review process due to their reputation of having pre-determined outcomes;

AND WHEREAS the Town of Penetanguishene has undergone 3 Accommodation Reviews in an 8 year period with two of the reviews occurring in the past 5 years;

AND WHEREAS it has come to the attention of the Town of Penetanguishene that the elected School Board Trustees have not met with the Minister of Education nor the Minister of Rural Affairs Minister to discuss small town and rural Ontario per student funding needs;

AND WHEREAS small town and rural Ontario schools are being closed in favour of opening new schools in the larger city centres;

AND WHEREAS the levels of Education service and costs associated with said services are funded by the Province of Ontario;

AND WHEREAS the Ontario Government has not directly consulted nor communicated with small town rural Ontario municipalities being serviced by the School Boards in regards to school closures;

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AND WHEREAS the Ontario Government has not directly consulted nor communicated with small town rural Ontario municipalities in regards to the financial implications of school closures on Small Town and rural Ontario Communities;

AND WHEREAS the Ontario Government has allowed replicated efforts in terms of not having directly consulted nor communicated with small town rural Ontario municipalities in regards to the financial implications of school closures on Small Town and rural Ontario Communities;

AND WHEREAS all municipalities strive to be complete communities and education represents an integral component of being a complete community;

AND WHEREAS Education is one of the largest assets that a municipality can provide to its residents in terms of offering quality of life and quality of community;

AND WHEREAS the continued pressure of Accommodation Reviews is having an adverse effect on municipalities in the delivery and attraction of other essential services, businesses and development within their respective communities;

NOW THEREFORE BE IT RESOLVED THAT the Town of Penetanguishene requests the support of this resolution from all small town and rural Ontario municipalities that face the possibility of school closures within their municipalities;

AND THAT the Association of Municipalities of Ontario (AMO) and Ontario Small Urban Municipalities Association (OSUM) be requested represent all supporting municipalities to clearly and directly communicate to the Provincial Government on the necessity of new per student funding models for small town and rural Ontario municipalities and to deal directly with the Ministry of Education and Ministry of Rural Affairs on this issue;

AND FURTHER THAT this joint effort between AMO and OSUM request meetings with the Minister of Education and Minister of Rural Affairs to review how the current funding model dramatically impacts small communities, from the loss of cultural identity for our Children, the negative economic impact of job losses, diminished ability to attract new businesses and residents;

AND FURTHER THAT this joint effort request a moratorium on all school closures until such time that the administrative process on accommodation reviews is completed by the Provincial Government;

AND FURTHER THAT said municipalities are encouraged to forward letters in support of this resolution to the Premier, Minister of Education, Minister of Rural Affairs, the Association of Municipalities of Ontario, the Federation Northern Ontario Municipalities, the association of Ontario Small Urban Municipalities and local Members of Provincial Parliament;

AND FINALLY THAT this resolution be forwarded to the appropriate government agencies and communities as outlined within.

CARRIED

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Councillor Adam Hannafin

THAT this Council supports the letter dated March 10, 2014 authored by the Centre & South Hastings Waste Services Board (QWS) in regards to producer responsibility in matters related to waste diversion.

CARRIED

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MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Councillor Adam Hannafin

WHEREAS Seniors' Month is an annual nation-wide celebration;

WHEREAS seniors have contributed and continue to contribute immensely to the life and vibrancy of this community;

WHEREAS seniors continue to serve as leaders, mentors, volunteers and important and active members of this community;

WHEREAS their contributions past and present warrant appreciation and recognition and their stories deserve to be told;

WHEREAS the health and well-being of seniors is in the interest of all and further adds to the health and well-being of the community;

WHEREAS the knowledge and experience seniors pass on to us continues to benefit all;

THEREFORE BE IT RESOLVED that the Township of Tyendinaga hereby proclaims June 1-30, 2014 Seniors' Month in the Township of Tyendinaga and encourage all citizens to recognize and celebrate the accomplishments of our seniors.

CARRIED

MOVED BY: Deputy Reeve Iain Gardiner

SECONDED BY: Councillor Wayne Chadwick

THAT this Council receives the information concerning the CAO's attendance at the Perth training session concerning the newly announced Provincial Policy Statement and in particular the role of aggregate resource development.

CARRIED

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Councillor Adam Hannafin

THAT this Council receives the report Exploring Shared Services in Hastings County – Workshop Summary Report, dated February 14, 2014 by Michael Rowland - changefocus.

CARRIED

MOVED BY: Councillor Adam Hannafin

SECONDED BY: Deputy Reeve Iain Gardiner

THAT this Council receives the information and invoice from the Mohawks of the Bay of Quinte in regards to the fibre optic installation project in the Shannonville area.

CARRIED

MOVED BY: Councillor Adam Hannafin

SECONDED BY: Deputy Reeve Iain Gardiner

THAT this Council receives and files the information from the Hastings and Prince Edward Health Unit in regards to the annual larvaciding request to combat west Nile

CARRIED

MOVED BY: Councillor Adam Hannafin

SECONDED BY: Councillor Wayne Chadwick

THAT this Council upon review of the Education and County levies asks the CAO to present a budget for passage with the total levy for municipal purposes not to exceed \$2,239,147, representing a gross 3.8% increase in levy from 2013

CARRIED

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Deputy Reeve Iain Gardiner

- *Reported on his attendance at a meeting held with Trans Canada Pipelines who are doing work in the area and have plans for a third line expansion*
- *They use thicker piping in areas of infrastructure like rail and road crossings*
- *The Deputy Reeve indicated that he would like to see this thicker gauge piping more heavily used so to minimize issues of spillage and that we should be able to identify potential growth areas so that all precautions can be taken to protect the environment*
- *Trans Canada promised they would take local concerns into consideration and will keep Council apprised of their work and plans in the area*

- *Also reported as our Member on the Library Board that the Thousand Island Playhouse would be doing a production on Saturday May 12 at 12:00 noon at the Recreation Hall*
- *The Deputy Reeve asked if we could help get then word out through our avenues*

Reeve Rick Phillips

- *Reported that he was in attendance on Sunday April 6 at Loyalist College for the annual Quinte Regional Science and Technology Fair*
- *The Reeve expressed how impressed he was at the level of area talent, but wanted to single out Maeve Gardiner who won first place Grade 4 for her project called Feather Frenzy*
- *The Reeve will be writing this young scientist a letter of congratulations*

- *Also brought to Council's attention the Hastings County Emergency Response Agreement*
- *We entered into this agreement in 2009 whereby there is a dual response to medical emergencies in the Township by both our Fire Department and Hastings County EMS*
- *This has a result of greater and faster coverage for these calls and can only serve to save lives*
- *As the agreement is 5 years old the Reeve asks the CAO to bring it forward at the next Council Meeting so that Council can endorse its continuance and our support of the initiative*

MEMBERS REPORTS

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Deputy Reeve Iain Gardiner

That this Council receives the following report:

- Quinte Waste Solutions – Minutes- February 2014

CARRIED

BY-LAWS

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Deputy Reeve Iain Gardiner

THAT Council passes By-Law 14-06 to rezone a parcel of land in Con 1 Part Lot 14, 15 as conditions of Severance B68/13 whose short title be the Percy by-law.

CARRIED

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ADJOURNMENT

MOVED BY: Councillor Adam Hannafin

SECONDED BY: Deputy Reeve Iain Gardiner

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

CARRIED

Rick Phillips, Reeve

Steve Mercer, CAO