

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2013-12
Municipal Council Chambers, 859 Melrose Road, Shannonville
Monday June 24, 2013 at 7:00 pm

PRESENT: Rick Phillips Reeve
 Wayne Chadwick Councillor
 Adam Hannafin Councillor
 Margaret Walsh Councillor
 Steve Mercer Chief Administrative Officer

ABSENT: Iain Gardiner -Deputy Reeve - illness

Declaration of Pecuniary Interest: None Declared

MOVED BY: Councillor Adam Hannafin
SECONDED BY: Councillor Wayne Chadwick
THAT the agenda of June 24, 2013 be adopted.

CARRIED

MOVED BY: Councillor Margaret Walsh
SECONDED BY: Councillor Wayne Chadwick
THAT the minutes of the June 3, 2013 regular Meeting and Public Meeting be approved as presented.

CARRIED

STAFF REPORTS

John Farrell, Roads Supervisor - absent
Provided written report

Highlights

- New coloured fuel tank is installed, filled and in use for vehicles where coloured gas is legal
- The resurfacing work on the 3rd Concession is complete
- Signs have been moved and brush cutting at the intersection of Belleville Rd and Deseronto Rd to improve sightlines
- The next four weeks will see the reconstruction of the north portion of Marysville Rd
- Grass cutting in full swing
- Portions of Harmony and Enright have also been surface treated
- Cold patching and shoulder grading throughout
- The problematic tree on Queen St. in Shannonville is now removed

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Mike Boyd – Fire Chief

Provided written report

Highlights

- There have been four (4) calls for assistance in the last reporting period
- Junior Firefighter graduation was held June 8, well attended and the Chief thanked Council for their attendance
- An Officers Meeting was held June 13 with another scheduled for July 2
- The Chief met with Napanee and Mohawk Fire Chiefs to discuss dispatching and automatic aid – more will be forthcoming in the near future
- The cost to fill air cylinders is increasing 33% and the Chief will be shopping for a better price
- We will shortly be commencing fire inspections for commercial buildings
- CEMC training is now complete

Mandi Buma – Recreation Coordinator

Provided written report

Highlights

- Summer programs are running well but several rainouts have been problematic
- The annual Walsh Fun run in support of colon cancer was a success with over \$5,000 raised
- Mandi thanked Council for their participation at the Council sponsored pancake breakfast following the fun run
- Canada Day plans are complete and an exciting Canada Day is planned for July 1 starting at 3pm with the flag raising

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: Councillor Wayne Chadwick

SECONDED BY: Councillor Margaret Walsh

THAT the following accounts be approved as presented:

General Government	\$4,386.11
Roads Department	\$203,226.16
Recreation Department	\$126,434.00
Protective Services	\$26,886.29
Fire Department	\$7,630.40

CARRIED

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

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

Clerk Steve Mercer	1 item
Reeve Rick Phillips	1 item
Councillor Margaret Walsh	0 items
Councillor Adam Hannafin	0 items
Councillor Wayne Chadwick	0 items

CORRESPONDENCE

MOVED BY: Councillor Adam Hannafin
SECONDED BY: Councillor Wayne Chadwick

That this Council receives the following correspondence:

- Invitation – GD Jewell 15th Anniversary – Wednesday June 26 11:30am-3:00pm
- Ontario Trillium Foundation – June 6 – Funding Decision
- Quinte Conservation – 2013 Watershed Report Card
- Quinte Conservation 2012 Annual Report
- Enbridge Pipelines May 15, 2013 – Stream Bed and Slope Inspections
- Thank You Note – Tanya Stapley-Wilson
- Thank You Note – Pascoe Family

CARRIED

NEW BUSINESS

In regards to the request for reduction of the speed limit on Melrose Rd, Officer Jaco attended Council to speak to the issue

- During the past month, the OPP have conducted 4 separate sessions of data capturing on Melrose Road to determine the presence and extent of excess speeds. These sessions were done in various locations along Melrose Road, including the current 60km/h zone, and included both static and mobile observations.
- The results were that of the nearly 100 vehicles recorded; approximately 28% were recorded as being over the speed limit. Of those, the majority were exceeding the speed limit by less than 10km/h. There were a total of 5 drivers stopped for speeds and issued offence notices, with the highest speed recorded at 111km/h in the 80km/h area.
- On the 20th of June 2013, the OPP also began recording where the drivers that were speeding were travelling to and where they resided. Of the 6 vehicles stopped for speeding during that session, 5 resided in Tyendinaga Township, with 3 residing nearby on Melrose Road.
- The OPP also spoke with several residents of Melrose Road, both at the roadside and on the telephone. The predominant issue appeared to be a lack of vehicles slowing down for pedestrians or other road users, as well as concern with how much the area has built up recently, increasing the presence of children and elderly in the area.
- Also mentioned was the perception that drivers in an 80km/h zone will travel closer to 100km/h, so with a reduced speed limit of 60km/h, traffic might slow down to 80km/h. The data recorded thus far suggests that the majority of vehicles are travelling much closer to the speed limit than this perception, with sporadic vehicles driving in excess.

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- The OPP are going to continue to monitor speeds in the area to provide a larger sample of data; however at this time there does not appear to be a disproportionately high speeding issue in this area when compared to other township or municipal roadways.

The CAO shared the results of the survey whereby the area residents were asked to comment based on the by-law

- 39 survey letters were sent out
- 21 responded in favour of reduction
- 1 responded against reduction
- 17 were not returned
- the survey indicated as per bylaw that a non-return is a no vote – as per by-law
- Therefore
 - 21 in favour of reduction
 - 18 against reduction
 - =72% in favour of reduction
 - The trigger number in the by-law is 80% favorable to move forward

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Councillor Margaret Walsh

THAT this Council receives the memo and information from the CAO and OPP regarding the review of speed on Melrose Rd between McFarlane and Weese Rds. and at this time takes no action regarding changing the speed limit in this area.

CARRIED

MOVED BY: Councillor Adam Hannafin

SECONDED BY: Councillor Margaret Walsh

THAT this Council receives the letter from Ms. Fern McKenzie in relation to her concern over the state of repair of the Purchase Cemetery. Be it further moved that the Council is satisfied with the inspections carried out by the Ministry of Consumer Affairs in 2012 and takes no further action of the Purchase Cemetery.

CARRIED

MOVED BY: Councillor Adam Hannafin

SECONDED BY: Councillor Wayne Chadwick

THAT this Council supports the proposed changes to Open Air Burning Notification where by residents will be asked to call Napanee Dispatch versus the local Fire line as we can only handle a limited number of messages. Be it further moved that the Council would prefer to initiate in January 2014 and a system designed so residents make only one call to indicate they are burning but not a second call to indicate the burn is completed.

CARRIED

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MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Councillor Adam Hannafin

THAT this Council receives the memo from the Fire Chief regarding the research into the potential for a new satellite Fire Station at the north end of the Township that could be potentially shared between several municipalities who are in close proximity to Roslin.

CARRIED

MOVED BY: Councillor Adam Hannafin

SECONDED BY: Councillor Margaret Walsh

That Council approves a severance for CALLAHAN, MARY (B44/13), Concession 4, Part Lot 13 with the following conditions applied:

1. That the severed land be rezoned to Special Rural Residential to recognize the reduced lot frontage.
2. Payment in Lieu of Parkland fee of \$750.00 per new lot created (made payable to the Township of Tyendinaga)
3. That a lot grading and drainage plan be prepared by a qualified professional
4. 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).
5. 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 lot to the satisfaction of the Township Road Supervisor.

CARRIED

MOVED BY: Councillor Margaret Walsh

SECONDED BY: Councillor Wayne Chadwick

That Council approves a severance for CASSIBO, Louis & Rhoda (B45/13), Concession 3, Part Lot 33 with the following conditions applied:

6. That the severed land be rezoned to Rural Residential.
7. Payment in Lieu of Parkland fee of \$750.00 per new lot created (made payable to the Township of Tyendinaga)
8. 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).
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 on the severed lot to the satisfaction of the Township Road Supervisor.

CARRIED

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NEW BUSINESS

Reeve Rick Phillips

- *Advised Council of the upcoming Ontario East Municipal Conference (OEMC) to be held in Kingston September 11-13*
- *The Reeve explained that this is a good conference that covers many local rural issues and encouraged any interested Council Members to attend*
- *The CAO added that he would send out to all of Council the preliminary program details and registration information so that any interested Councillors could register through the office*

CAO Steve Mercer

- *Tabled a letter to Council dated June 24, 2013 and a Press Release dated June 24 entitled “Tyendinaga Mohawk Council Welcomes Federal Court Decision on Culbertson Tract Claim Negotiations” penned by the Mohawks of the Bay of Quinte*
- *The CAO explained that the court felt the Minister had made misleading comments in public concerning the role of land transfers as a potential mechanism to settle the Claim*
- *The CAO further explained that the willing buyer/willing seller provision is still part of the framework*

MOVED BY: Councillor Margaret Walsh

SECONDED BY: Councillor Wayne Chadwick

THAT this Council receives the letter to Council dated June 24, 2013 and a Press Release dated June 24 entitled “Tyendinaga Mohawk Council Welcomes Federal Court Decision on Culbertson Tract Claim Negotiations” penned by the Mohawks of the Bay of Quinte.

CARRIED

CORRESPONDANCE

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Councillor Adam Hannafin

That this Council receives the following correspondence:

- BISC – May 2013
- Quinte Waste Solutions – Board Meeting – May 13, 2013

BY-LAWS

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Councillor Margaret Walsh

THAT Council, as the Committee of Adjustment, approves the Minor Variance from Delong concerning relief of setback Plan 41, Lot 13, Rock St in the Hamlet of Lonsdale with no conditions applied

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CARRIED

MOVED BY: Councillor Adam Hannafin
SECONDED BY: Councillor Wayne Chadwick
THAT Council passes By-Law 12-28 to rezone two parcels of land in Con 3 Part Lot 10 as conditions of severances B52/12 & B53/12 and whose short title be the Vos by-law.

CARRIED

ADJOURNMENT

MOVED BY: Councillor Adam Hannafin
SECONDED BY: Councillor Margaret Walsh
That this Regular Council Meeting be adjourned at 8:20pm.

CARRIED

Rick Phillips Reeve

Steve Mercer, CAO