

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2012-15

Municipal Council Chambers, 859 Melrose Road, Shannonville
Monday July 16, 2012 at 7:00 pm

Meeting was called to order at 7:09 p.m.

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

ABSENT: None

Declaration of Pecuniary Interest: None Declared

MOVED BY: Councillor Wayne Chadwick
SECONDED BY: Councillor Margaret Walsh
THAT the Agenda of July 16, 2012 be adopted.

CARRIED

MOVED BY: Deputy Reeve Iain Gardiner
SECONDED BY: Councillor Wayne Chadwick
THAT the minutes of the June 18, 2012 Regular Meeting, the June 18 Public Meeting, the June 19 Special Meeting and the June 21 Special Meeting be approved as presented.

CARRIED

DELEGATIONS

Terry Phillips – Municipal Resolution Solar Project

- Terry Phillips approached Council to solicit municipal support for a solar project being considered on his property
- This is a rooftop mount designed to generate 50kw
- As per Ontario Power Authority and FIT guidelines points are awarded for certain components of applications
- If the Council were to pass a support resolution Mr. Phillips will receive more “points” in favour of his application

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MOVED BY: Councillor Adam Hannafin

SECONDED BY: Councillor Wayne Chadwick

WHEREAS Hay Solar Holdings ULC (the "Applicant") proposes to construct and operate a rooftop solar installation on a farm building to be constructed upon receipt of a FIT Contract from the Ontario Power Authority (the "Project") on the real property owned by Margaret Helen Phillips, located at 0 Weese Road, Shannonville, Ontario K0K 3A0, with a legal description of TYENDINAGA CON 4 PT LOT 16 IRREG (the "Property") in under the Province's FIT Program.

AND WHEREAS the Applicant has requested that Council of the Township of Tyendinaga, Ontario indicated by resolution Council's support for the construction and operation of the Project on the Property.

AND WHEREAS, pursuant to the rules governing the FIT Program (the "FIT Rules"), Applications whose Projects receive the formal support of Municipalities will be awarded priority points, which may result in the Applicant being offered a FIT Contract prior to other persons applying for FIT Contracts; NOW THEREFORE BE IT RESOLVED THAT: Council of the Township of Tyendinaga, Ontario supports the construction and operation of the Project on the Property.

This resolution's sole purpose is to enable the Applicant to receive priority points under the FIT Program and may not be used for the purpose of any other form of municipal approval in relation to the Application or Project or any other purpose.

CARRIED

STAFF REPORTS

John Farrell, Roads Supervisor

Provided written report

Highlights

- John provided an overview of the reclaimed asphalt we are receiving from the 401
- Slash Rd and Craig Rd are completed and so is the Roads Garage parking lot
- We have nearly finished McFarlane Rd
- The more we receive the more we will do but it appears that we may not be getting much more
- Resurfacing has taken place on Scuttlehole, Hinchey, Queen/Young and Airport Pkwy
- Cross pipes have been installed on McFarlane and Melrose to assist with drainage
- John explained that it will be hit and miss if we get more reclaimed asphalt
- We presently have night time lighting rented and that is required if we are to receive material
- If we send the lights back, then it may be tougher to get material as we would not be prepared adequately
- Council agreed that we keep the lights for the time being so that if we are offered more there are no barriers to receiving it
- Councillor Adam Hannafin passed along a concern regarding wild parsnip at the Kingsford Park
- As this is a park owned and operated by Quinte Conservation, that our representative Deputy Reeve Iain Gardiner will look into what can be done

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Stan Laton, Fire Chief
Provided written report

Highlights

- There have been 9 calls for assistance since the last reporting period
- The Tyendinaga Fire Department celebrates its 20th anniversary this year, September 15, from 1pm-4pm will be an open house
- A Fire Ban was started today as conditions are very dry
- It will be lifted once we get significant rain

Mandi Buma, Recreation Coordinator
Provided written report

Highlights

- Minor soccer concludes next week July 24/25, all of Council is invited to help hand out year-end treats and medals
- We are hosting a house league midget baseball tournament on August 10/11
- Beach volleyball and 3-pitch are in mid-season
- In regards to the shading project, the dugouts are now complete, most of the trees have been purchased and planted and Chisholm's will be on site shortly to build the pavilion
- Our numbers were slightly down for Canada Day, but the day was a success
- A debriefing was held July 9th with all parties to discuss what went well and what can be improved upon
- The appreciation get together for Librarian Frances Smith was held Saturday July 14 and was a success
- Annual golf tournament will be held September 22 at Briar Fox
- Staff Christmas and Awards and Recognition evening will be held November 16

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	\$490,138.16
Roads Department	\$118,397.71
Recreation Department	\$24,910.30
Protective Services	\$63,620.26
Fire Department	\$30,433.79

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	0 items
Councillor Margaret Walsh	1 item
Councillor Adam Hannafin	1 item
Councillor Wayne Chadwick	0 items
Deputy Reeve Iain Gardiner	1 item
Reeve Rick Phillips	1 item

CORRESPONDENCE

MOVED BY: Deputy Reeve Iain Gardiner

SECONDED BY: Councillor Margaret Walsh

That this Council receives the following correspondence:

- Public Information Centre – Deseronto Wastewater Treatment Centre – July 25, 2012
- Mosey & Mosey – 9 Month Claims Experience & Renewal Projection
- Invitation TRENVAL 25th Anniversary Celebration – September 13, 2012

CARRIED

It was agreed that Councillor Wayne Chadwick would attend the Trenval function on September 13, 2012.

NEW BUSINESS

MOVED BY: Councillor Adam Hannafin

SECONDED BY: Councillor Wayne Chadwick

That this Council designates Deputy Reeve Iain Gardiner as our delegate at the upcoming Ontario East Municipal Conference to be held in Kingston September 12-14, 2012

CARRIED

MOVED BY: Deputy Reeve Iain Gardiner

SECONDED BY: Councillor Wayne Chadwick

That this Council asks the Clerk to appeal the value of \$1,920 attributed to a livestock loss claim in the matter of Maines (Tweed) and Smith (Tyendinaga). Be it further moved as this claim is associated with a dog kill that the Clerk take all actions required to recover any monies spent by the municipality to cover the claim.

CARRIED

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MOVED BY: Deputy Reeve Iain Gardiner

SECONDED BY: Councillor Margaret Walsh

WHEREAS in July, 2012 the Federal Government announced an investment of \$150 million dollars to rehabilitate and improve existing community infrastructure across the country.

AND WHEREAS, \$50 million dollars will be delivered by the Federal Economic Development Agency for projects in Ontario

AND WHEREAS the name of the program is the Community Infrastructure Improvement Fund (CIIF)

NOW THEREFORE BE IT RESOLVED: The Council of the Municipality hereby confirms that CIIF funding will be applied for approximately 13 km of resurfacing (surface treatment) of the Third Concession in Tyendinaga Township (Casey & Melrose Rd) and shall be used exclusively for financing this project eligible under the Community Infrastructure Improvement Fund.

BE IT FURTHER RESOLVED that the project estimate is approximately \$280,000, to be confirmed by our Municipal Engineer.

BE IT FINALLY RESOLVED that in keeping with program guidelines the Council is requesting a contribution of 33.3% versus 50% of costs as per the final submission.

CARRIED

MOVED BY: Deputy Reeve Iain Gardiner

SECONDED BY: Councillor Wayne Chadwick

Whereas the Township of Tyendinaga is concerned over the potential for significant municipal cost for the implementation of the source protection plans and longer term ongoing costs to maintain the plans; And Whereas that any additional costs are viewed as an unwanted download of provincial responsibility and provincial cost;

Now Therefore Be It Resolved that the CAO of the Municipality be directed to forward this resolution as municipal comment to the Source Water Protection Committee to express the above concerns, encourage the province to commit to full funding for the implementation of Source Protection Plans and to announce such funding prior to plan submissions due August of 2012.

CARRIED

MOVED BY: Councillor Adam Hannafin

SECONDED BY: Councillor Margaret Walsh

THAT this Council declines the offer from Andrew Clifford Miracle to purchase the unopened road allowance running north from McAlpine Rd

CARRIED

MOVED BY: Councillor Adam Hannafin

SECONDED BY: Deputy Reeve Iain Gardiner

That Council approves a severance by HAIRE & VANAGS (B39/12), Concession 6, Part Lot 18 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. That the severed lot be rezoned to Rural Residential
3. 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)
4. That the "old barn" indicated on the sketch is to be removed

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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

NEW BUSINESS

Deputy Reeve Iain Gardiner

- *Wished to express his congratulations to Reeve Rick Phillips in assuming the role of Warden for Hastings County*
- *The rest of Council echoed these congratulations*

Councillor Margaret Walsh

- *Reported as our Member on the Tyendinaga Township Library Board*
- *There appears to be some issues concerning the installation of a fence at the south side of the library*
- *It appears the Friends of the Library want to have a fence installed and have secured free materials and labour*
- *The Library Board and Staff are not in agreement as to installation and being a Township asset Councillor Walsh wanted to bring this forward to Council*
- *Council indicated that this is a matter between the Board and the Friends and the matter should go back to the Board for further discussion*

Councillor Adam Hannafin

- *Wished to thank Council for their patience over the past several weeks when he had to attend to a sick family member and then the passing of his father*
- *Council was glad that things were back on track and that we always want to have a family comes first view of things*

Reeve Rick Phillips

- *Brought Councils attention to a concern brought to his attention regarding the Tyendinaga Public School having to pay for field usage*
- *The Reeve indicated that he suggested that if we were able to use the gymnasium in the evenings that Council may look at things differently*
- *The Source Water Protection initiative was discussed and who pays for implementation*
- *The Reeve was clear that this should not come from additional levy and that the costs should be borne by the Province*

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MEMBERS REPORTS

MOVED BY: Deputy Reeve Iain Gardiner

SECONDED BY: Councillor Margaret Walsh

That this Council receives the following reports:

- BISC Report – June 2012

BY-LAWS

MOVED BY: Deputy Reeve Iain Gardiner

SECONDED BY: Councillor Margaret Walsh

THAT this Council passes By-law 2012-17, being a By-law to rezone a portion of property in Government Plan lots 36-39 Shannonville, its short title being the Bolender by-law.

CARRIED

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Councillor Adam Hannafin

THAT this Council passes By-law 2012-18, being a By-law to rezone a portion of property in Pt. Lot 31 Concession 1, its short title being the Hassan by-law.

CARRIED

MOVED BY: Deputy Reeve Iain Gardiner

SECONDED BY: Councillor Margaret Walsh

THAT this Council defers By-law 2012-19, being a By-law to rezone a portion of property in Pt. Lot 13 Concession 4, until such time as the hydrogeological report is completed and any necessary inclusions are added to the by-law.

CARRIED

IN CAMERA

MOVED BY: Deputy Reeve Iain Gardiner

SECONDED BY: Councillor Margaret Walsh

THAT Council agreed to continue with the Council Meeting, in camera, as the subject matter deals with personnel matters where confidentiality requires protection.

CARRIED

MOVED BY: Deputy Reeve Iain Gardiner

SECONDED BY: Councillor Adam Hannafin

THAT Council has completed the discussion dealing with personnel matters where confidentiality requires protection.

CARRIED

MOVED BY: Councillor Margaret Walsh

SECONDED BY: Councillor Wayne Chadwick

THAT this Council confirms the discussion of the in-camera portion of the meeting.

CARRIED

MOVED BY: Councillor Adam Hannafin

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SECONDED BY: Councilor Wayne Chadwick
THAT this Council approves the in-camera minutes presented to Council by the CAO for the months
January –June 2012

CARRIED

ADJOURNMENT

MOVED BY: Councilor Wayne Chadwick
SECONDED BY: Councillor Adam Hannafin
That this Regular Council Meeting be adjourned at 9:41 pm.

CARRIED

Rick Phillips, Reeve

Steve Mercer, CAO