

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2015-16

Municipal Council Chambers, 859 Melrose Road, Shannonville
Tuesday September 8, 2015 at 7:00 pm

PRESENT:

Rick Phillips	Reeve
Adam Hannafin	Deputy Reeve
Wayne Chadwick	Councillor
Heather Lang	Councillor
Don McFarlane	Councillor
Steve Mercer	Chief Administrative Officer

ABSENT: None

PECUNIARY INTEREST: None

MOVED BY: Councillor Wayne Chadwick
SECONDED BY: Deputy Reeve Adam Hannafin
THAT the Regular Meeting be opened at 7:26 pm and the agenda of September 8, 2015 be adopted.
CARRIED

MOVED BY: Deputy Reeve Adam Hannafin
SECONDED BY: Councillor Don McFarlane
THAT the minutes of the July 13, 2015 Regular Meeting and July 13 Public Meeting be approved as corrected.
CARRIED

DELEGATIONS

Joe O'Connor – Solforce Energy

- Approached Council regarding the Municipal Support Resolution that was granted to Solforce Energy for the development of the 250KW solar installation on the McKee property on Power Rd
- Mr. O'Connor is asking that the resolution refer to 1933360 Ontario Inc. as the business entity being supported, rather than Solforce Energy, which the motion referred to on July 13, 2015
- A separate corporation is required according to Mr. O'Connor, in order to have the project financed and that the security be well defined
- Council was concerned that the original pitch and passion came from Solforce and that now they were being asked to support something different
- Mr. O'Connor explained that he owns each company and that this is really one of the nuances of his business environment and how the FIT program plays out under the IESO.
- Council agreed to support the request

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MOVED BY: Deputy Reeve Adam Hannafin

SECONDED BY: Councillor Heather Lang

THAT this Council rescinds the motion of July 13 whereby the Council offered a Municipal Support Resolution to Solforce Energy for a solar installation on the McKee property on Power Rd

CARRIED

MOVED BY: Deputy Reeve Adam Hannafin

SECONDED BY: Councillor Don McFarlane

WHEREAS capitalized terms not defined herein have the meaning ascribed to them in the FIT Rules, Version 4.0

AND WHEREAS 1933360 Ontario Inc. (the “Applicant”) proposes to construct and operate a Ground Mount Solar Project (the “Project”) on 297 Power Road, PIN#40561-0097 (the “Lands”) in Township of Tyendinaga under the province’s FIT Program;

AND WHEREAS the Applicant has requested that Council of Township of Tyendinaga indicate by resolution Council’s support for the construction and operation of the Project on the Property.

AND WHEREAS pursuant to the FIT Rules, Version 4.0 Applications whose Projects receive the formal support of Local 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 The Council of the Township of Tyendinaga supports the construction and operation of the Project on the Lands.

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 for any other purpose.

CARRIED

Abundant Energy - Rob Hitchcock

- Abundant Energy approached Council for exactly the same reason as Solforce
- On August 10 support resolutions were granted to Abundant Energy for three projects in the Township
 - McRae property, 972 Marysville Rd
 - McRae property, 979 Marysville Rd
 - Wattam property, 453 Belleville Rd
- These are all 250KW installations
- Again due to financing requirements Mr. Hitchcock is asking that the support resolutions speak to 115689796 Ontario Inc. rather than Abundant Energy
- Council agreed to this request

MOVED BY: Deputy Reeve Adam Hannafin

SECONDED BY: Councillor Heather Lang

THAT this Council rescinds the three motions of August 10 whereby the Council offered a municipal Support Resolution to Abundant Energy for a three solar installations on the McRae property, 972 Marysville Rd, McRae property, 979 Marysville Rd and the Wattam property, 453 Belleville Rd.

CARRIED

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MOVED BY: Councillor Heather Lang
SECONDED BY: Councillor Don McFarlane

WHEREAS capitalized terms not defined herein have the meaning ascribed to them in the FIT Rules, Version 4.0

AND WHEREAS 2405402 Ontario Inc. (the “Applicant”) proposes to construct and operate a Non-Rooftop Solar PV Project (the “Project”) on 453 Belleville Road (PIN: 40578-0068) (the “Lands”) in Township of Tyendinaga under the province’s FIT Program;

AND WHEREAS the Applicant has requested that Council of Township of Tyendinaga indicate by resolution Council’s support for the construction and operation of the Project on the Property.

AND WHEREAS pursuant to the FIT Rules, Version 4.0 Applications whose Projects receive the formal support of Local 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 The Council of the Township of Tyendinaga supports the construction and operation of the Project on the Lands.

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 for any other purpose.

CARRIED

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

WHEREAS capitalized terms not defined herein have the meaning ascribed to them in the FIT Rules, Version 4.0

AND WHEREAS 2405402 Ontario Inc. (the “Applicant”) proposes to construct and operate a Non-Rooftop Solar PV Project (the “Project”) on 972 Marysville Road (PIN: 40573-0188) (the “Lands”) in Township of Tyendinaga under the province’s FIT Program;

AND WHEREAS the Applicant has requested that Council of Township of Tyendinaga indicate by resolution Council’s support for the construction and operation of the Project on the Property.

AND WHEREAS pursuant to the FIT Rules, Version 4.0 Applications whose Projects receive the formal support of Local 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 The Council of the Township of Tyendinaga supports the construction and operation of the Project on the Lands.

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 for any other purpose.

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MOVED BY: Councillor Don McFarlane

SECONDED BY: Councillor Heather Lang

WHEREAS capitalized terms not defined herein have the meaning ascribed to them in the FIT Rules, Version 4.0

AND WHEREAS 2405402 Ontario Inc. (the “Applicant”) proposes to construct and operate a Non-Rooftop Solar PV Project (the “Project”) on 979 Marysville Road (PIN: 40574-0081) (the “Lands”) in Township of Tyendinaga under the province’s FIT Program;

AND WHEREAS the Applicant has requested that Council of Township of Tyendinaga indicate by resolution Council’s support for the construction and operation of the Project on the Property.

AND WHEREAS pursuant to the FIT Rules, Version 4.0 Applications whose Projects receive the formal support of Local 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 The Council of the Township of Tyendinaga supports the construction and operation of the Project on the Lands.

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 for any other purpose.

CARRIED

STAFF REPORTS

John Farrell, Roads Supervisor

Provided written report

Highlights

- The new tractor and bush hog have arrived and with the exception of a minor issue at the outset is running well
- Grass cutting throughout Township
- Cold patching hardtops
- Belleville Rd has been shouldered surface treated with the addition of a slurry seal to make it compact that much more quickly
- The deck on the Milltown Bridge has been replaced
- We have been assisting with the construction on Deseronto Rd with men and equipment
- Gravel patching on Milltown & Enright Rds.

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Mandi Koopmans – Recreation Coordinator

Provided Written Report

Highlights

- Beach volleyball is completed
 - Blockbusters won the ‘A’ Division
 - Throat Punchers won the ‘B’ Division.
- 3-Pitch season is complete. The year-end tournament is September 12 & 13.
- Flag Football will commence at the end of September
- Plowing Match - Our plowing match tent was successful
 - Thank you to all businesses and council members who participated and helped out in the tent.
 - The businesses seemed happy with the visibility in the tent
- The Township Golf tournament is scheduled for Saturday September 19. There are 17 hole sponsors thus far.
- We have 3 teams officially signed up with about 10 or more saying they are getting a team together.
- Township Christmas Appreciation Dinner – The date has been set for Friday November 13 at the Rec Hall
- South Hastings Baseball is in the Finals.
- The Recreation Programmer contract position is posted with a closing date of September 18.
 - We would like to form an interview committee of myself, Steve Mercer, Deputy Reeve Hannafin and one other member of Council. Screening resumes will take place the week of the 21st with interviews to follow
- Reeve Rick Phillips offered to sit on the Interview Committee

Important Date Reminders

- Saturday/Sunday September 12/13 – 3 Pitch Year End Tournaments
- Saturday September 19, 2015 – Tyendinaga 12th Annual Golf Tournament at Briar Fox
- Wednesday November 11, 2015 – Remembrance Day Ceremony 10:30am
- Friday November 13, 2015 – Township Christmas/Staff Appreciation Dinner

Mike Boyd – Fire Chief

Provided written report

Highlights

- There have been seven (7) calls for assistance in the last reporting period
 - The Chief provided an overview of the particulars
- Fire Department attended both days of the plowing match with the fire safety house and handouts on fire safety.
- Fire Department was active with the Shannonville Fair providing services at the truck pull, derby and held a kids combat challenge
- Hastings County will be holding a mass training for all control group members Thursday, October 15 at Moira Hall, 29 Carson Road, Centre Hastings

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MOVED BY: Councillor Don McFarlane
SECONDED BY: Councillor Wayne Chadwick
THAT this Council receives the staff reports as presented.
CARRIED

PASSING OF ACCOUNTS

MOVED BY: Councillor Wayne Chadwick
SECONDED BY: Councillor Don McFarlane
THAT the following accounts be approved as presented:

General Government	\$55,831.02
Waste Disposal	\$9,977.80
Roads Department	\$671,622.70
Recreation Department	\$14,037.79
Protective Services	\$66,457.68
Fire Department	\$6,265.93

CARRIED

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

CORRESPONDANCE

MOVED BY: Councillor Heather Lang
SECONDED BY: Councillor Don McFarlane
That this Council receives the following correspondence:

- EcoTec – August 10, 2016 Rehabilitation of 401 Wyman Rd Underpass
- Invitation – VIQ AGM Tuesday September 22

CARRIED

The CAO was tasked with finding out some firmer details on the proposed work on the Wyman Rd Bridge/underpass.

NEW BUSINESS

MOVED BY: Councillor Heather Lang
SECONDED BY: Councillor Don McFarlane
That this Council supports resolution C 339B 2015 put forward Township of Springwater regarding the policy regime of Ontario needing to put measures in place that fully protect Prime Agricultural Land (defined as CLI Classes 1 to 3) for future generations
CARRIED

MOVED BY: Deputy Reeve Adam Hannafin
SECONDED BY: Councillor Heather Lang
THAT this Council receives the correspondence from SunEdison Canada dated August 19, 2015 indicating that they would no longer be pursuing any solar projects in the Township.
CARRIED

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MOVED BY: Councillor Don McFarlane

SECONDED BY: Deputy Reeve Adam Hannafin

THAT this Council approves and receives the 2014 Municipal Audit as performed by Collins Barrow

CARRIED

MOVED BY: Deputy Reeve Adam Hannafin

SECONDED BY: Councillor Heather Lang

That Council approves a severance for CASSIBO, Louis & Rhoda (B43/15), Concession 8, Part Lot 4 & 5 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. 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

COUNCILLOR NEW BUSINESS/ REPORTS

- Each and every Councillor individually spoke to the recent success of the Hastings County Plowing Match & Farm Show held at the Chadwick farm on Callaghan Rd
- Each Member of Council thanked the staff, in particular Mandi and John for all their assistance in making the show a success
- The Library and volunteers were thanked for their fundraising contribution
- The Fire Department was recognized for their continued assistance
- John was asked to convey Council appreciation to his crew for all their extra assistance
- Council felt that we, as a Municipality, did ourselves proud
- The efforts of the organizing committee and Farm Show leadership were also praised
- It was indicated that the organizing committee were appreciative of the Township's efforts and that the show would be returning to the Township in the future once a new host was identified

Councilor Don McFarlane

- Updated the Council that the Proctor & Gamble product sale, in support of the United Way, would be taking place on Saturday October 17 at the parking lot of the Marysville Church
- Councillor McFarlane indicated he had been speaking with staff and that our requirements such as supply of a dumpster are covered off
- He indicated that the organizers would be communicating with the Church leadership so that everyone was aware of the plans
- If they run into any difficulty the Recreation Hall Parking lot can be used as a back-up
- Councillor McFarlane will be putting out a call for volunteers for the event to assist in a smooth event

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Reeve Rick Philips

- As our Member on the Building Inspection Services Board, reported that they had completed interviews on September 4 for the vacant Building Inspector Position and that the recommendation would be brought forward to the Committee on September 10 to extend and offer to the successful candidate
- The Reeve also reported that in relation to the proposed Resolution Opposing the Construction of a Nuclear Waste Repository in the Great Lakes Basin, he had spoken with County of Huron and Town of Kincardine at the recent AMO conference
- Both these communities are willing hosts to this potential facility
- The Reeve advised Council to be careful when supporting a resolution that ran contradictory to a host communities wishes
- Council agreed also that they did not have enough facts to make an informed decision

MOVED BY: Deputy Reeve Adam Hannafin

SECONDED BY: Councillor Don McFarlane

THAT this Council receives for information the Resolution Opposing the Construction of a Nuclear Waste Repository in the Great Lakes Basin

CARRIED

CAO Steve Mercer

- Shared with Council the preliminary quotes for our upcoming proposal to the Small Communities Fund for rehabilitation of Old Hwy # 2
- The initial quotes are more than expected
- The CAO will bring this matter back to Council on September 21, with options, for a decision on the extent of our application

BY-LAWS

MOVED BY: Councillor Heather Lang

SECONDED BY: Councillor Don McFarlane

THAT Council hereby passes By-law 2015-25 a by-law to rezone two portions of property in Con 4 Pt Lot 36 its short title being the DeSnoo By-Law, in relation to severance application B16/15 and B17/15.

CARRIED

MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Deputy Reeve Adam Hannafin

THAT Council hereby passes By-law 2015-26 a by-law to rezone a portion of property in Con 6 Pt Lot 31 its short title being the LeClair By-Law, in relation to severance application B13/15

CARRIED

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MOVED BY: Councillor Wayne Chadwick

SECONDED BY: Councillor Heather Lang

THAT Council approves a Minor Variance application for Shannon Kirby, Con 4, Pt Lot 5, Shannonville Rd to allow for a 3ft setback from the interior side lot of the property to build a garage

CARRIED

IN CAMERA

MOVED BY: Councillor Heather Lang

SECONDED BY: Councillor Don McFarlane

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

CARRIED

MOVED BY: Councillor Don McFarlane

SECONDED BY: Deputy Reeve Adam Hannafin

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

CARRIED

MOVED BY: Councillor Don McFarlane

SECONDED BY: Councillor Heather Lang

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

CARRIED

MOVED BY: Councillor Heather Lang

SECONDED BY: Deputy Reeve Adam Hannafin

THAT this Council approves the tender bid from Herrington Roofing and General Contracting in the amount of \$8,000 plus hst for a new work shack for the Waste Transfer Station.

CARRIED

ADJOURNMENT

MOVED BY: Councillor Heather Lang

SECONDED BY: Councillor Wayne Chadwick

That this Regular Council Meeting be adjourned at 9:32 pm

CARRIED

Rick Phillips Reeve

Steve Mercer, CAO