

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-09

Municipal Council Chambers, 859 Melrose Road, Shannonville
Monday April 7, 2008 at 7:00 pm

Meeting was called to order at 7:05 p.m.

PRESENT:	Margaret Walsh	Reeve
	Fred Lang	Deputy Reeve
	Iain Gardiner	Councillor
	Rick Phillips	Councillor
	Chris Brady	Councillor
	Steve Mercer	Clerk-Treasurer

Absent: None

MOVED BY: Councillor Rick Phillips
SECONDED BY: Councillor Iain Gardiner
THAT the Agenda of April 7, 2008 be adopted.

CARRIED

Declaration of Pecuniary Interest:

Reeve Margaret Walsh declared conflict of interest in relation to the Lonsdale Women's Institute request for Tax relief and will exclude herself from discussion.

Councillor Rick Phillips declared conflict of interest in relation to the item pertaining to Zoning Charges and will exclude himself from discussion.

MOVED BY: Councillor Iain Gardiner
SECONDED BY: Councillor Rick Phillips
THAT the minutes of the March 17, 2008 Regular Meeting be approved as corrected.

CARRIED

DELEGATIONS

- Mr. Corey Hendricks was unable to attend as scheduled but did ask the Clerk that his request that was to be considered still stands

MOVED BY: Councillor Iain Gardiner
SECONDED BY: Councillor Rick Phillips

That this Council approves the placement of a work trailer in concurrence with Municipal By-law 03-16 at 3204 Harmony Rd for six months to assist in the building of a new home. Be it further moved that Mr. Hendricks is asked to work with our Chief Building Official in regards to fees and administration associated with the granting of this request.

CARRIED

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-09

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

Reeve Margaret Walsh	1 item
Deputy Reeve Fred Lang	3 items
Councillor Chris Brady	1 item
Councillor Iain Gardiner	0 items
Councillor Rick Phillips	2 items
Clerk Steve Mercer	0 items

CORRESPONDENCE

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Rick Phillips

That this Council receives the following correspondence:

- March 10, 2008 –Laura Barnett- OMERS and Paramedics
- March 25, 2008 – W & F Schneider – Tracy Road concern
- March 25, 2008 Collins Barrow – 2008 Ontario Budget Commentary
- March 25, 2008 – AMO – Budget provides an Additional \$1 Billion for Municipal Infrastructure
- March 18, 2008 – AMO – Canada-Ontario Infrastructure Funding Update

CARRIED

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Iain Gardiner

That this Council asks that the correspondence from Laura Bennett in relation to OMERS and paramedics, be formally deferred and brought back to Council once more information is received.

CARRIED

NEW BUSINESS

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Deputy Reeve Fred Lang

That this Council denies the request for a zoning exemption to allow a Chip Truck at 7768 Old Hwy #2. Be it further moved that the Clerk is asked to contact Mr. Sheppard to advise him that the process to allow this activity would be part of a request for zoning amendment and the associated charges and processes.

CARRIED

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Chris Brady

That this Council receives the information from the Ontario Municipal Infrastructure Investment Initiative announcing our award of \$1,150,000 for the Wyman Bridge replacement. Be it further moved that this amount was awarded based on a municipal proposal and it is Council position that no own-source tax revenue will be used for this project. Be it finally moved that staff is asked to confer with Jewell Engineering regarding possible time frames of construction and any barriers we may encounter with regards to timing.

CARRIED

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-09

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Chris Brady

That this Council receives the information from the Ontario Municipal Infrastructure Investment Initiative announcing our unanticipated award of \$987,222 for roads and bridge reconstruction. Be it further moved that discussion of how this money is to be utilized takes place in conjunction with the Municipal Budget Deliberations scheduled for Tuesday April 8, 2008. Be it finally moved that the Clerk is asked to bring back to Council a municipal resolution in accordance with The Ministry of Transportation wishes at the Council meeting of May 5, 2008.

CARRIED

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Rick Phillips

That this Council receives the correspondence from Quinte Conservation dated March 19, 2008 in relation to their desire that the desired culvert installation project being considered for Whalen Bridge and Goodfellows Bridge have design component completed by a certified engineer so that all hydrological and conveyance concerns are addressed. Be it further moved that the staff is asked to contact Jewell Engineering to get a quote for this design work and any potential to get a "better" price is we also include the other two bridges being considered for a later date.

CARRIED

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Iain Gardiner

That This Council agrees to extend our Municipal insurance coverage with Jardine Lloyd Thompson for the period April 7, 2008 to April 7, 2009 at a cost of \$47,610.00 plus applicable taxes. Be it further moved that the Council asks the Clerk to contact our broker so that material requiring Council authorization be forwarded to the Clerk in a more timely manner so that we risk no interruption in coverage and that Council has adequate time to review the presentation. Be it finally moved that the Clerk be authorized to execute all documents in this regard.

CARRIED

MOVED BY: Councillor Chris Brady

SECONDED BY: Councillor Rick Phillips

That this Council grants the request from the Lonsdale Women's Institute to grant relief of property taxes for 2008.

Reeve Walsh excused herself from the discussion.

CARRIED

MOVED BY: Councillor Chris Brady

SECONDED BY: Councillor Rick Phillips

That this Council declines the request from the Municipality of Tweed to consider a speed limit reduction on Moneymore Rd on the Tyendinaga portion between Shannonville Rd. and Smith Rd.

CARRIED

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-09

MOVED BY: Councillor Chris Brady

SECONDED BY: Councillor Rick Phillips

WHEREAS the Council of the Township of Tyendinaga authorized for 2007 that the honorarium for the Fire Chief be set at \$13,000 and that of the Deputy Fire Chief be \$8,000

WHEREAS at that time there was no discussion regarding a full time Fire Chief

AND Whereas there was the inference that the 2008, 2009 and 2010 honorarium be increased by \$3,000 per year for the Fire Chief and \$1,000 per year for the Deputy Fire Chief

AND WHEREAS the Township went to competition for a fulltime Fire Chief in August 2007

AND WHEREAS we secured a fulltime Fire Chief as of March 1 2008

THEREFORE e it resolved that the **Volunteer** Fire Chief honorarium for 2008 be \$16,000 and the Deputy Fire Chief honorarium be set at \$9,000

BE IT FURTHER RESOLVED that this is the calculation to be used for the honorarium for the Fire Chief prorated for only two months for 2008

BE IT FINALLY resolved that the honorarium for the Deputy Fire Chief be \$9,000 until the Fire Chief has had opportunity to review the position and responsibilities and bring a recommendation back to Council.

CARRIED

MOVED BY: Deputy Reeve Fred Lang

SECONDED BY: Councillor Chris Brady

That this Council supports the Clerks interpretation of the fees for zoning in that when zoning amendment requests are received as a condition of severance that the rezoning fee applies to each lot created that requires rezoning as per the content of By-law 03-16.

Councillor Rick Phillips excused himself from the discussion.

CARRIED

MOVED BY: Councillor Rick Phillips

SECONDED BY: Deputy Reeve Fred Lang

That this Council defers the proposal from Small Town Caterers until such time as the proponent has had opportunity to review the staff comments to Council and to provide a response for Council's consideration.

CARRIED

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Chris Brady

WHEREAS this Council endorses the proposed SAS Agreement documents reviewed by Council at this meeting

THEREFORE BE IT RESOLVED that the Recreation Coordinator is asked to secure the appropriate signatures from the Shannonville Agricultural Society.

BE IT FINALLY RESOLVED THAT these documents be brought back to Council once Shannonville Agricultural Society signatures are secured for execution and passing of the appropriate by-law.

CARRIED

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-09

MOVED BY: Councillor Rick Phillips

SECONDED BY: Deputy Reeve Fred Lang

That this Council approves of May 24, 2008 – June 7, 2008 – July 19, 2008 and August 9 2008 be the dates booked by the Hastings County Riders Club for their yearly horse shows.

CARRIED

Moved by: Deputy Reeve Fred Lang

Seconded by: Councillor Iain Gardiner

That Council approves a severance by Verna M. Stephenson (B30/08), Concession 8, and Pt Lot 22 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 severed lot be rezoned to Rural Residential
3. 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 to the retained land suitable to the Township Road Supervisor.

CARRIED

MOVED BY: Deputy Reeve Fred Lang

SECONDED BY: Councillor Rick Phillips

THAT the Livestock Valuer Report for the following be approved as presented:

Terry Gervais	Char X Bull Calf	\$385.00
---------------	------------------	----------

CARRIED

Deputy Reeve Fred Lang

- ***Had received a concern from residents of Smith Road that the situation on their road was becoming intolerable and wanted to bring this to Council's attention***
- ***Reeve Walsh indicated that she too had been contacted on this situation and had personally called Reeve Albert to inquire about Tweed's capital plans for this road and in what year they may take place.***
- ***Councillor Phillips also indicated that this item was also brought his attention and that it was one of the items he was bringing forward***
- ***The Roads Supervisor indicated that with the amounts we expect to be passing within the Roa's Budget would accommodate approximately \$25,000 to contribute to our one half share of potential work***
- ***It is important that Tweed also make this same commitment if the desired project is to be appropriately funded***

MOVED BY: Deputy Reeve Fred Lang

SECONDED BY: Councillor Rick Phillips

That this Council requests the Clerk to contact the Tweed administration office and for the Reeve to communicate with the Reeve of Tweed to see what Tweed's plans are for 2008 in relation to Smith Road

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-09

- *Brought to Councils attention a dumping concern along Wyman Road.*
- *At the NW corner of Wyman Road and the 401 there was a temporary access built two years ago when MTO needed access to the Salmon River bridge project*
- *There are some scrub cedars in this area and it appears people are using the access to dump garbage behind the line of cedars*
- *The Deputy Reeve asked if the Roads Department could take some time to remove or “chip” the trees so that people would be less inclined to dump*
- *Brought forward a concern about the gate at the west side of Marysville Road at the hydro easement south of the T junction*
- *This too has been a dumping area in recent years and the Deputy Reeve wanted to bring to Councils attention that the gate to the area looked as if had experienced significant damage and that there appears to be ingress and regress*

- *Also brought to Council's attention a concern that had been brought to his attention asking why prior Library Board Members were not included in the Staff Awards and Recognition Program.*
- *Councillor Phillips suggested that although their work is highly valued, the Recognition Program is attempting to capture people who receive Tyendinaga Township paychecks and although the Firefighters are volunteers they do receive honorarium/pay and we carry insurance for them as we do other employees.*

Councillor Chris Brady

- *Brought to Councils attention his continued concern with the speed of vehicles along McFarlane Road, especially south of Melrose to the southern limit of the Recreation Complex*
- *Especially in the summer, this area is heavily used by children, and although supervised, Councillor Brady wants to take all measures to protect their safety*
- *The Clerk indicated that we do have a by-law for speed limit reduction but it appears that this by-law is written to address a community driven desire to limit speeds on certain roads and the criteria that would be applied to such a request*

MOVED BY: Councillor Chris Brady

SECONDED BY: Councillor Iain Gardiner

That this Council directs the Clerk and Roads Supervisor to do some research to see what may be entailed in revisiting the speed limits in this area.

CARRIED

Councillor Rick Phillips

- *Updated Council that he had had a very preliminary discussion with Chisholm's Lumber regarding a future building to be placed at the north end of the Township to be possibly used for Fire Protection and/or Roads equipment*
- *Had also contacted area insurance companies to see what the homeowner insurance premium impact may be if fire services were closer to the residents of the northern end of the Township*
- *This may also be an opportunity to partner with the Municipality of Tweed in that any advances to infrastructure this close to the municipal boundary would also have spillover positive impacts to Tweed as well. There may be opportunity for some sort of cost share.*

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-09

- *As Councillor Phillip's meeting was very preliminary in nature he will attempt to coordinate a meeting where the insurers are present and we have municipal participation in further talks*
- *Provided Council with the costs associated with our first every Staff Awards and Recognition Program to be held in conjunction with our 2008 staff Christmas party.*
- *Councillor Phillips and Liette have "beaten the bushes" to determine all our prior employees and volunteer firefighters. It appears as though approximately 70 employees and volunteer firefighters will be recognized and the cost is expected to be approx. \$2,000*
- *Employee recognition is retroactive to 1991 and this should be the most extensive event, and maintenance thereafter.*

- *Councillor Phillips final item was covered in the Smith Road discussion*

Reeve Margaret Walsh

- *This item was brought forward during the Smith Road discussion*

STAFF REPORTS

Liette Forestell, Recreation Coordinator

Provided written report

Highlights

- Provided a synopsis of current summer registration and that a late registration is to be held on April 12 from 10am-2pm
- We are reviewing our arrangement with the TVFFA in relation to our bar at the Hall. Although discussion are preliminary we may be looking towards the TVFFA taking on a larger role, and associated profit to allow for greater program development initiatives to take place
- Soccer and baseball association planning meeting is scheduled for April 9
- Water testing is underway at the Recreation Hall as per Ont. Reg. 252/05
- Approximately 400 people attended Maplefest and the Shannonville Agricultural Society cleared nearly \$1,700 in profit
- TrashBash is scheduled for Saturday April 19, 11am-2pm and Liette has secured Trash Bash Kits and other giveaways to help us thank those who are participating. This year the event is being held at the same time as our QWS Hazardous Waste Collection Day.

John Farrell, Road Supervisor

Provided written report

Highlights

- Over the past two weeks we have gone from excessive snow to no snow
- So far flooding is not an issue although some areas are very wet
- Roads crew is keeping a close eye on water levels in the area
- We have done some grading and cold patching
- Some culverts (the most problematic) have been steamed
- Spring maintenance is underway
- Some sweeping and bushing

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-09

- Plow-mounts are now removed from trucks
- Councillor Gardiner brought forward that there appears to be a lot of water sitting along Callaghan Road and it is not dissipating
- John indicated that the crowning of this road (and a couple of others) is a concern and that ultimately they will need to be dealt with

John also brought forward a couple of requests in relation to the Akey, total loss fire, a couple of weeks ago. John is part of the organizing group planning a benefit dance for the family and is asking for relief of hall costs and for the Township to contribute its 50% share of the bar profits towards this benefit

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Iain Gardiner

That this Council waives the \$150.00 non profit rental fee for the Hall to hold the Akey benefit and this amount is to be accounted for by and internal transfer of funds between appropriate budget line items.

CARRIED

MOVED BY: Councillor Chris Brady

SECONDED BY: Councillor Iain Gardiner

That this Council asks the Recreation Coordinator, once profits for the Akey benefit are determined, that we donated the Tyendinaga portion to the family as a measure of Community support.

CARRIED

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Chris Brady

THAT this Council accepts the staff reports as presented.

CARRIED

PASSING OF ACCOUNTS

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Chris Brady

THAT the following accounts be approved as presented:

General Government	385,106.12
Roads Department	46,849.17
Recreation Department	4,229.04
Fire Department	9,687.43
Protective Services	29,505.00

CARRIED

OLD BUSINESS

MOVED BY: Councillor Chris Brady

SECONDED BY: Councillor Iain Gardiner

That this Council receives the following correspondence in relation to the Culberstson Tract Land Claim.

- Clerk's Memo
- Correspondence – March 31 – Minister Michael Bryant
- Deseronto Community Working Group Meeting

TOWNSHIP OF TYENDINAGA
Minutes of the Regular Council Meeting - NO. 2008-09

CARRIED

BY-LAWS

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Rick Phillips

That this Council passes y-law 08-05 - being a By-Law to appoint a By-Law Enforcement Officer for the Corporation of the Township of Tyendinaga, its short title to be the Dan Callaghan appointment y-law.

CARRIED

MOVED BY: Councillor Chris Brady

SECONDED BY: Councillor Rick Phillips

That this Regular Council Meeting be adjourned 9:10 pm.

CARRIED

Margaret Walsh, Reeve

Steve Mercer, Clerk-Treasurer