

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Regular Council Meeting - NO. 2008-13`**

**Municipal Council Chambers, 859 Melrose Road, Shannonville**  
**Tuesday May 20, 2008 at 7:00 pm**

Meeting was called to order at 7:02 p.m.

<b>PRESENT:</b>	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 May 20, 2008 be adopted.

**CARRIED**

**Declaration of Pecuniary Interest:** Councillor Rick Phillips declared a pecuniary interest in relation to three zoning by-laws that are being considered and will withdraw from discussion and voting on those by-laws.

MOVED BY: Councillor Chris Brady  
SECONDED BY: Councillor Rick Phillips  
THAT the minutes of the May 5, 2008 Regular Meeting and the May 5, 2008 Public Meeting be approved as presented.

**CARRIED**

**DELEGATIONS**

**Kelly Dafoe – Virtual Insite**

- Wanted to approach Council to set the record straight on dialogue and communication she had with Clerk Steve Mercer.
- Was of the opinion that in matters relating to Virtual Insite, that the Clerk had misinformed or not adequately informed Council in regards to updates and communication between herself and the Municipality
- Ms Dafoe is proud of her business and wanted to let Council be aware of her interpretation of events.
- Council thanked Ms Dafoe for her comments and insights

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

Reeve Margaret Walsh	2 items - 1 in-camera
Deputy Reeve Fred Lang	0 items
Councillor Chris Brady	0 items
Councillor Iain Gardiner	0 items

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Councillor Rick Phillips                    0 items – but a couple of housekeeping issues  
Clerk Steve Mercer                         0 items

**CORRESPONDENCE**

MOVED BY:                    Councillor Iain Gardiner  
SECONDED BY:                Councillor Rick Phillips  
That this Council receives the correspondence from Dan Hefkey – Emergency Management Ontario dated May 7, 2008 regarding obligations every municipality has under the Ontario Emergency Management and Civil Protection Act.

**CARRIED**

**NEW BUSINESS**

MOVED BY:                    Councillor Iain Gardiner  
SECONDED BY:                Deputy Reeve Fred Lang  
This Council approves that the following proclamation be made on this the 20<sup>th</sup> day of May 2008 and to be read into the public record.

**Seniors Month**

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 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 to benefit all

I, Reeve Margaret Walsh, do hereby proclaim June 1-30, 2008 Seniors' Month in Tyendinaga Township and encourage all citizens to recognize and celebrate the accomplishments of our seniors

**CARRIED**

The Clerk provided the details and dates of our upcoming tax billings. It was also agreed that although this seasons mail-out, with the addition of the Canada Day flyer and the second Land Claim Update, will be expensive, it is a necessary expenditure and that the Clerk attempt to recover any additional costs associated with the Land Claim issue and our costs incurred

MOVED BY:                    Councillor Rick Phillips  
SECONDED BY:                Councillor Chris Brady  
That this Council as a member of the Building Inspections Services Committee (BISC) hereby approves the 2008 BISC budget showing revenue an expenditures at \$270,000 as ratified by the BISC Committee and presented to Council on this the twentieth day of May, 2008.

**CARRIED**

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MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Rick Phillips

That Council approves a severance by BRENNAN, Concession 5, Lot 25 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 lot be rezoned to Rural Residential
3. Prior to the endorsing of deeds for the RETAINED lot, proof be lodged with the Land Division Office from the Township of Tyendinaga that an entrance can be established suitable to the Township Road Supervisor.

**CARRIED**

The meeting minutes from the Monday May 12<sup>th</sup> exploratory meeting with Chisholms Lumber meeting regarding a potential; building at the north end of the Township -Highlights:

- Possible locations and support from Chisholms (Roslin) Ltd
- Opportunity to work with neighboring municipalities
- Potential cost savings for many residents within an 8km radius of a potential fire hall

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Iain Gardiner

That this Council receives the meeting notes and maps concerning the May 12, 2008 meeting with Chisholms (Roslin) Ltd and the possibility of a new “northern “ fire hall

**CARRIED**

MOVED BY: Councillor Chris Brady

SECONDED BY: Deputy Reeve Fred Lang

That this Council asks the Reeve to pen a letter to our neighboring municipalities respecting a northern Tyendinaga location of a Fire Hall to determine if there is interest in partnering to help increase fire protection in this area.

**CARRIED**

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Rick Phillips

That this Council receives two petitions from residents in the area of Blessington and Deseronto Roads. Be it further moved that Council receives the request for speed limit reductions and warning signage about children at play. Be it finally moved that this Council feels that once the roads are completely finished and all MTO appropriate signage is in place, that these concerns will be somewhat satisfied and at this time Council will be taking no action on these petitions.

**CARRIED**

MOVED BY: Councillor Rick Phillips

SECONDED BY: Deputy Reeve Fred Lang

That this Council directs the Roads Department to purchase and install signage recognizing the hamlet of Kingsford.

**CARRIED**

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MOVED BY: Councillor Chris Brady

SECONDED BY: Councillor Rick Phillips

That this Council agrees to help offset the costs of cell phone charges by \$10/mth to Ken Power so that the municipality has phone access when the Waster Transfer Station is open as a health and safety measure.

**CARRIED**

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Iain Gardiner

That this Council sets the Council Meeting summer schedule to be July 7, 2008 and August 5, 2008. Be it further moved that the Clerk is asked to bring back to Council an amended procedural by-law that reflects the first-only Monday of July and August in any year on an ongoing basis. Be it further moved that the Council approves of the staff summer 2008 holiday schedule. Be it finally moved that the Clerk is to ensure that this information is widely circulated.

**CARRIED**

***Councillor Rick Phillips***

- ***Wanted to bring up a couple of housekeeping items***
- ***Was the cost of signage for St Mary's School in Read reimbursed to the Township from the school – it has, in full***
- ***Inquired about when the Rock Cut project would be started this season – Roads Supervisor indicated June***
- ***Inquired about the status of the fencing request put forth by the group looking after the Garrison Pioneer Cemetery- Clerk and Roads to follow up for action***

***Reeve Margaret Walsh***

- ***Brought up a concern she had from a resident regarding the use of pesticides for cosmetic purposes in the Township***
- ***Council agreed that this was a hot topic and one that several municipalities have or are dealing with***
- ***Council recalls that the Ontario government is introducing legislation in this regard***
- ***The Clerk was asked to investigate in case this legislation may satisfy the community request***
- ***At this time the Council did not want to take any definitive action on this issue***

**OLD BUSINESS**

MOVED BY: Councillor Chris Brady

SECONDED BY: Councillor Iain Gardiner

That this Council receives the correspondence (and e-mail enclosures from Clerk Mercer to INAC) dated May 2, 2008 in relation to "Proposed Conveyance of Municipal Road Allowances (George, River and Robert Streets) in the Western Third of the Turton Penn Lands"

**CARRIED**

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MOVED BY: Councillor Chris Brady  
SECONDED BY: Councillor Iain Gardiner

That this Council approves of the draft lease with Frontier Communications tabled at this meeting. Be it further moved that the Fire Chief and Clerk are authorized to secure the necessary signatures to execute said lease.

**CARRIED**

**STAFF REPORTS**

Liette Forestell, Recreation Coordinator  
Provided written report

Highlights

- Provided Council background on the water testing contract the Municipality has entered into with MacClelland
- This was a budgeted item
- It appears there is misinformation circulating regarding prices and terms
- Record provided clarification
- The Clerk and Recreation Coordinator will work together so that all procedural matters are followed
- Provided synopsis of our summer registration totals for our programs
- Over 280 children are registered in soccer with 20 teams
- baseball, adult slow-pitch and Beach Volleyball begin shortly
- SAS Demolition Derby is scheduled for May 25 in conjunction with a funding announcement ceremony to receive Trillium Foundation funding
- Several staff are participating in automatic external defibrillator training May 28
- Will be asking for in-camera motions to hire and set rates of pay

MOVED BY: Councillor Iain Gardiner  
SECONDED BY: Councillor Chris Brady

That this Council directs the administration to issue a check to Shannonville Agricultural Society in the amount of \$3,000 as per our approved 2008 Municipal Budget

**CARRIED**

John Farrell, Road Supervisor  
Provided written report

Highlights

- The Roads crew has been involved with patching and grading
- Intersections are swept – bridges are about complete
- Haulage of winter sand and salt is about to begin
- Half load signs are off

In relation to the two bridges that are budgeted for in 2008, the Roads Supervisor tabled an engineering quote from Jewell Engineering as a result of discussions between Quinte Conservation and ourselves. This quote is a direct result of the requirements requested by Quinte Conservation.

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MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Chris Brady

That this Council approves and engages Jewell Engineering to complete the required engineering work on Doyle's Bridge and Goodfellows Bridge at an estimate of \$12,100.00 and \$14,550 respectively. Be it further moved that the Roads Supervisor is asked to secure further construction quotes once we have some indication of the design requirements.

**CARRIED**

Dan Callaghan, Fire Chief

Provided written report

Highlights

- Have responded to nine calls since last report
- There continue to be several calls associated with the Native situation at the south east portion of the Township and the Fire Marshall has been kept apprised
- Our Chief thanks the Mohawk Fire Department who have responded to this situation several times as it appears to help the tensions
- The two departments work well together

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Iain Gardiner

That this Council directs the Clerk to contact the Ministry of Transportation to deal with the signage, within the jurisdiction of the MTO, along the 401 on the trailer at the rear of Clifford Maracle's property. Be it further moved that it is the references to Tyendinaga that is the troubling point in that this is a shared name between ourselves and the First Nation.

**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 Iain Gardiner

SECONDED BY: Councillor Chris Brady

THAT the following accounts be approved as presented:

General Government	51,464.39
Roads Department	61,229.79
Recreation Department	3758.25
Fire Department	13,629.08
Protective Services	210.95

**CARRIED**

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**BY-LAWS**

MOVED BY: Councillor Iain Gardiner

SECONDED BY: Councillor Chris Brady

That this Council passes By-law 08-10 Being a By-law to amend By-law 03-16 regarding Concession 7, Part Lot 5, Shannonville Rd, its short title shall be known as the Phillips By-law.

**CARRIED**

Councillor Phillips did not vote as he was in conflict.

MOVED BY: Deputy Reeve Fred Lang

SECONDED BY: Councillor Chris Brady

That this Council passes By-law 08-11 Being a By-law to amend By-law 03-16 regarding Concession 7, Part Lot 5, Shannonville Rd, its short title shall be known as the Phillips By-law.

**CARRIED**

Councillor Phillips did not vote as he was in conflict.

MOVED BY: Councillor Chris Brady

SECONDED BY: Councillor Iain Gardiner

That this Council passes By-law 08-11 Being a By-law to amend By-law 03-16 regarding Concession 7, Part Lot 5, Shannonville Rd, its short title shall be known as the Phillips By-law.

**CARRIED**

Councillor Phillips did not vote as he was in conflict.

MOVED BY: Councillor Chris Brady

SECONDED BY: Deputy Reeve Fred Lang

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

**CARRIED**

MOVED BY: Councillor Chris Brady

SECONDED BY: Councillor Rick Phillips

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

**CARRIED**

MOVED BY: Councillor Rick Phillips

SECONDED BY: Councillor Iain Gardiner

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

**CARRIED**

MOVED BY: Councillor Chris Brady

SECONDED BY: Councillor Iain Gardiner

That this Council accepts the quotation of Upnorthwebs dated May 12, 2008 in the amount of \$4,345.00 for web layout, design, menu system, page manager setup and individual module setup. Be it further

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moved that this contract be for a period of one year with a Council option to renew further. Be it finally moved that Upnorthwebs be deemed our website administrator.

**CARRIED**

MOVED BY: Councillor Iain Gardiner  
SECONDED BY: Deputy Reeve Fred Lang

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

**CARRIED**

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Margaret Walsh, Reeve

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Steve Mercer, Clerk-Treasurer