

**TOWNSHIP OF TYENDINAGA**  
**Minutes of the Special Council Meeting - NO. 2020-09**  
Margaret Walsh Council Chambers, 859 Melrose Road, Shannonville  
Tuesday September 8, 2020

**1) PRESENT:**

Rick Phillips	Reeve
Adam Hannafin	Deputy Reeve
Don McFarlane	Councillor
Claire Kennelly	Councillor
Heather Lang	Councillor
Brad Roach	Chief Administrative Officer

**2) ABSENT:** None

**3) PECUNIARY INTEREST:** None

MOVED BY: Councillor McFarlane

SECONDED BY: Councillor Lang

THAT the Agenda of the Special Regular Meeting for September 8, 2020 be adopted, and Meeting be opened at 7:00 pm.

**CARRIED**

**4) ADOPTION OF MINUTES**

MOVED BY: Deputy Reeve Hannafin

SECONDED BY: Councillor Kennelly

THAT the Minutes of the August 5, 2020 Regular and Public Meeting be accepted as presented to Council.

**CARRIED**

**5) DELEGATIONS-**

Jerry and Suzie Gutzman- Lonsdale

- Discussions between the Gutzman's and the Township regarding the acquisition of a small piece of property abutting their's began in 2017 with the former CAO.
- The piece of property has turned into a dumping ground.
- The Gutzman's feel that this reflects poorly upon them. They have been cleaning up the area and trying to maintain it at their own cost.
- The Gutzman's have requested that the Township convey this piece of property to them in return for a donation made to the Recreation Department and coverage of all costs attributed to the transfer.
- The Gutzman's are willing to sign on deed or affidavit that they do not intend to build on the property. Their main purpose for acquiring the property is to clean up and uphold the aesthetics of the village.

**6) STAFF REPORTS**

**John Farrell, Roads Supervisor**

Provided written report

Highlights:

- Construction at the former Boldrick's Bridge site is nearing completion. Guardrails are scheduled to be installed in the next 2 weeks, with surface treatment to follow.
- Grass cutting of ditches and roadways has been minimal due to the scale of the bridge replacement project.

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- Construction was completed at the CP Rail tracks that required the road to be closed for a few days. CP will be doing further maintenance on the operations of the track in the area and will be installing crossing arms at the Shannonville Road crossing.
- Due to some heavy rains, grading has been taking place on the gravel roads.
- The Roads Department has been involved in the clean-up and disposal of waste byproducts of the recent cannabis grow operations busts in the Township. CAO and Roads Supervisor are tracking costs and will provide a report to Council once work is complete.
- Napanee and Stone Mills have been assisting us in our cleanup efforts, so we have also assisted them.
- Completion of the roundabout at Deseronto and Belleville Roads may be postponed to 2021. Senior Leaders from L&A County and the Township will be meeting with consulting engineers to determine next steps in the coming week.

**James Oliver, Fire Chief**

Provided written report

Highlights:

- 16 calls for service since the last report
- Water Sources throughout our Township are starting to recover from the lack of rain we had this summer. Because of the amount of rainfall for the last couple of weeks, I have removed the burn ban in the Township.
- Purchased 2 new AED's (Life Packs 1000) and a training unit which are covered with the Grant money.
- The Fire Chief is in the process of editing our HIRA to reflect the last year's emergencies and in preparation to be ready to be reviewed at our next meeting.

**Annie Manion, Social Director**

Provided a written report

Highlights:

- **Pumpkin Person Contest**- This contest will continue as planned. It will be Disney themed this year, and posts have been created to be posted closer to October.
- **T-Shirts**- Working on a design and an order of t-shirts showcasing one of the previous logos in commemoration of the Municipality being incorporated 170 years ago. Considering an order of buffs as well.
- Request for Proposals for the Emergency Back Up Generator at the Recreation Hall has been posted. Deadline for questions is September 10<sup>th</sup>, 2020. Deadline for submissions is September 14<sup>th</sup>, 2020 at 2pm.
- **Memorial Benches**- I have been approached by a couple residents regarding purchasing memorial benches or plaques for existing benches
- Jim and Glenn have finished altering the roofs over the bleachers around Diamond 1 to allow for more shade and protection from potential foul balls.
- Have met with various companies to complete work on the interior of the Recreation Hall.
- Recreation Hall Roof to start in two weeks' time. Colour swatches etc. to be provided within the next week.
- Taking part in weekly Facility/Bookings/Customer Service Meetings with surrounding municipalities to discuss updates, strategies, and next steps
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Important Date Reminders

- Fall Photo Contest- Contest began September 1<sup>st</sup>, 2020 and will run until November 30<sup>th</sup>, 2020.

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- RFP Question Deadline- September 10<sup>th</sup>, 2020
- RFP Submission Deadline- September 14<sup>th</sup>, 2020

MOVED BY: Deputy Reeve Hannafin

SECONDED BY: Councillor Lang

THAT Council has approved the proposed SHBL condensed schedule. This schedule and guidelines have also been approved by the Hastings and Prince Edward County Health Units.

**CARRIED**

MOVED BY: Councillor Kennelly

SECONDED BY: Councillor Lang

THAT this Council receives the staff reports as presented.

**CARRIED**

**7) PASSING OF ACCOUNTS**

MOVED BY: Councillor McFarlane

SECONDED BY: Deputy Reeve Hannafin

THAT the following accounts be approved as presented:

General Government	\$104,027.50
Landfill	\$14,751.91
Roads Department	\$587,627.78
Recreation Department	\$15,342.52
Protective Services	\$75,130.43
Fire Department	\$10,117.63
Council	\$3,636.88

**CARRIED**

NOTE: There were some questions for staff clarification.

**8) CORRESPONDENCE**

MOVED BY: Councillor Kennelly

SECONDED BY: Councillor McFarlane

That this Council receives the following correspondence:

- a. Kramp- Child Care Changes
- b. Kramp- Ontario support for local communities
- c. Kramp- Quinte Detention Centre to be expanded & modernized
- d. Kramp- Ontario expanding Kingston & Marysville (Wolfe Island) Ferry Docks
- e. 2020 Proposed Amendments to Technical Rules Assessment Report
- f. Quinte Humane Society-Invitation to pledge
- g. August 2020 County Council Report
- h. Thank you note- Melrose Cemetery Committee
- i. Joanne Albert Elected to 2020-2022 AMO Board of Directors
- j. Wardens Letter to Min of Heath-Re Cannabis Grow Ops
- k. Wardens Letter to Min of MMAH-Re Cannabis Grow Ops
- l. MNRF-Notice of Amendments to Ontario Reg 244/97 under Aggregate Resources Act

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m. OMAFRA-Security from Trespass and Protecting Food Safety Act, 2020

**CARRIED**

**9) NEW BUSINESS**

**a) Support Resolutions**

- I. Elliot Lake- Emancipation Day
- II. West Grey- Anti Racism

MOVED BY: Councillor Kennelly  
SECONDED BY: Councillor Lang  
THAT Council receives both motions.

**CARRIED**

**b) Severance Application B42/20 Vos**

**Part lot 23, Concession 3, Blessington Road**

MOVED BY: Councillor Kennelly  
SECONDED BY: Councillor McFarlane

THAT this Council approves the application with the following conditions

1. The Applicant provide a cheque in the amount of \$750.00 in Lieu of Parkland Fees
2. Prior to endorsing of deeds for the severed lot, proof be lodged with the Land Division Office from the Township of Tyendinaga that a safe site entrance can be established on the proposed severed lands to the satisfaction of the Township Roads Supervisor
3. That the applicant supply the Land Division Office and the Township of Tyendinaga with a copy of the bacteriological analysis of drinking water completed by a Public Health Laboratory demonstrating safe drink water standards, to the satisfaction of the Land Division Office, together with the well record, indicating that a minimum of three and one-half (3 ½) gallons per minute of potable water is available on the proposed severed land. Upon receipt of the above-noted documents by the Township, confirmation of same is to be lodge with the Land Division Office.
4. The severed lot be rezoned to the Rural Residential (RR) Zone, and upon completion of rezoning, a copy of the zoning by-law amendment be lodged with the Land Division Office
5. Applicant convey lands, a minimum of 33 feet from the centreline of Blessington Road for the purpose of road widening to the Township across the frontage of the proposed severed and retained lands as necessary or proof of title provided from an OLS of title of both roads.

**CARRIED**

**c) Severance Application B46/20 Langabeer**

**Part Lot 9, Con 7, Cross Road**

MOVED BY: Councillor Kennelly  
SECONDED BY: Councillor McFarlane

THAT This Council approves the application with the following conditions:

1. The Applicant provide a cheque in the amount of \$750.00 in Lieu of Parkland Fees
2. That the applicant supply the Land Division Office and the Township of Tyendinaga with a copy of the bacteriological analysis of drinking water completed by a Public Health Laboratory demonstrating safe drink water standards, to the satisfaction of the Land Division Office, together with the well record, indicating that a minimum of three and one-half (3 ½) gallons per minute of potable water is available on the proposed severed

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land. Upon receipt of the above-noted documents by the Township, confirmation of same is to be lodge with the Land Division Office. A hydrogeological study also required.

3. The severed lot be rezoned to the Rural Residential (RR) Zone, and upon completion of rezoning, a copy of the zoning by-law amendment be lodged with the Land Division Office

4. Applicant convey lands, a minimum of 33 feet from the centreline of Cross Road for the purpose of road widening to the Township across the frontage of the proposed severed and retained lands as necessary or proof of title provided from an OLS of title of both roads.

**CARRIED**

**d) Severance Application B49/20 Stuckless**

**Part Lot 8, Con 8, Tracey Road**

MOVED BY: Deputy Reeve Hannafin

SECONDED BY: Councillor Lang

THAT This Council approves the application with the following conditions:

1) Applicant convey lands, a minimum of 33 feet from the centreline of Tracey Road for the purpose of road widening to the Township across the frontage of the proposed severed and retained lands as necessary or proof of title provided from an OLS of title of both roads.

**CARRIED**

**e) Severance Application B50/20 Johnstone**

**Part Lot 8, Con 8, Tracey Road**

MOVED BY: Councillor Lang

SECONDED BY: Councillor Kennelly

THAT This Council approves the application with the following conditions:

1) Applicant convey lands, a minimum of 33 feet from the centreline of Tracey Road for the purpose of road widening to the Township across the frontage of the proposed severed and retained lands as necessary or proof of title provided from an OLS of title of both roads.

**CARRIED**

**f) Severance Application B53/20 1632370 Ontario Inc- Vos**

**Part Lot 3, Con 5, Harmony Road**

MOVED BY: Councillor McFarlane

SECONDED BY: Councillor Kennelly

THAT this Council approves the application with the following conditions

1. The Applicant provide a cheque in the amount of \$750.00 in Lieu of Parkland Fees

2. Prior to endorsing of deeds for the severed lot, proof be lodged with the Land Division Office from the Township of Tyendinaga that a safe site entrance can be established on the proposed severed lands to the satisfaction of the Township Roads Supervisor

3. That the applicant supply the Land Division Office and the Township of Tyendinaga with a copy of the bacteriological analysis of drinking water completed by a Public Health Laboratory demonstrating safe drink water standards, to the satisfaction of the Land Division Office, together with the well record, indicating that a minimum of three and one-half (3 ½) gallons per minute of potable water is available on the proposed severed land. Upon receipt of the above-noted documents by the Township, confirmation of same is to be lodge with the Land Division Office. A hydrogeological study also required.

4. The severed lot be rezoned to the Rural Residential (RR) Zone, and upon completion of rezoning, a copy of the zoning by-law amendment be lodged with the Land Division Office

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5. Applicant convey lands, a minimum of 33 feet from the centreline of Harmony Road for the purpose of road widening to the Township across the frontage of the proposed severed and retained lands as necessary or proof of title provided from an OLS of title of both roads.

**CARRIED**

**g) Severance Application B54/20 1632370 Ontario Inc- Vos**  
**Part Lot 25, Con 7, Phillips Road**

MOVED BY: Councillor Kennelly

SECONDED BY: Councillor Lang

THAT this Council approves the application with the following conditions

1. The Applicant provide a cheque in the amount of \$750.00 in Lieu of Parkland Fees
2. Prior to endorsing of deeds for the severed lot, proof be lodged with the Land Division Office from the Township of Tyendinaga that a safe site entrance can be established on the proposed severed lands to the satisfaction of the Township Roads Supervisor
3. That the applicant supply the Land Division Office and the Township of Tyendinaga with a copy of the bacteriological analysis of drinking water completed by a Public Health Laboratory demonstrating safe drink water standards, to the satisfaction of the Land Division Office, together with the well record, indicating that a minimum of three and one-half (3 ½) gallons per minute of potable water is available on the proposed severed land. Upon receipt of the above-noted documents by the Township, confirmation of same is to be lodge with the Land Division Office. A hydrogeological study also required.
4. The severed lot be rezoned to the Rural Residential (RR) Zone, and upon completion of rezoning, a copy of the zoning by-law amendment be lodged with the Land Division Office
5. Applicant convey lands, a minimum of 33 feet from the centreline of Phillips and Shannon Roads for the purpose of road widening to the Township across the frontage of the proposed severed and retained lands as necessary or proof of title provided from an OLS of title of both roads.
6. Convey lands on Phillips and Shannon Roads for adequate daylighting.

**CARRIED**

**h) Severance Application B55/20 & B56/20- Bradley**  
**Part Lot 18, Con 4 Blessington Road**

MOVED BY: Deputy Reeve Hannafin

SECONDED BY: Councillor Lang

THAT this Council approves the applications B55/20 and B56/20 with the following conditions for each:

1. The Applicant provide a cheque in the amount of \$750.00 in Lieu of Parkland Fees
2. Prior to endorsing of deeds for the severed lots, proof be lodged with the Land Division Office from the Township of Tyendinaga that a safe site entrance can be established on the proposed severed lands to the satisfaction of the Township Roads Supervisor
3. That the applicant supply the Land Division Office and the Township of Tyendinaga with a copy of the bacteriological analysis of drinking water completed by a Public Health Laboratory demonstrating safe drink water standards, to the satisfaction of the Land Division Office, together with the well record, indicating that a minimum of three and one-half (3 ½) gallons per minute of potable water is available on the proposed severed land. Upon receipt of the above-noted documents by the Township, confirmation of same is to be lodge with the Land Division Office. A hydrogeological study also required.
4. The severed lots be rezoned to the Rural Residential (RR) Zone, and upon completion of rezoning, a copy of the zoning by-law amendment be lodged with the Land Division Office

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5. Applicant convey lands, a minimum of 43 feet from the centreline of Blessington Road for the purpose of road widening to the Township across the frontage of the proposed severed and retained lands as necessary or proof of title provided from an OLS of title of both roads.

**CARRIED**

**i) Severance Application B65/20 Ogden**  
**Part Lot 12, Con 6, Shannon Road**

MOVED BY: Councillor Kennelly

SECONDED BY: Councillor McFarlane

THAT this Council approves the applications with the following conditions:

1. The Applicant provide a cheque in the amount of \$750.00 in Lieu of Parkland Fees
2. Prior to endorsing of deeds for the severed lots, proof be lodged with the Land Division Office from the Township of Tyendinaga that a safe site entrance can be established on the proposed severed lands to the satisfaction of the Township Roads Supervisor
3. Applicant convey lands, a minimum of 33 feet from the centreline of Shannon Road for the purpose of road widening to the Township across the frontage of the proposed severed and retained lands as necessary or proof of title provided from an OLS of title of both roads.
4. The Mineral Extractive (MX) Zone on the neighbouring lands (1396 Shannon) be rezoned (to remove the MX) to the Marginal Agriculture (MA) Zone, and upon completion of rezoning, a copy of the zoning by-law amendment be lodged with the Land Division Office. (Removal of the MX zoning is appropriate as the site/operation has ceased and is no longer in use.)

**CARRIED**

**j) TransNorthern Pipeline- Salmon River Assessment**

TNPI is completing an archaeological assessment along the Salmon River. This work is to ensure that safe and reliable operations of the pipeline will continue.

MOVED BY: Councillor Lang

SECONDED BY: Deputy Reeve Hannafin

THAT Council directs the CAO to acknowledge the receipt of this notice by signing a copy of the accompanying letter.

AND THAT Council directs the CAO to provide TNPI with a site contact for the upcoming work.

**CARRIED**

**k) Discussion of COVID Funding**

Our Township has been allocated \$100,500 in funding to support our operating costs and pressures during COVID-19. This funding is part of the Safe Restart Agreement and is allocated on a per household basis.

MOVED BY: Councillor Kennelly

SECONDED BY: Councillor McFarlane

THAT Council authorizes the Treasurer to sign the acknowledgement of the Safe Restart funding allocated to The Township of Tyendinaga in the amount of \$100,500 to support COVID-19 operating costs and pressures.

**CARRIED**

**l) Council Meetings for remainder of 2020**

Dates: 9/21/2020, 10/05/2020, 10/19/2020, 11/02/2020, 11/16/2020, 12/07/2020

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MOVED BY: Councillor Kennelly

SECONDED BY: Deputy Reeve Hannafin

THAT Council accepts these dates and directs the CAO to publish.

**CARRIED**

**10) ADDITIONAL COUNCIL REMARKS/ REPORTS**

*Councillor Don McFarlane-*

- Commended John and the Roads Department for their exemplary work at Boldrick's Bridge, coming in ahead of schedule.
- Requested more information regarding Cogeco, CAO replied that they will be at the next meeting of Council.

*Councillor Heather Lang-*

- On behalf of the SAS Thanks everyone for their participation in the Rain Barrell Campaign.
- SAS is looking into more virtual activities for the upcoming year ie a virtual horse show.

*Councillor Claire Kennelly- None*

*Deputy Reeve Adam Hannafin-*

- Requested an update on recent incidents involving a resident and Township Staff.
- CAO reported that everything seems to be cleared up, no further communications have been had since OPP Provincial Liaison Officer was to speak with resident.
- Was riding on ATV trails and came across a section that had been blocked off with rocks. Requested that Roads Department investigate whether the blockage was on Township or Private Property.

*Reeve Rick Phillips-*

- The Wardens of L&A and Hastings County penned a letter to the Minister of Health (Federal) and the Minister of Municipal Affairs (Provincial) regarding the ongoing illicit cannabis operations in their respective Counties.
  - This resulted in a meeting held with the Mayors and MP representing Belleville, Quinte West and PEC along with the Wardens of L&A and Hastings County with Health Canada. It was a fruitful discussion and the involved parties expect a response from the Minister in the near future.
  - Health Canada has also encouraged us to make the OPP aware of any cannabis operations in our Township.

*CAO- Brad Roach-*

- Provided an update on the Website rebuild tender process.
- Templeman has completed the HR Policy review process, CAO will now review.

**11) MEMBER REPORTS**

MOVED BY: Deputy Reeve Hannafin

SECONDED BY: Councillor Lang

THAT this Council accepts and reviews the following Member reports:

- a) Pierce Animal Control
- b) BISB Report-July



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c) By-law Enforcement- August 2020

**CARRIED**

**12) BY-LAWS**

#2020-20 Administrative Penalties

MOVED BY: Councillor Kennelly

SECONDED BY: Deputy Reeve Hannafin

That this Council directs the CAO to converse with the other CAO's in Hastings County regarding the appointment of Screening and Hearing Officers.

AND THAT the Council requests that the CAO look to this group of peers to act as Screening and Hiring Officer (a total of 2 individuals) for the Township of Tyendinaga

**CARRIED**

**13) IN CAMERA-**

MOVED BY: Councillor Lang

SECONDED BY: Councillor McFarlane

THAT Council agreed to continue with the Council Meeting, In Camera, as the subject matter deals with legal and personnel matters where confidentiality requires protection.

**CARRIED**

MOVED BY: Councillor Kennelly

SECONDED BY: Deputy Reeve Hannafin

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

**CARRIED**

MOVED BY: Deputy Reeve Hannafin

SECONDED BY: Councillor Lang

THAT Council confirms the discussion and direction to staff from the In-camera portion of the meeting.

**CARRIED**

**14) ADJOURNMENT**

MOVED BY: Deputy Reeve Hannafin

SECONDED BY:

That this Regular Council Meeting be adjourned at **10:27 pm**

**CARRIED**

  
\_\_\_\_\_  
Rick Phillips Reeve  
  
\_\_\_\_\_  
Brad Roach, CAO/Clerk/Treasurer