

THE CORPORATION OF THE TOWNSHIP OF ADJALA-TOSORONTIO

Minutes of Council Meeting

ADMINISTRATION CENTRE

6:30 p.m.
Regular Meeting

MONDAY OCTOBER 6, 2008

The meeting convened with Mayor
Tom Walsh presiding

ATTENDANCE

COUNCIL

Mayor	T. Walsh
Deputy Mayor	D. Little
Councillors	J. Jordan
	R. Wallace
	J. Webster
	T. Cook
	M. Brett

STAFF

Wm. B. Fox, Township Manager
E. Wargel, Director of Public Works
B. Kane, Clerk
J. Hosick, Dir. of Growth and Development
G. Caterer, Director of Planning
P. Boissonneault, Fire Chief

Mayor Walsh invited those who wished to join him in the Lord's Prayer.

I ACCEPTANCE OF AGENDA

A motion was made by Councillor Wallace, seconded by Councillor Cook and carried:

THAT the Agenda be accepted with the following addition and deletion.

- 1) Request for Extension to Draft Plan Approval for Part Lot 15, Concession 6, former Township of Adjala, Evergreen Estates – Loretto to be added under Section V4 –Land Use Planning and Development.
- 2) Graham Construction Limited Re: Fill Permit Application to be deleted under Section V2 (b) – Protection to Persons and Property.
- 3) A resolution declaring that the Official Plan Amendment No. 9 meets the requirements of the Planning Act to be added under VI - General Unfinished Business

II DISCLOSURE OF INTEREST

Councillor Webster declared a pecuniary interest with respect to Section VII 4. Lot 12, Concession 5 due to property.

Councillor Brett declared a pecuniary interest with respect to Section VII 4. East Part Lot 22, Part Lots 23 and 24, Concession Road 3 due to property.

III ADOPTION OF MINUTES

A motion was made by Councillor Cook, seconded by Councillor Brett and carried:

THAT the minutes of Council Tuesday September 2, 2008 and Special Meetings of Council Monday September 15, 2008 at 5:00 p.m. and Monday September 15, 2008 at 6:30 p.m. Monday September 22, 2008 at 6:30 p.m. be adopted.

IV DEPUTATIONS, PUBLIC HEARINGS (MEETINGS) AND PRESENTATIONS

1. Richard Turnbull
Adjala – Tosorontio Fire Department
Re: Recipient of Certificate of Attendance
Flashover Recognition & Survival Training 08-287

Firefighter Richard Turnbull was unable to attend and will be presented his certificate at a later date.

2. Jason Hackett
Adjala – Tosorontio Fire Department
Re: Recipient of Certificate of Completion
Terrorism/Hazardous Materials Awareness in Ontario

Mayor Walsh and Fire Chief Boissonneault presented a certificate to Firefighter Jason Hackett in recognition of completing the Terrorism/Hazardous Materials Awareness in Ontario course.

3. Chris Watson and John Blacklaws
Adjala – Tosorontio Fire Department
Re: Recipients of Certificate of Achievement
Pumper Operations Course

Mayor Walsh and Fire Chief Boissonneault presented a certificate to Firefighter Chris Watson in recognition of completing the Pumper Operations course. Jason Hackett accepted the certificate on behalf of John Blacklaws.

4. Time for Adjala – Tosorontio Ratepayers

Mayor Walsh on behalf of Council presented to the Adjala – Tosorontio Residents Association and Diversion Day Volunteers a Certificate of Appreciation for their Dedication, Commitment and Volunteerism towards Recycling and the Environment.

Mayor Walsh invited members of the public to join Council for 15 minutes to enjoy coffee and desserts.

5. Upcoming Events
 - (a) Everett Legion – Haunted House – October 25th, 2008.

V CORRESPONDENCE AND REPORTS

1. PUBLIC WORKS
Roads, Utilities
Chair Deputy Mayor Doug Little, Vice Chair Councillor Joy Webster

Deputy Mayor Little chaired the Public Works Agenda portion of the meeting.

- (a) Reports

Deputy Mayor Little provided Council with a verbal update on the repairs to the Bridge located on Concession Road 7 of former Adjala.

- (b) R.J. Burnside & Associates Limited
Re: Colgan Water Supply Upgrades Contract “A”

Council received and considered report dated September 30, 2008 from R. J. Burnside & Associates.

RESOLUTION 08-54

A motion was made by Deputy Mayor Little, seconded by Councillor Wallace and carried:

BE IT RESOLVED THAT Council adopt report from R.J. Burnside and Associates, Township Consulting Engineers, dated September 30, 2008 regarding tenders for Colgan Water Supply Upgrades, Contract 'A' M1247.8.

2. PROTECTION TO PERSONS AND PROPERTY

Fire Protection, Building, Municipal Law Enforcement and Recreation
Chair Councillor Tom Cook, Vice Chair Councillor Jack Jordan

Councillor Cook chaired the Protection to Person and Property Agenda portion of the meeting.

(a) Reports

Councillor Cook provided Council with a verbal report on the following items:

- a) Wheelchair Relay Challenge held on Sunday October 5, 2008
- b) Newsletter

Fire Chief Boissonneault provided Council with a verbal report on the following items:

- a) Fire Prevention Week
- b) Food Drive
- c) Donation from the Nottawasaga Foundation

(b) Graham Construction Limited

Re: Fill Permit Application
2686 County Road 50, former Township of Adjala

The Clerk advised that this application is regulated by the NVCA.

This item was removed from the agenda.

3. GENERAL GOVERNMENT

Finance and Administration

Chair Councillor Mary Brett, Vice Chair Councillor Ray Wallace

Councillor Brett chaired the General Government Agenda portion of the meeting.

(a) Accounts

A motion was made by Councillor Jordan seconded by Councillor Wallace and carried:

THAT the Accounts Payable Number 17-08 paid by the Treasurer for the period of August 20, 2008 – September 2, 2008 in the amount of \$247,112.36 is hereby approved.

A motion was made by Deputy Mayor Little seconded by Councillor Jordan and carried:

THAT the Accounts Payable Number 18-08 paid by the Treasurer for the period of September 2, 2008 – September 16, 2008 in the amount of \$1,523,821.06 is hereby approved.

A motion was made by Deputy Mayor Little seconded by Councillor Wallace and carried:

THAT the Accounts Payable Number 19-08 paid by the Treasurer for the period of September 16, 2008 – September 30, 2008 in the amount of \$1,146,573.55 is hereby approved.

(b) Reports

(i) Materials Management Update

Councillor Brett provided Council with an update on Diversion Days for 2008.

(ii) South Simcoe Economic Alliance

Councillor Brett provided Council with an update on current initiatives by the South Simcoe Economic Alliance.

4. LAND USE PLANNING AND DEVELOPMENT

Chair Councillor Ray Wallace, Vice Chair Councillor Jack Jordan

Councillor Wallace chaired the Land Use Planning and Development Agenda portion of the meeting.

(a) Reports

(i) Official Plan Review

Director of Growth and Development provided Council with a final staff report with respect to the Official Plan Review (OPA #9)

Resolution 08-55

A motion was made by Councillor Wallace, seconded by Councillor Cook and carried:

BE IT RESOLVED THAT Council adopt Planning Report dated October 6, 2008.

(ii) Clerk advised that comments have been received by the Nottawasaga Valley Conservation Authority and the Simcoe Muskoka Catholic District School Board.

(b) 2032843 Ontario Limited

Re: Request for Extension to Draft Plan Approval
Evergreen Estates – Loretto

The Clerk provided Council with a verbal report.

This item has been brought forward from the regular meeting of Council July 21, 2008.

RESOLUTION 08-56

A motion was made by Councillor Wallace, seconded by Councillor Brett and carried:

BE IT RESOLVED THAT Resolution 08-40 dated July 21, 2008, denying the request to extend draft plan approval, be rescinded;

AND THAT the request by 2032843 Ontario Limited to extend draft plan approval for Part Lot 15, Concession 6, former Township of Adjala until November 15, 2008 is hereby approved;

AND THAT a copy of this resolution be forwarded to the County of Simcoe.

VI RESOLUTIONS

1. Town of Innisfil
Re: Ontario Energy Board Order

Council considered request for support dated August 18, 2008.

A motion was made by Councillor Cook, seconded by Councillor Wallace and carried:

RESOLUTION 08-57

BE IT RESOLVED THAT Council supports the Town of Innisfil in their request to the Association of Municipalities of Ontario and the Ontario Energy Board to review and amend distribution rates for streetlights.

2. City of Orillia
Re: Continued Use of Coal Generation in Ontario

Council considered request for support dated August 15, 2008.

A motion was made by Deputy Mayor Little, seconded by Councillor Jordan and carried:

RESOLUTION 08-58

BE IT RESOLVED THAT Council receive request dated August 15, 2008 and file as information.

3. Nottawasaga Police Services Board
Re: Exemption of Sales Tax for Ontario Police Service Purchases

Council considered request for support dated September 2, 2008.

A motion was made by Councillor Brett, seconded by Councillor Cook and carried:

RESOLUTION 08-59

BE IT RESOLVED THAT Council supports the Ontario Association of Chiefs of Police with respect to exemption of sales tax for Ontario police service purchases.

4. Town of Halton Hills
Re: Provincial Growth Legislation

Council considered request for support dated August 13, 2008.

A motion was made by Councillor Cook, seconded by Councillor Brett and carried:

RESOLUTION 08-60

BE IT RESOLVED THAT Council supports the Town of Halton Hills in their request to the Premier and the Attorney General for an inquiry into the provincial growth legislation.

5. Children's Aid Society
Re: Proclaim October 19 – 25 as Canadian Foster Family Week

Council considered request for support dated September 4, 2008.

RESOLUTION 08-61

A motion was made by Councillor Webster, seconded by Councillor Wallace and carried:

BE IT RESOLVED THAT Council hereby proclaims the week of October 19th to October 25th as Canadian Foster Family Week.

6. A resolution directing staff to apply for funding under Building Canada Fund for reconstruction of bridge over the Nottawasaga River on Concession Road 7.

A motion was made by Deputy Mayor Little, seconded by Councillor Brett and carried:

RESOLUTION 08-62

BE IT RESOLVED THAT Staff is hereby directed to apply for funding assistance under the Building Canada Fund for reconstruction of the bridge over the Nottawasaga River on Concession Road 7 of former Township of Adjala.

7. A resolution directing staff to apply for funding under Ontario Small Water Assistance Program for the operation of its municipal water plants.

A motion was made by Councillor Jordan, seconded by Councillor Brett and carried:

RESOLUTION 08-63

BE IT RESOLVED THAT Staff is hereby directed to apply for funding assistance for the operation of its municipal water systems under the Ontario Small Water Assistance Program.

VII BY-LAWS

1. BY-LAW 08-27

A BY-LAW TO APPOINT A MUNICIPAL AUDITOR

A motion was made by Councillor Wallace, seconded by Councillor Cook and carried:

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed this 6th day of October, 2008.

2. BY-LAW 08-28A BY-LAW TO ADOPT A HIRING POLICY FOR THE CORPORATION OF THE TOWNSHIP OF ADJALA – TOSORONTIO

A motion was made by Councillor Cook, seconded by Councillor Brett:

BE IT RESOLVED THAT THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed.

Motion to Amend

A motion was made by Councillor Jordan, seconded by Councillor Webster:

THAT the motion be amended as follows:

THAT Section 2. of the Hiring Policy be amended by adding niece and nephew to the end of the paragraph.

The motion was defeated.

A motion was made by Councillor Brett, seconded by Councillor Cook and carried:

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed this 6th day of October, 2008.

3. BY-LAW 08-29A BY-LAW FOR GOVERNING THE PROCEEDINGS OF THE COUNCIL, THE CONDUCT OF ITS MEMBERS AND THE CALLING OF MEETINGS FOR THE CORPORATION OF THE TOWNSHIP OF ADJALA – TOSORONTIO

Procedure By-law

A motion was made by Deputy Mayor Little, seconded by Councillor Cook and carried:

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed this 6th day of October, 2008.

4. BY-LAW 08-30A BY-LAW TO ADOPT AMENDMENT NO. 9 TO THE OFFICIAL PLAN OF THE TOWNSHIP OF ADJALA – TOSORONTIO

A motion was made by Councillor Jordan, seconded by Councillor Webster.

THAT the designation of Keenansville as a settlement area be removed from the Township of Adjala-Tosorontio Official Plan.

Councillor Jordan proceeded to raise concerns regarding development within Keenansville.

A point of order was raised by Deputy Mayor Little that the member was speaking off topic and that there is no development proposed for Keenansville.

Councillor Jordan requested a Recorded Vote.

Yeas: Jordan, Webster

Nays: Brett, Little, Walsh, Wallace, Cook

The motion was defeated (5:2)

A motion was made by Deputy Mayor Little, seconded by Councillor Jordan and carried:

THAT, Lot 12, Concession Road 5 and East Part Lot 22, and Part Lots 23 and 24, Concession Road 3 be voted on separately.

Councillor Webster declared a pecuniary interest with respect to lands described as Lot 12, Concession 5 due to property and refrained from discussion or voting on the motion.

A motion was made by Deputy Mayor Little, seconded by Councillor Wallace and carried:

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first time with the inclusion of Lot 12, Concession Road 5.

Councillor Brett declared a pecuniary interest with respect to lands described as East Part Lot 22 and Part Lots 23 and 24, Concession Road 3 and refrained from discussion or voting on the motion.

A motion was made by Deputy Mayor Little, seconded by Councillor Wallace and carried:

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a second time with the inclusion of East Part Lot 22, and Part Lots 23 and 24, Concession Road 3.

A motion was made by Councillor Wallace, seconded by Councillor Cook and carried:

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed this 6th day of October, 2008.

Deputy Mayor Little requested a Recorded Vote.

Yeas: Brett, Little, Walsh, Wallace, Cook

Nays: Jordan, Webster

The motion was carried (5:2)

VI GENERAL/UNFINISHED BUSINESS

1. A motion was made by Councillor Wallace, seconded by Deputy Mayor Little and carried:

RESOLUTION 08-64

WHEREAS Section 26 (7) of the Planning Act, R.S.O. 1990, c. P.13 states that when making revisions to the Official Plan, Council by resolution shall declare to the approval authority that the Official Plan meets the requirements of subclauses 26 (1) (a) (i), (ii) and (iii);

NOW THEREFORE BE IT RESOLVED THAT Council for the Corporation of the Township of Adjala-Tosorontio hereby declares that Official Plan Amendment NO. 9 to the Official Plan of the Township of Adjala-Tosorontio meets the requirements of Section 26 (1) (a) (i), (ii) and (iii) of the Planning Act, R.S.O. 1990, c. P.13.

VII DATE OF NEXT MEETING

The next regular meeting of Council will be held Monday November 3, 2008 at 6:30 p.m.

VIII ADJOURNMENT

A motion was made by Councillor Cook, seconded by Councillor Wallace and carried:

THAT the meeting adjourn.

The meeting adjourned at 8:12 p.m.

“T.Walsh”
MAYOR TOM WALSH

“B.Kane”
CLERK BARBARA KANE