

THE CORPORATION OF THE TOWNSHIP OF ADJALA-TOSORONTIO

Minutes of Council Meeting

ADMINISTRATION CENTRE

6:30 p.m.
Regular Meeting

TUESDAY APRIL 14, 2009

The meeting convened with Mayor
Tom Walsh presiding

ATTENDANCE

COUNCIL

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

STAFF

E. Wargel, Director of Public Works
B. Kane, Clerk
D. Bulman, Treasurer
G. Caterer, Director of Planning
P. Boissonneault, Fire Chief

I CALL TO ORDER

Mayor Walsh called the meeting to Order.

This meeting was rescheduled from April 6, 2009 due to weather conditions.

II LORDS PRAYER, NON-DENOMINATIONAL PRAYER, OR PERSONAL MOMENT OF SILENCE

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

III ACCEPTANCE OF AGENDA

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

THAT the Agenda be accepted.

II DISCLOSURE OF INTEREST

There were no disclosures of interest.

III ADOPTION OF MINUTES

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

THAT the minutes of Council Monday March 2, 2009 and Special Meetings of Council Monday March 9, 2009 at 9:30 a.m., Monday March 16, 2009 at 8:30 a.m. and Monday March 30, 2009 at 6:30 p.m. be adopted.

IV DEPUTATIONS, PUBLIC HEARINGS (MEETINGS) AND PRESENTATIONS

1. Public Meeting under the Development Charges Act
Re: To present and obtain public input on the Township's proposed area-specific development charges by-law and underlying background study

Mayor Walsh called the Public Meeting to order at 6:32 p.m.

Approximately 20 members of the public were in attendance.

Notice of the Public Meeting was given at least twenty days prior to the meeting by publication in local newspapers and on the Township website.

The Background Study and proposed By-law were available to the public at least two weeks prior to the meeting.

- i) Andrew Grunda
Watson & Associates Economists Ltd.
Township Consultant
Re: Presentation of Township Development Charges Study

Mr. Andrew Grunda of Watson & Associates Economists Ltd., Township Consultant made a presentation to Council and answered questions.

The following residents asked questions that were answered by Council and Mr. Grunda pertaining to the decision of the Ontario Municipal Board, services affected by proposed charges and allocation of costs and benefits.

Mr. Silvo Meridiani, Ms. Geraldine Ivany, Mr. Wayne Plaxton

The meeting closed at 7:10 p.m.

RESOLUTION 09-18

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

BE IT RESOLVED THAT the Township of Adjala – Tosorontio Area-Specific Development Charge Background Study for the Everett Settlement Area prepared by Watson & Associates Economists Ltd. dated March 20, 2009 be received and adopted.

- 2. Wayne Wilson, Shannon Stephens and Ryan Post
Nottawasaga Valley Conservation Authority
Re: Ontario Drinking Water Source Protection Stewardship Program

Mr. Wilson was unable to attend and sent his regrets. Ms. Stephens and Mr. Post spoke on behalf of the Nottawasaga Valley Conservation Authority regarding the Ontario Drinking Water Source Protection Stewardship Program and answered questions.

RESOLUTION 09-19

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

BE IT RESOLVED THAT Council for the Township of Adjala – Tosorontio accepts the Two Year Time of Travel delineation zones solely for the purpose of administering the Ontario Drinking Water Stewardship Program funds;

AND FURTHER THAT Council recognizes these geographic areas for this purpose only and they are not to be identified in any Land Use Planning exercises or decisions.

3. Jim Blake

Re: Request for Relief, Fencing By-law
4268 Concession Road 2, Former Adjala

Mr. Blake made a presentation to Council regarding his request for an exemption to Fencing By-law 05-40 and answered questions.

RESOLUTION 09-20

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

WHEREAS Mr. Blake has requested a variance from Subsection 4(b) of Fencing By-law 05-40 for the property located at 4268 Concession Road 2, Part Lot 28, Concession 1, Former Township of Adjala dated January 13, 2009;

AND WHEREAS Council has received a report from the Director of Public Works dated February 9, 2009;

AND WHEREAS Council recognizes the location of the old fence line for the purpose of By-law 05-40;

AND WHEREAS Council and Staff are satisfied that the requested variance from the By-law is not contrary to public interest;

NOW THEREFORE BE IT RESOLVED THAT Mr. Blake, 4268 Concession Road 2, Part Lot 28, Concession 1, Former Township of Adjala is hereby granted a variance from By-law 05-40 to permit a fence to be constructed in accordance with his letter dated January 13, 2009 subject to the following conditions:

THAT the trees located along the property line of the above noted property are to be maintained by the property owner;

AND THAT the property owner is required to install a snow fence to the satisfaction of the Public Works Department;

AND THAT if any concerns arise from drifting snow, Township Staff is directed to consult with the property owner to correct the situation or to remove the above mentioned fence.

4. Public Announcement

Re: Fees and Charges for Municipal Water and Wastewater Rates

It was the consensus of Council that this announcement be deferred at this time.

5. Time for Adjala – Tosorontio Ratepayers

Mr. Tom Gauley on behalf of the Adjala – Tosorontio Residents Association advised Council of the following:

ATRA Annual General Meeting – April 20th - 6:00 p.m. Township of Adjala – Tosorontio Municipal Centre.

Bus Trip to Casino Rama – April 22nd – Contact Pat O’Leary for more information.

6. Upcoming Events

(a) Adjala – Tosorontio Diversion Days are being held May 23rd, June 20th, July 18th, August 15th and September 19th. Councillor Brett reminds

everyone to bring all repairable, reusable or recyclable items to 3022 Concession Road 4, Adjala.

- (b) Accessibility Day – May 12, 2009 - 10:00 a.m. to 2 p.m. – Innisfil Recreation Centre
- (c) Canada Day Celebrations – July 1st, 2009 commencing at 10:00 a.m.
- (d) Earth Day – April 22, 2009.
- (e) Local Community Tree Planting Days – May 3rd and 8th.
- (f) Everfest – June 20th – John O. Irwin Park, Everett
- (g) Everett Community Garage Sale – May 9th
- (h) New Tecumseth Home, Health and Leisure Show – April 17th – 19th
- (i) Adjala – Tosorontio Fire Fighters Garage Sale – May 2nd
- (j) Adjala – Tosorontio Fire Fighters Seniors Tea – June 17th
- (k) Adjala – Tosorontio Fire Fighters Golf Tournament – July 11th

V CORRESPONDENCE AND REPORTS

1. PUBLIC WORKS

Roads, Utilities

Chair Deputy Mayor Doug Little, Vice Chair Councillor Jack Jordan

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

(a) Reports

Deputy Mayor Little gave a verbal update to Council on an upcoming meeting on April 25th at 10:00 a.m. at the Township Municipal Centre for Glencairn Residents affected by drainage issues.

- (i) Director of Public Works
Re: Replacement of Bridge 21, Concession 7

Council received and reviewed Director of Public Works report dated April 6, 2009.

- (ii) Director of Public Works
Re: Request for All-Way Stop and Speed Reduction
Concession Road 2 and 5 Sideroad, Former Adjala

Council received and reviewed Director of Public Works report dated April 6, 2009.

RESOLUTION 09-21

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

BE IT RESOLVED THAT Council adopt Director of Public Works report dated April 6, 2009;

AND THAT the request to install an all-way stop at the intersection of Concession Road 2 and 5 Sideroad Adjala and

reduce the speed limit on Concession Road 2 be deferred until sufficient warrants are derived to further substantiate such changes as requested.

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 advised Council that the date for presenting the sign for “Haley Park” in Loretto has been arranged for May 23rd at 11:00 a.m.

(b) Lisle Astros Baseball Club

Re: Baseball Tournament Victoria Day Weekend
May 16 to May 18th

Council received and reviewed letter dated March 25, 2009 from the Lisle Astros Baseball Club.

RESOLUTION 09-22

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

NOW THEREFORE BE IT RESOLVED THAT provided there is no liability to the Township of Adjala – Tosorontio and provided the Club abides by the conditions set out in the Alcohol Policy for Special Occasion Permits adopted by Council resolution dated April 2, 2001, we have no objection to the Lisle Astros Baseball Club receiving a Special Occasion Permit from the Liquor Licence Board of Ontario to have a licenced beer garden at their Annual Victoria Day Weekend Baseball Tournament at the Ross Houston Memorial Park in Lisle May 16th to May 18th, inclusive;

AND THAT Council support the Application to the LCBO and the event is subject to the approval of the Fire Chief and submission of Facility Rental Agreement, proof of liability insurance and deposit by May 1st, 2009;

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 Wallace seconded by Councillor Jordan and carried:

THAT the Accounts Payable Number 05-09 paid by the Treasurer for the period of February 25, 2009 – March 10, 2009 in the amount of \$205,862.35 is hereby approved.

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

THAT the Accounts Payable Number 06-09 paid by the Treasurer for the period of March 11, 2009 – March 24, 2009 in the amount of \$2,322,593.80 is hereby approved.

(b) Reports

There were no reports.

(c) Councillor Brett

Re: Enabling Accessibility Fund (EAF)

Councillor Brett provided Council with information on funding available by the Government of Canada to help address the needs of people with disabilities.

4. LAND USE PLANNING AND DEVELOPMENT

Chair Councillor Ray Wallace, Vice Chair Councillor Joy Webster

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

(a) Reports

There were no reports.

VI RESOLUTIONS

1. Town of Lakeshore

Re: In Line Municipal Drain Construction

Council received and reviewed request from the Town of Lakeshore.

RESOLUTION 09-23

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

BE IT RESOLVED THAT Council support the Town of Lakeshore in their request to the Department of Fisheries and Oceans, Ministry of Natural Resources, Essex Region Conservation Authority, Lower Thames Valley Conservation Authority and Conservation Ontario to review each municipal drain project in a timely fashion and properly determine the appropriateness of apply the Ministry of Natural Resources fish spawning restriction window and the regulations contained within applicable Federal and Provincial Acts.

2. Parental Alienation Awareness Organization

Re: Request to Proclaim April 25th Parental Alienation Awareness Day

Council received and reviewed letter of request dated March 12, 2009.

RESOLUTION 09-24

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

WHEREAS Parental Alienation is a form of child abuse that involves the systematic brainwashing and manipulation of children with the sole purpose of destroying a loving and warm relationship once shared with a parent;

AND WHEREAS Parental Alienation Awareness Day is put forth to help raise awareness about this growing problem of mental and emotional child abuse seen mostly in cases of divorce and separation;

AND WHEREAS with awareness comes education and understanding, and the power to stop the abuse of innocent children caught in the crossfire of the people they love;

NOW THEREFORE BE IT RESOLVED THAT Council of the Corporation of the Township of Adjala – Tosorontio does hereby proclaim April 25th, 2009 Parental Alienation Awareness Day;

3. Township of Otonabee-South Monaghan
Re: Volunteer Firefighters Inclusion in Presumptive Legislation Regulation

Council received and reviewed request dated March 16, 2009.

RESOLUTION 09-25

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

BE IT RESOLVED THAT Council support the Township of Otonabee-South Monaghan in their request to the Provincial Government to take immediate action to implement Presumptive Legislative Regulations to include Volunteer and Part-Time Firefighters.

VII BY-LAWS

1. BY-LAW 09-09

A BY—LAW TO AUTHORIZE A LIBRARY AGREEMENT WITH THE CLEARVIEW PUBLIC LIBRARY BOARD
2009 Clearview Library Agreement

A motion was made by Councillor Wallace, seconded by Councillor Webster 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 14th day of April, 2009.

2. BY-LAW 09-10

A BY-LAW TO AUTHORIZE A LIBRARY AGREEMENT WITH THE NEW TECUMSETH PUBLIC LIBRARY BOARD
2009 New Tecumseth Library Agreement

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 14th day of April, 2009.

3. BY-LAW 09-11

A BY-LAW TO AUTHORIZE THE EXECUTION OF AN AGREEMENT WITH HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO AS REPRESENTED BY THE MINISTRY OF AGRICULTURE, FOOD AND RURAL AFFAIRS FOR FUNDING UNDER THE ONTARIO SMALL WATERWORKS ASSISTANCE PROGRAM – PART 2 (OSWAP-2)

A motion was made by Councillor Cook, seconded by Councillor Webster 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 14th day of April, 2009.

4. BY-LAW 09-12

A BY-LAW TO AUTHORIZE THE EXECUTION OF AN AGREEMENT WITH HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO AS REPRESENTED BY THE MINISTRY OF ENERGY AND INFRASTRUCTURE AND MINISTRY OF AGRICULTURE, FOOD AND RURAL AFFAIRS FOR FUNDING UNDER THE INTAKE ONE OF THE BUILDING CANADA FUND COMMUNITIES COMPONENT (BCF-CC)

A motion was made by Councillor Webster, seconded by Councillor Brett 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 14th day of April, 2009.

5. BY-LAW 09-13

A BY-LAW TO AUTHORIZE THE EXECUTION OF A LICENCE AGREEMENT BETWEEN THE CORPORATION OF THE TOWNSHIP OF ADJALA – TOSORONTIO AND SILVER BROOKE GOLF INC.

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 and second time and be considered read a third time and finally passed this 14th day of April, 2009.

6. BY-LAW 09-14

A BY-LAW FOR THE IMPOSITION OF DEVELOPMENT CHARGE WITHIN THE EVERETT SETTLEMENT AREA

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

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.

Motion to Amend

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

THAT the motion be amended as follows:

THAT paragraph 2 of the proposed by-law be amended by adding the word “roads” after the word “physical” and before the word “services”.

The motion was carried:

A motion was made by Councillor Webster, seconded by Councillor Wallace 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 14th day of April, 2009.

VI GENERAL/UNFINISHED BUSINESS

There were no items.

VII DATE OF NEXT MEETING

The next regular meeting of Council will be held Monday May 4, 2009 at 6:30 p.m.

VIII ADJOURNMENT

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

THAT the meeting adjourn.

The meeting adjourned at 8:20 p.m.

“T. Walsh”
MAYOR TOM WALSH

“B. Kane”
CLERK BARBARA KANE