

THE CORPORATION OF THE TOWNSHIP OF ADJALA-TOSORONTIO

Minutes of Council Meeting

ADMINISTRATION CENTRE

6:30 p.m.
Regular Meeting

MONDAY JUNE 7, 2010

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

E. Wargel, CAO
B. Kane, Clerk
J. Hosick, Dir. of Growth and Development
D. Bulman, Treasurer

I CALL TO ORDER

Mayor Walsh called the meeting to Order.

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 Brett, seconded by Councillor Webster and carried:

That the Agenda be accepted with the following additions:

- a) Kapp Construction – request for exemption to Fill By-law.

IV DISCLOSURE OF INTEREST

There were no disclosures of interest.

V ADOPTION OF MINUTES

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

THAT the minutes of Council Monday May 3, 2010 and Special Meetings of Council Monday May 3, 2010 at 5:00 p.m., Monday May 17, 2010 at 6:30 p.m. and Monday May 27, 2010 at 6:30 p.m. be adopted.

VI DEPUTATIONS, PUBLIC HEARINGS (MEETINGS) AND PRESENTATIONS

- 1. Maureen Nixon
Re: 10 Lynch Lane

Ms. Nixon made a deputation to Council with respect to a dog issue at 10 Lynch Lane in Everett.

2. Time for Adjala – Tosorontio Ratepayers

Resident Tom Gauley on behalf of the Adjala – Tosorontio Resident's Association provided Council with an update on upcoming events. Events have been listed under VI 3.

3. Upcoming Events

June 11th – Relay for Life

June 16th – Seniors Tea

July 17th – Everett Firefighters Golf Tournament

Diversion Days July 17th, August 14th & September 18th. Councillor Brett reminds everyone to bring all repairable, reusable or recyclable items to the Simcoe Adjala Transfer Station at 3022 Concession Road 4 (near Loretto)

July 1st – Canada Day Celebrations

VII CORRESPONDENCE AND REPORTS1. 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 provided Council with an update on the following:

- i) Township calcium applications, paving and grass cutting
- ii) Construction on County Road 50 and Lisle Bridge on Mulmur/Tosorontio Townline
- iii) Vandalism on the May 24 weekend

Councillor Wallace expressed concerns from a resident living on Concession Road 3 of Adjala regarding the recent paving of 20th Sideroad. Council directed that the CAO contact the owner on Concession Road 3 and provide an update on the paving of 20th Sideroad and any proposed upgrades to Concession Road 3.

(b) R. J. Burnside and Associates Ltd.

Township Engineering Consultants

Re: Recommendation to Release Securities and Final
Acceptance

Lisle Park Subdivision

Council received and reviewed report dated May 26, 2010 from R.J. Burnside and Associates Limited.

RESOLUTION 10-50

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

BE IT RESOLVED THAT Council receive and adopt report dated May 26, 2010 from R.J. Burnside and Associated Limited for Lisle Park Subdivision recommending that all remaining securities be returned upon Council approval of a resolution for Final Acceptance and confirmation of all accounts being in good standing with the Treasurer.

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 gave a verbal report to Council on the following:

- i) Adjala – Tosorontio Outdoor Rink Committee Meeting held on May 11, 2010.
- ii) Activities of the Adjala – Tosorontio Fire Department including:
 - a) The first Senior’s Tea for the Lisle and Area residents.
 - b) Upcoming Senior’s Tea at the Municipal Office.
 - c) Diversion Days and other events.

(b) KAPP Contracting Inc on behalf of Michael Demianiuk

Re: Request for exemption from Fill By-law
3175 County Road 50

Council received and reviewed letter dated June 7, 2010 requesting an exemption from the Township Fill By-law.

RESOLUTION 10-51

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

BE IT RESOLVED THAT an exemption from Section 2.3 and Section 2.4 of the Township Fill By-law has been granted to Kapp Contracting Inc on behalf of Michael Demianiuk for the property located at 3175 County Road 50, former Township of Adjala, PIF# 2A-12000 to allow more than 250 meters in volume and more than 100 cubic meters of fill to be placed or dumped per day;

AND THAT all other requirements of the fill by-law still apply;

AND THAT the applicant be directed to send a letter to the neighbouring property advising of the project.

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 Webster and carried:

THAT the Accounts Payable Number 9-10 paid by the Treasurer for the period of April 21, 2010 – May 4, 2010 in the amount of \$160,717.65 is hereby approved.

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

THAT the Accounts Payable Number 10-10 paid by the Treasurer for the period of May 5, 2010 – May 18, 2010 in the amount of \$169,645.36 is hereby approved.

(b) Reports

Councillor Brett advised Council that Canada Day Celebrations would be receiving funding from the Minister of Canadian Heritage and Official Languages.

(c) Councillor Brett
Re: Materials Management Committee
Report to Council

Council received and reviewed the Materials Management Committee report dated June 7, 2010 and directed that it be filed as information.

(d) Councillor Brett
Re: Association of Municipalities of Ontario
Case for Joint and Several Liability Reform in Ontario

Council received and reviewed “The Case for Joint and Several Liability Reform Ontario” prepared by the AMO Municipal Liability Reform Working Group dated April 1, 2010.

RESOLUTION 10-52

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

WHEREAS the Association of Municipalities of Ontario has presented the Case for Joint and Several Liability Reform in Ontario to the Attorney General’s Office;

AND WHEREAS letters of support and resolutions are being solicited and have been received from municipal councils throughout Ontario;

AND WHEREAS the issues raised are of direct relevance to the Township of Adjala – Tosorontio’ operations and represents a significant burden on their financial and legal resources;

AND WHEREAS the Township of Adjala – Tosorontio communicate its endorsement of the Case for Joint and Several Liability Reform in Ontario to the Association of Municipalities of Ontario and to the office of the Attorney General for Ontario.

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

a) Director of Growth and Development
Re: 994205 Adjala – Mono Townline

RESOLUTION 10-53

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

BE IT RESOLVED THAT Council receive and adopt the recommendations provided in Planning Staff Report dated June 7, 2010.

- (b) Karren Wallace
 Re: Letter re: Proposed Limestone Mine
 Township of Melancthon

This item is brought forward from the regular meeting of Council March 1, 2010.

- i) The Township of Melancthon
 Re: Response to Resolution of Council
- ii) The Highland Companies
 Re: Proposed Quarry in Melancthon Township

RESOLUTION 10-54

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

BE IT RESOLVED THAT Council receive e-mail dated Friday May 21, 2010 from the Township of Melancthon and letter dated May 24, 2010 from The Highland Companies and direct that they be filed as information;

AND FURTHER THAT Council direct that the letter dated January 19, 2010 from Karren Wallace also be filed as information;

AND FURTHER THAT Staff are directed to send a letter to the Township of Melancthon requesting that the Township of Melancthon provide Council with future updates on the proposed quarry.

VIII RESOLUTIONS

1. Spina Bifida & Hydrocephalus Association of Ontario
 Re: Request to proclaim June
 Spina Bifida and Hydrocephalus Awareness Month

Council received and reviewed letter dated May 20, 2010.

RESOLUTION 10-55

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

WHEREAS the Spina Bifida and Hydrocephalus Association of Ontario serves people with spina bifida and hydrocephalus, their families and the public;

AND WHEREAS Health Canada has proclaimed June as Spina Bifida and Hydrocephalus Awareness Month;

AND WHEREAS there are many people who are not aware of the Association or that it offers support, information and education programs and funds research to find ways to prevent and treat these conditions;

AND WHEREAS the Association encourages all Ontarians to learn more about these conditions and to appreciate the challenges faced by individuals affected by them;

NOW THEREFORE BE IT RESOLVED THAT the Corporation of the Township of Adjala – Tosorontio hereby proclaims the month of June to be Spina Bifida and hydrocephalus Awareness Month in the Township of Adjala – Tosorontio and Council urges all citizens to give full consideration and attention to the Spina Bifida and Hydrocephalus Association of Ontario for their work on behalf of those with spina bifida and hydrocephalus and their families.

2. Township of Essa
Re: Private Members Bill 13

Council received and reviewed letter dated May 6, 2010.

RESOLUTION 10-56

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

BE IT RESOLVED THAT Council support the Township of Essa' resolution with respect to Private Members Bill 13.

IX BY-LAWS

1. BY-LAW 10-20

A BY-LAW TO ESTABLISH MUNICIPAL RATES AND TAX RATIOS FOR THE YEAR 2010 AND TO PROVIDE FOR THE COLLECTION OF INTEREST

2010 Tax Rate By-law

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

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 7th day of June, 2010.

2. BY-LAW 10-21

A BY-LAW TO ADOPT AMENDMENT NO. 12 TO THE OFFICIAL PLAN OF TOWNSHIP OF ADJALA – TOSORONTIO

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 7th day of June, 2010.

3. BY-LAW 10-22

A BY-LAW TO AMEND BY-LAW NO. 03-57, AS AMENDED OF THE TOWNSHIP OF ADJALA-TOSORONTIO

Part West Half of Lot 13, Concession 1, 994205 Mono/Adjala Townline, former Township of Adjala, PIF/5-010-00

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

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 7th day of June, 2010.

Motion to Amend

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

That the By-law be amended by deleting Section 5 and replacing it with the following:

“THAT this By-law shall come into force on the date of passage and take effect the day after the date in which:

a) the amendment to the Official Plan comes into effect in accordance with Section 34(21) of the Planning Act R.S.O. 1990 as amended

and;

b) where a notice of appeal is received, upon the approval of the Ontario Municipal Board, in accordance with Section 34 of the Planning Act, R.S.O. 1990.

Return to Main Motion

The motion carried.

4. BY-LAW 10-23

A BY-LAW TO ACCEPT, ASSUME AND DEDICATE CERTAIN WORKS
IN REGISTERED PLAN 51M-759

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 7th day of June, 2010.

5. A by-law to authorize the execution of an amending agreement with Salvatore Giuliano.

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

THAT this by-law be deferred until the subject property located at Part of Lot 1, Concession 6, in the former Township of Adjala is brought up to standards in accordance with the Decision of the Committee of Adjustment File No. A08/09 dated August 19, 2009.

X GENERAL/UNFINISHED BUSINESS

XI DATE OF NEXT MEETING

The next regular meeting of Council will be held Monday July 19, 2010 at 6:30 p.m.

XII ADJOURNMENT

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

THAT the meeting adjourn.

The meeting adjourned at 8:15 p.m.

“T. Walsh”
MAYOR TOM WALSH

“B. Kane”
CLERK BARBARA KANE