

TOWNSHIP OF AMARANTH

October 1, 2008

The Township of Amaranth Council met in the Council Chambers of the municipal office on October 1, 2008, commencing at 10:00 a.m.

PRESENT:	Mayor	D. MacIver
	Deputy-Mayor	W. Kolodziechuk
	Councillor	J. Aultman
	Councillor	P. Way
	Councillor	B. Cowie
	CAO/Clerk-Treasurer	S. Stone
	Planner	C. Gervais
	Director of Public Works	D. Price
	Deputy-Clerk	C. Doherty

1. **Opening of Meeting**

Mayor MacIver opened the meeting.

2. **Late Submissions** (to be in the office prior to the meeting)

2.1 **Resolution # 1**

Moved by B. Cowie - Seconded by P. Way

**Resolved** that the following items be hereby added to / deleted from the agenda.

Added:

1. CTC Source Protection - Drinking Water  
Draft Proposed Terms of Reference
2. ROMA Insurance Program  
Retro Assessment

**Carried.**

3. **Approval of Agenda**

3.1 **Resolution # 2**

Moved by P. Way - Seconded by B. Cowie

**Resolved** that Council approve the agenda as amended. **Carried.**

4. **Disclosure of Pecuniary Interest**

Can be declared at any time during the meeting. None declared at this time.

5. **Approval of Minutes**

Regular Council Meeting - September 17, 2008

5.1 **Resolution # 3**

Moved by J. Aultman - Seconded by W. Kolodziechuk

**Resolved** that Council do hereby approve the minutes of the regular meeting of Council held September 17, 2008 as printed and circulated. **Carried.**

10: 00 a.m. to 10:15 a.m.

6. **Public Question Period**

Nothing at this time.

10:15 a.m.

7. **Delegations**

7.1 **Brian Logel - The Maples Independent Country School**

Extension of agreement for school portables - Con. 1, West Part Lot 1

Mr. Logel addressed Council requesting an extension to his agreement with respect to two school portables at Con. 1, Lot 1 - The Maples Independent School. There were no objections to his request, and the following resolution was set forth.

**Resolution # 4**

Moved by B. Cowie - Seconded by P. Way

**Resolved** that Council concur with the request by Brian Logel, Owner/Operator of the Maples Independent School (Concession 1, West Part Lot 1) for an extension of the agreement for 2 portable classrooms, from September 2009 to September 2011; and the existing deposit be retained by the Township, as security. **Carried.**

8. **Public Meeting**

Nothing at this time.

9. **Unfinished Business**

The following matters were received and/or dealt with.

9.1 **Township of Amaranth Fire Permit & By-law / Tariff of Fees By-law**

9.1.1 Township of Amaranth fire permits and by-laws were reviewed, along with comments from the Shelburne & District Fire Department, Grand Valley & District Fire Department and Orangeville Fire Department. Staff instructed to make amendments to the bylaw and bring back to Council. Amendments to include restrictions on the size of the fire, the number of fires, and fees to be charged for any inspection required, also adequate equipment to extinguish fire to be on site.

9.2 **Nottawasaga Valley Conservation Authority - Dufferin County Headwaters Pilot Study - Drinking Water Source Protection**

9.2.1 Maps

Council were provided maps with respect to the Dufferin County Headwaters Pilot Study. The full report was given at the last meeting of Council.

9.3 **Amaranth Building**

9.3.1 Update

CAO reported that the cost of a water system for the entire municipal building would range from \$7,000.00 to \$10,000.00. More accurate costs to be brought back to next council meeting.

Remedial outside work on the building should be completed next week.

9.4 **Grand River Estates**  
9.4.1 Resolution.

Discussion led to the following resolution.

**Resolution # 5**

Moved by B. Cowie - Seconded by P. Way

**Resolved** that Whereas the Township entered into Minutes of Settlement dated September 2005 to settle a lawsuit between the Township and Grand River Estates which settlement resulted in the payment of monies by Grand River Estates to complete the outstanding subdivision works, including water system upgrades;

And Whereas there are settlement monies remaining after the completion of subdivision works (other than water system upgrades) that Township Council has required to be completed;

And Whereas paragraph 1 of the Minutes of Settlement permits the Township to apply settlement monies to “water system upgrades”;

And Whereas the Township expended monies to upgrade the water system servicing the Grand River Estates subdivision;

And Whereas the Township also previously invoiced the residents of the Grand River Estates Subdivision for such upgrades, as it was uncertain that there would be monies remaining for water system upgrades after the completion of the other subdivision works;

Now Therefore:

The Township Council directs staff to apply the remaining monies from the settlement monies to the costs of the water system upgrades for the water system servicing the Grand River Estates Subdivision;

And Further that Township Council directs staff to rebate to each water system account located in the Grand River Estates Subdivision the proportional share of the monies previously collected on each account, with such rebate being in the same form as previously paid, i.e. in full or over time, so as to eliminate duplication of payment to the costs of the water system upgrades. **Carried.**

9.5 **Other**

Nothing at this time.

10. **Road Business**

The following matters were received and/or dealt with.

10.1 **Director of Public Works Report**

10.1.1 Report

Director of Public Works updated Council with respect to roads department. They are working on the Mono-Amaranth Townline and completion of Bridge 9 is expected to be early to mid November 2008.

10.2 **Other**

Nothing at this time.

11. **Planning**

The following matters were received and/or dealt with:

11.1 **Consent Application B6-08 (Hie: Gerald & Donna) Con. 1, Lot 9**  
To create residential building lot (Decision)

Mrs. Hie was in attendance.  
Discussion resulted in the following resolution.

**Resolution # 6**

Moved by P. Way - Seconded by B. Cowie

**Resolved** that Consent Application B6-08 by Gerald & Donna Hie (Owners) for consent to sever 1 ha. (2.5 ac) from Concession 1, West Part Lot 9, to create a residential building lot be **approved**.

Reasons: Conforms to the Official Plan.

Conditions:

Park Dedication in the amount of \$250.00.

Tax paid in full on severed and retained parcel.

Conservation Authority approval on severed and retained parcel.

Entrance permit required on severed parcel.

Approval for septic system on severed parcel.

Plan of Survey required on severed and retained parcel.

(Paper and digital format)

Consent Agreement to be registered on title on severed and retained parcel, and to include requirement for fence on north, south and east boundary.

Road widening required on severed and retained parcel.

That any road widenings, easements, survey cost, legal cost and any other transaction pertaining to this application shall be borne by the applicant.

Certificate of Title to be supplied, showing no encumbrances on the land for road widening purposes.

That all conditions be fulfilled and certificate of Clerk issued within one year of the date of Notice of Decision was given, failing to do so will cause the application to be null and void.

**Carried.**

11.2 **Consent Application B7-08 (Hie: Gerald & Donna) Con. 1, Lot 9**  
To create residential building lot (Decision)

Mrs. Hie was in attendance.  
Discussion resulted in the following resolution.

**Resolution # 7**

Moved by P. Way - Seconded by B. Cowie

**Resolved** that Consent Application B7-08 by Gerald & Donna Hie (Owners) for consent to sever 1 ha. (2.5 ac) from Concession 1, West Part Lot 9, to create a residential building lot be **approved**.

Reasons: Conforms to the Official Plan.

Conditions:

Park Dedication in the amount of \$250.00.

Tax paid in full on severed and retained parcel.

Conservation Authority approval on severed and retained parcel.

Entrance permit required on severed parcel.

Approval for septic system on severed parcel.

Plan of Survey required on severed and retained parcel.

(Paper and digital format)

Consent Agreement to be registered on title on severed and retained parcel, and to include requirement for fence on south and east boundary.

Road widening required on severed and retained parcel.

That any road widenings, easements, survey cost, legal cost and any other transaction pertaining to this application shall be borne by the applicant.

Certificate of Title to be supplied, showing no encumbrances on the land for road widening purposes.

That all conditions be fulfilled and certificate of Clerk issued within one year of the date of Notice of Decision was given, failing to do so will cause the application to be null and void.

**Carried.**

11.3 **Consent Application B8-08 (Hie: Gerald & Donna) Con. 1, Lot 9**

To create residential building lot (Decision)

Mrs. Hie was in attendance.

Discussion resulted in the following resolution.

**Resolution # 8**

Moved by W. Kolodziechuk - Seconded by J. Aultman

**Resolved** that Consent Application B8-08 by Gerald & Donna Hie (Owners) for consent to sever 1 ha. (2.5 ac) from Concession 1, West Part Lot 9, to create a residential building lot be **approved**.

Reasons: Conforms to the Official Plan.

Conditions:

Park Dedication in the amount of \$250.00.

Tax paid in full on severed and retained parcel.

Conservation Authority approval on severed and retained parcel.

Entrance permit required on severed parcel.

Approval for septic system on severed parcel.

Plan of Survey required on severed and retained parcel.

(Paper and digital format)

Consent Agreement to be registered on title on severed and retained parcel, and to include requirement for fence on south and east boundary.

Road widening required on severed and retained parcel.

That any road widenings, easements, survey cost, legal cost and any other transaction pertaining to this application shall be borne by the applicant.

Certificate of Title to be supplied, showing no encumbrances on the land for road widening purposes.

That all conditions be fulfilled and certificate of Clerk issued within one year of the date of Notice of Decision was given, failing to do so will cause the application to be null and void.

**Carried.**

11.4 **Development Update**

CAO provided update. Also, Township Official Plan and Zoning Bylaw Public Meeting scheduled for November 5, 2008 at 7:00 p.m.

11.5 **Town of Shelburne Planning & Development Dept.**

11.5.1 Site Plan Application #SPA08/01 - Proposed expansion of Canada Post facility @ 131 First Ave. E. Shelburne

11.6 **Other**

Nothing at this time.

12. **By-Law Enforcement**

Nothing at this time.

13. **Committee Reports**

All matters read, received and dealt with.

13.1 **County of Dufferin**

13.1.1 DMOA Resolution & Report to County Council

13.1.2 Council In Brief - September 11/08

13.1.3 Annual Emergency Management Training and Exercise Event - October 21/08

13.1.4 New Addition to the Green Bin Program

13.2 **Dufferin Municipal Officers Association**

13.2.1 Minutes of meeting - June 20/08

13.2.2 Minutes of meeting - August 14/08

13.2.3 Resolution - Tax Phase In Program (10-5-5)

13.3 **Grand Valley & District Community Centre Board**

13.3.1 Minutes of meeting - September 8/08

Deputy-Mayor Kolodziechuk reported on the activities of the Grand Valley & District Community Centre Board and proposed renovations by the County of Dufferin in order to accommodate the Early Years programme. Public meeting held to receive public input and further meeting scheduled.

13.4 **Grand Valley Agricultural Society**

13.4.1 Certificate of Appreciation to Amaranth Twp. for their support of the Grand Valley Fall Fair Sponsorship Program

13.5 **Shelburne Public Library Board**

13.5.1 Minutes of meeting - August 19/08

Councillor Cowie updated Council on the activities of the Shelburne Public Library Board.

13.6 **Centre Dufferin Recreation Complex**

13.6.1 Minutes of meeting - July 23/08

Councillor Bill Cowie reported on the Centre Dufferin Recreation Complex.

13.7 **Centre Dufferin Physician Recruitment Committee**

13.7.1 Discussion & Committee Representation

Councillor Aultman addressed issues concerning the Centre Dufferin Physician Recruitment Committee, and requested that she be appointed as alternate, resulting in the following resolution.

**Resolution # 9**

Moved by W. Kolodziechuk - Seconded by P. Way

**Resolved** that Council do hereby rescind Resolution Number 15, dated August 20, 2008, with respect to the appointment of Councillor Jane Aultman, as representative for the Township of Amaranth on the Centre Dufferin Physician Recruitment Committee;

And do hereby appoint Councillor Bill Cowie as Amaranth's representative, and Councillor Jane Aultman as the alternate, to the Centre Dufferin Physician Recruitment Committee. **Carried.**

- 13.8 **Nottawasaga Valley Conservation Authority**
- 13.8.1 Highlights from meeting - September 12/08
- 13.8.2 Nottawasaga Valley Response Team Summary Conditions - September 15/08

Councillor Aultman and Councillor Way to attend a meeting regarding Source Water Protection on October 6, 2008 @ 7:00 p.m. at the Welling Museum in Fergus.

Also, request to include the Pullen Well in the Source Water Protection Plan for Amaranth was discussed, and the following resolution was passed:

**Resolution # 10**

Moved by P. Way - Seconded by B.Cowie

**Resolved** that Whereas Hamount Investment Ltd. and Valleygrove Investment Incorporated, being the owners of lands located on the East ½ of Lots 1 and 2, Concession 1 and the East ½ of Lots 3, Concession 1, in the Township have pending development applications at the Ontario Municipal Board for Plan(s) of Subdivision and

Zoning By-law(s) to permit the development of a plan of subdivision of approximately 93 residential estate lots;

And Whereas these owners have advised the Ontario Municipal Board on September 10, 2008, that they are pursuing a servicing approval which would result in the construction of a water system based on the Pullen Well, and which water system the Township would be requested to assume as a municipal water system, subject to the terms and conditions of a subdivision agreement to be negotiated with the owners;

And Whereas other development proposals exist in the vicinity of this proposed residential estate lot subdivision, for amongst other matters, employment uses, which may also consider connections to the proposed water system based on the Pullen well;

Now Therefore:

The Township Council directs staff, together with Township consultants, including the Township Engineer, to include the proposed water system based on the Pullen Well, as one of the potential municipal water systems, in any request for monies, funding estimates, or other documentation required to be submitted to Province under the implementation of the source water protection legislation.

**Carried.**

- 13.9 **Credit Valley Conservation Authority**
- 13.9.1 Federal & Provincial Funding for Environment
- 13.9.2 Minutes - Board of Director's meeting - September 12/08
- 13.10 **Grand River Conservation Authority**
- 13.10.1 Minutes - September 2008
- 13.11 **Advisory Committee - By Pass @ Hwy. 89 & 10**
- 13.11.1 Update

Director of Public Works Doug Price reported on the advisory committee meeting that he and Councillor Way attended, concerning the Hwy. 89 & 10 proposed by-pass.

- 13.12           **Amaranth Recreation**  
13.12.1       Notice of Open House - October 4/08 - 11:00 a.m. to 3:00 p.m.
- 13.13           **Centre For Business and Economic Development Committee**  
13.13.1       Invitation for Breakfast - Thursday, October 2/08 - 8:00 a.m. to 9:00 a.m.  
Deja Vu Diner - 318 Broadway, Orangeville
- 13.14           **Other**
- Councillor Cowie reported on Fiddle Park proposal for a pavilion and the CDRC funding requirements for capital works.
14.            **General Business & Correspondence**
- All matters read, received and dealt with.
- 14.1           **Hydro One**  
14.1.1       Energy Conservation
- 14.2           **Waste Diversion Ontario**  
14.2.1       Blue Box Best Practices
- 14.3           **Town of Mono**  
14.3.1       Resolution - Tax Phase In Program
- 14.4           **Township of Mulmur**  
14.4.1       Resolution - Tax Phase In (10-5-5)
- 14.5           **Township of Melancthon**  
14.5.1       Resolution - Tax Phase In (10-5-5)
- 14.6           **Town of Fort Erie**  
14.6.1       Niagara Health System - Hospital Improvement Plan
- 14.7           **A.M.O**  
14.7.1       Local Government Week - October 19<sup>th</sup> - 25<sup>th</sup>, 2008  
14.7.2       Application Site for Intake One of Building Canada Fund Communities  
14.7.3       Report to members on August 2008 Board Meeting  
14.7.4       Immigration Paper  
14.7.5       Federal Election 2008 and Ontario Municipalities
- 14.8           **Ministry of Health Promotion**  
14.8.1       Expression of Interest in Sport Hosting Event for 2009-2010
- 14.9           **Ministry of Agriculture**  
14.9.1       Building Canada Fund - Communities Component
- 14.10          **Ministry of Municipal Affairs & Housing**  
14.10.1       Growing the Greenbelt
- 14.11          **Ministry of Natural Resources**  
14.11.1       Tourism Competitiveness Study
- 14.12          **Canada / Ontario (BCF-CC Intake One)**  
14.12.1       Infrastructure Framework Agreement

Proposed projects to be brought back for Council's consideration.

14.13 **Other**

Nothing at this time.

15. **Closed Meeting**15.1 **By-law Enforcement Matters**

## 15.1.1 Update

15.2 **Litigation Matters**

## 15.2.1 Update

**Resolution # 11** (approximately 2:10 p.m.)

Moved by B. Cowie - Seconded by P. Way

**Resolved** that Council move into a closed meeting pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reasons(s):

Litigation or potential litigation. **Carried.**

**Resolution # 12** (approximately 2:25 p.m.)

Moved by J. Aultman - Seconded by W. Kolodziechuk

**Resolved** that Council do now rise and report from closed meeting and resume regular business. **Carried.**

Update with respect to By-law Enforcement matters to be brought back to upcoming meeting of Council.

16. **By-laws** (if any)

Nothing at this time.

17. **Late Submissions**17.1 **CTC Source Water Protection- Drinking Water**

## Draft Proposed Terms of Reference

It was agreed that the draft Terms of Reference requires further explanation, therefore Amaranth Council would appreciate joining the meeting scheduled for October 14, 2008, between East Garafraxa Council and Source Water Protection representatives Bob Burnside and Dale Murray, for additional clarification and discussion.

17.2 **ROMA Insurance Program**

## Retro Assessment

Matter discussed; however, no decision with respect to form of payment pending insurance proposals being received for consideration.

18. **General Accounts and Road Accounts**

Nothing at this time.

19. **New Business**19.1 **Other****OPP Interviews**

Mayor Don MacIver reported on the OPP Detachment Commander interviews held earlier in the week.

Deputy Mayor Kolodziechuk commented on the OPP Dufferin Detachment 2008 Inaugural Community Newsletter, and the following resolution was set forth.

**Resolution # 13**

Moved by W. Kolodziechuk - Seconded by P. Way

**Resolved** that Whereas the Dufferin O.P.P. Detachment circulated their inaugural community newsletter, the Council of the Corporation of the Township of Amaranth congratulates the members of the Police Services Boards in the County and the members of the O.P.P. Detachment for their professionalism in development of this newsletter and encourage them to continue with this initiative. **Carried.**

20. **Confirming By-law**20.1 **Resolution # 14**

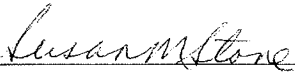
Moved by B. Cowie - Seconded by P. Way

**Resolved** that leave be given to introduce a by-law to confirm the proceedings of the regular meeting of Council of the Township of Amaranth for October 1, 2008, and that it be given the necessary readings and be passed and Numbered 77-2008. **Carried.**

21. **Adjournment** (approx. 2:40 p.m.)21.1 **Resolution # 15**

Moved by J. Aultman - Seconded by W. Kolodziechuk

**Resolved** that Council do now adjourn to meet again on October 15, 2008 at 7:00 p.m. or at the call of the Mayor. **Carried.**

  
CLERK

  
HEAD OF COUNCIL