

TOWNSHIP OF AMARANTH

The Township of Amaranth Council met in the Council Chambers of the municipal office, Laurel, Ontario on May 20, 2009, commencing at 7:00 p.m.

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

1. **Opening of Meeting**

In the absence of Mayor MacIver, Deputy-Mayor Kolodziechuk assumed Chair and called the meeting to order.

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

Resolution # 1

Moved by B. Cowie - Seconded by P. Way

Resolved that the following items be hereby added to the agenda.

Added:

1. Planning Matters - Item 11.5 - Other
Growth Plan Update
Zoning By-law Housekeeping Amendments
2. Late Submissions - Item # 16
Grand Valley & District Community Centre
Resolution - Recreational Infrastructure Canada Grant Program
3. Conservation Authority Jurisdiction - Resolution

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 - May 6, 2009

Special Meeting of Council - May 12, 2009 (2009 Draft Budget)

Regular Meeting - May 6/09**Resolution # 3**

Moved by J. Aultman - Seconded by B. Cowie

Resolved that Council do hereby approve the minutes of the regular meeting of Council held May 6, 2009 as circulated. **Carried.**

Special Meeting - May 12/09

Monies from sale of surplus vehicles going into the generator reserve were discussed. At request of Director of Public Works, the matter of whether monies should have been placed in a roads department reserve will be further considered at the next meeting.

Resolution # 4

Moved by P. Way - Seconded J. Aultman

Resolved that Council do hereby approve the special meeting minutes of May 12, 2009 as circulated. **Carried.**

7:00 p.m. to 7:15 p.m.**6. Public Question Period**

Theresa Kidd addressed Council with respect to their living conditions across from the Canadian Hydro sub-station. She indicated that they are no longer living in their home and the family has been temporarily split up, due to health issues, and are requesting Council's help to resolve the noise issues. Council stated they have invited the MOE to address these issues at the next meeting of Council on June 10/09, and are awaiting a reply.

10:15 a.m.**7. Delegations****7.1 Murray Short & Peter Cuttini of RLB Auditors
2008 Audit Report**

Peter Cuttini introduced himself and co-worker Murray Short from RLB Auditors. Copies of 2008 audit statements were distributed and reviewed. Discussed were tax receivables, account receivables, restricted assets, long term receivables, reserve funds, liabilities, accounts payables and long term debt. The following resolution was set forth.

Resolution # 5

Moved by J. Aultman - Seconded by P. Way

Resolved that Council of the Township of Amaranth do hereby accept the 2008 Audit Report as presented. **Carried.**

8. **Public Meeting**

Nothing at this time.

9. **Unfinished Business**

The following matters were received and/or dealt with.

9.1 **2009 Draft Budget**

9.1.1 Adoption

The following resolutions were set forth.

Resolution # 6

Moved by J. Aultman - Seconded by P. Way

Resolved that the Township of Amaranth Council do hereby adopt the 2009 Amaranth Budget in the amount of \$2,210,312.00 to be raised from taxes.

Carried.

Resolution # 7

Moved by P. Way - Seconded by J. Aultman

Resolved that leave be given to introduce a by-law to provide for the levy and collection of taxes for the Township of Amaranth for the year 2009, and that it be given the necessary readings and be passed and numbered 27-2009. **Carried.**

Resolution # 8

Moved by P. Way - Seconded by B. Cowie

Resolved that leave be given to introduce a by-law to appoint officials for the Township of Amaranth for the year 2009 and to affix salaries and remuneration of members of Council & other boards, and that it be given the necessary readings and be passed and numbered 28-2009. **Carried.**

9.2 **Building Maintenance Report**

9.2.1 Update

Discussion included baseboard for downstairs in hall, defibrillator, staff training and first aid.

9.3 **PSAB/Asset Management**

9.3.1 Update

Inventory listing and valuation ongoing.

9.4 **Development Update**

Nothing at this time.

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 stated there are no issues identified at this time.

10.2 **Landfill Site**

10.2.1 Update

No issues identified at this time.

10.3 **Other**

10.3.1 Burn Permit / 4th Line - Staff instructed to contact owners regarding burn permit and excessive smoke.

11. **Planning**

The following matters were received and/or dealt with:

11.1 **Canadian Hydro Developers Inc. - Wind Turbines**

11.1.1 Email from Lorena Wilson (CHD) to Paulette Crawley
Responses from Paulette Crawley dated May 8, May 9, May 10, May 11, May 12, May 13, May 14

Building approvals in wind turbine areas 11.1.2

11.1.2 County of Dufferin - Letter to Dalton McGuinty & Resolution - Ice throw from turbines

11.1.3 Newspaper Articles from Toronto Star
Toronto Star attacks citizens, shill for industrial development
Noise protesters howling about windfarms
For and against wind power

11.2 **Centurian Subdivision**

11.2.1 Draft Plan - Part Lot 2, Concession 9

Representative Scott Lewis from IBI Group was in attendance.

Township Planner indicated that a re-submission package has been received and circulated to Township consultants for peer review.

Various issues were discussed, including roadway connection to the existing subdivision and the intersection at Station Street also a concern.

11.3 **Wind Prospects**

11.3.1 Letter from IBI Group and Thomson Rogers - Twp. Solicitors re:
Proposed Temporary Rezoning - Laurel Wind Farm Meteorological Tower

The IBI Group has requested a decision on this matter.

Township Solicitors will be responding.

11.4 **Ontario Municipal Board**

11.4.1 Hamount Investments / Valleygrove Investments

11.5 **Other**

Late Submissions - Item # 16

11.5.1 **Township Zoning By-law**

Township Planner addressed the Township Zoning By-law housekeeping issue, providing a report and chart with recommendations with respect to barn size. Other housekeeping matters include correction to zoning of a property (Con. 3, E. Pt. Lot 3), and conformity with OPA#3 where approved by Ministry. It was agreed this matter be dealt with at a Public Meeting on July 15, 2009 Council meeting at 11:00 a.m.

11.5.2 **Growth Management Plan**

CAO updated Council on the recent Steering Committee staff meeting. Matter to be brought back to the June council meeting with recommendation for alternative density targets.

11.5.3 **Registered Airstrip**

It was noted that Township resident Paul Lamont's airstrip is now registered. Staff instructed to forward this information to Township Solicitor and wind applicants.

12. **By-Law Enforcement**

12.1 **Other**

Late Submissions - Item # 16

12.1.1 **Conservation Authority Jurisdiction - Resolution**

The following resolution was approved and staff to write GRCA requesting them to report back in a timely manner.

Resolution # 9

Moved by P. Way - Seconded by B. Cowie

Resolved that Whereas the Conservation Authorities have the jurisdiction with respect to the alternation/destruction of provincially significant wetlands; And Whereas sentencing can result in the levying in a fine and full restoration of the site;

Now Therefore, the Council of the Township of Amaranth instructs that the Conservation Authority should enforce peat extraction and site alteration situations that have been brought to their attention reported by the Township.

Carried.

13. **Committee Reports**

All matters read, received and/or dealt with.

13.1 **County of Dufferin**

13.1.1 Council In Brief (April 29/09)

13.1.2 Agenda - May 14/09 & Minutes - April 9/09

13.1.3 Composition of County Council - Resolutions from Township of Mulmur & Town of Shelburne

13.1.4 5 Year Operating Plan for Dufferin County Forest - Open Houses for the public scheduled for May 29/09 - 2 p.m. to 7 p.m. / May 30/09 - 10 a.m. to 4 p.m.

Resolution # 10

Moved by P. Way - Seconded by B. Cowie

Resolved that with respect to the matter of the composition of the County of Dufferin Council, the Council of the Township of Amaranth are satisfied with the status quo and do not support direct election of the Head of County Council.

Carried.

13.2 **Town of Caledon**

13.2.1 POA Agenda - May 15/09 & Minutes of March 6/09

13.2.2 Notice - POA Board Meeting for May 15/09 - cancelled

Alternate dates - June 19/09 at 9:30 a.m. or June 26/09 at 9:30 a.m.

13.3 **Credit Valley Conservation**

13.3.1 Board of Directors' Meeting - Minutes of April 17/09

13.4 **Nottawasaga Valley Conservation Authority**13.4.1 Invitation to public meeting re: Township of Oro-Medonte request to reduce conservation authority jurisdiction - Friday, June 12/09 @ 9:00 a.m. - John L. Jose Learning Centre, Tiffin Conservation Area, 8195 8th Line of Essa, Utopia, Ontario

Councillor Way noted that residents in the affected area are being notified of the public meeting on June 12/09.

13.5 **Source Water Protection**

13.5.1 Lake Erie Region Source Water Protection Committee Meeting Minutes - April 2/09

13.6 **Other****Late Submissions - Item # 16**13.6.1 **Grand Valley & District Community Centre**

Resolution/Recreational Infrastructure Canada Grand Program

Request for support of recreation funding resulted in the following resolution.

Resolution # 11

Moved by B. Cowie - Seconded by J. Aultman

Resolved that Council of the Township of Amaranth do hereby support resolution # 2009-05-08, of the Grand Valley & District Community Centre Board, with respect to the submission of a grant application under the Recreation Infrastructure Canada Program, for the installation and repairs of ice surface floor, chiller, electrical at a cost of \$180,000.00,

And do hereby agree to the 1/3 funding portion of the project, conditional to all three municipalities being in agreement, and to use capital reserve account funds as the municipal 1/3 portion,

And Further that grant funding of 1/3 each be received from the Province of Ontario and the Federal Government of Canada. **Carried.**

14. **General Business & Correspondence**

All matters read, received and dealt with.

- 14.1 **A.M.O.**
- 14.1.1 Update on closed meeting practices by Amberley Gavel Ltd.
- 14.1.2 Energy Conservation Week - May 17 to 23/09
- 14.1.3 CRTC Changes National Do Not Call List
- 14.1.4 Funding for Local Immigration Partnerships
- 14.1.5 Report on April 2009 Board Meeting
- 14.1.6 Task Force to Foster Local Economic Development Opportunities
- 14.1.7 Green Energy Act Regulations
- 14.1.8 Memorandum of Cooperation with Union of Municipalities of Quebec
- 14.1.9 Bridge Funding for 2010 - 2011 - to support Ontario's Municipalities & Families in looming child care crisis
- 14.2 **New Ontario Municipal Caselaw**
- 14.2.1 Implications for Municipalities - Lessons from recent court decision
- 14.3 **Ministry of Natural Resources**
- 14.3.1 Funding for Conservation Authorities
- 14.4 **Stewardship Ontario**
- 14.4.1 2008 Annual Report
- 14.5 **Environment Canada**
- 14.5.1 Backgrounder - Overview of the Environmental Enforcement Bill
News Release - Environmental Offenders
- 14.6 **Homegrown Ontario Steering Committee**
- 14.6.1 Request resolution of support in principle
- 14.7 **Township of Centre Wellington**
- 14.7.1 Resolution - Bill 221 - Workplace Safety & Insurance Amendment Act 2007
- Matter to be brought back to next meeting of Council.
- 14.8 **Township of Woolwich**
- 14.8.1 Resolution - Workplace Safety & Insurance Amendment Act
- 14.9 **Government of Canada / Province of Ontario**
- 14.9.1 Infrastructure Stimulus Fund
- 14.10 **Recreational Infrastructure Canada**
- 14.10.1 Recreational Infrastructure Canada Program in Ontario & Ontario REC - Application Form
- Staff instructed to submit application for playground relocation and replacement, no later than May 29, 2009 and the following resolution was set forth.
- Resolution # 12**
- Moved by J.Aultman - Seconded by P. Way
- Resolved** that Council do hereby support the Recreational Infrastructure Canada program application for relocation and replacement of the Township playground at the municipal park. **Carried.**
- 14.11 **Other**
- Nothing at this time.
15. **By-Laws**
- 15.1 **Rate of Speed By-law (6th Line-Hwy.89 to 20 Sideroad)**

Resolution # 13

Moved by J. Aultman - Seconded by P. Way

Resolved that leave be given to introduce a by-law to temporarily reduce the rate of speed to 60 km. per hour on the 6th Line, from Hwy. 89 to 20 Sideroad; and that it be given the necessary readings and be passed and numbered 29-2009. **Carried.**

16. **Late Submissions**

All matters read, received and/or dealt with.

16.1 **Growth Plan Update
Zoning By-law Housekeeping Amendments**

Dealt with under Planning Matters - Item # 11.5

16.2 **Grand Valley & District Community Centre
Resolution - Recreational Infrastructure Canada Grand Program**

Dealt with under Committee Reports - Item # 13.6

16.3 **Conservation Authority Jurisdiction
Resolution**

Dealt with under By-law Enforcement - Item # 12.1

17. **General Accounts and Road Accounts**17.1 **Road Accounts****Resolution # 14**

Moved by B. Cowie - Seconded by P. Way

Resolved that Road Department bills and accounts in the amount of \$68,716.05 for the period of April 16, 2009 to May 20, 2009, be approved for payment. **Carried.**

The Hydro One account with respect to pole location discussed. Staff instructed to bring back to next meeting of Council.

17.2 **Recreation Accounts****Resolution # 15**

Moved by J. Aultman - Seconded by P. Way

Resolved that Recreation accounts in the amount of \$425.88 for the period of January 1, 2009 to May 20, 2009 be approved for payment. **Carried.**

17.3 **General Accounts****Resolution # 16**

Moved by J. Aultman - Seconded by P. Way

Resolved that General bills and accounts in the amount of \$250,358.00 for the period of April 16, 2009 to May 20, 2009, be approved for payment. **Carried.**

The By-law Enforcement account was discussed. Matter to be brought back to Council.

18. **New Business**

18.1 **Laurelwoods Elementary School**

18.1.1 Grade 8 Graduation Ceremony - June 24/09 @ 7:00 p.m. re: Academic Achievement Award

Deferred to next meeting of Council.

18.2 **Biosolid / Sludge**

18.2.1 Correspondence from Township Resident (Con. 5, W. Pt. Lot 17)

CAO addressed the issue and discussion ensued.
Staff to write the Ministry of Environment outlining concerns that non-residential tenant farmers are applying and spreading sludge/waste, which directly impacts on area residents.

18.3 **Royal Canadian Air Cadets (164 Squadron)**

18.3.1 34th Annual Review Parade - June 13, 2009 at 14:00 hrs. - Shelburne South Airfield, 4th Line & 20 Sideroad, Amaranth Twp.

Councillor Bill Cowie to attend ceremony/parade.

18.4 **Other**

Nothing at this time.

19. **Closed Meeting**

19.1 Hamount Investments / Valleygrove Investments
By-law Enforcement Matters Update

Resolution # 17 (approximately 9:00 p.m.)

Moved by P. Way - Seconded by J. Aultman

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

Advice that is subject to solicitor-client privilege

Carried.

Resolution # 18 (approximately 9:30 p.m.)

Moved by J. Aultman - Seconded by P. Way

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

Staff received instructions during closed meeting and the following resolution was set forth.

Resolution # 19

Moved by B.Cowie - Seconded by P. Way

Resolved that Council receives the confidential litigation report from Jeff Wilker, Township Solicitor on Hamount/Valleygrove subdivision, and instructs the Township Solicitor to proceed as per his recommendations. **Carried.**

20. **Confirming By-law**

20.1 **Resolution # 20**

Moved by P. Way - Seconded by B. Cowie

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 May 20,2009 and that it be given the necessary readings and be passed and numbered 30-2009. **Carried.**

21. **Adjournment** (approximately 9:38 p.m.)

21.1 **Resolution # 21**

Moved by J. Aultman - Seconded by B. Cowie

Resolved that Council do now adjourn to meet again on June 10, 2009 at 10:00 a.m. or at the call of the Mayor. **Carried.**

Susan M. Stone
CLERK

Don MacIver
HEAD OF COUNCIL