

TOWNSHIP OF AMARANTH

The Township of Amaranth Council met in the Council Chambers of the municipal office, Laurel, Ontario on April 1, 2009, commencing at 9:00 a.m.

PRESENT:	Mayor	D. MacIver
	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

1. **Opening of Meeting**

Mayor MacIver called the meeting to order.

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

Nothing at this time.

3. **Approval of Agenda**

3.1 **Resolution # 1**

Moved by P. Way - Seconded by W. Kolodziechuk

Resolved that Council approve the agenda as circulated. **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 - March 18, 2009

5.1 **Resolution # 2**

Moved by J. Aultman - Seconded by W. Kolodziechuk

Resolved that Council do hereby approve the minutes of the regular meeting of Council held March 18, 2009 as circulated. **Carried.**

9:00 a.m. to 9:15 a.m.

6. **Public Question Period**

Nothing at this time.

9:15 a.m.

7. **Delegations**

None at this time.

8. **Public Meeting**

Nothing at this time.

9. **Unfinished Business**

The following matters were received and/or dealt with.

9.1 **Building Maintenance Report**

9.1.1 Update

Nothing at this time.

9.2 **Township of Mulmur**

9.2.1 YMCA Programs & Services

Amaranth Deputy-Treasurer Carey Holmes addressed Council with respect to bus tour of the YMCA facilities in Wasaga Beach and Collingwood on March 4, 2009 that she attended, along with other representatives from area municipalities. Topics discussed were the history of the YMCA, municipal partnerships, programs, services, costs, etc. Council thanked Mrs. Holmes for her report and the following resolution was set forth.

Resolution # 3

Moved by B. Cowie - Seconded by P. Way

Resolved that Council do hereby authorize Mayor to sign the request for an assessment of the area including the Township of Amaranth as a candidate for the provision of YMCA programs and services. **Carried.**

9.3 **Shelburne Fiddle Park (SPA09/01)**

9.3.1 Update

After reviewing the site plan application, Township Planner responded to the Shelburne Fiddle Park Committee, stating the Township of Amaranth have no objection to the approval of the application as proposed. However if development were to be re-located closer to the Shelburne/ Amaranth boundary, then notification to Amaranth would be appreciated, to allow for comment. Drainage at site discussed, and Doug Price reported he did visit the site, and it appears the water will flow north/east, which should not create a problem.

9.4 **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

Doug Price updated Council on various issues of the road department, including roadside grass cutting, noting that mower has broken down, resulting in the need to purchase a new one, or contract the job out. Discussion resulted in the following resolution.

Resolution # 4

Moved by W. Kolodziechuk - Seconded by J. Aultman

Resolved that Council accepts quote from Alex Downs for roadside grass cutting for 2009 in the amount of \$3,200.00. **Carried.**

Further discussion regarding need to replace hot water tank, estimated cost \$1,580.00., including installation and removal of old tank. Staff instructed to investigate purchase vs rental.

10.2 **Tender - 2010 Tandem Truck Cab & Chassis**
 10.2.1 Decision

Director Public Works reviewed tenders and recommended Harper Truck Centres, as they met all the specifications.
 Matter to be discuss further in budget process.

10.3 **Landfill Site**
 10.3.1 R.J. Burnside & Associates Limited - Cost Estimate for 2009 Landfill Site Monitoring and Operations

Discussion resulted in the following resolution.

Resolution # 5

Moved by J. Aultman - Seconded by W. Kolodziechuk

Resolved that the Council of the Township of Amaranth do hereby accept the cost estimate from R.J. Burnside & Associates for the 2009 Landfill Monitoring and Operations in the amount of \$25,485.00, excluding GST. **Carried.**

Councillor Aultman asked staff to thank Landfill Site Supervisor for all her work in repairing and improving the shed/office at the landfill site.

The municipality of Simcoe-Grey have inquired about the operation of our landfill site, recycling, clear bag program and its benefits to the municipality.
 Staff will be responding to the inquiry.

10.4 **Town of Mono**
 10.4.1 Mono - Amaranth Townline - Speed Limit

Town of Mono request for speed limit by-law of 70 km. along a stretch of roadway on the Mono-Amaranth Townline, from 5 Sideroad to 20 Sideroad, which is a boundary road, but under the jurisdiction of the Town of Mono, was discussed .

Council questioned need for reduction from 80 km/hour, which is speed at north end of Mono-Amaranth Townline, which is under the jurisdiction of the Township of Amaranth; also it was noted that the Amaranth section is proposed to become a “no truck” route.

Council instructed staff to discuss both speed and truck restrictions further with the Town of Mono.

10.5 **Other**

Nothing at this time.

11. **Planning**

The following matters were received and/or dealt with:

11.1 **Consent Application B4-09 - Gordon Speers - Owner (Con. 3, Pt. Lots 6 & 7)**
Creation of an agricultural parcel (decision)

Township Planner Christine Gervais submitted a report and recommendation. This application is to sever the subject property to create agricultural parcels of approximately 24 ha. and 49 ha. Currently property is approximately 73 ha. A thorough review of proposal was done, and there are no conflicts with the Provincial Policy Statement, nor Township Official Plan and Zoning By-laws #69-2004 and #02-2009.

It represents proper and orderly planning and can be supported from a land use perspective.

The standard conditions of consent approval shall apply, along with the Consent Agreement requiring a Nutrient Management Plan for the retained and severed parcels, when either parcel is conveyed to a new owner.

The following resolution was set forth.

Resolution # 6

Moved by B. Cowie - Seconded by W. Kolodziechuk

Resolved that Consent Application B4-09 by Gordon Wayne Speers - Owner, Concession 2, Part Lots 6 & 7, for consent to sever a 49 ha. (121.1ac) parcel of land, creating a new agricultural parcel be approved.

Reasons: Conforms to Official Plan.

Conditions:

Park Dedication in the amount of \$250.00.

Taxes paid in full on severed and retained parcels.

Conservation Authority approval on severed and retained parcels.

Entrance permit required on severed parcel.

Approval for septic system on severed parcel.

Plan of survey required on severed and retained parcels. (paper & digital format)

Consent Agreement to be registered on title on severed and retained parcels.

Consent Agreement to include requirement for fencing around boundaries of severed parcel when required by adjacent landowner (with exception of road frontage).

Consent Agreement shall require a Nutrient Management Plan for the retained and severed parcels when either parcel is conveyed to a new owner.

Road widening required on severed parcel (4th Line only).

Road widening shall be conveyed to the appropriate road authority, in accordance with applicable road authority policies.

If road widening has been obtained at an earlier date, condition would not apply.

Any unregistered road widenings to be deeded to the Township or appropriate road authority.

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 **Township of East Luther Grand Valley**

11.2.1 Notice of Public Meeting for Official Plan Amendment & Zoning By-law re: OP1-09 & Z1-09 Klaus Friesecke / Chris Pattison (Orica) - Sideroad 21-22, Con. 4, South, April 14th, 2009 @ 7:00 p.m. at the Community Centre Arena, 90 Main Street North Grand Valley

11.3 **ORICA - Storage & shipping facility located on the edge of the Luther Marsh (Sideroad 21/22, north of 2-3 Concession) East Luther Grand Valley Twp.**

11.3.1 Information Flyer from Peter Turrell

11.3.2 Email from Diane Sevensco - Serious Luther Marsh concerns

Township Planner addressed the ORICA issue. She indicated general comments will be forwarded to East Luther Grand Valley Township for the public meeting scheduled for April 14, 2009, respecting the haul routes, emergency measures, fire department, etc.

11.4 **Development Updates**

Councillor Way indicated that Foreign Express matter should be back to council in May, 2009.

11.5 **Township of East Garafraxa**

11.5.1 Resolution - Health effects of wind turbines

11.5.2 Letter requesting moratorium on new wind development

11.6 **Green Energy Plan (Bill 150)**

11.6.1 Ministry of Environment - Multi-Sector Workshop on Provincial Requirements for Renewable Energy Technologies - CAO Susan Stone & Councillor Jane Aultman to attend March 23/09

11.6.2 Opposition to the Green Energy Act by Ontario Councils

11.6.3 A.M.O. - Committee Hearings on the Green Energy Act

Councillor Jane Aultman and CAO Susan Stone reported on the multi-sector workshop they attended, along with the Mayor of East Garafraxa Township.

11.7 **Canadian Hydro Developers (CHD)**

11.7.1 Letter from HGC Engineering - Winter 2009 Acoustic Audit and Intermediate Verification Measurements, Amaranth Transformer Station, Melancthon Eco Power Centre, Certificate of Approval (Air) Number 2233-6X9NBQ

11.7.2 Thomson Rogers - Letter to MOE with respect to noise complaints

11.7.3 Barbara Ashbee - Noise Complaints

Councillor Aultman addressed the letter from HGC Engineering with respect to noise levels and it appears to be contradictory.

Copy to be sent to Township Solicitor Jeff Wilker.

Also, staff instructed to respond to Barbara Ashbee's noise complaint.

11.8 **Other**

Nothing at this time.

12. **By-Law Enforcement**

12.1 **Other**

Councillor Cowie invited POA Prosecutor, Mr. Paul Dray of Legal Services to attend this meeting of Council, to introduce himself and give a brief history, background information, and the current services he offers.

Mr. Dray addressed Council stating he is a prosecutor under the Provincial Offences Act for by-law enforcement prosecutions.
 He was a police officer for 13 years, then the balance of his career was in the legal department for the City of Brampton.
 Also, has done prosecution for approximately 20 municipalities, including Orangeville, Mono, Erin and Guelph Crown Attorney' office.
 His areas of expertise are by-laws and enforcement, by-law review, short form wording, setting fines, Small Claims Court and Ontario Municipal Board.
 Mayor MacIver thanked Mr. Dray for attending and allowing Council and staff the opportunity to meet with him.

13. **Committee Reports**

All matters read, received and/or dealt with.

13.1 **County of Dufferin**

13.1.1 Mandatory Emergency Management Exercise

April 24, 2009 from 9:30 a.m. to 4:00 p.m. - Monora Park - Mayor MacIver, Deputy-Mayor Kolodziechuk, Public Works Director Doug Price, Foreman Ben Ryzebol and Susan Stone - CAO to attend.

13.1.2 Recycling at community events

Council questioned cost for this being split between 8 local municipalities, and why Amaranth would participate since already recycling at own expense.
 Staff instructed to contact County of Dufferin accordingly.

13.1.3 Growth Management Study Meeting - April 29/09

The Ministry has requested final meeting.
 Mayor MacIver and CAO Susan Stone to attend.

13.1.4 Council In Brief - March 12/09

13.1.5 Community Development Committee Agenda - March 26/09

13.1.6 Development of a Thermal Treatment Waste Processing Facility / Report on Evaluation of Proposals - March 2009

13.2 **Amaranth Recreation Committee**

13.2.1 Notice of soccer registration

Registration dates for soccer have been set for March 31st, April 2nd and April 4th, 2009.

Start up date is June 3rd/09.

13.3 **Police Service Boards**

13.3.1 OPP - Year 2008 Reconciled Contract Policing Costs

13.3.2 OPP - 2009 Cost Estimate Revision due to New Memorandum of Understanding

Issues such as POA system, court security, POA revenues and policing costs were discussed.

April 1, 2009

It was noted that revenue through the issuance of tickets have dropped significantly from 2001 to 2008; however administration costs keep rising, with increase to 50% expected.

- 13.4 **Grand Valley Public Library**
- 13.4.1 Annual Spring Program - May 7/09 @ 7:30 p.m.
- 13.4.2 Minutes - March 12/09

- 13.5 **Shelburne Public Library**
- 13.5.1 Minutes - February 17/09

Shelburne Library Board agreement was signed and by-law passed.

Resolution # 7

Moved by B. Cowie - Seconded by P. Way

Resolved that leave be given to introduce a by-law to authorize the execution of an agreement between the Township of Amaranth and the Shelburne Public Library Board; and that it be given the necessary readings and be passed and Numbered 18-2009. **Carried.**

- 13.6 **Centre Dufferin Recreation Complex**
- 13.6.1 Minutes - January 28/09

Councillor Cowie updated Council on the CDRC budget and various other issues the Board has been dealing with. He indicated that there will be a 0% increase in the 2009 budget, although budget has not been forwarded to Council as yet.

- 13.7 **Grand Valley Medical & Dental Board**
- 13.7.1 Resolution / 2009 Budget

- 13.8 **Nottawasaga Valley Conservation Authority**
- 13.8.1 2009 NVCA Budget

Discussion resulted in the following resolution.

Resolution # 8

Moved by P. Way - Seconded by B. Cowie

Resolved that the Council do hereby adopt the Nottawasaga Valley Conservation Authority budget for 2009, in the amount of \$1,764,952.77; Amaranth's share being \$4,024.90. **Carried.**

- 13.9 **Grand River Conservation Authority**
- 13.9.1 Minutes - March 2009
- 13.9.2 Grand River Watershed Flood Warning System

Flood areas in Amaranth were discussed, Waldemar being the main area of concern.

- 13.10 **Other**

Source Water Protection Committee (CTC) / Tour of several wells & lunch
June 2/09 - 12:30 p.m. to 2:00 p.m.

Councillor Way and Councillor Aultman interested in attending.

CAO Susan Stone reported on the Grand River Conservation Authority meeting and Risk Assessment, and are hoping to have a report by the fall.

14. **General Business & Correspondence**

All matters read, received and dealt with.

14.1 **Municipality of South Bruce**

14.1.1 Resolution - Conservation Ontario's funding decreased from Provincial Government & MNR

14.2 **Town of Lakeshore**

14.2.1 Resolution - Municipal Drain Construction

14.3 **Municipality of Thames Centre**

14.3.1 Municipal Impact - Collapse of Recycled Materials Commodities Market

14.4 **City of Greater Sudbury**

14.4.1 Resolution - Regulation and Provision of Resources to Monitor Retirement Homes

14.5 **Township of Mulmur**

14.5.1 Resolution - Supporting motion from Sudbury re: Monitoring Retirement Homes

14.6 **A.M.O**

14.6.1 Province Announces Poverty Reduction Measures: New Housing Funding & Increase to Provincially Funded Ontario Child Benefit

14.6.2 Federal Rules Changed for Building Canada Fund Projects with Provincial Environmental Assessments until 2011

14.6.3 Pesticides Ban

14.6.4 Pedestrian - Focused Communities Events for Municipalities

14.7 **Ministry of Natural Resources**

14.7.1 Flooding Message

14.8 **Ministry of the Environment**

14.8.1 Implementation of the Great Lakes - St. Lawrence River Basin Sustainable Water Resources Agreement

14.9 **LUC Communications**

14.9.1 News Release - Consortium - Land Ownership Protection

14.10 **Hydro One Networks Inc.**

14.10.1 2008 Delivery Rate Changes

14.11 **Other**

Discussion with respect to changes to the Greater Dufferin Area Chamber of Commerce membership and Amaranth's representation resulted in the following resolution.

Resolution # 9

Moved by P. Way - Seconded by J. Aultman

Resolved that due to change in by-law and no voting power, the Township of Amaranth are withdrawing their representation from the Greater Dufferin Area Chamber of Commerce. **Carried.**

15. **By-Laws**

Dealt with earlier in the meeting - Committee Reports - Item 13.5 - Shelburne Public Library

16. **Late Submissions**

Nothing at this time.

17. **General Accounts and Road Accounts**

Nothing at this time.

1:00 p.m.

18. **Budget Report**18.1 **Township of Amaranth 2009 Budget**

Preliminary budget discussions ensued and staff instructed regarding areas of the budget to be addressed in draft budget, to be presented at Special Council Meeting April 6, 2009 at 5:00 p.m.

19. **New Business**19.1 **Upper Grand Trailway Association**

19.1.1 Donation request

Resolution # 10

Moved by J. Aultman - Seconded by W. Kolodziechuk

Resolved that Council do hereby agree that the request by the Upper Grand Trailway Association to make a donation for the Trailway, in the amount of \$500.00 for 2009, be granted. **Carried.**

19.2 **Other**

Nothing at this time.

20. **Closed Meeting**

20.1 Township Solicitor Jeff Wilker re: Litigation Update / OMB Update (approx.4:00 p.m.)

20.2 By-law Enforcement Matters

Resolution # 11 (Approx. 4:00 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 reason(s):

_____ Litigation or potential litigation

Advice that is subject to Solicitor-Client privilege.

Carried.

Resolution # 12

Moved by J. Aultman - Seconded by W. Kolodziechuk

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

_____ Staff received instructions during closed meeting.

21. **Confirming By-law**21.1 **Resolution # 13**

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 April 1, 2009 and that it be given the necessary readings and be passed and Numbered 19-2009. **Carried.**

22. **Adjournment**22.1 **Resolution # 14**

Moved by W. Kolodziechuk - Seconded by J. Aultman

Resolved that Council do now adjourn to meet again on April 15, 2009 at 7:00 p.m. or at the call of the Mayor, and on April 6, 2009 at 5:00 p.m. for budget meeting. **Carried.**

Susan M. Stone
CLERK

Don MacIver
HEAD OF COUNCIL