

TOWNSHIP OF AMARANTH

The Township of Amaranth Council met in the Council Chambers of the municipal office on January 21, 2009, commencing at 7:00 p.m.

PRESENT:	Mayor	D. MacIver
	Deputy-Mayor	W. Kolodziechuk
	Councillor	J. Aultman
	Councillor	P. Way
	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 opened the meeting.

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

2.1 **Resolution # 1**

Moved by P. Way - Seconded by B. Cowie

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

Added:

1. Clearview Township re: 2009 NVCA Budget & Municipal Levy
2. Notice of Decision re: Township of East Luther Grand Valley Official Plan
3. Orangeville Fire Advisory Committee re: Meeting - January 21/09
4. County of Dufferin re: Revised Agenda for Joint Council Presentation - January 22/09 - Growth Management Study (Item 13.1.3)
5. Joint Fire Board Meeting Minutes - November 4/08
6. Development Charges Indexing
7. 2009 Interim Newsletter
8. County of Dufferin Growth Management Study re: Amaranth
9. Town of Mono - Background Report - Draft County of Dufferin Growth Management Study
10. Closed Meeting Matters re:
 - Ontario Municipal Board - Updates / Hamount/Valleygrove/Lundy
 - By-law Matters - Update
 - Small Claims Court - Update

Carried.

3. **Approval of Agenda**

3.1 **Resolution # 2**

Moved by B. Cowie - Seconded by P. Way

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 - January 7, 2009

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 January 7, 2009 as printed and circulated. **Carried.**

7: 00 p.m. to 7:15 p.m.

6. **Public Question Period**

Nothing at this time.

7:15 p.m.

7. **Delegations**

7.1 **Nottawasaga Valley Conservation Authority - Wayne Wilson/CAO,
Secretary-Treasurer
2009 Draft Budget**

Wayne Wilson of the NVCA addressed Council with respect the 2009 draft budget, and handed out an information package "NVCA Draft 2009 Budget - Investing in our Environment and Economy".

Mr. Wilson stated that the proposed amount is \$3,963,078.00, which is an overall increases of 6.1% for 2009, and Amaranth's share would be \$205.78 or 5.3% increase over 2008. Further discussion ensued regarding reduced revenues in planning department and reduced staffing. Several questions and concerns were raised by Council with respect to a 6.1% increase, and it was suggested that the Board should review their programs and initiatives again, in order to reduce the budget increase to under 3%.

Mayor MacIver thanked Mr. Wilson for attending.

8:00 p.m.

8. **Public Meeting**

Resolution # 4

Moved by B. Cowie - Seconded by P. Way

Resolved that Council do now hold a public meeting regarding the following:

1. Consent Application B1-09 - Doug & Christine Schild (Owner) & Van Harten Surveying (Applicant) - Concession 1, Lot 28
Creation of a new lot
2. Consent Application B2-09 - Doug & Christine Schild (Owner) & Van Harten Surveying (Applicant) - Concession 1, Lot 28
Creation of a new lot

Carried.

- 8.1 **Consent Application B1-09 - Schild: Doug & Christine (Owner) / Van Harten Surveying (Applicant) Con. 1, Lot 28 (Severance #1)**
Creation of a new lot
- 8.2 **Consent Application B2-09 - Schild: Doug & Christine (Owner) / Van Harten Surveying (Applicant) Con. 1, Lot 28 (Severance #2)**
Creation of a new lot

Both matters dealt with at same time. Property owners Doug & Christine Schild were in attendance, along with Adrian Maes of Van Harten Surveying (Applicant).

Township Planner Christine Gervais reviewed applications and planning issues for both B1-09 and B2-09.

Purpose of the applications are to sever two parcels from 100 acres for the creation of two new lots, for which building envelopes are available.

B1-09 is to sever 20.5 ha. (50.6 ac.) and B2-09 is to sever 18.5 ha. (45.7 ac.), leaving a retained portion of 2 ha. (5 ac.)

The existing dwelling and buildings will be on retained parcel.

The Official Plan designates the property as Rural.

Under Zoning By-law 46-88 the lands are zoned General Agricultural and Open Space Conservation, and rezoning will be required to address lot size deficiencies.

Under Zoning By-law 69-2004 the lands are zoned Rural and Environmental Protection, and under proposed Zoning By-law 02-2009, lands would be zoned Rural.

Comments:

Nottawasaga Valley Conservation Authority - no objection

Township of Amaranth Public Works Dept. - B1-09 - Existing entrance, however needs to be upgraded and road widening required. B2-09 - Requires an entrance and road widening. Retained parcel requires a road widening.

Adrian Maes of Van Harten Surveying addressed Council with respect to the mapping and the proposal, noting that the barn on the retained parcel has been demolished due to its derelict condition.

Member of the public, Mr. Bruce Horsley (Con.1, W. Pt. Lot 27) addressed Council stating concerns with respect to application process and fees paid; also that information on applications incorrect with respect to retained parcel.

Township Planner explained that two applications were received, with separate fees, but that the size of the retained parcel is correct, if both severances are approved.

Mr. Horsley further stated that he had no objection to B1-09, other than the way the notice addressed the retained parcel; however, stated concerns with respect to B2-09 regarding dimensions and plan presented by applicants, which he feels encroaches on his property.

Adrian Maes explained the plan uses aerial photography to calculate dimensions; however, exact dimensions and area will be determined through survey process, and offered to advise Mr. Horsley when survey has been done.

Mr. Horsley also commented that though the main barn has been torn down, there are two sheds that remain, which previously housed hogs and sheep.

Christine Schild indicated their intention is to use sheds for storage of equipment only, and would not be used for animals. It was noted that this could become a condition of the severances.

Mr. Horsley also asked about mineral right claims, and spreading of septage; Mr. Maes indicated that nothing showed up on title. It was noted that if biosolids/septage have been spread on the subject lands, a soils investigation will be a condition of approval.

Mr. Horsley also noted concerns regarding fencing requirements, stating that fencing should be the responsibility of the existing owners, not new owners. It was explained that fencing requirement is contained in the Consent Agreement, which is registered on title, and which states that fencing, when required, is the

responsibility of the Transferee. Mr. Horsley indicated that he may not be able to attend the February 4th, 2009 council meeting, at which a decision will be made with respect to the applications, and once again emphasized his concern that the existing owners should be responsible for fencing. He also provided written request for notice of decision.

Matter will be brought back to the next meeting of Council for decision. Township Planner will provide report and recommendation.

Resolution # 5

Moved by J. Aultman - Seconded by W, Kolodziechuk

Resolved that Council do now adjourn public meeting and resume regular business. **Carried.**

9. **Unfinished Business**

The following matters were received and/or dealt with.

9.1 **Building Maintenance Report**

9.1.1 Update

Maintenance items being addressed, such as painting administration and recreation hall; also, quotes with respect to flooring being obtained.

9.2 **Township Policies / Job Descriptions**

Draft job descriptions provided to Council for their review. Township specific job descriptions being prepared.

9.3 **PSAB/AMP**

9.3.1 Update

Evaluation process ongoing, and further updates to be provided on regular basis.

9.4 **Adopt-A-Road Program**

Council discussed proposed program and matter deferred pending further staff report recommending specific criteria and conditions.

9.5 **OMPF Funding**

Resolution

The following resolution was set forth.

Resolution # 6

Moved by B. Cowie - Seconded by P. Way

Resolved that Whereas the Province has provided OMPF funding to the Township of Amaranth for a number of years;

And Whereas that funding is used to offset downloading costs from the province;

And Whereas Township of Amaranth has been advised that the OMPF funding will be significantly reduced effective 2010;

And Whereas the funding is a vital component of the Township budget process;

Now Therefore the Township of Amaranth request that the Province maintain the existing level of OMPF funding. **Carried.**

9.6 **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 Doug Price reported to Council on roads related matters.

10.2 **Landfill Site**

10.2.1 Update

Nothing at this time.

10. **Other**

Nothing at this time.

11. **Planning**

The following matters were received and/or dealt with:

11.1 **Eco-Energy Park - Township of East Luther Grand Valley (OPA1-08/Z1-08)
Con. 1, North Part Lot 32**

11.1.1 Comments from Township of Amaranth Planner

Township Planner Christine Gervais reported on the Eco-Energy Park, stating she had forwarded a list of concerns and recommendations to the Township of East Luther Grand Valley Planner, to address concerns with respect to impacts on Amaranth Township and residents. Matter was deferred by East Luther Grand Valley at their last meeting; however, decision to be made at their January 27th council meeting. Draft of OPA being reviewed by staff, and comments regarding road improvements and Amaranth Township involvement in the master plan process to be forwarded.

11.2 **Letter of Concern - Township of Amaranth Resident - 7th Line**

11.2.1 Wind Farms

Letter received and discussed. Staff instructed to respond to the writer, thanking her and asking her to keep Township apprised of the situation.

Also, write to Ministry of the Environment, requesting a response to her letter.

11.3 **Jeff Wilker - Thomson, Rogers (Twp. Solicitor)**

11.3.1 Letter/Report re: Hamount Investments Ltd. - OMB File #PL030316

11.4 **Development Update**

11.4.1 Country Meadows Street Name

Street name in the development known as Country Meadows Estates (Part Lot 30, Concession 1) to be "Country Meadows Drive".

11.5 **Other**

Item # 2 Late Submissions - Added Items

11.5.1 **Notice of Decision - Township of East Luther Grand Valley Official Plan**

Staff to review notice for any concerns.

11.5.2 **County of Dufferin Growth Management Study - Amaranth**

CAO Susan Stone Report dated January 21, 2009 received and discussed. Joint meeting of Councils to be held January 22, 2009, at which Ministry representatives will be in attendance.

11.5.3 **Town of Mono - Background Report - Draft County of Dufferin Growth Management Study**

Report submitted by Mark Early of the Town of Mono received.

12. **By-Law Enforcement**

Nothing at this time.

13. **Committee Reports**

All matters read, received and/or dealt with.

13.1 **County of Dufferin**

13.1.1 2009 Household Hazardous Waste Days - Schedule

11.1.2 Council In Brief - January 8/09

13.1.3 Joint Council Presentation - Agenda - January 22/09 @ 7:00 p.m. re: Growth Management Study

13.1.4 Press Releases - January 9/09 re: Partnership to Provide Improved Cardiac Care

13.1.5 POA Board Meeting - Agenda - January 16/09

13.2 **Source Water Protection**

13.2.1 South Georgian Bay Lake Simcoe Source Protection Region re: 2008 - 2009 Ontario Drinking Water Source Protection Stewardship Program / 2007 - 2008 Early Action Program & NVCA Mapping for 2 year time of travel

13.3 **Amaranth Recreation Committee**

13.3.1 Update

13.4 **Economic Development Committee**

13.4.1 Minutes of November 5, 2008

Councillor Aultman reported there is no funding application this year with respect to Canada Day; however, opportunities for further funding applications to be investigated.

13.5 **Police Service Boards**

13.5.1 Mulmur Police Service Board - Minutes of December 10/08

13.5.2 Cornwall Community Police Services Board - Hosting the 47th Annual General Meeting & Conference of the Ontario Association of Police Service Boards - April 30th to May 2/09 - Theme is Policing - The Art of Navigating Challenging Rivers

13.5.3 Ontario Provincial Police - Cost Recovery Formula - Implementation date of January 1/09

13.6 **Greater Dufferin Area Chamber of Commerce**

13.6.1 Annual General Meeting - March 18/09 @ 7:30 p.m. Grace Tipling Hall, Shelburne

Councillor Cowie reported that proposal coming to next meeting regarding membership on the Board being restricted to the County as opposed to local municipalities.

13.7 **Grand Valley Public Library**

13.7.1 Friends Group is hosting a contest "The Great Chili Round-up" on Friday, February 20/09 at Grand Valley & District Community Centre - requesting two volunteers from each council to act as judges - response required by February 5th/09

Discussion resulted in Councillor Percy Way and Deputy-Mayor Walter Kolodziechuk volunteering their services, and the following resolution was set forth.

Resolution # 7

Moved by J. Aultman - Seconded by W, Kolodziechuk

Resolved that Council do hereby support "The Great Chili Round-up" fundraiser, hosted by the friends of the Grand Valley Public Library on February 20th, 2009, and that the following members of Council have volunteered to act as judges. W. Kolodziechuk and P. Way. **Carried.**

13.8 **Credit Valley Conservation**

13.8.1 2008 Expenses for CVC member Bob Shirley - Representative for Twp. of Amaranth, Twp. of East Garafraxa and Town of Mono

13.9 **Nottawasaga Valley Conservation Authority**

13.9.1 News Release - New Executive Committee

Councillor Way reported that the NVCA has a new chairperson, being Walter Benotto.

13.10 **Grand River Conservation Authority**

13.10.1 Grand River Watershed - 12th Annual Heritage Day Workshop & Celebration February 16/09 - 8:30 a.m. to 4:00 p.m. - Twp. of Wilmot Recreational Complex, 1291 Nafziger Road, Baden, Ontario

13.11 **Other**

Nothing at this time.

14. **General Business & Correspondence**

All matters read, received and dealt with.

14.1 **Township of Mulmur**

14.1.1 Resolution in support of United Counties of Stormont, Dundas and Glengarry re: Ministry of Community and Social Services to review and adjust rates for indigent funeral expenses

14.2 **Ministry of the Environment**

14.2.1 NY Supreme Court nullifies wind energy law

14.3 **Ontario Egg Farmers**

14.3.1 Resolution - eggs produced by Ontario egg farmers be identified as the preferred local sustainable procurement practice

The following resolution was set forth.

Resolution # 8

Moved by J. Aultman - Seconded by W. Kolodziechuk

Resolved that Whereas the Township of Amaranth supports practices that contribute to the creation of a sustainable environment;
And Whereas Ontario egg farmers currently provide our community with fresh, locally produced grade A eggs which travel from farm to table in 4 to 7 days;
And Whereas Ontario egg farmers take pride in caring for their hens while offering consumers a variety of egg choices;
Therefore Be It Resolved that the current procurement practice and eggs produced by Ontario egg farmers, be identified as the preferred local sustainable procurement practice;
And Be It Further Resolved that the purchase of all Ontario eggs contributes to the creation of a sustainable environment, in which consumers and farmers benefit.
Carried.

- 14.4 **A.M.O.**
14.4.1 Extension of the Federal Gas Tax Fund schedule of payments to March 31, 2014
14.4.2 Federal Gas Tax - Four Year Extension Funding Announcement
14.4.3 Waste Diversion Act and the Blue Box Program Plan Review
- 14.5 **Ministry of Municipal Affairs and Housing**
14.5.1 Improved Energy Efficiency Standards for New Homes
- 14.6 **Scouts Canada**
14.6.1 Mayor MacIver elected Honorary Member of Scouts Canada / National Annual Report
- 14.7 **VPI - Employment Services**
17.7.1 Accessibility for Ontarians with Disabilities Act
- 14.8 **Other**

Nothing at this time.
15. **Closed Meeting**

Closed Meeting Matters dealt with at the end of the meeting, directly following Item # 20 - New Business
16. **By-laws** (if any)
- 16.1 **Resolution # 9**

Moved by P. Way - Seconded by B. Cowie

Resolved that leave be given to introduce a by-law to authorize the acquisition of land for road widening purposes, being East Part Lot 17 and East Part Lot 18, Concession 2, Parts 1 & 2 on RP7R-5733 (Rosin); and that it be given the necessary readings and be passed and Numbered 08-2009. **Carried.**
17. **Late Submissions**

All matters read, received and dealt with.
- 17.1 **Clearview Township**
17.1.1 2009 NVCA Draft Budget & Municipal Levy

- 17.2 **Notice of Decision**
 17.2.1 Township of East Luther Grand Valley Official Plan
- 17.3 **Orangeville Fire Advisory Committee**
 17.3.1 Meeting - January 21/09
- 17.4 **County of Dufferin**
 17.4.1 Revised Agenda for Joint Council Presentation - January 22/09 - Growth Management Study
- 17.5 **Joint Fire Board Meeting**
 17.5.1 Minutes - November 4/08
- Discussion resulted in Amaranth Council agreeing that the Joint Fire Board meeting scheduled in February, be postponed to another date.
- 17.6 **Development Charges Indexing**
- CAO Susan Stone reviewed matter and instructed to provide further information at next meeting of Council.
- 17.7 **2009 Interim Newsletter**
- Draft newsletter reviewed and amended.
- 17.8 **County of Dufferin Growth Management Study**
 17.8.1 Township of Amaranth
- 17.9 **Town of Mono**
 17.9.1 Background Report / Draft County of Dufferin Growth Management Study
- 17.10 **Closed Meeting Matters**
 17.10.1 Ontario Municipal Board - Updates - Hamount/Valleygrove/Lundy
 17.10.2 By-law Matters - Update
 17.10.3 Small Claims Court - Update
- Closed meeting dealt with later in the meeting
- Resolution # 10**
- Moved by J. Aultman - Seconded by W. Kolodziechuk
- Resolved** that Council continue past 11:00 p.m. **Carried.**
18. **General Accounts and Road Accounts**
- 18.1 **Resolution # 11**
- Moved by B.Cowie - Seconded by P. Way
- Resolved** that Road Department bills and accounts in the amount of \$364,457.63 for the period of November 19, 2008 to January 21, 2009 be approved for payment. **Carried.**
- 18.2 **Resolution # 12**
- Moved by P. Way - Seconded by B. Cowie
- Resolved** that General bills and accounts in the amount of \$1,242,887.63 for the period of November 19, 2008 to January 21, 2009 be approved for payment. **Carried.**

Councillor Way declared pecuniary interest on the following and left the chambers.

18.3 **Resolution # 13**

Moved by J. Aultman - Seconded by W. Kolodziechuk

Resolved that General bill and account in the amount of \$3,650.00 for snow removal for the period of November 19, 2008 to January 21, 2009, be approved for payment. **Carried.**

Councillor Way returned to the meeting.

19. **Budget Report**

Nothing at this time.

20. **New Business**

All matters read, received and dealt with.

20.1 **Postage Machine Quotes**

Quotes were presented, discussion ensued, and the following resolution was set forth.

Resolution # 14

Moved by P. Way - Seconded by B. Cowie

Resolved that Council do hereby accept quotation from Neopost IJ70 for the purchase of a postage machine for the Township office, in the amount of \$7,900.00, taxes included, shared costs by East Garafraxa. **Carried.**

20.2 **Waldemar Orange Hall**

20.2.1 Request for tax rebate for 2008

The following resolution was set forth.

Resolution # 15

Moved by W. Kolodziechuk - Seconded by J. Aultman

Resolved that Council approve the request for a refund of 50% of the 2008 taxes in the amount of \$579.73 for the Waldemar Orange Hall. **Carried.**

20.3 **Other**

Nothing at this time.

Closed Meeting Matters - Item # 15 - Dealt with at this time.

(Item # 2 - Late Submissions - Added Items)

Ontario Municipal Board - Updates / Hamount/Valleygrove / Lundy
By-law Matters - Update
Small Claims Court - Update

Resolution # 16 (approximately 11:15 p.m.)Moved by P. Way - Seconded by B. Cowie**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

Carried.**Resolution # 17** (approximately 11:40 p.m.)Moved by B. Cowie - 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 Session regarding follow up with respect to Bylaw Enforcement and Legal matters.

21. **Confirming By-law**21.1 **Resolution # 18**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 January 21, 2009 and that it be given the necessary readings and be passed and Numbered 09-2009. **Carried.**22. **Adjournment**22.1 **Resolution # 19**

Moved by W. Kolodziechuk - Seconded by J. Aultman

Resolved that Council do now adjourn to meet again on February 4, 2009 at 10:00 a.m. or at the call of the Mayor. **Carried.**Susan M. Stone
CLERKDon MacIver
HEAD OF COUNCIL