



## TOWNSHIP OF AMARANTH COUNCIL MINUTES Wednesday, December 9, 2009

The Township of Amaranth Council met in the Council Chambers of the municipal office, Laurel, Ontario on December 9, 2009 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
Director of Public Works	D. Price
Township Planner	C. Gervais
Deputy-Clerk	C. Doherty

### 1. **OPENING OF MEETING**

Mayor MacIver called meeting to order.

### 2. **LATE SUBMISSIONS** (to be in the office prior to the meeting)

#### **Resolution # 1**

Moved by P. Way - Seconded by J. Aultman

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

#### Added

1. County of Dufferin re: Inaugural Session Agenda – Dec. 10/09 @ 4:00 p.m. & Minutes of County Council – November 12/09
2. Twp. of Essa re: Resolution – 2010 NVCA Budget
3. A.M.O. re: Good Government Act, 2009 – New Municipal Election Rules (Alter # 09/084)
4. YMCA – Township of Melancthon re: Resolution – Memorandum of Understanding
5. YMCA Email (from Steve Boone) to Dufferin Municipalities re: Memorandum of Understanding
6. Terraprobe re: Soil Sampling to Access the Impact of Biosolids (W1/2 Lot 28, Concession 1)

**Carried.**

### 3. **APPROVAL OF AGENDA**

#### **Resolution # 2**

Moved by J. Aultman - Seconded by P. Way

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

### 4. **DISCLOSURE OF PECUNIARY INTEREST WITH REASONS**

Can be declared now or at anytime during the meeting.  
None declared at this time.

5. **APPROVAL OF MINUTES**

5.1. Regular meeting minutes of November 18, 2009

**Resolution # 3**

Moved by P. Way - Seconded by J. Aultman

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

6. **PUBLIC QUESTION PERIOD**

**10:00 A.M. TO 10:15 A.M.**

Nothing at this time.

7. **DELEGATIONS**

**10:15 P.M.**

7.1. **Nottawasaga Valley Conservation Authority – Chris Hibberd & Walter Benotto**

Municipal Streamlining Partnership Agreement (between the Watershed Municipalities and NVCA)

Mr. Hibberd and Mr. Benotto presented the draft Municipal Streamlining Partnership Agreement, along with a hand-out to outline template. The purpose of this streamlining is to provide efficiency to the planning process and reduce duplication, noting that notice posted on EBR with respect to Memorandum of Understanding and time lines, etc. with comment period until early January.

A request to bring an **item forward for discussion, by Mr. Michael Daniher of the Highland Company**, was granted.

**Item # 14.9 – General Business Matters – YMCA**

Mr. Daniher of the Highland Company addressed Council concerning the YMCA proposal and process. The Highland Company have withdrawn from the process, since Phase One and Two have now been completed, however are happy to offer any background information and insight to assist Council, as the next phase of the project is about the partnership between municipalities and YMCA. Discussion ensued regarding the CDRC project, and Mr. Daniher indicated that, though he does not speak for the YMCA, he believes their project is meant to compliment the CDRC project, not conflict with or duplicate it. Council questioned if the Highland Company would support CDRC project in principle, as well as financially. Mr. Daniher indicated there is no official position at this time, however have received a letter requesting support from the fundraising committee, and will take back the request to the company. Councillor Cowie of the CDRC Fundraising Committee indicated concerns about competition for funds, and their business intentions. Mr. Daniher confirmed that they are interested in aggregate-limestone deposits which have been identified in the area, for which research process is ongoing and applications will follow.

Further discussion resulted in Council supporting the YMCA project, and the following resolution was set forth.

**Resolution #4**

Moved by B. Cowie – Seconded by P. Way

**Resolved** that Whereas the Township of Amaranth has reviewed the Memorandum of Understanding prepared by the YMCA;  
And Whereas the municipalities involved in the project have been briefed on the success of the Phase One and Two due diligence phase work;

Now Therefore the Council of the Township support moving into the Phase Three of the study to accomplish the objectives, as described in the Memorandum of Understanding. **Carried.**

**Councillor Percy Way** declared **pecuniary interest** on the following – Item # 7.2 and left the Council Chambers.

**11:30 A.M.**

7.2. **Foreign Express (Con. 6, W. Pt. Lot 14) / Dominic Alati – Owner & Adrian Maes – Van Harten Surveying**

Review & discussion of conditions and requirements of rezoning application

Dominc Alati and Adrian Maes were in attendance, representing Foreign Express. Mr. Maes addressed Council on behalf of himself and Mr. Alati. Mr. Maes indicated that matters are moving forward, that they are working with the Township consultants, R.J. Burnside & Associates, to finalize site plan, and Karen Rosenbrock has been retained to do landscape plan. Mr. Alati will be dealing with the consent application, and Mr. Maes will be prepare a detailed work plan to be provided to the Township. Timing was discussed, also vehicles that have continued to be brought onto property, contrary to council resolution dated May, 2008. Mr. Alati stated he wishes to complete the project as soon as possible, will submit the consent application today, and assured Council that he will remove some of the vehicles from the property and no further vehicles will be added.

CAO discussed the timing of the Public Meeting for consent, which would occur at February 17<sup>th</sup>, 2010 council meeting, at which time all matters must be finalized for presentation to the public, and staff will need to review in mid January. It was agreed that everything can be ready and submitted to Township for January 13, 2010.

**Councillor Way** returned to the council chambers and his seat to resume meeting.

8. **PUBLIC MEETING**

Nothing at this time.

9. **UNFINISHED BUSINESS**

The following matters were received / and or dealt with.

9.1 **PSAB/Asset Management**

9.1.1. Update

Matter discussed and the following resolution was set forth.

**Resolution # 5**

Moved by W. Kolodziechuk – Seconded by J. Aultman

**Resolved** that Council of the Township of Amaranth adopt the draft Accounting For and Reporting Tangible Capital Assets Policy. **Carried.**

9.2. **Township of Amaranth Customer Service Accessibility Policy**

The following resolution was set forth.

**Resolution # 6**

Moved by B. Cowie – Seconded by P. Way

**Resolved** that Council do hereby adopt a Customer Service Accessibility Policy under the Accessibility for Ontarians with Disabilities Act, 2005, for the Corporation of the Township of Amaranth. **Carried.**

9.3. **County of Dufferin**  
 9.3.1. Waste Management Assumption

County request regarding assumption of all waste management in the County discussed. Deputy-Mayor Kolodziechuk indicated that the intention is not to use existing landfills to bury waste except for some residuals once the County DEEP project is up and running. Other matters discussed included timing of assumption, opting out clauses, tax impact if opt out, timing of the DEEP project, amount of garbage required, and triple majority process. It was suggested a public meeting process by the County should occur to inform the public of the County's intentions and answer any questions they may have. Further discussion resulted in the following resolution.

**Resolution # 7**

Moved by W. Kolodziechuk – Seconded by B. Cowie

**Resolved** that Council wish to advise that response to County letter dated November 9, 2009, with respect to County assumption of Waste Management is premature pending a public meeting process by the County, to provide the municipal councils with adequate input from the public when providing their response and conditions. **Carried.**

9.4. **Other**

Nothing at this time.

10. **ROAD BUSINESS**

10.1 **Director of Public Works**

10.1.1. Report

Director Doug Price provided his report with respect to road department.

10.2. **Landfill Site**

10.2.1. Update

Tires and computers are being picked-up in ditches, along with other hazardous waste. It was noted that the County holds 6 Hazardous Waste Days every year.

10.3. **Ontario Tire Stewardship Registration Centre**

10.3.1. Twp. of Amaranth – Registration confirmation as a collector under Ontario's Used Tires Program

The tire program is now in effect and a notice to be placed at the landfill site and in the newspapers, detailing the program.

10.4. **Letter from Township Resident**

10.4.1. 5 Sideroad – Paving / 4<sup>th</sup> Line – Dust / 4<sup>th</sup> – Rock Pile

Council addressed the rock pile issue and dust on the 4<sup>th</sup> Line. It was noted that the rock pile not located on the road allowance, nor interfering with municipal operations; therefore, no action will be taken. With respect to dust on the 4<sup>th</sup> Line, calcium is applied to the entire roadway on all Township roads and staff instructed to respond to the complaint.

10.5. **Other**

The Director of Public Works indicated that the County of Dufferin is now utilizing the new Sand/Salt Dome at the Township Works Yard.

## 11. PLANNING MATTERS

The following matters were received / and or dealt with

- 11.1. **Canadian Hydro Developers Inc.**
- 11.1.1. Paulette Crawley – Noise Complaint (Nov. 15/09)
- 11.1.2. Paulette Crawley – Daily Noise Reports – Nov. 15 to Nov. 18/09, Nov. 23 to 26/09, Nov. 27 to Nov.30/09
- 11.2. **Development Updates**
- Township Planner reported that Centurian Homes has filed rezoning application and a Public Meeting will be held February 17, 2010 with Draft Plan of Subdivision.
- 11.3. **Twp. of East Luther Grand Valley**
- 11.3.1. Consent B4-09 & Rezoning Z5-09 – 879131 Ontario Inc. (073197 24/25 Sidroad – ELGV) Notice of Public Meeting
- 11.4. **CTC Source Protection Region**
- 11.4.1. Invitation to Municipal Planning Staff to attend proposed meeting in February 2010
- 11.4.2. **Consent Application B6-07, B7-07, B8-07 (Pullen)**
- Minutes of Settlement
- Matter deferred.
- 11.5. **Other**
- Nothing at this time.

## 12. BY-LAW ENFORCEMENT

- 12.1. **Other**
- Nothing at this time.

## 13. COMMITTEE REPORTS

The following matters were received and / or dealt with.

- 13.1. **County of Dufferin**
- 13.1.1. Council Committee Coordinator re: Resolution – Headwaters Health Care Centre – Shelburne Location

The following resolution was set forth.

### **Resolution # 8**

Moved by P. Way – Seconded by B. Cowie

**Resolved** that the Township of Amaranth supports the services at the Headwaters Health Care Centre in Shelburne and urges the Board of Directors to reject the staff recommendation to move all the bed allocation to the Orangeville Headwaters Health Care Centre, as a response to the potential funding freeze by the Province;  
And Further that a sub-committee be formed, to include MLFHT, CDMRC, Headwaters Health Care, Ministry of Health, Central West LHIN and Town of Shelburne, to address the impact and best practices for health care in the Town of Shelburne, and surrounding municipalities. **Carried.**

- 13.1.2. Health & Safety Memo – 2008 Year End Report
- 13.1.3. By-law #2009-42 & Report – Control of Nuisance Coyotes

Staff report was received and matter deferred to the DMOA and the January 13<sup>th</sup>, 2010 Council meeting.

### 13.2. **Building Maintenance Committee**

- 13.2.1. Report
- 13.2.2. Quotes for office renovations

Quotes for renovations to the reception area of the office were deferred pending Building Code review.

### 13.3. **Amaranth Economic Development and Sustainability Advisory Committee (EDC)**

- 13.3.1. Update
- 13.3.2. Agenda – December 9/09
- 13.3.3. Minutes for November 4/09
- 13.3.4. Centre for Business & Economic Development – Community Futures Rural Development Fund – Letter of Agreement
- 13.3.5. Centre for Business & Economic Development – Local Initiatives Program Application for Funding

Councillor Aultman reported on the recent funding approval in the amount of \$15,000.00 for marketing strategy for Amaranth Township, by the Centre for Business and Economic Development.  
By-law to be passed under Item # 15.

### 13.4. **Police Services Board – (OPP) Dufferin Cty.**

- 13.4.1. Minutes for November 19/09 (Draft) & September 17/09 (Approved)
- 13.4.2. OPP – Estimated 2010 Policing Costs

Mayor MacIver reported on the 2010 policing cost budget, along with the RIDE grant.

- 13.4.3. Mulmur PSB – Budget Item to publicize information bulletins & PSB minutes for October 7/09
- 13.4.4. Mono PSB – Minutes for September 1/09
- 13.4.5. Ontario Civilian Police Commission – Rules of Practice 2009 Revision

### 13.5. **Town of Caledon - POA**

- 13.5.1. Cheque for month of October 2009

### 13.6. **Grand Valley & District Fire Board**

- 13.6.1. Letter – Hydrant Systems – Grand Valley, Marsville & Waldemar

Matter discussed. Cost would be approximately \$5,000. and would be a municipal cost. Deferred to budget discussions.

### 13.7. **Centre Dufferin Medical Recruitment Committee**

- 13.7.1. Minutes for June 17/09

### 13.8. **Shelburne Public Library Board**

- 13.8.1. Minutes for October 20/09

### 13.9. **Headwaters Tier 3 Pilot Study Meeting**

- 13.9.1. Minutes for November 2/09

### 13.10. **Credit Valley Conservation**

- 13.10.1. Board of Director's Meeting Minutes for November 13, 2009
- 13.10.2. Plan Review Fees
- 13.10.3. 2010 Budget Plan

The CVC budget was discussed and the following resolution was set forth.

**Resolution # 9**

Moved by J. Aultman – Seconded by W. Kolodziechuk

**Resolved** that Council do not support the increase proposed by the Credit Valley Conservation for 2010 budget of 6%. **Carried.**

- 13.11. **Grand River Conservation Authority**
- 13.11.1. General Membership/Committee of the Whole Meeting – Excerpts from Nov. 16/09 meeting

Councillor Way and Councillor Aultman reported on GRCA issues regarding enforcement, noting that information has been provided to CAO at GRCA.

- 13.12. **Nottawasaga Valley Conservation Authority**
- 13.12.1. NVCA Board of Directors Mtg. Minutes for November 27, 2009
- 13.12.2. 2010 NVCA Draft Budget & Municipal Levy
- 13.12.3. NVCA Draft – Municipal Streamlining Partnership Agreement

- 13.13. **Dufferin Municipal Officers Association**
- 13.13.1. Minutes for October 29, 2009 / Handouts

Municipal Elections Reform (Bill 212) was discussed, along with voting by mail. Staff to provide stats from last Vote By Mail election held in East Garafraxa.

- 13.14. **Shelburne & District Fire Board**
- 13.14.1. Resolution – MVA Fire Call Billing on County Road Systems

County road fire calls discussed and letters of support received, to be raised by County Council members at next County Council meeting.

- 13.15. **Upper Grand Watershed Committee**
- 13.15.1. Minutes for November 26, 2009

- 13.16. **Other**

Nothing at this time.

14. **GENERAL BUSINESS AND CORRESPONDENCE**

The following matters were received and / or dealt with.

- 14.1. **A.M.O.**
- 14.1.1. 2010 to 2014 Federal Gas Tax Fund Extension Update (#FYI 09-018)
- 14.1.2. MOE Changes to Lead Sampling Requirements (Alert # 09/079)
- 14.1.3. Proposed Organics Guidelines (Alert # 09/080)
- 14.1.4. OMPF Advocacy & OMPF Mitigation Funding – 2010 (Alert # 09/081)
- 14.1.5. FedDev Ontario Applications (Alert # 09/082)

- 14.2. **MPP Joyce Savoline – Burlington, Ont.**
- 14.2.1. HST and Ontario Municipalities

- 14.3. **Crime Stoppers**
- 14.3.1. January – Crime Stoppers Month  
The following resolution was set forth.

**Resolution # 10**

Moved by B. Cowie – Seconded by P. Way

**Resolved** that Council do hereby support the request from Crime Stoppers of Simcoe, Dufferin, Muskoka, and declare the month of January as “Crime Stoppers Month” in the Township of Amaranth. **Carried.**

- 14.4. **Ministry of Citizenship and Immigration - Canada**
- 14.4.1. Paul Yuzyk Award for Multiculturalism
- 14.4.2. Ontario's Volunteer Recognition Program for 2010
- 14.4.3. Ontario Medal for Good Citizenship Program
  
- 14.5. **Town of Shelburne**
- 14.5.1. Resolution – Headwaters Health Care Centre
  
- 14.6. **Town of Mono**
- 14.6.1. Resolution – Headwaters Health Care Centre
  
- 14.7. **Township of East Luther Grand Valley**
- 14.7.1. Resolution - Headwaters Health Care Centre
- 14.7.2. Resolution - MVA Fire Call Billing – County Roadways
- 14.7.3. Resolution - Community Development Committee – Assumption of Waste Authority
  
- 14.8. **Township of Mulmur**
- 14.8.1. Closing of Prison Farm
- 14.8.2. Resolution – MVA Fire Call Billing – County Roadways
  
- 14.9. **YMCA**
- 14.9.1. The Highland Company – YMCA Process
- 14.9.2. Town of Shelburne – Resolution – Memorandum of Understanding
- 14.9.3. Township of Mulmur – Resolution – Memorandum of Understanding

Above matters dealt with under Item # 7 – Delegations

Further discussion with respect to the YMCA. resulted in the following resolution.

**Resolution # 11**

Moved by P. Way – Seconded by J. Aultman

**Resolved** that the Council of the Township of Amaranth do hereby appoint Deputy-Mayor Walter Kolodziechuk and Councillor Bill Cowie as representatives to the YMCA working committee. **Carried.**

- 14.10. **Municipal Property Assessment Corp. (MPAC)**
- 14.10.1. Assessment Notices
  
- 14.11. **Ontario Heritage Trust**
- 14.11.1. New on-line resource for places of worship
  
- 14.12. **McNab/Braeside Disaster Relief Committee**
- 14.12.1. Resolution – Request for financial assistance
  
- 14.13. **LAS (Local Authority Services Ltd.)**
- 14.13.1. Annual Report 2008
  
- 14.14. **Ministry of Community and Social Services**
- 14.14.1. Accessibility Directorate of Ontario – Comply and report on compliance
  
- 14.15. **Central West LHIN**
- 14.15.1. Integrated Health Services Plan & Newsletter Focus
  
- 14.16. **Other**

Nothing at this time.

15. **BY-LAWS**

**Amaranth Towing By-law #73-2008** discussed, and by-law to be deferred until the Amaranth Police Service Board adopts Schedule “A” of the County of Dufferin Towing By-law 2009-29, at their February 2010 meeting.

The following by-laws were read and passed.

**Resolution # 12**

Moved by P. Way – Seconded by B. Cowie

**Resolved** that leave be given to introduce a by-law to prohibit or regulate the placing or dumping of fill, removal of topsoil, and the alteration of the grade of land, and to repeal By-law 40-2008; and that it be given the necessary readings and be passed and Numbered 65-2009. **Carried.**

**Resolution # 13**

Moved by P. Way – Seconded by B. Cowie

**Resolved** that leave be given to introduce a by-law to authorize an agreement between the Centre for Business and Economic Development and the Township of Amaranth, for Community Futures Rural Development Funding; and that it be given the necessary readings and be passed and Numbered 66-2009. **Carried.**

**Resolution # 14**

Moved by B. Cowie – Seconded by P. Way

**Resolved** that leave be given to introduce a by-law to enter into an agreement between Her Majesty The Queen In Right of Ontario and the Corporation of the Township of Amaranth for funding under the Recreational Infrastructure Canada Program in Ontario and the Ontario Recreational Program (RinC/Ontario Rec); and that it be given the necessary readings and be passed and Numbered 67-2009. **Carried.**

**Resolution # 15**

Moved by J. Aultman – Seconded by W. Kolodziechuk

**Resolved** that leave be given to introduce a by-law to provide for the naming of future streets in the Township; and that it be given the necessary readings and be passed and Numbered 68-2009. **Carried.**

16. **LATE SUBMISSIONS**

The following matters were received and / or dealt with.

1. County of Dufferin re: Inaugural Session Agenda – Dec. 10/09 @ 4:00 p.m. & Minutes of County Council – Nov. 12/09
2. Twp. of Essa re: Resolution – 2010 NVCA Budget
3. A.M.O. re: Good Government Act, 2009 – New Municipal Election Rules (Alert # 09/084)
4. YMCA – Township of Melancthon re: Resolution – Memorandum of Understanding
5. YMCA – Email (from Steve Boone) to Dufferin Municipalities re: Memorandum of Understanding
6. Terraprobe re: Soil sampling to assess the impact of biosolids (W ½ Lot 28, Con. 1)

**Resolution # 16**

Moved by W. Kolodziechuk – Seconded by J. Aultman

**Resolved** that Council accepts the soil sampling results conducted by Terraprobe on Part West Half Lot 28, Concession 1, and concurs that condition of Consent Applications B1 & B2-09 have been met. **Carried.**

17. **ACCOUNTS**

17.1. **General Accounts**

**Resolution # 17**

Moved by P. Way – Seconded by B. Cowie

**Resolved** that General Bills and Accounts in the amount of \$189,993.08 for the period of November 11 to December 3, 2009, be approved for payment. **Carried.**

17.2. **Road Accounts**

**Resolution # 18**

Moved by B. Cowie – Seconded by P. Way

**Resolved** that Road Department Bills and Accounts in the amount of \$94,463.15 for the period of November 11, 2009 to December 3, 2009, be approved for payment. **Carried.**

18. **BUDGET REPORT**

Deputy-Treasurer Carey Holmes reviewed budget summary report for 2009 to date.

The following resolutions were set forth.

**Resolution # 19**

Moved by P. Way – Seconded by B. Cowie

**Resolved** that the 2009 Budget be amended to included a \$263,422.00 expense for a new Sand/Salt Dome to be funded as follows:

Federal Funding (ISF Agreement)	\$ 86,711.00
Provincial Funding (ISF Agreement)	\$ 86,711.00
County of Dufferin (as per Agreement)	<u>\$ 90,000.00</u>
Total Sources of Funding	\$263,422.00

And Further that the bottom line of the budget will not be impacted with this project. **Carried.**

**Resolution # 20**

Moved by J. Aultman – Seconded by W. Kolodziechuk

**Resolved** that the 2009 Budget be amended to include a \$40,000.00 expense for playground equipment to be funded as follows:

Federal Funding (RinC Agreement)	\$ 13,333.00
Provincial Funding (RinC Agreement)	\$ 13,333.00
Hydro One PowerPlay Grant	\$ 5,000.00
Transfer from Park Dedication	<u>\$ 8,334.00</u>
Total Sources of Funding	\$ 40,000.00

And Further that the bottom line of the budget will not be impacted with this project. **Carried.**

19. **NEW BUSINES**

19.1. **Ministry of Tourism (RINC Program)**

19.1.1. Contribution Agreement/By-law

Dealt with under Item # 15 – By-laws

19.2. **Other**

Nothing at this time.

20. **CLOSED MEETING**

- 20.1. Litigation / Potential Litigation
- 20.2. Personal Matters

**Resolution # 21** (approximately 3:30 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 # 22** (approximately 3:53 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.**

21. **CONFIRMING BY-LAW**

**Resolution # 23**

Moved by W. Kolodziechuk - Seconded by J. Aultman

**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 December 9, 2009; and that it be given the necessary readings and be passed and Numbered 69-2009. **Carried.**

22. **ADJOURNMENT**

**Resolution # 24**

Moved by J. Aultman - Seconded by W. Kolodziechuk

**Resolved** that Council do now adjourn to meet again on January 13, 2010 at 10:00 a.m. or at the call of the Mayor. **Carried.**

*Susan M. Stone*

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CLERK

*Don MacIver*

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HEAD OF COUNCIL