



## TOWNSHIP OF AMARANTH COUNCIL MINUTES Wednesday, March 17, 2010

The Township of Amaranth Council met in the Council Chambers of the Municipal Office, Laurel, Ontario on March 17, 2010 at 5:00 p.m. for Closed Meeting and 7:00 p.m. for Regular Meeting.

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

### 5:00 P.M.

#### CLOSED MEETING

A proposed or pending acquisition or disposition of land - Delegation

#### **Resolution # 1**

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:

A proposed or pending acquisition or disposition of land.

**Carried.**

#### **Resolution # 2**

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 to arrange further Closed Meeting with Delegation and to include Township Solicitor for Friday, March 26, 2010.

### 7:00 P.M.

#### REGULAR MEETING

#### 1. OPENING OF MEETING

Mayor MacIver called meeting to order.

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

#### **Resolution # 3**

Moved by J. Aultman - Seconded by P. Way

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

Added

1. Ministry of the Environment  
Renewable Energy Approval Consultation Form
  2. Environmental Assessment and Approvals Branch  
Proposed Belwood Wind Farm Project
  3. Grass Cutting Tenders
  4. Town of Orangeville  
Earth Hour 2010 – March 27, 2010 @ 8:30 p.m.
  5. Dufferin OPP Detachment  
Invitation to Grand Opening of New Facility – April 7/10 @ 2:00 p.m.
- Carried.**

3. **APPROVAL OF AGENDA**

**Resolution # 4**

Moved by W. Kolodziechuk - Seconded by J. Aultman

**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 March 3, 2010

**Resolution # 5**

Moved by P. Way - Seconded by J. Aultman

**Resolved** that Council do hereby approve the minutes of the regular meeting of Council held March 3, 2010, as circulated. **Carried.**

**7:00 P.M. TO 7:15 P.M.**

6. **PUBLIC QUESTION PERIOD**

Mr. Bruce Horsley (member of the public) questioned the following matters:  
Response to his concerns from the last meeting of Council with respect to procedures. Also noted that recent council minutes not available on website.

CAO reported on the procedural matter, noting that the council passes a confirming bylaw at end of all council meetings, which ratifies any actions taken, in addition to the adoption of the minutes at the next meeting, and that the amended motion in question did not deal with any decision or direction of council and does not have any adverse impact on municipality.

7. **DELEGATIONS**

Dealt with under Closed Meeting.

**8:00 P.M.**

8. **PUBLIC MEETING**

**Resolution # 6**

Moved by J. Aultman – Seconded by W. Kolodziechuk

**Resolved** that Council do now hold a Public Meeting regarding the following:  
1. Consent Application B2-10 & B3-10 – Melen: Don (Con.3 E. Pt. Lot 9)

- To create two new lots of approximately 2 ha. each
- 2. Consent Application B4-10 – Shortt: Robert J. (con. 1, E. ½ Lot 13)  
To create a new lot of approximately 4 ha. **Carried.**

8.1. **Consent Application B2-10 & B3-10 – Melen: Don (Con. 3, E. Pt. Lot 9)**  
Creation of two new lots of 2 ha. each

Mr. and Mrs. Melen were in attendance.  
Township Planner Christine Gervais presented applications for the creation of two residential lots of approximately 2 ha. each.  
The Official Plan designation shows property as Rural and Environmental Protection, also zoned Rural (R) and Environmental Protection (EP) under Zoning By-law # 2-2009.  
Correspondence:  
Nottawasaga Valley Conservation Authority – no objection  
No other correspondence received to-date.  
Comments from the County of Dufferin regarding entrance to property will be forthcoming.  
Council advised the applicant that the County of Dufferin comments are required prior to decision date of April 7, 2010.  
No one from the public were in attendance to support or object to the application.

8.2. **Consent Application B4-10 – Shortt: Robert J. (Con. 1, E. 1/2 Lot 13)**  
Creation of new lot of approximately 4 ha.

Mr. Robert Shortt was in attendance.  
Township Planner Christine Gervais presented application for the creation of a residential lot of approximately 4 ha., noting that a severance has been taken from this property previously.  
The Official Plan designation is Rural and Environmental Protection, and zoning under By-law #2-2009 are also Rural (R) and Environmental Protection (EP).  
Council questioned why boundary of proposed severance was not taken back to the fence line. Township Planner explained that boundary of proposed severance not taken back to fence line to avoid creation of a strip parcel, which Official Plan does not encourage.  
Correspondence:  
Nottawasaga Valley Conservation Authority – no objection  
No other correspondence received to-date.  
Comments are expected from the Town of Mono concerning entrance access and applicant is instructed to follow-up with Town of Mono.  
No one from the public were in attendance to support or object to the application.

**Resolution # 7**

Moved by P. Way – Seconded by W. Kolodziechuk

**Resolved** that Council do now adjourn Public Meeting and resume regular business. **Carried.**

Shortly after public meeting was adjourned, neighbours of Mr. and Mrs. Melen (Consent B2-2010 and Consent B3-2010) arrived to attend the Public Meeting; however, did not have any comments/concerns.

9. **UNFINISHED BUSINESS**

The following matters were received / and or dealt with.

9.1 **PSAB/Asset Management**

9.1.1. Update

Council updated on ongoing process.

- 9.2. **Township of Mulmur**
- 9.2.1. Resolution – Moratorium on installation of wind turbines by the Province

**Resolution # 8**

Moved by P. Way – Seconded by J. Aultman

**Resolved** that Council do hereby support the motion of the Township of Mulmur (dated Feb. 17/10) requesting that the Province call for a moratorium on the establishment of any new wind turbines in Ontario, until the health, safety, and well-being of the public has been thoroughly and scientifically evaluated and assured. **Carried.**

- 9.3. **Shelburne Public Library**
- 9.3.1. 2010 Library Board Agreement

Matter deferred, and to be brought back to next council meeting.

- 9.4. **County of Dufferin**
- 9.4.1. Report – Coyote By-law Update & By-law # 2010-14

Previous by-law rescinded and new by-law passed at County, which does not involve the lower tier municipalities.

- 9.5. **Council Procedures Follow Up**

Dealt with under Item # 6 – Public Question Period

- 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**
- 10.1.1. Report

Director reported on road department matters.

- 10.2. **Landfill Site**
- 10.2.1. Update
- 10.2.2. R.J. Burnside – Closure and Post Closure Care Liability Estimate

- 10.3. **Tenders**
- 10.3.1. Gravel Crushing
- 10.3.2. Gravel Hauling
- 10.3.3. Calcium Spreading
- 10.3.4. Grass Cutting – Item # 16 - Late Submission

Tenders were received, opened by Council and read.

**Gravel Crushing** – 5 tenders received as follows:

Dalton Lowe – Stayner, Ont.	@ \$1.68 per metric tonne
Donegan’s Haulage – Listowel, Ont.	@ \$1.69 per metric tonne
Duivenvoorden Haulage - Innisfil, Ont.	@ \$1.90 per metric tonne
Wesley Riley Contracting – Teeswater, Ont.	@ \$1.75 per metric tonne
Joe Kerr Ltd. – Wingham, Ont.	@ \$1.95 per metric tonne

**Resolution # 9**

Moved by P. Way – Seconded by W. Kolodziechuk

**Resolved** that Council do hereby award gravel crushing tender to Dalton Lowe in the amount of \$1.68 per metric tonne, plus taxes, for the crushing of approximately 45,400 metric tones (Pit # 1 – 20,400 & Pit # 2 – 25,000) **Carried.**

**Gravel Hauling** – 4 tender received as follows:

Dalton R. Lowe – Stayner, Ont.	@ \$2.20 per metric tonne
Donegan’s Haulage – Listowel, Ont.	@ \$2.76 per metric tonne
Duivenvoorden Haulage – Innisfil, Ont.	@ \$2.90 per metric tonne
Ralph MacDonald Const. – Creemore, Ont.	@ \$2.20 per metric tonne

Public Works Director reviewed tenders for conformity to tender specifications and provided recommendation which resulted in the following motion:

**Resolution # 10**

Moved by J. Aultman – Seconded by P. Way

**Resolved** that Council do hereby award gravel hauling tender to Dalton Lowe in the amount of \$2.20 per metric tonne plus applicable taxes, for the loading and hauling of approximately 45,400 metric tones of “ A” gravel (Pit # 1 – 20,400 & Pit # 2 – 25,000). **Carried.**

**Calcium Chloride** - 1 tender received as follows:

**Resolution # 11**

Moved by J. Aultman – Seconded by P. Way

**Resolved** that Council do hereby award calcium chloride tender to Da-Lee Dust Control, in the amount of \$324.93 per F.E tonne, plus taxes, to supply and apply approximately 300 flake tonne of calcium for Township roads. **Carried.**

Council requested that staff arrange for delegation to present information with respect to alternative product for dust control at an upcoming meeting of Council.

**Roadside Grass Cutting** – 3 tenders received as follows:

Alex Downs	@ \$14.00 per road km.
Roy Rognvaldson	@ \$19.00 per road km.
Doug McKechnie	@ \$13.50 per road km.

Proof of insurance required. Director of Public Works to follow up, and matter deferred till next council meeting.

10.4. **Other**

Nothing at this time.

11. **PLANNING MATTERS**

The following matters were received / and or dealt with.

- 11.1. **Trans Alta** (formerly CHD) – Wind Farms
- 11.1.1. Paulette Crawley – Daily Noise Report – March 1, March 3, March 8, March 10, March 11, 2010
- 11.1.2. Paulette Crawley – ROMA
- 11.1.3. Paulette Crawley – Orangeville Banner Article

11.2. **Township of Mulmur**  
11.2.1. By-law No. 7-10 New Official Plan

Township Planner indicated she will be reviewing the new Official Plan for the Township of Mulmur and comment accordingly.

11.3. **Town of Shelburne**  
11.3.1. Zoning By-law Amendment Application Z10-02 / 2159931 Ontario Inc. (School Road)

Township Planner reviewed the application to rezone lands to special commercial; however no specific use at this time.

11.4. **Consent Application B5-09 – Melen: Larry (Con. 3, W.Pt. Lot 10)**  
11.4.1. Report from Planner

Township Planner provided a report to Council, explaining that parcel size circulated differed from what applicant had intended due to actual location of rear lot line of adjacent parcel. Therefore the change in dimensions and size of the proposed severed parcel meet the intent of the application and is minor in nature.

Further discussion resulted in the following resolution.

**Resolution # 12**

Moved by P. Way – Seconded by W. Kolodziechuk

**Resolved** that Council concur with the report of the Township Planner, dated March 11, 2010, with respect to Larry Melen, Consent Application B5-09, and deems that the change in lot size is minor. **Carried.**

11.5. **Development Updates**

CAO Susan Stone updated Council on the following:  
Country Meadows has changed ownership and is now Amaranth Country Estates Inc.  
Westside was also discussed. Application and supporting documentation has been circulated to agencies and surrounding municipalities.

11.6. **Official Plan Review**  
11.6.1. Wellings Planning Consultants Inc. – Report

Report from Wellings Planning Consultants Inc. regarding Official Plan Review for the Township of Amaranth was discussed and the following resolution set forth.

**Resolution # 13**

Moved by J. Aultman – Seconded by W. Kolodziechuk

**Resolved** that Council receive planning report, dated March 12, 2010, from Wellings Planning Consultants Inc. with respect to Official Plan Review and Provincial Plan Conformity, and concurs with recommendations accordingly. **Carried.**

11.7. **Ontario Municipal Board**  
11.7.1. Decision - Edelbrock Bros. Limited & Allto Investment Holdings Inc. (PL050096) March 11, 2010

11.8. **Other**

Nothing at this time.

12. **BY-LAW ENFORCEMENT**

12.1. **Thomson, Rogers – Twp. Solicitors**

12.1.1. Letter re: Court Order

Received.

12.2 **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. County Council Agenda – March 11/10 & Council Minutes – February 11/10

13.1.2. County Council Addendum – March 11/10

13.1.3. Capital Public Works – 2010 Capital Projects

13.1.4. Dufferin County Forest – Annual Report re: Jan. 1/09 to Dec. 31/09 & Annual Work Schedule – Jan. 1/10 to Dec. 31/10

13.2. **Dufferin Municipal Officers Association**

13.2.1. Minutes Of Meeting – February 5/10 & MMAH Handout

13.3. **Police Services Board – (OPP) Dufferin County**

13.3.1. Amaranth PSB – Resolutions re:

County Towing By-law # 2009-29 / Civilian Data Entry Clerk / Paid notices in Local papers

The following resolutions were set forth.

**Resolution # 14**

Moved by P. Way – Seconded by J. Aultman

**Resolved** that Council of the Township of Amaranth support the recommendation of the Amaranth Police Services Board and the County of Dufferin Anti-Chasing By-law # 2009-29, which incorporates schedules covering Township of Amaranth. **Carried.**

**Resolution # 15**

Moved by J. Aultman – Seconded by P. Way

**Resolved** that Council of the Township of Amaranth do hereby support the resolution of the Amaranth Police Services Board (dated March 4/10), with respect to the hiring of a Civilian Data Entry Clerk, as per data entry spreadsheet submitted by the OPP; and that Amaranth's portion of the cost will be 14.8%. **Carried.**

**Resolution # 16**

Moved by W. Kolodziechuk – Seconded by J. Aultman

**Resolved** that Council of the Township of Amaranth do hereby support the resolution of the Amaranth Police Services Board (dated March 4/10) and agree to the amount of \$1,000.00 being placed in the Township 2010 Budget, in order for the police detachment to place notices in the local papers when necessary. **Carried.**

13.4. **Economic Development Committee (EDC)**

13.4.1. Update

Councillor Aultman reported on the recent activities and initiatives with respect to the EDC, and noted that Sue Powell, OMAFRA, will be guest

speaker at EDC Breakfast meeting scheduled for March 26<sup>th</sup> and will address funding opportunities for small businesses in rural Ontario.

13.5. **Amaranth Building Committee**

13.5.1. Update

Next meeting will be March 29, 2010. Further quotes for reception area and administration area pending.

13.6. **Grand Valley Public Library**

13.6.1. Fund Raising Group – Thank you for participating in the Big Chili Round-Up  
13.6.2. Draft Minutes – March 10/10

13.7. **Shelburne & District Fire Board**

13.7.1. Minutes of Meeting – January 5/10

Councillor Aultman questioned Shelburne Fire Board’s request for new aerial truck. Deputy-Mayor Kolodziechuk indicated Board’s commitment dependant on funding.

13.8. **Credit Valley Conservation**

13.8.1. Minutes of Director’s Meeting – February 19/10

13.9. **Grand River Conservation Authority**

13.9.1. Minutes – March 2010

13.10. **Other**

Nothing at this time.

14. **GENERAL BUSINESS AND CORRESPONDENCE**

The following matters were received and / or dealt with.

14.1. **Emergency Management Ontario**

14.1.1. Emergency Preparedness Week – Planning Toolkit – May 2<sup>nd</sup> to 8<sup>th</sup>, 2010

14.2. **McGuinty Government**

14.2.1. Prorogues Legislation to prepare for March Throne Speech

14.3. **A.M.C.T.O**

14.3.1. 2010 Conference Express

14.4. **Ontario Good Roads Association**

14.4.1. Municipal Data Works Projects

14.5. **County of Huron**

14.5.1. Resolution – Ontario Agriculture Sustainability Coalition lobbying for Immediate adjustments to the Agri-Stability program

14.6. **Pitch-In Canada**

14.6.1. 2010 Operation Clean Sweep Campaign – April 19 to April 25/10

14.7. **2010 Canada Post Literacy Awards**

14.7.1. Nominations to be received before May 21/10

14.8. **Kingpin Bowl**

14.8.1. Public Notice for proposal to open new bingo hall in Orangeville

15. **BY-LAWS**

15.1. **Rescinding By-law** re: Township Towing By-law #73-2008

**Resolution # 17**

Moved by J. Aultman – Seconded by W. Kolodziechuk

**Resolved** that leave be given to introduce a by-law to repeal Township By-law 73-2008, which approved a towing by-law allocation procedure to regulate tow trucks within the Township of Amaranth; and that it be given the necessary readings and be passed and Numbered 10-2010. **Carried.**

16. **LATE SUBMISSIONS**

The following matters were received and / or dealt with:

- 16.1. **Ministry of the Environment**  
Renewable Energy Approval Consultation Form
- 16.2. **Environmental Assessment and Approvals Branch**  
Proposed Belwood Wind Farm Project
- 16.3. **Grass Cutting Tenders**  
  
Dealt with under Item #10 - Road Business
- 16.4. **Town of Orangeville**  
Earth Hour 2010 – March 27, 2010 @ 8:30 p.m.
- 16.5. **Dufferin OPP Detachment**  
Invitation to grand opening of new facility – April 7/10 @ 2:00 p.m.  
  
Council all expressed their interest in attending.

17. **ACCOUNTS**

- 17.1. **General Accounts**  
  
**Resolution # 18**  
  
Moved by P. Way – Seconded by W. Kolodziechuk  
  
**Resolved** that general bills and accounts in the amount of \$ 211,483.12 for the period of February 11, 2010 to March 11, 2010, be approved for payment. **Carried.**
- 17.2. **Road Accounts**  
  
**Resolution # 19**  
  
Moved by W. Kolodziechuk – Seconded by J. Aultman  
  
**Resolved** that road department bills and accounts in the amount of 128,009.96 for the period of February 11,2010 to March 11,2010 be approved for payment. **Carried.**  
  
**Councillor Way declared pecuniary interest** on the following item and vacated his seat and council chambers.
- 17.3. **Snow Removal Account**  
  
**Resolution # 20**  
  
Moved by J. Aultman – Seconded by W. Kolodziechuk  
  
**Resolved** that general bill and account in the amount of \$ 2,940.00 for snow removal for the period of February 11, 2010 to March 11, 2010, be approved for payment. **Carried.**

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

18. **BUDGET REPORT**

18.1. **Other**

Preliminary and unaudited 2009 Year End Report provided.

19. **NEW BUSINES**

19.1. **Other**

Mayor MacIver noted that Paul Chantree, Amaranth's former representative on the GRCA has passed away. Township to send condolences to family.

20. **CLOSED MEETING**

20.1. **Litigation / Potential Litigation - Update**

**Resolution # 21**

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 reason(s):  
Litigation or potential litigation.

**Carried.**

**Resolution # 22**

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 to follow up on court matter.

21. **CONFIRMING BY-LAW**

**Resolution # 23**

Moved by J. Aultman - Seconded by W. Kolodziechuk

**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 March 17, 2010; and that it be given the necessary readings and be passed and Numbered 11-2010. **Carried.**

22. **ADJOURNMENT**

**Resolution # 24** (approximately 9:40 p.m.)

Moved by P. Way - Seconded by J. Aultman

**Resolved** that Council do now adjourn to meet again on April 7, 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