



TOWNSHIP OF AMARANTH COUNCIL MINUTES Wednesday, May 5, 2010

The Township of Amaranth Council met in the Council Chambers of the municipal office, Laurel, Ontario on May 5, 2010 at 10:00 a.m.

PRESENT:	Mayor Deputy-Mayor Councillor Councillor Councillor CAO/Clerk-Treasurer Director of Public Works Township Planner Deputy-Clerk	D. MacIver W. Kolodziechuk P. Way B. Cowie J. Aultman S. Stone D. Price C. Gervais (Planning Matters) 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 J. Aultman - Seconded by W. Kolodziechuk

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

Added

1. Ice River Springs - Update
2. County of Dufferin – Media Release
Museum Events from May 8th to June 20/10
3. Rail Line – Closed Session

Carried.

3. APPROVAL OF AGENDA

Resolution # 2

Moved by B. Cowie - 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 April 21, 2010
- 5.2. Special meeting minutes of May 3, 2010

Resolution # 3

Moved by P. Way - Seconded by B. Cowie

Resolved that Council do hereby approve the minutes of the regular meeting of Council held April 21, 2010, as circulated. **Carried.**

Resolution # 4

Moved by W. Kolodziechuk – Seconded by J. Aultman

Resolved that Council do hereby approve the minutes of the Special Meeting May 3, 2010, as circulated. **Carried.**

6. **PUBLIC QUESTION PERIOD**

10:00 A.M. TO 10:15 A.M.
Nothing at this time.

7. **DELEGATIONS**

Nothing at this time.

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

Ongoing process.

9.2. **Lake Erie Region Source Protection**

9.2.1. Release of Report

Discussion resulted in the following resolution being set forth.

Resolution # 5

Moved by J. Aultman – Seconded by B. Cowie

Resolved that the Council of the Township of Amaranth do hereby release the technical reports, being the R.J. Burnside & Associates report (dated March 2010) on the vulnerability analysis, issues evaluation and threats assessment, and the Golder Associates Report (dated January 2010) on the Grand Valley, Waldemar and Marsville Municipal Wells-Groundwater Model and Capture Zone Development, to the Source Protection Committee, under the following conditions:

1. That the accuracy of the mapping that has changed, will be defended by the Grand River Conservation Authority and consultants, at no cost to the municipality.
2. In small subdivisions, the economic impact will be significant on residents, and that 100% of cost of replacing septic systems will be funded by Grand River Conservation Authority.
3. That the funding be handled directly between the contractor assigned and Grand River Conservation Authority.

Carried.

9.3. **R.J. Burnside & Associates**

9.3.1. No. 1 Drainage Works Improvements – Meeting schedule for May 8, 2010 at 10:00 a.m. in Council chambers of the Amaranth Municipal Building.

9.4. **Canada Day Events – Twp. of Amaranth**

Deputy-Mayor Kolodziechuk reported on proposed events; Federal funding has been applied for but not yet approved.

9.5. **Other**

Nothing at this time.

10. **ROAD BUSINESS**

10.1 **Director of Public Works**

10.1.1. Report

Director of Public Works report received.

10.2. **Landfill Site**

10.2.1. Update

Nothing to report with respect to the landfill site operations. Further discussion under Item # 20 – Closed Meeting

10.3. **Ontario Good Roads Association**

10.3.1. Funding for municipalities re: bridge structures

The following resolution was set forth.

Resolution # 6

Moved by P. Way – Seconded by B. Cowie

Resolved that Council of the Township of Amaranth applies for funding for the purpose of collecting, collating, compiling and formatting bridge asset and condition data, and agrees to submit bridge asset and condition data for inclusion in Municipal Dataworks by March 31, 2011. **Carried.**

10.4. **Bridge Study Quotes**

Matter deferred to next meeting of Council.

10.5. **Other**

Equipment Replacement Chart – Director of Public Works provided Council with equipment list and discussion ensued regarding replacement schedule.

11. **PLANNING MATTERS**

The following matters were received / and or dealt with.

Township Planner Christine Gervais in attendance to address planning issues.

11.1. **Trans Alta** (formerly CHD) – Wind Farm Correspondence

11.1.1. Paulette Crawley – Daily Noise Reports – April 16, April 18, April 21, April 24, April 25, April 26

11.2. **Consent Application B5-10 – Panza, Gino & Loretta (Con. 4, E. Part Lot 27) - Decision**

To create a new agricultural parcel.

Township Planner presented report and recommendation to approve and the following resolution was set forth.

Resolution # 7

Moved by B. Cowie – Seconded by P. Way

Resolved that Consent Application B5-10 by Gino & Loretta Panza – Owners/Applicants, Concession 4, East Part Lot 27, for consent to sever a new agricultural parcel of approximately 19.5 ha. (48.2 ac) 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 parcel (paper and digital format).
 Consent Agreement to be registered on title on severed and retained parcel.
 Consent Agreement to include requirement for fencing around boundaries of severed and retained parcels when required by adjacent landowner (with exception of road frontage).
 Road widening required on severed and retained parcels.
 Road widening shall be conveyed to the appropriate road authority, in accordance with applicable road authority policies.
 If a 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 with 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.**

- 11.3. **Consent Application B6-10 – Banks, Charles Bonner & Marilyn Joan (Con. 4, E. Part Lot 9) - Decision**
 To create a new agricultural parcel.

Applicants were in attendance.
 Township Planner submitted her report and recommendation for approval and the following resolution was passed:

Resolution # 8

Moved by P. Way – Seconded by B. Cowie

Resolved that Consent Application B6-10 by Charles Bonnar Banks & Marilyn Joan Banks – Owners/Applicants, Concession 4, East Part Lot 9, for consent to sever a new agricultural parcel of approximately 19 ha. (47 ac) be approved.
 Reasons: Conforms to Official Plan.
 Conditions:
 Park dedication in the amount of \$250.00.
 Tax paid in full on severed and retained parcels.
 Conservation Authority approval on severed and retained parcels.
 Entrance permit required on severed and retained parcels.
 Approval for septic system on severed and retained parcels.
 Plan of Survey required on severed and retained parcels. (paper and 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 and retained parcels, when required by adjacent landowner (with exception of road frontage)
 Road widening required on severed and retained parcels.

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

11.4. **Consent Application B7-10 – Hull, Brian & Catharina (Con. 9. W. Part Lot 20) – Decision**

To create new lot of approximately 1 ha. (2.5 ac)

Applicants were in attendance.
 Township Planner submitted her report and recommendation for approval and the following resolution was passed:

Resolution # 9

Moved by B. Cowie – Seconded by P. Way

Resolved that Consent Application B7-10 by Brian & Catharina Hull – Owners/Applicants, Concession 9, West Part Lot 20, for consent to sever a new lot of approximately 1 ha. (2.5 ac) 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 parcel.

Entrance permit approval required on severed parcel.

Approval for septic system on severed parcel.

Plan of survey required on severed and retained parcels.

(paper and 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).

Road widening required on severed and retained parcels.

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

If a 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 with 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.**

11.5. **Consent Application B8-10 – Hull, Brian & Catharina (Con. 9. W. Part Lot 20) – Decision**

To create new lot of approximately 2.1 ha. (5.2 ac)

Applicants were in attendance.
 Township Planner submitted her report and recommendation for approval and following resolution passed:

Resolution #10

Moved by W. Kolodziechuk – Seconded by J. Aultman

Resolved that Consent Application B8-10 by Brian & Catharina Hull – Owners/Applicants, Concession 9, West Part Lot 20, for consent to sever a new lot of approximately 2.1 ha. (5.2 ac) 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 parcel.

Entrance permit approval 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).

Road widening required on severed and retained parcels.

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

If a 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 with 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.**

11.6. **Development Updates**

Country Meadows Subdivision – CAO updated council on subdivision development and subdivision agreement process.

Foreign Express Trucks – matter dealt with under Item # 20 – Closed Meeting

11.7. **Town of Orangeville**

11.7.1. Public Meeting – Official Plan & Zoning By-law Amendment OPZ2/10 re: Mountainwood Construction & Caulking Ltd. @ 48 C Line on May 10/10 @ 7:00 p.m. Council Chambers, Orangeville, to Low Density Multiple

11.8. **Township of Centre Wellington**

11.8.1. Invenergy Wind Canada ULC – Belwood Wind Energy Centre

11.9. **Fiddle Park Rezoning**

11.9.1. Update

Township Planner addressed the Fiddle Park rezoning application and meeting she attended on Council's behalf. The Town of Shelburne feels the park is under utilized and area service clubs have expressed interest in using it for special events. Suggestions are drive-in nights, country fest with tribute bands, boy scouts and girl guides, and camping in conjunction with events. The Town of Shelburne would be responsible for approving and monitoring events, and they asked the Township of Amaranth for their support.

At this time (approximately 1:45 p.m.) Mayor MacIver excused himself from Council, and Deputy-Mayor Kolodziechuk assumed the Chair.

At the public meeting concerns expressed by a Woodland Drive resident, regarding type of events and number of people attending.

Discussion ensued and Amaranth Council's main concern is seasonal camping; however, will support camping in conjunction with special events approved by the Town of Shelburne.

Staff instructed to notify Town of Shelburne of concerns, and the following resolution was set forth.

Resolution # 11

Moved by P. Way – Seconded by J. Aultman

Resolved that further to the Town of Shelburne's Notice of Public Meeting with respect to the lands known as Fiddle Park, West Part Lots 31 and 32, Concession 1;
Council do hereby object to seasonal camping at the subject site, and request that camping be only permitted in conjunction with special events approved by Council of the Town of Shelburne, and
Further that the Town of Shelburne continue to advise and consult with the Township of Amaranth with respect to these lands. **Carried.**

- 11.10. **Friends of Greenbelt Foundation**
- 11.10.1. Report – Ontario's Greenbelt in an International Context

- 11.11. **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. Affordable Housing Program
- 13.1.2. County Waste Facility / Delegation to upcoming Council meeting
- 13.1.3. Emergency Preparedness Week 2010 – "Meet & Greet"
May 3/10 from 2:00 p.m. to 4:00 p.m. – County Community Services Dept.

Delegation from the County of Dufferin will be attending the next meeting of Council on May 19, 2010 at 7:15 p.m. to speak on the County Waste Assumption request.

- 13.2. **Economic Development Committee (EDC)**
- 13.2.1. Update
- Councillor Aultman informed Council that Marble Media would like to start filming again at property and will be meeting with staff accordingly.

- 13.3. **Amaranth Building Committee**
- 13.3.1. Update
- 13.3.2. Twp. of East Garafraxa – Resolution re: renovations (dated April 27/10)

CAO updated Council on the timing for new flooring with other proposed renovations to follow.

- 13.4. **Police Services Board – OPP Dufferin County**
- 13.4.1. Ministry of Community Safety & Correctional Services re:
RIDE Grant Program funding for Amaranth Twp.

13.4.2. 2009 Year End Report for Amaranth Twp.

Mayor MacIver addressed Council on the proposed Police Service Board website, which is to replace the paper newsletter currently being circulated. Further meetings and discussion will be required prior to decision.

Staff instructed to invite representatives of Dufferin OPP to Council to discuss the 2009 Year End report.

13.5. **Shelburne & District Fire Board**

13.5.1. Minutes of February 2, 2010

13.6. **Shelburne Public Library Board**

13.6.1. Minutes of March 23, 2010

13.7. **Grand River Conservation Authority**

13.7.1. News Release – Take a Kid Fishing Day – May 8/10 @ Belwood Lake

13.8. **Nottawasaga Valley Conservation Authority**

13.8.1. Wayne Wilson – CAO – Return to office

13.9. **Other**

Nothing at this time.

14. **GENERAL BUSINESS AND CORRESPONDENCE**

The following matters were received and / or dealt with.

14.1. **Laurelwoods Elementary School Council**

14.1.1. Friends of the Forest – Fundraising Campaign (March 2010 to June 4, 2010)

Resolution # 12

Moved by W. Kolodziechuk – Seconded by J. Aultman

Resolved that the Council of the Township of Amaranth do hereby support the Laurelwoods Elementary School Council with respect to their fundraising campaign “Friends of the Forest”, and are pleased to make a contribution to the silver level, in the amount of \$200.00. **Carried.**

14.2. **Workforce Focus**

14.2.1. 2010 Trends Opportunities and Priorities Planning Report

14.2.2. A Lens on Local Industry in 2010 – May 11, 2010 from 11:30 a.m. to 2:30 p.m. at Waterloo Inn, King St. Waterloo

14.3. **A.M.O.**

14.3.1. 2010 AMO Annual Conference – August 15 to 18, 2010

14.3.2. Watch File – Guest Column Michael Fenn

14.3.3. Town of Tecumseh – Announcement of AMO President Candidacy for 2010 – 2012 term

Councillor Cowie expressed interest in attending the 2010 AMO Annual Conference being held August 15, 2010 to August 18, 2010.

14.4. **MPAC**

14.4.1. 2009 Annual Report Financial Statements

14.5. **Ministry of Municipal Affairs and Housing**

14.5.1. Emergency Preparedness Week

14.6. **Highland Company**

14.6.1. Email from Twp. of Melancthon resident “Can Unity Save the Headwaters” and “Model for Dufferin Aggregate Controversy”

- 14.7. **Play Works – Ontario Partnership for Active Youth**
- 14.7.1. 2010 Youth Friendly Community Recognition Ceremony

- 14.8. **Ontario JRPM Advisory Committee**
- 14.8.1. Celebrating June as Recreation and Parks Month for 2010

- 14.9. **Town of Mono**
- 14.9.1. Motion – Ombudsman’s Act to include hospitals
- 14.9.2. Motion – Support for research on health & safety of wind turbines on public health

- 14.10. **Town of Shelburne**
- 14.10.1. Street Carnival and Classic Car Show – Saturday, June 12, 2010 from 10:00 a.m. to 4:00 p.m. – William and First Ave

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

15. **BY-LAWS**

None at this time.

16. **LATE SUBMISSIONS**

The following matters were received and / or dealt with:

- 16.1. **Ice River Springs – Update**
Councillor Cowie gave update, stating that this company recycles, whereby not requiring a Certificate of Approval.
- 16.2. **County of Dufferin – Media Release – Museum Events from May 8 to June 20, 2010**
- 16.3. **Rail Line – Closed Session**
Dealt with under Item # 20 – Closed Meeting

17. **ACCOUNTS**

- 17.1. **General Accounts**
- 17.2. **Road Accounts**
- Nothing at this time.

18. **BUDGET REPORT**

- 18.1. **2010 Draft Budget**
- 18.2. Follow up from May 3/10 Budget Meeting

CAO reviewed the budget meeting held May 3, 2010 and proposed changes to draft budget. Discussion resulted in the following resolution being set forth, and another budget meeting scheduled for May 19, 2010 at 5:00 p.m.

Resolution # 13

Moved by B. Cowie – Seconded by P. Way

Resolved that Council do hereby transfer funds in the amount of \$7,528.58, from the Emergency Management Reserve to the Building Reserve. **Carried.**

19. **NEW BUSINES**

19.1. **Amaranth Township Council Summer Meeting Dates**

Council dates as follows (all day meetings)
June 16, 2010 @ 10:00 a.m.
July 21, 2010 @ 10:00 a.m.
August 18, 2010 @ 10:00 a.m.

19.2. **Election 2010**

19.2.1. Candidates Session / Election Seminar – June 22/10 at 7:00 p.m. – Mel Lloyd
Centre Auditorium, Shelburne

19.3. **Other**

Nothing at this time.

20. **CLOSED MEETING**

- 20.1. Litigation / Potential Litigation
- 20.2. Solicitor-Client Privilege
- 20.3. Acquisition or Disposition of Land
- 20.4. Personal Matters about identifiable individual(s), including employees

Councillor Way declared **pecuniary interest** on Solicitor-Client Privilege/Litigation/Potential Litigation (Foreign Express) matter only and vacated his seat and the council chambers.

Resolution # 14 (approximately 11:10 a.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):
Personal matters about identifiable individual(s), including employees
A proposed or pending acquisition or disposition of land
Litigation or potential litigation
Advice that is subject to solicitor-client privilege
Carried.

Resolution # 15 (approximately 12:00 noon)

Moved by P. Way – Seconded by B. Cowie

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

Staff instructed in accordance with Closed Meeting discussions.

Councillor Way declared **pecuniary interest** on the following item (Foreign Express), and vacated his seat and the council chambers

Resolution # 16 (approximately 1:25 p.m.)

Moved by B. Cowie – Seconded by W. Kolodziechuk

Resolved that Council move into 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

Moved by J.Aultman – Seconded by W. Kolodziechuk

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

Councillor Way returned to the council chambers and his seat.

Staff instructed in accordance with Closed Meeting discussions.

21. **CONFIRMING BY-LAW**

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 May 5, 2010; and that it be given the necessary readings and be passed and Numbered 17-2010. **Carried.**

22. **ADJOURNMENT**

Resolution # 19 (approximately 2:35 p.m.)

Moved by J. Aultman - Seconded by P. Way

Resolved that Council do now adjourn to meet again on May 19, 2010 at 5:00 p.m. for a Special Meeting of Council regarding 2010 Budget, and at 7:00 p.m. for regular meeting of Council; or at the call of the Mayor. **Carried.**

Susan M. Stone

CLERK

Don MacIver

HEAD OF COUNCIL