



## TOWNSHIP OF AMARANTH COUNCIL MINUTES

**Wednesday, November 2, 2011**

The Township of Amaranth Council met in the Council Chambers of the municipal office, Laurel, Ontario on November 2, 2011, commencing at 9:00 a.m.

PRESENT:	Mayor	D. MacIver
	Deputy-Mayor	W. Kolodziechuk
	Councillor	J. Aultman
	Councillor	B. Besley
	Councillor	H. Foster
	CAO/Clerk-Treasurer	S. Stone
	Acting Director of Public Works	B. Ryzebol
	Planner	C. Gervais (Planning Matters)
	Deputy-Clerk	C. Doherty

**9:00 a.m.**

1. **OPENING OF MEETING**

Mayor MacIver called meeting to order.

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

2.1 **Resolution # 1**

Moved by B. Besley - Seconded by J. Aultman

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

Amended:

1. Item # 6.1 - Amended from Subsection 239(2) to Subsection 239(3.1)

Added:

1. Report & update from Councillor Aultman re: Hills of Headwaters, Equine Forum - October 13/11 & Orangeville Economic Breakfast - October 20/11
2. Grand Valley Remembrance Day - November 11/11
3. R.J. Burnside & Associates re: Client Appreciation Evening - November 17/11
4. Shelburne Fire Board

Deleted:

1. Item # 8.1 - Jeff Wilker - Township Solicitor, Rob Stovel - Township Consultant, Gord Feniak - Township Engineer  
Advice that is subject to solicitor-client privilege, including communications necessary for that purpose
2. Item # 8.2.1 - Jeff Wilker - Township Solicitor  
Advice that is subject to solicitor - client privilege, including communications necessary for that purpose
3. Item # 8.3.1 and 8.3.2 - Jeff Wilker - Township Solicitor  
Advice that is subject to solicitor - client privilege, including communications necessary for that purpose  
Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.
4. Item # 21.4 - Advice that is subject to solicitor - client privilege, including communications necessary for that purpose
5. Item # 21.5 - A matter in respect of which a council , board, committee or other body may hold a closed meeting under another act 2001, c.25,s.239(2) **Carried.**

3. **APPROVAL OF AGENDA**

3.1 **Resolution # 2**

Moved by J. Aultman - Seconded by B. Besley

**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**

5.1 Regular meeting minutes of October 19, 2011

**Resolution # 3**

Moved by H. Foster - Seconded by W. Kolodziechuk

**Resolved** that Council do hereby approve the minutes of the regular meeting held October 19, 2011 as circulated. **Carried.**

6. **CLOSED MEETING** (approximately 9:10 a.m.)6.1 **Shara Bagnell - County of Dufferin Health & Safety Co-Ordinator**

6.1.1 Recognizing and responding to violence in the workplace training and members of Council

**Resolution # 4**

Moved by W. Kolodziechuk - Seconded to H. Foster

**Resolved** that Council move into a Closed Meeting pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reason(s):

(3.1) A meeting of a council or local board or of a committee of either of them may be closed to the public if the following conditions are both satisfied:

1. The meeting is held for the purpose of education or training members
2. At the meeting, no member discusses or otherwise deals with any matter in a way that materially advances the business or decision-making of the council, local board or committee, 2006,C.32,SCHE.A,S.103(1) **Carried.**

**Resolution # 5** (approximately 10:15 a.m.)

Moved by H. Foster - Seconded by W. Kolodziechuk

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

Council thanked Ms. Bagnell for attending, and suggested a further session at a council meeting in the new year.

7. **PUBLIC QUESTION PERIOD**

Nothing at this time.

8. **DELEGATIONS**

Closed Meeting (Scheduled for 1:00 p.m.)

8.1 **Jeff Wilker - Township Solicitor, Rob Stovel - Township Consultant, Gord Feniak - Township Engineer**

8.1.1 Advice that is subject to solicitor-client privilege, including communications necessary for that purpose

**Item # 8.1.1 deleted** from the agenda under **Late Submissions**

**Closed Meeting** (Scheduled for 2:00 p.m.)

- 8.2 **Jeff Wilker - Township Solicitor and Wolf Goldlust**  
 8.2.1 Advice that is subject to solicitor-client privilege, including communications necessary for that purpose  
 8.2.2 A proposed or pending acquisition or disposition of land by the municipality or local board

**Item # 8.2.1 deleted** from the agenda under **Late Submissions**, and Township Solicitor, Jeff Wilker, not in attendance. However, Mr. Goldlust and Mr. Shepherd in attendance.

- 8.2.2 **Resolution # 6** (approximately 2:05 p.m.)

Moved by B. Besley - Seconded by J. Aultman

**Resolved** that Council move into Closed Meeting pursuant to Section 239 of the Municipal Act, 2001, as amended for the following reason(s):  
 A proposed or pending acquisition or disposition of land by the municipality or local board. **Carried.**

- Resolution # 7** (approximately 3:30 p.m.)

Moved by H. Foster - Seconded by W. Kolodziechuk

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

**Closed Meeting**

- 8.3 **Jeff Wilker - Township Solicitor (Closed Meeting)**  
 8.3.1 Advice that is subject to solicitor-client privilege, including communications necessary for that purpose  
 8.3.2 Litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board

**Item # 8.3.1 and # 8.3.2 deleted** from the agenda under **Late Submissions** and Township Solicitor, Jeff Wilker, not in attendance.

**11:00 a.m.**

9. **PUBLIC MEETING**

Nothing at this time.

10. **UNFINISHED BUSINESS**

The following matters were received and/or dealt with.

- 10.1 **Township of Melancthon**  
 10.1.1 Resolution - Cap on number of industrial wind turbines that a municipality can have constructed

**Resolution # 8**

Moved by W. Kolodziechuk - Seconded by H. Foster

**Resolved** that Council do hereby concur with the Township of Melancthon that the Province of Ontario need to install a “cap” on the number of wind turbines that any one municipality can have constructed within its boundaries;  
 And that an appropriate method of determining the number be devised, in consultation with municipalities;  
 And Further, that the Township of Amaranth be deemed to have exceeded the “cap”  
**Carried.**  
**Mayor MacIver briefly left the meeting and Deputy-Mayor Kolodziechuk** assumed the Chair.

- 10.2 **Franco Ferrara - Concession 4, West Part Lot 18 & 19**  
 10.2.1 Commercial Hunting/Game Farm - Response from North American Hunting Dog Association Ontario - Grand River Chapter

A response from the North American Hunting Dog Association Ontario was received. Council feels the use of the property for a hunting/game farm is more of a commercial enterprise than “personal use” and instruct staff to forward matter to Township Bylaw Enforcement Officer, to deliver a letter to owner to cease activity immediately on this property.

**Mayor MacIver returned to the meeting and assumed the Chair.**

- 10.3 **Other**

Nothing at this time.

11. **ROAD BUSINESS**

The following matters were received and/or dealt with.

- 11.1 **Director of Public Works Report**

- 11.1.1 Report re:

Acting Director of Public Works Ben Ryzebol presented his report and a power point presentation with respect to renovations at the works shop, and are looking into new fans, lighting and heating. The line painting in Waldemar is finished and shouldering along the newly paved roadway has been completed. Grading is ongoing and signage for Mono-Amaranth Townline have been received and will be erected in due course. Part-time operator has been hired for the winter months. Will be meeting with the Stronco & Volvo representatives next week regarding grader warranty. Also, will prepare specs for tendering for new grader next year. Report on brine vs. calcium will be at the next meeting of council.

- 11.2 **Landfill Site**

- 11.2.1 Update

New roadway has been constructed to access additional cell area in accordance with Township Engineer’s recommendations..

- 11.3 **Other**

County of Dufferin has not removed the detour sign at County Road 12 and 20 Sideroad and the 60 km. speed signs are still up on the 6<sup>th</sup> Line. Staff to follow up. Road tour for council/staff to be arranged for the fall and/or spring season.

12. **PLANNING**

The following matters were received and/or dealt with:

- 12.1 **Development Updates**

Centurian Homes - draft approval expected soon.  
 Servicing issues to be discussed with the Ministry of Municipal Affairs and Housing with respect to new proposed development in Waldemar.  
 Amaranth Country Estates - staff to follow up on status of flashing lights at 30 Side Road intersection.

- 12.2 **Rezoning Application Z3-11 - William Alexander Franco (Owner) East Part Lot 16, Concession 7, Parcel 5**

- 12.2.1 To rezone a portion of Environmental Protection zone to allow a residential building envelope (Decision)

- 12.2.2 Email from Grace Franco-Lloyd dated October 27, 2011, requesting deferral

**Resolution # 9**

Moved by H. Foster - Seconded by W. Kolodziechuk

**Resolved** that Rezoning Application Z3-11, East Part Lot 16, Concession 7, Parcel 5 (William Alexander Franco) to rezone a portion of Environmental Protection zone to allow a residential building envelope be hereby **deferred**, at the applicant's request. **Carried.**

12.3 **Consent Application B7-11 - Van der Pas (Owner) & Weston Consulting Group Inc. c/o Alan Young (Applicant) West Part Lot 6, Concession 10**

12.3.1 Proposed Severance: for the creation of a new lot for an agriculture-related commercial use

12.3.2 Letter of Withdrawal

12.4 **Rezoning Application Z2-11 - Van der Pas (Owner) & Weston Consulting Group Inc. c/o Alan Young (Applicant), West Part Lot 56, Concession 10**

12.4.1 Proposed Rezoning: to prohibit the use of any existing buildings for the purpose of housing livestock

**Resolution # 10**

Moved by B. Besley - Seconded by J. Aultman

**Resolved** that Rezoning Application Z2-11, West Part Lot 6, Concession 10 (Van der Pas - Owner & Weston Consulting Group Inc. c/o Alan Young - Applicant) to prohibit the use of any existing buildings for the purpose of housing livestock, be hereby **deferred**, pending new associated consent application process. **Carried.**

12.5 **Site Plan SPA4-11 - Hydro One Networks, Part Lot 2, Concession 2**

12.5.1 Orangeville Transmission Station

**Resolution # 11**

Moved by W. Kolodziechuk - Seconded by H. Foster

**Resolved** that Council concur with the approval of the Site Plan Application SPA4-11 for Hydro One Networks Inc. ( Concession 2, Part Lot 2) **Carried.**

12.6 **Dufferin Transfer & Recycling Facility - 473051 County Road 11**

12.6.1 Request permit to allow display sign permanently on the property

Request by Dufferin Transfer & Recycling Facility to allow a display sign permanently on the property was discussed. However, it was noted that temporary signs are currently only permitted twice a year for 30 day intervals, and it was agreed that these types of signs are not appropriate as permanent signage. Therefore the following resolution was passed:

**Resolution # 12**

Moved by B. Besley - Seconded by J.Aultman

**Resolved** that Council denies the request of a minor variance to the sign by-law 46-2006 by Dufferin Transfer & Recycling Facility re: 473051 County Road 11, Concession 2, West Part Lot 1, Parcel 9, to allow the use of a portable sign having an area of 6.2 square metres on a year round basis. **Carried.**

Staff was instructed to follow up with other instances whereby temporary/portable signs are being utilized as permanent signage.

12.7 **Town of Mono**

12.7.1 Official Plan Review - Notice of Statutory Public Meeting - November 22, 2011 @ 7:00 p.m. Town of Mono Council Chambers - 347209 Mono Centre Road  
Township Planner to follow up.

12.8 **Ministry of the Environment**

12.8.1 Notice of Refusal Permit to Take Water Number 4425-8JLHBN from Pullen Well/Hamout Investments Ltd. (Lot 3, Concession 1)

12.9 **Sign By-law**

## 12.9.1 Proposed Amendments

Township Planner handed out list of housekeeping amendments, with each item being discussed, such as sign type and size, number per property, freestanding, etc. Draft bylaw to be brought back to next meeting of council.

12.10 **Other**

Nothing at this time.

13. **BY-LAW ENFORCEMENT**13.1 **Other**

Nothing at this time.

14. **COMMITTEE REPORTS**

All matters read, received and/or dealt with.

14.1 **County of Dufferin**

14.1.1 Council In Brief - October 13, 2011

14.1.2 Media Release - Land donation to County of Dufferin

14.1.3 County Museum Board - Resolution re: County Draft Forest Conservation By-law

14.2 **Source Water Protection**

14.2.1 Update

Two upcoming meetings - November 10/11 - 12 noon to 4:00 p.m. at Grand Valley Community Centre re: Lake Erie Region; and  
December 6/11 - 8:30 a.m. re: CTC and Lake Simcoe Region SWP Plan Pre-Consultation, Dufferin Region, at Monora Park Pavilion

14.3 **Amaranth Building Committee**

14.3.1 Update

14.4 **Amaranth Economic Development Committee (EDC)**

14.4.1 Update

Councillor Aultman commented on the Dufferin.Biz and the Equine Industry Roundtable meetings.

It was suggested that Councillor Foster be appointed as the Township of Amaranth representative to the roundtable meetings.

Resolution to be brought back to next meeting.

14.5 **Amaranth Police Services Board**

14.5.1 Update re:

Joint PSB Meeting - October 21, 2011

Provincial Offences Court - Dufferin County Overview of Administration

Discharge of Firearms By-law - draft - prohibit and regulate (Melancthon Twp.)

14.6 **Shelburne & District Fire Board**

14.6.1 Minutes of Meeting - June 7, 2011

14.6.2 Twp. of Mulmur - Resolution re: steering committee for acquisition of new fire truck and fire hall extension

14.6.3 Invitation for Council to attend the Shelburne Fire Board meeting scheduled for November 1, 2011 @ 7:00 p.m.- Grace Tipling Hall, Shelburne re: purchase of a pumper/quint truck

Councillor Besley reported that the fire department reserves are significant, which reduces the amount to come directly from the municipalities for new fire truck. Discussion concerning the quint truck and expansion of the fire hall resulted in the following resolution.

**Resolution # 13**

Moved by H. Foster - Seconded by W. Kolodziechuk

**Resolved** that Council do hereby support the purchase of a quint fire truck and expansion of the fire hall for the Shelburne and District Fire Department. **Carried.**

Also discussed was the suggestion that the Fire Board create a Master Fire Plan. However, it was noted that these plans are meant to be done on a municipal wide basis, not fire board area. Matter was deferred pending further investigation of requirements, if any, and discussion by area CAO's at next DMOA meeting.

14.7 **Grand Valley Public Library**

14.7.1 Silent Auction - Bidding starts October 11/11 and ends November 19/11 @ 4:00 p.m.

14.7.2 Update - Letter & Flyers

14.8 **Shelburne Public Library**

14.8.1 Minutes of Meeting - September 20, 2011

Councillor Foster reported that the library circulation has increased, parking lot has not been paved as yet, and there will be no Christmas house tour this year.

14.9 **Credit Valley Conservation**

14.9.1 Minutes of Meeting - September 9, 2011

14.10 **Grand River Conservation Authority**

14.10.1 GRCA News - October 26, 2011

14.11 **Other**

Nothing at this time.

15. **GENERAL BUSINESS & CORRESPONDENCE**

All matters read, received and dealt with.

15.1 **Alternative Energy**

15.1.1 wpd Canada - wind articles - October 10-16, 2011

15.1.2 wpd Canada - wind turbines re: email response (October 21/11) to invitation to attend an upcoming meeting of Amaranth council as a delegation

15.2 **Ontario Good Roads Association**

15.2.1 Heads Up Alert - October 20/11 - Newly Appointed Ministers

15.3 **Ministry of Municipal Affairs & Housing**

15.3.1 Premier McGuinty's New Cabinet

15.4. **A.M.O.**

15.4.1 2011 Ontario West Municipal Conference - November 25/11 @ London Convention Centre, 300 York St. London, Ont.

15.4.2 Watch File Issue - October 27/11

15.5 **A.M.C.T.O.**

15.5.1 In the Loop - Issue # 26, October 24/11

15.5.2 Invitation to Webcast - November 7/11 @ 1:15 p.m. re: Accessible Ontario: Update on upcoming requirements under the Accessibility for Ontarians with Disabilities Act

16. **BY-LAWS**

16.1 **Number One Drainage Works Levying By-law**

**Resolution # 14**

Moved by W. Kolodziechuk - Seconded by H Foster

**Resolved** that leave be given to introduce a by-law amending Provisional By-law Number 31-2010 and to provide for the levying of costs resulting from the No. 1 Drainage Works; and that it be given the necessary readings and be passed and Numbered 62-2011. **Carried.**

16.2 **Other**

**Road Widening By-law - East Part Lot 1, Concession 4**

**Resolution # 15**

Moved by J. Aultman - Seconded by B. Besley

**Resolved** that leave be given to introduce a by-law to authorize the acquisition of land for road widening purposes, being East Part Lot 1, Concession 4, more particularly described as Part 3, Registered Plan 7R-6028; and that it be given the necessary readings and be passed and Numbered 63-2011. **Carried.**

17. **LATE SUBMISSIONS**

The following were received and/or dealt with:

17.1 **Shara Bagnell - County of Duferin Health & Safety Co-Ordinator**  
Item # 6.1 - Amended from Subsection 239(2) to Subsection 239(3.1)

Matter amended - Dealt with under Closed Meeting - Item # 6.1

17.2 **Report & update from Councillor Aultman**  
Hills of Headwaters, Equine Forum - October 13/11 & Orangeville Economic Breakfast - October 20/11

Matter added - Dealt with under Item #14.4

17.3 **Grand Valley Remembrance Day - November 11/11**

Matter added - Councillor Foster to lay the wreath and Councillor Aultman to speak. Also, Deputy-Mayor and Councillor Besley to attend Shelburne Remembrance Day service, and Mayor MacIver will attend Orangeville.

17.4 **R.J. Burnside & Associates**  
Client Appreciation Evening - November 17/11

17.5 **Shelburne and District Fire Board**

New quint truck, firehall expansion, and Master Fire Plan matters discussed under Item #14.6

17.6 **Jeff Wilker - Township Solicitor, Rob Stovel - Township Consultant, Gord Feniak - Township Engineer**  
Advice that is subject to solicitor-client privilege, including communications necessary for that purpose

Matter deleted - Dealt with under Item # 8.1

17.7 **Jeff Wilker - Township Solicitor**  
Advice that is subject to solicitor - client privilege, including communications necessary for that purpose

Matter deleted - Dealt with under Item # 8.2.1

- 17.8 **Jeff Wilker - Township Solicitor**  
 Advice that is subject to solicitor - client privilege, including communications necessary for that purpose  
 Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality of local board  
 Matters deleted - Dealt with under Item # 8.3.1 and 8.3.2
- 17.9 **Closed Meeting**  
 Item # 21.4 - Advice that is subject to solicitor - client privilege, including communications necessary for that purpose  
 Item # 21.5 - A matter in respect of which a Council, Board, Committee or other Body may hold a closed meeting under another act, 2001,c.25,s.239(2)  
 Matters deleted under Item # 21
18. **ACCOUNTS**  
 Nothing at this time.
19. **BUDGET**  
 Nothing at this time.
20. **NEW BUSINESS**  
 The following were received and/or dealt with:
- 20.1 **Snow Removal Tenders**  
 20.1.1 Municipal Offices and Recreation Hall  
 Percy Way was in attendance for the tender opening.  
 Four(4) tenders were received and opened.  
 Percy Way  
 Whispering Pines Landscaping c/o James Meerveld  
 Amaranth Aggregates, Div. of Ro-Cin Holdings c/o Ian Greenwood  
 CC's Garden N' More...Ltd. c/o Carols Carreiro  
 Discussion and clarification on some items resulted in the following resolution.  
**Resolution # 16**  
Moved by W. Kolodziechuk - Seconded by H. Foster  
**Resolved** that Council do hereby accept tender for snow removal at the Township of Amaranth Municipal Offices and Recreation Hall from Percy Way in the amount of \$8,000.00 plus H.S.T., to include call outs. **Carried.**
- 20.2 **Other**  
 Percy Way updated Council on Source Water Protection matters. There is a meeting scheduled for December 6, 2011 at 8:30 a.m.- Monora Park.
21. **CLOSED MEETING**
- 21.1 **Personal matters about identifiable individual(s), including municipal or local board employees**
- 21.2 **A proposed or pending acquisition or disposition of land by the municipality or local board**
- 21.3 **Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality of local board.**
- 21.4 **Advice that is subject to solicitor - client privilege, including communications necessary for that purpose**
- 21.5 **A matter in respect of which a council, board, committee or other body may hold a closed meeting under another act, 2001,c.25,s.239(2)**  
 Items 21.2, 21.4, and 21.5 deleted, or dealt with earlier in meeting.

**Councillor Foster declared pecuniary interest** with respect to **Item 21.1** and left the meeting during discussion of that item.

**Resolution # 17** (approximately 4:20 p.m.)

Moved by J. Aultman - Seconded by B. Besley

**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 municipal or local board employees  
Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board  
**Carried.**

**Resolution # 18** (approximately 5:25 p.m.)

Moved by W. Kolodziechuk - Seconded by H. Foster

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

Staff instructed in accordance with Closed Meeting discussions.

22. **CONFIRMING BY-LAW**

22.1 **Resolution # 19**

Moved by H.Foster - 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 November 2 , 2011 and that it be given the necessary readings and be passed and Numbered 64-2011. **Carried.**

23. **ADJOURNMENT**

23.1 **Resolution # 20** (approximately 5:30 p.m.)

Moved by B. Besley - Seconded by H. Foster

**Resolved** that Council do now adjourn to meet again on November 16, 2011 at 4:00 p.m. for regular meeting of Council, or at the call of the Mayor. **Carried.**

---

CLERK

---

HEAD OF COUNCIL