

The Council of the Township of East Garafraxa held their regular meeting of Council at the Marsville Community Hall at 2:00 p.m. on November 24, 2009. Councillors Fran Pinkney, Tom Nevills, Allan Boynton and Deputy Mayor Guy Gardhouse were in attendance, with Mayor Allen Taylor presiding. Susan M. Stone, CAO/Clerk-Treasurer; Karen Canivet, Deputy-Clerk; and David Menary, Director of Public Works were also in attendance.

OPENING OF MEETING

Mayor Taylor called the meeting to order.

1. AGENDA

- 1.1. Added Items: Motion passed regarding:
 - 1.1.1. By-Law to authorize road widening Concession 17, East Part Lot 5
 - 1.1.2. AMO Waste Management Task Force
 - 1.1.3. Photocopier Discussion
- 1.2. Approval of Agenda – as amended

2. MINUTES

- 2.1. Council Minutes
 - 2.1.1. November 10, 2009 Council Minutes – as amended
 - Item # 7.2.1- Grand River Conservation Authority Budget discussions.
- 2.2. Business Arising – none at this time.

3. DISCLOSURE OF PENCUNIARY INTEREST WITH REASONS

Can be declared at any time during the meeting. None declared at this time.

4. DELEGATIONS AND PUBLIC MEETINGS

None at this time.

5. UNFINISHED BUSINESS

The following were received and/or dealt with:

- 5.1. PSAB/Asset Management – Policy in draft – defer to next meeting of Council.
- 5.2. Marsville Hall update – Discussion included acreage and building size, along with future funding opportunities. It was suggested that the goal is to bring the administration facility and council chambers back to East Garafraxa Township, and that subject to funding availability from the Provincial and/or Federal governments, that the new facility would also include a community/banquet hall. It was agreed that a request for proposal for plans is required for office space and council chambers, and if funding available, for a community hall to accommodate 250 persons, and property acquisition accordingly, to accommodate a building, septic system, parking, etc.
- 5.3. PowerPlay – Marsville
 - 5.3.1. Quotes from last meeting
 - 5.3.2. Active Playground – request for further info. Matter deferred pending amended quote from APE (Active Playground Equipment).
- 5.4. Customer Service Accessibility Policy – Motion to adopt.
- 5.5. Other – Nothing at this time.

6. COUNTY COUNCIL BUSINESS

The following were received and/or dealt with:

- 6.1.1. County Council re: Waste Authority – Matter discussed and deferred until meeting of December 8/09, to provide conditions to County with respect to taking over all waste management. County composting program also discussed, and council requesting information on original cost estimate for the program vs. actual costs.
- 6.2. Charles Hooker Nov. 15/09 re: Tree Cutting By-law

- 6.3. County Warden Inaugural Session - December 10, 2009 @ 4:00 p.m.
- 6.4. County of Dufferin Towing By-law – By-law and motion passed to repeal Township By-law # 20-2008, as it is no longer required pursuant to the County Towing Bylaw.
- 6.5. Township of East Garafraxa re: Fire Call Billing
 - 6.5.1. Township of Amaranth letter of support
Summary of uncollected calls to be provided at December 8, 2009 meeting.
- 6.6. Composting Information – Staff instructed to follow up with County staff and bring back to January 2010 meeting.
- 6.7. Other – Nothing at this time.

7. COMMITTEES

The following were received and/or dealt with:

- 7.1. Grand River Conservation Authority
 - 7.1.1. GRCA Minutes November 2009
Councillor Nevills reported on GRCA and provided documentation for the next meeting of council.
- 7.2. Grand Valley Public Library Board
 - 7.2.1. Minutes November 11, 2009
Councillor Pinkney reported on library activities, also noted that Township of East Luther Grand Valley interested in capital sharing arrangement; however, not endorsed by Library Board, and would require new agreements. The Library Board is pleased to have Susan Wilson as a new member.
- 7.3. Credit Valley Conservation
 - 7.3.1. Good Government Act (Bill 212) – Clean Water Act
Discussion regarding the Act and it's impact deferred until further information is received. Also discussed was the "jurisdictional" gridlock with respect to conservation authorities only wanting to regulate wetland in regulated areas; however there are other matters that should be regulated, and which municipalities cannot regulate, pursuant to the Municipal Act. Staff to provide Mayor Taylor with further information to raise with ROMA regarding Municipal Act vs. Conservation Act.
- 7.4. Town of Caledon – POA Revenue October
Deputy-Mayor Gardhouse reported on POA matters. It was noted that the next East Garafraxa Police Service Board meeting is set for November 26, 2009 and paid duty revenues will be discussed further at that time.
- 7.5. POA Agenda November 20, 2009
At the November 20th POA meeting set fines were increased and the 2010 budget discussed. Councillor Nevills commented on speed situation in Orton during commuter hours and jurisdictional issues. Matter to be discussed at East Garafraxa Police Services Board meeting.
- 7.6. Health and Safety 2008 Report
- 7.7. Grand Valley and District Fire Board re: Fire Hydrants
- 7.8. Grand Valley, Erin and Orangeville Fire Departments to be notified that Marsville fire hydrants are not functional for fire fighting purposes; however, that there is a reservoir available at Century Wood property. It was also noted that fire hydrants should be responsibility of the municipalities, not the Fire Board.
- 7.9. Other
Grand Valley Community Centre – Discussion included line of credit which was arranged to pay bills, and has increased significantly. Matter deferred pending further information and follow up.

8. ROADS DEPARTMENT

The following were received and/or dealt with:

- 8.1. Director of Public Works Report – Dave Menary reported that winter operator has been hired for seasonal road maintenance, effective November 30/09.
- 8.2. Gravel Pit Update - One well will be required in conjunction with Greenwood's monitoring Program in order to satisfy CVC's concerns. Estimated costs and report to follow.

- 8.3. Gravel Pit Clean Up – Lease agreement to continue on a month to month basis, and the same terms and conditions to apply. Also, the old barn is being removed.
- 8.4. Other – Dave Menary to follow up with CID with respect to streetlight problems in Orton. Tree removal was also discussed. Old chairs at Marsville Hall to be disposed of.

PLANNING AND BY-LAW ENFORCEMENT MATTERS

The following were received and/or dealt with:

- 8.5. Development Update(s) – nothing at this time.
- 8.6. Gara Estates
 - 8.6.1. RJ Burnside and Associates re roads
 - 8.6.2. Assumption of Subdivision
 - Motion and By-law 47-2009 passed.
 - Complaints regarding unfinished dwelling on Brookhaven has been forwarded to the County Building Department and the Ontario Provincial Police for follow up.
- 8.7. Town of Erin Consent Application
- 8.8. Other - Nothing at this time.

9. CORRESPONDENCE

The following were received and/or dealt with:

- 9.1. Headwaters Health Care Centre
 - 9.1.1. County of Dufferin
 - 9.1.2. Town of Mono
- 9.2. Friends of the Green Belt
 - 9.2.1. 2008-2009 Annual Report (in office)
 - 9.2.2. Greenbelt Grown: “A profile of Agriculture in Ontario’s Greenbelt”
- 9.3. Federal Gas Tax
 - 9.3.1. Payment / Municipal Budgets
 - 9.3.2. AMO Gas Tax Correction
- 9.4. Headwaters Communities in Action – Transportation & Trails Master Plan
- 9.5. Jaylor Inc. Ag Innovations 2009 Awards - staff to forward congratulations.
- 9.6. City of Ottawa Resolution re: Speed Limits
- 9.7. Joyce Savoline, MPP re: HST and Local Government
- 9.8. Other – Nothing at this time.

10. BILLS AND ACCOUNTS – Nothing at this time.

11. BY-LAWS

- 11.1. Confirming By-Law # 50-2009 – Motion passed.
- 11.2. Site Alteration By-law Amendments – Matter deferred.
- 11.3. Others – By-laws 47-2009, 48-2009, and 49-2009 dealt with earlier in meeting.

12. LEGAL, PROPERTY AND PERSONNEL

Closed Meeting: Personal Matters; Proposed or pending acquisition of lands; Litigation or Potential Litigation

Matters discussed and staff instructed accordingly.

13. NEW BUSINESS

The following were received and/or dealt with:

- 14.1 Other
 - 14.1.1 Mayor’s Notice to Residents – Changes were discussed.

14.1.2 Photocopier (added item) discussed and approved.

14. BULLETINS AND INFORMATION

The following were received and/or dealt with:

14.1. Acknowledgement – Jane Aultman

14.2. A.M.O.

14.2.1. FYI 09-017 – Presumptive Legislation for Volunteer and Part-time Firefighters

15. ADJOURNMENT

15.1. Motion to adjourn to meet again December 8, 2009 at 10:00 a.m. at the Administration Office Laurel Ont.

RESOLUTIONS:

MOVED BY PINKNEY, SECONDED BY NEVILLS

THAT the agenda be amended by added the following:

1. By-Law to authorize road widening Concession 17, East Part Lot 5
2. AMO Waste Management Task Force
3. Photocopier Discussion

CARRIED

MOVED BY BOYNTON, SECONDED BY NEVILLS

THAT the agenda be approved as amended.

CARRIED

MOVED BY BOYNTON, SECONDED BY PINKNEY

THAT the minutes of Council Meeting held November 10, 2009 be adopted as amended.

CARRIED

MOVED BY NEVILLS, SECONDED BY PINKNEY

THAT Council of the Township of East Garafraxa hereby adopt the Customer Service Accessibility Policy as presented in accordance with the Accessibility for Ontarian's with Disabilities Act, 2005.

CARRIED

MOVED BY NEVILLS, SECONDED BY GARDHOUSE

THAT leave be given to introduce a by-law to repeal By-law 20-2008, being a by-law to regulate tow trucks attending accident scenes, and that it be given the necessary readings and be passed and Numbered 48-2009.

CARRIED

MOVED BY TAYLOR, SECONDED BY PINKNEY

NOW THEREFORE the Council of the Corporation of the Township of East Garafraxa resolved as follows:

1. That the correspondence dated November 12, 2009 from R.J. Burnside & Associates Limited be received;
2. That Township Council confirms its prior final acceptance of Phase 1 of the Woodlands Heights Estates, subject to the terms and conditions therein and grants final acceptance to Phases I, II, III and IV of the Woodlands Heights Estates;
3. That Township Council determines that the obligations of Gara Estates Inc. have been satisfied in accordance with paragraph 12 of Schedule "C" to the Subdivision Agreement for Woodland Heights Estates Subdivision subject to Gara Estates Inc. reimbursing the Township for all remaining and/or outstanding consultant invoices, including those fees of the Township Engineer and the Township Solicitor and subject to the Township receiving a Statutory Declaration in a form satisfactory to the Township Solicitor, and subject to Gara Estates Inc. satisfying the Township Treasurer with respect to accounts and billings, including those of Hydro One;
4. Upon satisfaction of item no. 3 above, that Township staff be directed to issue to Gara Estates Inc. correspondence as a Certificate of Final Acceptant. As such, the correspondence shall confirm that all terms and conditions of the Subdivision Agreement between Gara Estates Inc. and the Township have been fulfilled, and the correspondence shall release the Letter of

Credit held by the Township from Gara Estates Inc. for the Woodland Heights Estates Subdivision. Further Township staff is directed to take all steps necessary to effect this final acceptance. The issuance of the Certificate of Final Acceptance is specifically subject to the understanding that there remain continuing and ongoing obligations by the builders and /or homeowners under the Subdivision Agreement including the grading obligations and maintenance of same in the Plan of Subdivision;

5. That leave be given to introduce a by-law to assume the municipal works and services for the Woodland Heights Estates Subdivision, subject to the exceptions set out in items nos. 3 and 4 above and to confirm the erection of the stop signs on the applicable highway intersections in the Woodland Heights Estates Subdivision, and that it be given the necessary readings and be passed and numbered 47-2009.

CARRIED

MOVED BY BOYNTON, SECONDED BY NEVILLS

THAT leave be given to introduce a by-law to authorize the acquisition of land to establish and lay out Part of Lot 5, Concession 17, in the Township of East Garafraxa, County of Dufferin, Part 3 on RP7R-5872 and that it be given the necessary readings and be passed and Numbered 49-2009.

CARRIED

MOVED BY GARDHOUSE, SECONDED BY BOYNTON

THAT Council do now enter Closed Meeting for the following reason(s):
 Personal matters about an identifiable individual(s), including municipal or local board employees;
 Proposed or pending acquisition or disposition of land by the municipality or local board;
 Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

CARRIED

MOVED BY PINKNEY, SECONDED BY NEVILLS

THAT Council now rise and report from closed meeting and resume regular business.

CARRIED

MOVED BY PINKNEY, SECONDED BY GARDHOUSE

THAT leave be given to introduce a by-law to confirm the proceedings of the November 24, 2009 regular meeting of the Council of the Township of East Garafraxa and that it be given the necessary readings and be passed and numbered 50-2009.

CARRIED

MOVED BY NEVILLS, SECONDED BY BOYNTON

THAT Council now adjourn to meet again December 8, 2009 at 10:00 a.m. at the Administration Office Laurel On or at the call of the Mayor.

CARRIED

HEAD OF COUNCIL

CLERK