

THE CORPORATION OF THE UNITED TOWNSHIPS OF HEAD, CLARA & MARIA
December 4, 2009

Minutes of a regular meeting of Council held on Friday, December 4, 2009 at 14:00 h. in Council Chambers.

1. CALL TO ORDER & MOMENT OF SILENCE

2. ROLL CALL

The following were present: Reeve Tammy Stewart, Councillors: Ed Aiston, Dave Foote, and Jim Gibson.

Absent: Bob Reid.

Also in attendance: Kevin Mooder, Jp2g and Deborah Grills observer.

3. DISCLOSURE OF PECUNIARY INTEREST & GENERAL NATURE THEREOF – None

4. ADOPTION of MINUTES of PREVIOUS MEETINGS (INCLUDING COMMITTEES) –

(Resolution Prepared)

a. Council Minutes

Resolution # 04/12/09/001

Moved by Councillor Aiston and seconded by Councillor Foote

BE IT RESOLVED THAT the minutes of the regular meeting of Friday, November 20th, 2009 be accepted as presented.

Carried

b. Library Board Minutes – Received for Information

5. DEPUTATIONS/PRESENTATIONS

- a. Kevin Mooder, Jp2g re: disposal site remaining capacity and alternate options
- b. Open Meeting, Building Permit Fee Adjustments – Reeve Stewart read prepared statement and public information sheet. Discussion followed. Opened floor to questions, comments, concerns.

Floor opens to Deborah Grills – “experience with permits in the City and the challenges with permits being approved then the work not being approved; our suggestions make complete sense, our CBO is very reasonable, helpful and we are very lucky. Would like to let Council know that this is a good move. Totally in favour and thank Council.”

Action: Clerk - Reminder Notice in next newsletter – resale of property and realty lawyer looking for Occupancy Permits and proof of building permits. There are many reasons to get your building permit.

6. CORRESPONDENCE & PETITIONS - none

7. CORRESPONDENCE INFORMATION ONLY (Please advise if you feel any item warrants further consideration at a subsequent meeting.)

- a. AMO Alert – re: Advocacy for OMPF - information
- b. AMO Alert – re: Proposed Organics Guidelines - information
- c. AMO FYI – re: 2010 – 2014 Federal Gas Tax Allocations - information
- d. Madawaska Valley – re: Assessed values and reverting to annual assessments - information
- e. Madawaska Valley – re: costs of legislative requirements under the Safe Drinking Water Act - information
- f. City of St. Catharine’s – re: exemption of GST on the purchase of red lapel poppies from the Royal Canadian Legion – **Action – Clerk** - look into the GST rebate issue and bring back
- g. AGCO – re: Royal Canadian Legion Reporting Requirements under new legislation - administration
- h. Petawawa Police Services Board – re: sharing of funds to send S. Sgt. Joe Girard to the Ontario Association of Police Service Boards annual conference – pro-rated amount not to exceed \$900 – **Action – Clerk** - write to the Police Services Board enquiring why we should have to pay to support this, Council does not agree with it;
- i. FCM – re: Municipal leadership on Climate Change - information
- j. AMO Alert – re: Need for Affordable Access to Recreation for Ontarians - information
- k. Ministry of Citizenship & Immigrations – re: Volunteer Service Award Nominations - information
- l. Renfrew County and Regional Science Fair – re: request for sponsorships - information

- m. Ontario Parks – re: Review of Draft 2010-2020 Algonquin Park Forest Management Plan – information, the list of planners suggest that economic protection will be well represented

8. STAFF REPORTS (For information only)

- a. Clerk's Report – #04/12/09/201

Resolution # 04/12/09/001-A

Moved by Councillor Gibson and Seconded by Councillor Foote

WHEREAS Council has agreed to contribute towards special compensation for staff for Christmas;

THEREFORE BE IT RESOLVED THAT the Council of the United Townships of Head, Clara & Maria does hereby agree to contribute \$300 towards a staff Christmas celebration in 2009.

Carried

9. FINANCIAL REPORTS

- a. Comparative Income Statement Report #04/12/09/201B

Resolution #04/12/09/002

Moved by Councillor Gibson and Seconded by Councillor Aiston

BE IT RESOLVED THAT the Comparative Income Statement to December 1, 2009 be accepted as presented.

Carried

10. BY-LAWS

- a. Report #04/12/09/Late Tax Sale Process and Agreement to Enter into Payment Plan

Resolution #04/12/09/002-A

Moved by Councillor Aiston and Seconded by Councillor Foote

BE IT RESOLVED THAT By-Law Number 2009-29 being a by-law to authorize the Treasurer to enter into an agreement with a ratepayer to suspend a tax sale and commit to a repayment schedule for legal costs and arrears be read a first and second time.

Carried

Resolution #04/12/09/002-B

Moved by Councillor Gibson and Seconded by Councillor Aiston

BE IT RESOLVED THAT By-Law Number 2009-29 being a by-law to authorize the Treasurer to enter into an agreement with a ratepayer to suspend a tax sale and commit to a repayment schedule for legal costs and arrears be read a third time short and passed.

Carried

11. UNFINISHED BUSINESS (reports and resolutions prepared)

- a. Report #04/12/09/202 Resolutions from prior meeting as requested
Madawaska Valley – Logging in Algonquin Park

Resolution #04/12/09/003

Moved by Councillor Aiston and Seconded by Councillor Gibson

WHEREAS the Council of the United Townships of Head, Clara & Maria does hereby support the attached resolution of the Council of the Township of Madawaska Valley concerning support for the forest industry and the Lightening the Ecological Footprint of Logging within Algonquin Park and the Wood Turtle Habitat Regulation;

THEREFORE BE IT RESOLVED THAT a letter and resolution of this Council's support and the resolution of the Council of the Township of Madawaska Valley be forwarded to the Honourable Dalton McGuinty, Premier of Ontario, the Township of Madawaska Valley, the County of Renfrew, the Minister of Agriculture, Food and Rural Affairs, The Minister of Natural Resources, The Members of the Northern Caucus, the Township of Papineau-Cameron, the Town of Mattawa, the Township of Calvin, AMO and our MPP, Mr. John Yakabuski.

Carried

Lambton County – Moratorium on Restructuring of Health Care Services

Resolution #04/12/09/004

Moved by Councillor Gibson and Seconded by Councillor Aiston

WHEREAS the Council of the United Townships of Head, Clara & Maria does hereby support the attached resolution of the County of Lambton Council concerning a moratorium on the restructuring of health care services in rural and small communities in rural and northern Ontario;

THEREFORE BE IT RESOLVED THAT a letter and resolution of this Council's support and the resolution of the County of Lambton Council be forwarded to the Honourable Dalton McGuinty, Premier of Ontario and the Honourable David Caplan, Minister of Health and Long-Term Care, the County of Lambton Council, The Ontario College of Family Physicians, the Canadian Association of Emergency Physicians, the Rural

Section of the Ontario Medical Association, the Society of Rural Physicians, the County of Renfrew, the Ontario Ombudsman, the Ontario Auditor General, AMO and our local MPP, Mr. John Yakabuski.

Carried

b. Report #04/12/09/203 Hall Rental Agreement, Security and Volunteers
Resolution #04/12/09/005

Moved by Councillor Aiston and Seconded by Councillor Gibson

WHEREAS the wording in the current Hall Rental Agreement implies that all security must be licensed and must wear uniforms;

AND WHEREAS this is a concern to some volunteers in the community;

THEREFORE BE IT RESOLVED THAT the Council of the United Townships of Head, Clara & Maria does hereby agree to amend clause 18. d. by adding the phrase "excluding true volunteers" after the word "personnel" in the first sentence, and by inserting the word "applicable" between the words "all" and "security" in the second sentence.

Resolution #04/12/09/005A

Moved by Councillor Foote and Seconded by Councillor Aiston

Be it resolved that the adoption of the resolution regarding the wording of the hall agreement be deferred for additional information at a future Council meeting.

Call for a recorded vote by Councillor Gibson;

Councillor Aiston	For
Councillor Foote	For
Councillor Gibson	Against
Councillor Reid	Absent
Reeve Stewart	For

Carried

Action: Clerk - Create an additional report, consulting with our lawyer on this issue citing cases of successful lawsuits and case studies. Contact Bill Instance. Request information from Mark Lambert to be provided in writing. Contact Bill Riley - insurance representative for additional information from that perspective. Contact the local Staff Sergeant of the OPP?

12. ADDENDUM (NEW BUSINESS) (reports and resolutions prepared)

a. Report #04/12/09/204 Roads Truck Reserve
Resolution #04/12/09/006

Moved by Councillor Foote and Seconded by Councillor Aiston

WHEREAS the current roads vehicle is beginning to require costly repairs on a regular basis;

AND WHEREAS the funds exist within the Roads Truck Reserve to purchase a new vehicle;

THEREFORE BE IT RESOLVED THAT the Council of the United Townships of Head, Clara & Maria does hereby authorize the removal of those funds (\$32,500) to be used towards the purchase of a new vehicle for use by the Road Superintendent. Should there be any funds remaining after the purchase, they will be returned to that reserve.

Carried

b. Report # 04/12/09/205 Policy on Divulging Tax Information
Resolution #04/12/09/007

Moved by Councillor Aiston and Seconded by Councillor Gibson

WHEREAS office staff is routinely being contacted for information about the taxation of private properties from various individuals;

AND WHEREAS there is currently no definitive direction for staff in divulging tax information to ratepayers over the phone, to real estate agents or to lawyers;

THEREFORE BE IT RESOLVED that the following policy be adopted as presented providing direction to staff in addressing requests for information about taxes owing and annual taxes payable.

Carried

c. Report #04/12/09/206 Holiday/January Meeting Schedule
Resolution #04/12/09/008

Moved by Councillor Foote and Seconded by Councillor Aiston

WHEREAS according to the Municipal Procedure By-law the first meeting of January would normally take place on January 1, 2010, a Statutory Holiday;

AND WHEREAS the Municipal Procedure By-law allows that any meeting scheduled on a holiday takes place on the next day that is not a holiday and that Council meeting dates and times may be changed by resolution of Council;

AND WHEREAS having a meeting on Monday, January 4, 2010 would result in two meetings within 12 days of each other with the first meeting not giving staff much preparation time after the Christmas break;

THEREFORE BE IT RESOLVED THAT the Council of the United Townships of Head, Clara & Maria does hereby agree to set the meeting date for January 15, 2010 with public notice being given as per the Municipal Notice By-Law.

Carried

d. Report #04/12/09/207 Nuisance Beaver Management
Resolution #04/12/09/009

Moved by Councillor Aiston and Seconded by Councillor Gibson

WHEREAS there is a history of annual road damage within the municipality caused by nuisance beaver along specific sections of Mackey Creek Road, Kenny Road and Adelard Road;

AND WHEREAS many methods of reducing or eliminating the damage caused on our culverts and roads have been used ineffectively in the past;

AND WHEREAS the only legal method of removal of the animals from ponds alongside our municipal roads is through a written agreement with a licensed trapper;

THEREFORE BE IT RESOLVED THAT the Council of the United Townships of Head, Clara & Maria does hereby authorize staff to enter into an agreement with the licensed trapper(s) whose zone lies along Mackey Creek, Kenny and Adelard Roads.

AND BE IT FURTHER RESOLVED THAT the bounty on these beaver be placed at \$50 per pelt for the 2010 budget year.

Carried

e. Report #04/12/09/208 Hall Upgrade Reserve Funds
Resolution #04/12/09/010

Moved by Councillor Foote and Seconded by Councillor Aiston

WHEREAS in 2009 the Council of the United Townships of Head, Clara & Maria allocated \$41,300 towards its share of various special projects to upgrade the Municipal hall and office;

AND WHEREAS these projects were contingent on approval and contributions from various government ministries;

AND WHEREAS government approval was not received until late in the year and it is not sure whether the projects will be completed before 2009 year end;

THEREFORE BE IT RESOLVED THAT the Council of the United Townships of Head, Clara & Maria does hereby authorize the Treasurer to move any funds remaining in the Hall Upgrades account at year end to the Facility Management (Hall/Office Upgrades) fund for use on completion on these approved projects in 2010.

Carried

13. IN CAMERA OR CLOSED SESSION - none

14. QUESTIONS AND ANSWERS

- a. Discussion around dump resolution to discuss options and future proceedings.
Council not at all satisfied with presentation by Mr. Mooder.

15. CONFIRMATION OF PROCEEDINGS

- a. Resolution # 04/12/09/011

Moved by Councillor Aiston and Seconded by Councillor Foote

BE IT RESOLVED THAT By-Law 2009 - 28 being a by-law to confirm proceedings of the Council of the United Townships of Head, Clara & Maria at its meeting held on December 4, 2009 be read a first time short and passed.

Carried

16. ADJOURNMENT – (Resolution Prepared)

Resolution # 04/12/09/012

Moved by Councillor Gibson and seconded by Councillor Aiston

BE IT RESOLVED THAT this meeting adjourn at 16:05 h to meet again Friday, December 18, 2009 at 14:00 h.

Carried

Reeve – Tammy Stewart

Clerk – Melinda Reith

Notes from Presentation from Kevin Mooder – Jp2g – Disposal Site Remaining Capacity and Alternates

After contact from municipality – survey crew sent to both sites in October. Computer data, both sites Bissett requires an annual report next year – more specific numbers. Computer data and then Perry will validate.

CofA for Bissett amended a number of times to reflect changes - .6 hectare landfill within total of 2 hectares and proposal for land purchase.

Action: Clerk - Forward info to Kevin re: procurement of land – Clara site, update on Maria.

Information being sent to auditor is an estimate on best data available. Remaining 5,000m³. No trenching room available. Originally trenched for 3-4 years, we've got 7 out of it. Based on current estimates, 600m³ fill, 8 years estimated life.

Amount of waste from DR and Bissett has been offset by volume being recycled from the two locations.

Misunderstanding with dumps and volume estimates. No material from Brent/Algonquin going to Bissett. Driftwood waste goes to Stonecliffe.

In spring we'll draw a plan for a berm system. Go ahead as is.

Stonecliffe – 2008 certificate CofA – 60 conditions:

- Requirement of CAZ – timeline to acquire it. – MOE stickler for records. Sites are in great shape, shouldn't have problems.
- Bear fences – 2006 Stonecliffe, 2007 Bissett.
- Remaining capacity – ½ left.
- Once we have acquired our buffer, CAZ – MOE will not worry about size of waste mound.
- There is a possibility of going higher with an expansion.
- 22 years with current height and area.

Bissett – once we have acquired land, we can submit an application for expansion.

More competent numbers in near future. Will calculate a worse case scenario.

Action: Clerk - We have relatively accurate numbers for past two years going to each site. Produce reports and forward to Kevin ASAP.

There are changes with the MOE – rules are less strict as they realize the reality of waste collection within the province. There is possibility of going higher instead of wider.