

THE CORPORATION OF THE TOWNSHIP OF ADJALA-TOSORONTIO

Minutes of Council Meeting

ADMINISTRATION CENTRE

6:30 p.m.
Regular Meeting

MONDAY APRIL 11, 2016

The meeting convened with Mayor Small
Brett presiding

ATTENDANCE

COUNCIL

Mayor	M. Small Brett
Deputy Mayor	D. Little
Councillors	F. Pinto
	S. Keenan
	B. Meadows
	D. Rose
	S.W. Anderson

STAFF

B. Kane, Clerk
E. Wargel, CAO/Township Manager
J. Sherwood, Treasurer and Human Resources Dir.
J. Tschekalin, Director of Planning
J. Moss, Public Works Superintendent
D. Fagan, Chief Building Official
R. Snyder, Fire Chief

I CALL TO ORDER

Mayor Small Brett called the meeting to Order.

II LORDS PRAYER, NON-DENOMINATIONAL PRAYER, OR PERSONAL MOMENT OF SILENCE

Mayor Small Brett invited those who wished, to join her in the Lord's Prayer.

III ACCEPTANCE OF AGENDA

A motion was made by Councillor Anderson, seconded by Councillor Meadows that the Agenda be accepted with the following addition:

Minutes of November 25, 2015 be added to V for adoption.

Motion Carried

IV DISCLOSURE OF INTEREST

Councillor Anderson declared a conflict of interest regarding Item VIII 3 (b) iii) as he is a member of the Lisle Astros Baseball Club.

V ADOPTION OF MINUTES

A motion was made by Councillor Meadows, seconded by Deputy Mayor Little:

RESOLVED THAT the Minutes of the Meeting of Council March 14, 2016 and November 25, 2015 be adopted as printed.

Motion Carried

VI PUBLIC FORUM

Janet Budgell, 995129 Mono-Adjala Townline raised concerns regarding Planning Report # 2016-14 and the ability for groups to hold fundraisers on agricultural property.

Ruby Bajwa, 1040 Concession Road 7 raised concerns regarding costs for Post Retirement Benefits in the budget.

VII DEPUTATIONS, PUBLIC HEARINGS (MEETINGS) AND PRESENTATIONS

1. Township Treasurer
Re: Presentation of 2016 Budget

Township Treasurer presented to Council and the Public the 2016 Budget and answered questions of Council.

Council as part of their discussion provided comments on the post-retirement benefits and construction of Concession 6 north of County Road 5.

Councillor Anderson raised a point of order regarding the discussion of Concession Road 6 as Council had adopted the capital construction projects at their December Council meeting.

Mayor Small Brett ruled with Council Anderson and no further discussion took place.

A motion was made by Deputy Mayor Little, seconded by Councillor Rose:

RESOLVED THAT Council take a 10 minute break to regain order of the meeting.

The meeting recessed at 7:34 p.m.

A motion was made by Councillor Anderson, seconded by Councillor Rose:

RESOLVED THAT the meeting reconvene.

The meeting reconvened at 7:44 p.m.

RESOLUTION 16-54

A motion was made by Deputy Mayor Little, seconded by Councillor Rose:

RESOLVED THAT a by-law to adopt the 2016 Municipal Capital and Operating Budget be considered at a Special Meeting of Council on April 19th at 6:30 p.m.

Motion Carried

2. **Public Meetings under the Planning Act**
Application to amend Zoning By-law 03-56

- a) 1097 Concession Road 4

Mayor Small Brett called the public meeting to order at 7:45 p.m.

The Director of Planning provided a summary of the application to Council.

Mayor Small Brett provided an opportunity for those in attendance to speak for or against the application or ask questions.

Mr. Steve Oomen spoke on behalf of the application and explained the purpose of the application and answered questions of Council.

The public meeting closed at 7:49 p.m.

- i) Planning Report # 2016-09
 Re: Zoning By-law Amendment Z/01/16
(1097 Concession Road)

RESOLUTION 16-55

A motion was made by Councillor Anderson, seconded by Deputy Mayor Little:

RESOLVED THAT Planning Report # 2016-09 dated April 11, 2016 regarding "Zoning By-law Amendment Z/01/16 (1097 Concession Road 4)" be received; and further,

THAT a by-law to amend Zoning By-law 03-56 be considered.

Motion Carried

3. Notice of Public Meeting

On May 9, 2016 at 6:30 p.m. Council of the Township of Adjala – Tosorontio will hold a public meeting in the Council Chambers at the Township of Adjala-Tosorontio, 7855 Sideroad 30, pursuant to Procedure Schedule for Highway Closing By-law 03-02 Policy and Procedures for the Sale of and Other Disposition of Land Policy adopted by By-law 11-08 on March 7, 2011 for the lands described as: Part of King Street, being Part 1 on Plan 51R-40426, geographic Township of Adjala – Tosorontio, County of Simcoe.

All interested parties are invited to attend the Public Meeting of Council and anyone who claims their land will be prejudicially affected by the proposed closure and sale may submit to the Clerk in writing, reasons supporting the claim by April 27, 2016.

4. Time for Adjala – Tosorontio Ratepayers

Mary Munnoch on behalf of the Adjala – Tosorontio Resident's Association announced their annual general meeting being held on April 18th at the Municipal Centre starting at 6:30 p.m.

5. Upcoming Events

Diversion Days – May 28, June 18, July 16, August 20 and September 17 from 8:30 a.m. – 3:00 p.m. held at County of Simcoe's Adjala Transfer Station located at 3022 Concession Road 4.

Canada Day Celebrations – July 1st, 2016, Celebrations starting at 10:00 a.m. at Township Municipal Centre.

Loretto Fire Department Annual Garage Sale May 14, 2016 – Loretto Fire Department.

VIII CORRESPONDENCE AND REPORTS

1. PUBLIC WORKS

Roads, Utilities

Chair Deputy Mayor Doug Little, Vice Chair Councillor Ambrose Keenan Deputy Mayor Little chaired the Public Works Agenda portion of the meeting.

(a) Reports

Deputy Mayor Little provided a verbal report on the activities within the Public Works Department.

- i) Public Works Report # 2016-05
Re: Enbridge Gas Franchise Agreement Renewal

RESOLUTION 15-56

A motion was made by Deputy Mayor Little, seconded by Councillor Keenan:

RESOLVED THAT Public Works Report #2016-05 dated April 11, 2016 regarding "The Enbridge Gas Franchise Agreement Renewal"; be received and further,

THAT the draft form wording in the attached By-Law and franchise agreement which authorizes the submission thereof to the Ontario Energy Board for approval pursuant to the provisions of Section 9 of the Municipal Franchises Act be approved; and further,

THAT the Ontario Energy Board be requested to make an order dispensing with the assent of the Municipal electors of the attached draft By-Law and franchise agreement pursuant to the provisions of Section 9(4) of the Municipal Franchises Act.

Motion Carried2. PROTECTION TO PERSONS AND PROPERTY

Fire Protection, Building, Municipal Law Enforcement and Recreation
Chair Councillor Scott W. Anderson, Vice Chair Councillor Bob Meadows
Councillor Anderson chaired the Protection to Person and Property Agenda portion of the meeting.

(a) Reports

- Fire Services Report # 2016-02
Re: Fire Department Ice Storm Response

RESOLUTION 16-57

A motion was made by Councillor Anderson, seconded by Deputy Mayor Little:

RESOLVED THAT Fire Services Report # 2016-02 dated April 11, 2016 regarding "Fire Department Ice Storm Response" be received and filed as information.

Motion Carried

- (b) Councillor Anderson
Re: New Tecumseth Recreation Agreement Negotiating Committee

RESOLUTION 16-58

A motion was made by Councillor Anderson, seconded by Councillor Keenan:

RESOLVED THAT New Tecumseth Recreation Agreement Negotiating Committee Report dated April 11, 2016 entitled "New Tecumseth Recreation Agreement Negotiating Committee" be received; and further,

THAT Staff be directed to transfer the 2014 and 2015 budgeted amounts together with the 2016 budget amount of \$100,000 to the Parks Improvement Reserve Account Number 01-040-017-0230 to be used for future recreational services and programs; and further,

THAT Staff be directed to include an amount of \$100,000 to the Parks Improvement Reserve in the 2017 and 2018 Budget for consideration.

Motion Carried

- (c) Matthews House Hospice
 Re: Hike for Hospice Fundraising Event – May 1, 2016
Request for exemption to Fees and Charges By-law

RESOLUTION 16-59

A motion was made by Councillor Anderson, seconded by Councillor Keenan:

RESOLVED THAT letter from Matthew House Hospice, dated March 3, 2016, requesting permission to host a fundraising event on May 1, 2016 for Hike for Hospice be received; and further,

THAT permission is hereby granted to Matthews House Hospice to host a Hike for Hospice fundraising event at Warden's Park on May 1, 2016; and further,

THAT all fees shall be waived.

Motion Carried

3. GENERAL GOVERNMENT
 Finance and Administration
 Chair Councillor Ambrose Keenan, Vice Chair Councillor Floyd Pinto
 Councillor Keenan chaired the General Government Agenda portion of the meeting.

- (a) Accounts
 i) ACCOUNTS PAYABLE # 8 -16

RESOLUTION 16-60

A motion was made by Councillor Keenan, seconded by Councillor Anderson:

THAT the Accounts Payable Number 8 -16 paid by the Treasurer for the period of March 2, 2016 to March 15, 2016 in the amount of \$455,861.77 be approved.

Motion Carried

ii) ACCOUNTS PAYABLE # 9-16

RESOLUTION 16-61

A motion was by Councillor Anderson, seconded by Councillor Keenan:

RESOLVED THAT the Accounts Payable Number 9-16 paid by the Treasurer for the period of March 16, 2016 to March 29, 2016 in the amount of \$123,110.32 be approved. Councillor Pinto requested a recorded vote:

Votes For: 5 Votes Against: 2

Yeas: Anderson, Keenan, Little, Rose, Small Brett
Nays: Meadows, Pinto

Motion Carried

RESOLUTION 16-62

A motion was made by Deputy Mayor Little, seconded by Councillor Rose:

RESOLVED THAT the Accounts be struck from future Council Agendas; and further,

THAT Staff be directed to provide a copy of the monthly cheque register to Council as confidential information in Council's mail box at the Municipal Centre.

Motion Carried

(b) Reports

- i) Treasury Report # 2016-06
Re: 2015 – Transfer of Gas Tax Funds

RESOLUTION 16-63

A motion was made by Councillor Keenan, seconded by Councillor Pinto:

RESOLVED THAT Treasury Report # 2016 - 06 dated April 11, 2016 regarding the "2015 – Transfer of Gas Tax Funds" be received; and further,

THAT a by-law to transfer funds to the Township of Clearview be considered.

Motion Carried

- ii) Administration Report # 2016-04
Re: Appointment of Poundkeeper and By-law to Provide for Impounding of Animals (Livestock) Running at Large

RESOLUTION 16-64

A motion was made by Councillor Keenan, seconded by Councillor Pinto:

RESOLVED THAT Administration Report # 2016-04 dated April 11, 2016 regarding "Appointment of Poundkeeper and By-law to Provide for Impounding of Animals (Livestock) Running at Large" be received: and further,

THAT John Elder be appointed as Poundkeeper of Large Animals for the Township of Adjala-Tosorontio; and further,

THAT a By-law to Provide for the Impounding of Animals (Livestock) Running at Large be considered.

Motion Carried

- iii) Administration Report # 2016-05
 Re: Lisle Astros Request for Special Occasion Permit
 Victoria Day Weekend Tournament – May 21 –
 May 23, 2016

Councillor Anderson left his seat, did not take part in the discussion and did not vote.

RESOLUTION 16-65

A motion was made by Councillor Keenan, seconded by Deputy Mayor Little:

RESOLVED THAT Administration Report # 2016-05 dated April 11, 2016 regarding "Lisle Astros Request for Special Occasion Permit – Victoria Day Weekend – May 21 – May 23, 2016 be received; and further,

THAT letter dated March 21, 2016 from Lisle Astros Baseball Club requesting approval for Victoria Day Weekend Baseball Tournament be received; and further,

THAT Council has no objection to the Lisle Astros Baseball Club receiving a Special Occasion Permit from the Liquor Licence Board of Ontario to have a licenced beer garden at their Victoria Day Weekend Baseball Tournament at the Ross Houston Memorial Park in Lisle from May 21 to May 23, 2016 provided that the following conditions are met:

1. That there is no liability to the Township of Adjala – Tosorontio.
2. That the Club abides by the conditions set out in the Alcohol Policy for Special Occasion Permits adopted by Council resolution dated April 2, 2001.
3. That all conditions of the fire department are abided by.
4. That the following items are submitted to the Township by May 8, 2016:
 - a) Proof of the servers having completed the Smart Serve Program.
 - b) Proof of liability insurance covering both the event and the serving of alcohol with the Township added as additional insured.
 - c) A facility rental application/contract, deposit and appropriate fees are submitted.

Councillor Meadows requested a recorded vote:

Votes For: 5 Votes Against: 1

Yeas: Keenan, Little, Pinto, Rose, Small Brett
Nays: Meadows,

Motion Carried

Council as part of their decision discussed the concerns with drinking and driving.

- c) Township of Tay
Re: Request for Support
Insurance Costs

RESOLUTION 16-66

A motion was made by Councillor Keenan, seconded by Deputy Mayor Little:

RESOLVED THAT letter from the Township of Tay, dated March 31, 2016 entitled "Insurance Costs" be received; and further,

THAT Council supports the Township of Tay's request to the provincial government to protect taxpayers from high property taxes by implementing a comprehensive, long-term solution insurance reforms, including joint and several liability, for municipalities, addressing the alarming rise in insurance premiums due to rising litigation and claim costs.

Motion Carried

- 4. LAND USE PLANNING AND DEVELOPMENT
Chair Floyd Pinto, Vice Chair Councillor Dave Rose

- (a) Reports
 - i) Planning Report # 2016-10
Re: Natural Heritage Evaluation Services

RESOLUTION 16-67

A motion was made by Councillor Pinto, seconded by Councillor Keenan:

RESOLVED THAT Planning Report # 2016-10 dated April 11, 2016 regarding "Natural Heritage Evaluations Services" be received; and further,

THAT Staff be directed to update the list of pre-qualified consultants for the preparation of Natural Heritage Evaluations for properties in the Oak Ridges Moraine with the following consultants: Krystawyn Consulting, Michaelski Neilsen Associates, Riverstone Environmental Solutions Inc., Sage Earth Environmental/Restoration Services and R.J. Burnside & Associates Limited.

Motion Carried

- ii) Planning Report # 2016-11
Re: Peer Review Services

RESOLUTION 16-68

A motion was made by Councillor Anderson, seconded by Councillor Meadows:

RESOLVED THAT Planning Report # 2016-11 dated April 11, 2016 regarding "Peer Review Services" be received; and further,

THAT Staff be directed to advise Greenland Consulting Engineers that they will be requested to provide primary peer review services for the Township.

Motion Carried

- iii) Planning Report # 2016-14
Re: Permitted Uses – 5584 County Road 13

RESOLUTION 16-69

A motion was made by Deputy Mayor Little, seconded by Councillor Keenan:

RESOLVED THAT Planning Report # 2016-14 dated April 11, 2016 regarding "Permitted Uses – 5584 County Road 13" be received; and further,

THAT Somerville Nurseries be notified of the Township's concern about future use of their property for assembly hall purposes.

Motion Carried

Council as part of their decision raised concerns regarding the health and safety of those attending events in assembly halls which are housed within agricultural buildings as those events are contrary to the Township Zoning By-law and the Ontario Fire Code.

IX RESOLUTIONS

There were no resolutions.

X BY-LAWS

1. **BY-LAW 16-08**

A BY-LAW TO AMEND ZONING BY-LAW NO. 03-56, AS AMENDED OF THE TOWNSHIP OF ADJALA – TOSORONTIO

**Part of Lot 1, Concession 4, geographic Township of Adjala
1097 Concession Road 4 (1A-004-00)**

A motion was made by Councillor Keenan, seconded by Councillor Anderson:

RESOLVED THAT notwithstanding anything contrary to the rules of procedure, this Bylaw be introduced and read a first and second time and be considered read a third time and finally passed this 11th day of April, 2016.

Motion Carried

2. **BY-LAW 16-09**

A BY-LAW TO AUTHORIZE THE TRANSFER OF 2015 GAS TAX FUNDS TO THE TOWNSHIP OF CLEARVIEW

A motion was made by Deputy Mayor Little, seconded by Councillor Anderson:

RESOLVED THAT notwithstanding anything contrary to the rules of procedure, this Bylaw be introduced and read a first and second time and be considered read a third time and finally passed this 11th day of April, 2016.

Motion Carried

3. **BY-LAW 16-10**

A BY-LAW TO PROVIDE FOR THE IMPOUNDING OF ANIMALS (LIVESTOCK) RUNNING AT LARGE

A motion was made by Deputy Mayor Little, seconded by Councillor Anderson:

RESOLVED THAT notwithstanding anything contrary to the rules of procedure, this Bylaw be introduced and read a first and second time this 11th day of April, 2016 and brought forward to a special meeting of Council on April 19, 2016 for a third reading.

Motion Carried

XI GENERAL/UNFINISHED BUSINESS

- 1. March 14, 2016 – Request for Staff Report – Unopened Road Allowance – 3210 Concession Road 8.

RESOLUTION 16-70

A motion was made by Councillor Anderson, seconded by Deputy Mayor Little:

RESOLVED THAT Staff be directed to bring forward the report on 3210 Concession Road 8 to the next regular meeting of Council on May 9, 2016 for consideration.

Motion Carried

XII DATE OF NEXT MEETING

The next Regular Meeting of Council will be held Monday May 9, 2016.

XIII ADJOURNMENT

The meeting adjourned at 9:30 p.m.

“M. Small Brett”
MAYOR MARY SMALL BRETT

“B. Kane”
CLERK BARBARA KANE