

THE CORPORATION OF THE TOWNSHIP OF ADJALA-TOSORONTIO

Minutes of Council Meeting

ADMINISTRATION CENTRE

6:30 p.m.
Regular Meeting

MONDAY DECEMBER 5, 2011

The meeting convened with Mayor Tom Walsh presiding

ATTENDANCE

COUNCIL

Mayor T. Walsh
Deputy Mayor M. Small Brett
Councillors F. Pinto
A. Keenan
D. Little
T. Gauley
S.W. Anderson

STAFF

E. Wargel, CAO and Twp Manager
B. Kane, Clerk
J. Moss, Pub. Works Superintendent
J. Tschekalin, Director of Planning
W. Mc Isaac, Fire Chief

I CALL TO ORDER

Mayor Walsh called the meeting to Order.

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

Mayor Walsh invited those who wished, to join him in the Lord's Prayer.

III ACCEPTANCE OF AGENDA

A motion was made by Councillor Gauley, seconded by Deputy Mayor Small Brett and carried:

THAT the agenda be accepted with the following addition:

- a) Resolution to authorize Deputy Mayor Small Brett and in her absence Mary Munnoch to submit a financial request to the Department of Canadian Heritage in relation to "Celebrate Canada" Program for organizing activities to celebrate Canada Day.

IV DISCLOSURE OF INTEREST

There were no disclosures of interest.

V ADOPTION OF MINUTES

A motion was made by Councillor Keenan, seconded by Deputy Mayor Small Brett and carried:

THAT the minutes of Meeting of Council Monday November 7, 2011 and Tuesday November 15, 2011 be adopted as printed.

VI DEPUTATIONS, PUBLIC HEARINGS (MEETINGS) AND PRESENTATIONS

1. Krista Tomini
Everett Parks & Improvement Committee
Re: Request for exemption from Facility Rental Fees

Ms. Tomini, on behalf of the Everett Parks & Improvement Committee, made a deputation to Council requesting an exemption to the by-law establishing rental fees for the public use of municipal facilities.

2. Leo Losereit
Everett Baseball Association
Re: Proposed Facility Rental Fees By-law

Mr. Losereit, on behalf of the Everett Baseball Association, made a deputation to Council requesting an exemption to the by-law establishing rental fees for the public use of municipal facilities and requested Council to form a committee to upgrade the Everett baseball park for the 2012 season.

3. Time for Adjala – Tosorontio Ratepayers

Time for Adjala – Tosorontio Ratepayers shall be allowed to address council and be limited to provide brief information on items of community interest and upcoming events.

Mary Munnoch on behalf of the Adjala – Tosorontio Residents Association provided Council with an update on the Seniors Tea which was held at the Everett Legion.

4. Upcoming Events

There were no upcoming events.

VII CORRESPONDENCE AND REPORTS

1. PUBLIC WORKS

Roads, Utilities

Chair Councillor Doug Little, Vice Chair Councillor Floyd Pinto

Councillor Little chaired the Public Works Agenda portion of the meeting.

(a) Reports

Councillor Little provided Council with a verbal report on activities within the Public Works Department.

- (i) Public Works Superintendent
Re: Watson & Associates
Water Financial Plan

Resolution 11-148

A motion was made by Councillor Little, seconded by Councillor Keenan and carried:

BE IT RESOLVED THAT Council approves the Financial Plan prepared by Watson and Associates for the Township Municipal Water Systems dated October 27, 2011.

Public Works Superintendent also provided Council with an update on a water main break located on Joseph Street in Loretto.

Resolution 11-149

A motion was made by Councillor Little, seconded by Councillor Pinto and carried:

BE IT RESOLVED THAT Council direct staff to complete a cost recovery analysis on the damages sustained to the water main located on Joseph Street in Loretto and report back to Council at the January 16th 2012 Council meeting.

- (ii) Public Works Superintendent
Re: Request for Streetlights

Resolution 11-150

A motion was made by Councillor Little, seconded by Councillor Anderson and carried:

BE IT RESOLVED THAT Council direct Staff to forward a letter to the County of Simcoe requesting the installation of street lights at the corners of County Road 12 and the 3rd Concession and at County Road 13 and the 20th Sideroad of former Tosorontio.

- (b) County of Simcoe
Re: Simcoe Area Public Transit Improvement Initiatives

Resolution 11-151

A motion was made by Councillor Little, seconded by Deputy Mayor Small Brett and carried:

BE IT RESOLVED THAT Council receive letter dated November 22, 2011 from the County of Simcoe;

AND THAT Council looks forward to working with the County of Simcoe to explore public transit opportunities within the Township of Adjala – Tosorontio.

2. PROTECTION TO PERSONS AND PROPERTY

Fire Protection, Building, Municipal Law Enforcement and Recreation
Chair Councillor Tom Gauley, Vice Chair Councillor Scott W. Anderson

Councillor Gauley chaired the Protection to Person and Property Agenda portion of the meeting.

- (a) Reports

Mayor Walsh congratulated Director of Planning Jacquie Tschekalin on her recent graduation from AMCTO's Executive Diploma in Municipal Management.

- (i) Councillor S.W. Anderson
Re: Outdoor Ice Rink Committee Meeting
November 5, 2011

Resolution 11-152

A motion was made by Councillor Anderson, seconded by Councillor Gauley and carried:

BE IT RESOLVED THAT Council receive Councillor Anderson's report dated November 28, 2011 and direct that it be filed as information.

- (ii) Councillor S.W. Anderson
Re: Investment of Outdoor Ice Rinks

Resolution 11-153

A motion was made by Councillor Anderson, seconded by Deputy Mayor Small Brett and carried:

BE IT RESOLVED THAT Council receive Councillor Anderson's report dated November 28, 2011 and direct that it be filed as information.

- (iii) Township Clerk
Re: Outdoor Volunteer Ice Rink Policy

Resolution 11-154

A motion was made by Councillor Gauley, seconded by Councillor Anderson and carried:

BE IT RESOLVED THAT Council repeals resolution 10-07;

THAT Council adopts Staff Report ADMIN-2011-06 entitled "Township of Adjala – Tosorontio Volunteer Outdoor Ice Rink Policy";

THAT Council adopts the proposed Volunteer Outdoor Ice Rink Policy;

THAT Council delegates its powers to the Public Works Department for any minor amendments required to the Volunteer Outdoor Ice Rink Policy.

- (iv) Township Clerk
Re: Facility Rental Application / Contract

Resolution 11-155

A motion was made by Councillor Gauley, seconded by Councillor Pinto and carried:

THAT Council repeals resolution 05-16;

THAT Council adopts Staff Report ADMIN-2011-05 entitled "Township of Adjala – Tosorontio Facility Rental Application / Contract";

THAT Council adopts the proposed Facility Rental Application / Contract;

THAT Council delegates its powers to the Clerk's Department for any amendments required to the Facility Rental Application / Contract.

3. GENERAL GOVERNMENT

Finance and Administration

Chair Deputy Mayor Mary Small Brett, Vice Chair Councillor Ambrose Keenan

Deputy Mayor Small Brett chaired the General Government Agenda portion of the meeting.

(a) Reports

(i) Rosemont Fire Board

Re: Draft 2012 Rosemont Fire Budget

Resolution 11-156

A motion was made by Councillor Little, seconded by Councillor Keenan and carried:

BE IT RESOLVED THAT Council endorse the 2012 Rosemont Fire Budget as recommended by the Rosemont Fire Board.

(ii) Township Clerk

Re: Accessibility Standards for Customer Service Policy

Resolution 11-157

A motion was made by Deputy Mayor Small Brett, seconded by Councillor Pinto and carried:

BE IT RESOLVED THAT Council adopts the Accessibility Standards for Customer Service Policy.

- (iii) Accessibility Advisory Committee
Re: Minutes June 21, 2011

Resolution 11-158

A motion was made by Deputy Mayor Small Brett, seconded by Councillor Pinto and carried:

BE IT RESOLVED THAT Council receives the minutes of the Accessibility Advisory Committee dated June 21, 2011 and direct that they be filed as information.

- (iv) Township Treasurer
Re: 2012 Library Agreement Update
Town of New Tecumseth

Resolution 11-159

A motion was made by Deputy Mayor Small Brett, seconded by Councillor Gauley and carried:

BE IT RESOLVED THAT Council approves an increase in rates for services provided by the New Tecumseth Library Board to the Township of Adjala – Tosorontio Residents to \$30.00 per user.

Resolution 11-160

A motion was made by Deputy Mayor Small Brett, seconded by Councillor Keenan and carried:

BE IT RESOLVED THAT Council direct staff to investigate entering into an agreement with the Township of Essa for the use of the public library located at Nottawasaga Pines High School for Township of Adjala – Tosorontio residents.

- (b) Accounts

RESOLUTION 11-161

A motion was made by Councillor Gauley, seconded by Councillor Pinto and carried:

THAT the Accounts Payable Number 24-11 paid by the Treasurer for the period of November 1, 2011 – November 8, 2011 in the amount of \$229,639.40 is hereby approved.

RESOLUTION 11-162

A motion was made by Councillor Gauley, seconded by Councillor Keenan and carried:

THAT the Accounts Payable Number 25-11 paid by the Treasurer for the period of November 9, 2011 – November 22, 2011 in the amount of \$224,407.94 is hereby approved.

- (c) Ontario Provincial Police
Re: Cost Recovery Formula.

Resolution 11-163

A motion was made by Deputy Mayor Small Brett, seconded by Councillor Anderson and carried:

BE IT RESOLVED THAT Council receive letter dated November 14, 2011 from the Ontario Provincial Police regarding the updated Cost Recovery Formula and direct that it be filed as information.

Resolution 11-164

A motion was made by Councillor Little, seconded by Councillor Gauley and carried:

WHEREAS the Nottawasaga Police Services Board passed a resolution on February 7, 2011 with respect to the composition of Police Services Boards and in particular, municipal representation on multi-municipal boards;

AND WHEREAS Council for the Township of Adjala - Tosorontio on Monday March 7, 2011 passed a resolution supporting the Nottawasaga Police Services Board and requested that the Province provide for the expansion of the Police Services Board to allow for all participating municipalities to appoint a Council representative to the Board;

NOW THEREFORE BE IT RESOLVED THAT the Council for the Township of Adjala – Tosorontio reaffirms it's position with respect to the composition of Police Services Boards and in particular, municipal representation on multi-municipal boards;

AND THAT a copy of the resolution be forwarded to the Ontario Provincial Police.

- (d) Nottawasaga Valley Conservation Authority
Re: 2012 Draft Budget and Municipal Levy

Resolution 11-165

A motion was made by Deputy Mayor Small Brett, seconded by Councillor Pinto and carried:

BE IT RESOLVED THAT Council endorse the 2012 Draft Budget and Municipal Levy as submitted by the Nottawasaga Valley Conservation Authority dated November 30, 2011.

- (e) Canada Day Celebrations
Re: Celebrate Canada Program

Resolution 11-166

A motion was made by Deputy Mayor Small Brett, seconded by Councillor Keenan and carried:

BE IT RESOLVED THAT Deputy Mayor Mary Small Brett and in her absence Mary Munnoch are hereby authorized to submit a financial request to the Department of Canadian Heritage in relation to "Celebrate Canada" Program for organizing 2012 activities to celebrate Canada Day.

4. LAND USE PLANNING AND DEVELOPMENT

Chair Councillor Tom Gauley, Vice Chair Councillor Scott W. Anderson

Councillor Gauley chaired the Land Use Planning and Development Agenda portion of the meeting.

(a) Reports

- (i) Director of Planning
Re: 5767 County Road 13
Zoning By-law Amendment

Resolution 11-167

A motion was made by Councillor Gauley, seconded by Councillor Anderson and carried:

BE IT RESOLVED THAT Council receive Director of Planning Information Sheet re: 5767 County Road 13.

- (b) Simcoe County District School Board
Re: Request for Site Plan Control Exemption
Tosorontio Central Public School

A Motion was made by Councillor Anderson, seconded by Councillor Gauley:

WHEREAS the proposed addition to the Tosorontio Central Public School will not be significant in magnitude or impact;

BE IT RESOLVED THAT Council exempt the Simcoe County District School Board from site plan control for the approximately 300 m² of additional development for the property located at 7016 County Road 13, former Township of Tosorontio.

Motion to Amend

A motion was made by Councillor Anderson, seconded by Councillor Gauley and carried:

THAT the motion be amended by adding the following paragraph after the last paragraph:

AND FURTHER THAT Council expresses concerns that the size of the proposed addition would not help alleviate the number of portables currently in existence to house the students;

AND FURTHER THAT as Council has provided an exemption from site plan control, Council requests the Simcoe County School Board to investigate increasing the size of the proposed addition to help minimize the number of portables.

Main Motion as Amended

Resolution 11-168

A motion was made by Councillor Anderson, seconded by Councillor Gauley and carried:

WHEREAS the proposed addition to the Tosorontio Central Public School will not be significant in magnitude or impact;

BE IT RESOLVED THAT Council exempt the Simcoe County District School Board from site plan control for the approximately 300 m² of additional development for the property located at 7016 County Road 13, former Township of Tosorontio.

AND FURTHER THAT Council expresses concerns that the size of the proposed addition would not help alleviate the number of portables currently in existence to house the students;

AND FURTHER THAT as Council has provided an exemption from site plan control, Council requests the Simcoe County School Board to investigate increasing the size of the proposed addition to help minimize the number of portables.

- (c) Director of Planning
Re: Colgan Servicing Options

Resolution 11-169

A motion was made by Councillor Gauley, seconded by Deputy Mayor Small Brett and carried:

BE IT RESOLVED THAT Council direct staff to pursue alternate servicing options for the Colgan Settlement Area, including the development of a memorandum of understanding, discussions with abutting Municipalities, and amendments to the Colgan Master Servicing Plan.

- (d) Director of Planning
Re: Natural Heritage Evaluation Costs

Resolution 11-170

A motion was made by Councillor Gauley, seconded by Councillor Little and carried:

BE IT RESOLVED THAT Council direct staff to send out requests for proposals to determine the consultants available to assist with determining alternate methods of evaluating development proposals in the Oak Ridges Moraine;

AND THAT staff are directed to report back to Council on which method is preferred from administrative and cost effectiveness perspectives.

VIII RESOLUTIONS

1. Resolution 11-171

A motion was made by Deputy Mayor Small Brett, seconded by Councillor Gauley and carried:

BE IT RESOLVED THAT Council hereby authorizes the Municipal Office to be closed during the holiday season from Friday December 23, 2011 at 11:30 a.m. until Tuesday January 3, 2012 at 8:30 a.m.;

AND FURTHER THAT Staff is required to take the three days as vacation, lieu time or without pay;

AND FURTHER THAT if an employee does not work the morning of Friday December 23rd, 2011, it will be counted as a full day off.

2. Resolution 11-172

A motion was made by Councillor Little, seconded by Councillor Keenan and carried:

BE IT RESOLVED THAT the first regular meeting of Council for 2012 be moved from Tuesday January 3rd, 2012 to Monday January 16, 2012.

IX BY-LAWS

1. BY-LAW 11-35

A BY-LAW TO APPOINT A FIRE CHIEF FOR THE ROSEMONT DISTRICT FIRE BOARD

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

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed this 5th day of December, 2011.

Councillor Little requested a recorded vote.

Yeas: Anderson, Gauley, Small Brett, Walsh, Little, Keenan, Pinto

Nays: None

The motion was carried unanimously

2. BY-LAW 11-36

**A BY-LAW TO APPOINT A MUNICIPAL AUDITOR
BDO CANADA LLP**

A motion was made by Deputy Mayor Small Brett, seconded by Councillor Gauley and carried:

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed this 5th day of December, 2011.

3. BY-LAW 11-37

**A BY-LAW TO APPOINT JGM CONSULTING / JOHN MADDOX AS
THE CLOSED MEETING INVESTIGATOR FOR THE CORPORATION
OF THE TOWNSHIP OF ADJALA – TOSORONTIO, UNDER
AGREEMENT WITH THE COUNTY OF SIMCOE**

A motion was made by Councillor Little, seconded by Councillor Keenan and carried:

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed this 5th day of December, 2011.

4. BY-LAW 11-38

**A BY-LAW TO AMEND BY-LAW NO. 03-57, AS AMENDED OF THE
TOWNSHIP OF ADJALA – TOSORONTIO**
**Part of Lot 8, Concession 5, 5767 County Road 13, former Township
of Tosorontio**

A motion was made by Councillor Anderson, seconded by Councillor Gauley and carried:

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed this 5th day of December, 2011.

5. BY-LAW 11-39

A BY-LAW TO ESTABLISH AND APPOINT MEMBERS TO THE TOWNSHIP STANDING COMMITTEES, SUBCOMMITTEES, SPECIAL COMMITTEES, FENCE VIEWERS AND LIVESTOCK EVALUATORS

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

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed this 5th day of December, 2011.

6. BY-LAW 11-40

A BY-LAW TO REPEAL BY-LAW 09-34 BEING A BY-LAW TO ADOPT AN ACCESSIBILITY STANDARDS FOR CUSTOMER SERVICE POLICY FOR THE CORPORATION OF THE TOWNSHIP OF ADJALA – TOSORONTIO

A motion was made by Councillor Little, seconded by Deputy Mayor Small Brett and carried:

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed this 5th day of December, 2011.

7. BY-LAW 11-41

A BY-LAW TO ESTABLISH FIRE & EMERGENCY SERVICES FEES AND CHARGES

A motion was made by Councillor Little, seconded by Deputy Mayor Small Brett and carried:

THAT, notwithstanding anything contrary to the rules of procedure, this By-law be introduced and read a first and second time and be considered read a third time and finally passed this 5th day of December, 2011.

X GENERAL/UNFINISHED BUSINESS

1. Resolution 11-173

A motion was made by Councillor Gauley, seconded by Councillor Pinto and carried:

BE IT RESOLVED THAT Council request the Everett Parks and Improvement Committee to submit a detailed financial report by January 16th, 2012 in order for Council to make an informed decision on the Everett Parks and Improvement Committees request to be exempted from the by-law establishing rental fees for the public use of municipal facilities.

2. Resolution 11-174

A motion was made by Councillor Little, seconded by Deputy Mayor Small Brett and carried:

BE IT RESOLVED THAT Council requests the Everett Baseball Association to submit a report to Council providing details and costs to upgrade the John O. Irwin Baseball Diamond for consideration.

3. Resolution 11-175

A motion was made by Deputy Mayor Small Brett, seconded by Councillor Little and carried;

BE IT RESOLVED THAT Council exempts the Everett Parks and Improvement Committee and the Everett Baseball Association from the by-law establishing rental fees for the public use of municipal facilities until February 6, 2012 when Council will take into consideration the information provided by both groups.

XI DATE OF NEXT MEETING

The next regular meeting of Council will be held Monday January 16, 2012 at 6:30 p.m.

XII ADJOURNMENT

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

THAT the meeting adjourn.

The meeting adjourned at 9:05 p.m.

MAYOR TOM WALSH

CLERK BARBARA KANE