MINUTES

A meeting of the Council of the Municipality of Arran-Elderslie was held on Monday, February 8, 2010 at 9:00 a.m. in the Council Chambers.

The following Members of Council were present:
Mayor Ron Oswald (Chair)
Deputy Mayor Mary Cumming
Councillor Stacy Charlton
Councillor Mark Davis
Councillor Paul Eagleson
Councillor Ross Herron
Councillor Jack Riley

The following members of Staff were present:

A.P. Crawford, CAO/Clerk
J. Marklevitz, Treasurer
H. White, Deputy Clerk-Treasurer
V. Weppler, Works Manager
S. Walmsley, CBO

ADOPTION OF AGENDA

Moved by: Councillor Charlton
Seconded by: Deputy Mayor Cumming

That the agenda be adopted as distributed by the Clerk.
DISCLOSURES OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF

There were no disclosures of pecuniary interest by Members of Council under the Municipal Conflict of Interest Act at this time.

MINUTES OF PREVIOUS MEETING

Council Meeting C#03-10 – January 25, 2010

Moved by: Deputy Mayor Cumming

Seconded by: Councillor Charlton

That the minutes of Council meeting C#03-10 held January 25, 2010 be adopted.

Carried

BUSINESS ARISING FROM THE MINUTES
There was no business arising from the minutes.

PUBLIC MEETINGS

5.1 SRCAO10.06 - Zoning By-law Amendment – Removal of Holding (H) Provision – By-law No. 36-09 being the Comprehensive Zoning By-law – 71 and 81 Victoria Street South, Paisley

There was no response to the Mayor’s invitation to address Council with respect to this matter.

Moved by: Councillor Eagleson
Seconded by: Deputy Mayor Cumming

a) That, having held a public meeting under the Planning Act on February 8, 2010, the Holding (H) Provision be removed from lands known as 71 and 81 Victoria Street South, Paisley, more particularly described as Pt Lot 6 E of Victoria St; Pt Lot 6 W of Queen St 3R8118; Part 1 and Parts 2, Roll Nos. 410341000215020 and 410341000215010 respectively;

b) That By-law No. 6-10 be enacted.

Carried
CORRESPONDENCE

8.1.1 Tay Valley Township – request for endorsement of Resolution – municipal property assessment and assistance to retired persons living on fixed incomes

Moved by: Councillor Charlton

Seconded by: Deputy Mayor Cumming

That the correspondence dated January 18, 2010 from Robert Tremblay, Clerk, Tay Valley Township, be endorsed.

Carried

8.1.2 Township of South Stormont – request for support of Resolution encouraging the Province of Ontario to conduct a review of the Conservation Authority mandate, responsibilities and allowable cost recovery methods, originally requested by the Township of Essa and the Township of Mulmur

Moved by: Councillor Riley

Seconded by: Councillor Herron

That the correspondence dated January 18, 2010 from Betty de Haan, CMO, CAO/Clerk of the Township of South Stormont be endorsed.
Carried

8.1.3 Grey Bruce Cultural Network – request for financial support in the amount of $346.00 for 2010 projects

Moved by: Councillor Charlton
Seconded by: Deputy Mayor Cumming

a) That Council approve the request for financial support in the amount of $346.00 for 2010 projects of the Grey Bruce Cultural Network.

b) That the funds be taken from Account 011010 7600 Council Special Projects.

The motion failed to carry.

DELEGATIONS

Councillor Eagleson assumed the Chair at this time for the Planning report (9:18 a.m.).

7.1 William Hollo, Deputy Director of Planning and Economic Development, Bruce County, addressed Council with respect to his report and recommendations regarding proposed Minutes of Settlement related to three of the four appeals to By-law No. 36-09 being the Comprehensive Zoning By-law.

Moved by: Councillor Eagleson
Seconded by: Deputy Mayor Cumming

a) That Council direct the Mayor and Clerk to sign the minutes of settlement on behalf of the Municipality.

b) That Council direct the municipal solicitor to file the completed minutes of settlement regarding the appeals of the Grey-Sauble Conservation Authority, the Saugeen Valley Conservation Authority and Mr. Jeff Lettau with the Ontario Municipal Board, and

c) That Council direct the municipal solicitor to request that the Ontario Municipal Board issue an order approving By-laws Numbers 36-09 and 41-09 as amended in accordance with the minutes of settlement, save and except as they apply to the property of Mr. Robert Jackson, and

d) That Council provide direction to the municipal solicitor regarding disposition of the appeal to Mr. Jackson.

Carried

7.2 Robert L. Jackson previously advised the Clerk that he would not be appearing at this meeting.

A recess was held at this time (10:07 a.m. – 10:16 a.m.).

Mayor Oswald assumed the Chair at this time (10:16 a.m.).
DELEGATIONS CONTINUED

7.3 Chesley Medical Centre Expansion Project

Representatives from the Chesley Medical Centre Expansion Project Committee were in attendance to address Council. Dr. Ian Thomson and Dr. Winterton, operating out of the current site, were also in attendance. Terry Marklevitz, Architect, and Chuck Beamer, representatives from the Building Committee, discussed the proposed expansion to the clinic, the work undertaken to date, and the proposed plans and timeframes for the future. The proposed expansion of approximately 5,478 square feet, includes additional examination rooms, more office space, and additional waiting room space. A cost estimate of the total project in the amount of $1,600,729.00 which includes additional space on the main floor, a new basement, renovations to the existing space, and an elevator, was presented for Council’s consideration.

Judy Posthumus, Chair of the Chesley & District Hospital Foundation Fundraising Committee was in attendance and advised Council that the Committee has approved a donation in the amount of $400,000 towards the cost of expansion of the Medical Centre. However, the approval is subject to the passing of a By-law by the Foundation to allow the donation to proceed to the Medical Clinic. Mr. Clarke Birchard, representing the Finance Committee of the Chesley Medical Centre Expansion Project, was also in attendance and advised Council that the amount raised to date is $264,500.00. Canvassing of the businesses in the area is still to be undertaken.

Council discussed the proposed design and costs of the project, including the possibility of discounting the basement and elevator portions to reduce the overall costs. Council agreed to holding a public meeting, tentatively scheduled for March 30th at the Chesley Community Centre (time to be determined). Mr. Marklevitz is to provide an itemized breakdown of the cost of the expansion without the inclusion of the elevator.

A recess was held at this time (12:03 p.m. – 1:04 p.m.).
7.4 Jason Weppler, Health Promoter, Grey Bruce Health Unit, addressed Council regarding the promotion of tobacco free sports and recreation within the municipality. Jason advised that other municipalities in Grey and Bruce have passed either a policy or an actual By-law to keep sports and entertainment facilities smoke free.

CORRESPONDENCE CONTINUED

Moved by: Deputy Mayor Cumming
Seconded by: Councillor Davis

That the following items of correspondence on the Council Agenda be received for information purposes:

8.2.1 Bruce Area Solid Waste Recycling – 2010 Operating Budget.

8.2.2 Letter from The Honourable Rob Nicholson, Minister of Justice and Attorney General of Canada dated January 28, 2010, in response to correspondence forwarded by MP Larry Miller with respect to the illicit drug trade and the implementation of mandatory sentences.

8.2.3 Bruce County Federation of Agriculture – letter dated January 19, 2010 regarding farmland taxes.
8.2.4 Hydro One Networks Inc. – letter dated January 20, 2010 in support of the Province’s Green Energy Act.

8.2.5 Chesley Agricultural Society – letter dated January 20, 2010 thanking Council for its support of the 2009 Chesley Fall Fair.

8.2.6 Bruce County Planning:
   i) Correspondence with residents:
      a) David and Janice Patchell – 18020 Bruce County Road 10, Lot 21, HMS (Arran)

         Carried

STAFF REPORTS

Councillor Davis assumed the Chair at this time (1:30 p.m.) for the Works Department reports.

9.2 WORKS MANAGER – V. Weppler

i) Items to be discussed

Council discussed the report of the Works Manager. With respect to the cost of construction Proud Bridge, Council requested more information be brought forward to the meeting of March 8th.
With respect to the Chesley downtown “Big Dig” project, Council requested that the Works Manager bring recommendations for approval back to Council regarding costs to be borne by the property owners affected by the work to be completed, what portion was to be reimbursed to the property owners by the Municipality and an upset limit on the reimbursement. It was agreed that we would not be reimbursing the homeowners 1/3 of the cost of the work to get their properties ready for hook-up if they did the work themselves or did not involve the Municipality in the work required.

Councillor Herron assumed the Chair at this time (2.26 p.m.) for the Finance Department reports.

9.1 TREASURER – J. Marklevitz

i) Accounts Payable Voucher

J. Marklevitz, Treasurer, responded to questions with respect to various items listed on the Accounts Payable Voucher #02-10 dated January 20, 2010.

Moved by: Councillor Herron

Seconded by: Councillor Riley

That Accounts Payable Voucher #02-10 in the amount of $296,553.66 be paid.

Carried
Councillor Davis assumed the Chair at this time (2:26 p.m.) for the continuation of the Works Department reports.

9.3 WATER AND SEWER FOREMAN – S. McLeod

i) SRW.10.06 – Request for Approval of continuation of work on another 1009 meters of sewer lining in Chesley.

Moved by: Councillor Charlton

Seconded by: Councillor Eagleson

That SRW.10.06 be approved and that the work commence, with 1/3 or $46,408.00 of the funding coming from the Municipal Rural Infrastructure Grant, and the remaining 2/3 or $92,816.00 being paid by Chesley Sewer Users.

Carried

(ii) SRW.10.07 – Request for Approval of Service Agreement between the Corporation of the Municipality of Arran-Elderslie and Oweson Water Services.

Moved by: Councillor Charlton

Seconded by: Councillor Davis
a) That the proposed Agreement with Oweson Water Services be approved as set out in SRW.10.07, and

b) That the Mayor and Clerk be authorized to execute the Agreement and that the necessary by-law be enacted.

Carried

(iii) SRW.10.08 – To Provide an Information Update to Council on the adverse water result that occurred at the Arran-Elderslie Water Plant on January 26, 2010.

Moved by: Councillor Davis
Seconded by: Councillor Eagleson

That SRW10.08 be received for information purposes.

Carried

Mayor Oswald assumed the Chair at this time (2:07 p.m.)

RESOLUTION TO MOVE INTO CLOSED SESSION AND GENERAL NATURE THEREOF:
Moved by: Councillor Charlton

Seconded by: Councillor Riley

That Council move into closed session to consider matters related to the security of the property of the municipality or local board and proposed or pending acquisition or disposition of real property.

Carried

Council moved into closed session and returned to open session (2:08 p.m. – 4:43 p.m.).

9.4 CHIEF BUILDING OFFICIAL – S. Walmsley

i) SRB10.02 – To provide Council with the monthly activity of the Building Department for the month of January, 2010.

Moved by: Councillor Riley

Seconded by: Councillor Charlton

That Council accept the report as presented.

Carried

9.5 CHIEF ADMINISTRATIVE OFFICER – A.P. Crawford
i) SRCAO.10.07 – Proposed LEAR Study – Results of calls for Expressions of Interest.

Moved by: Councillor Herron

Seconded by: Councillor Riley

a) That SRCAO.10.07 be received for information purposes, and

b) That Council determine that no further action will be taken with respect to this matter at this time.

Carried

ii) SRCAO10.08 - Reports of Livestock Valuer – December 5, 2009 and February 3, 2010

Moved by: Councillor Herron

Seconded by: Councillor Davis

a) That the report of the Livestock Valuer dated December 5, 2009 be accepted in the amount of $180.00 for Cameron Myer and that compensation be paid as set out in the Livestock, Poultry and Honeybee Protection Act, RSO 1990, ch. L.24.

b) That the report of the Livestock Valuer dated February 3, 2010 be accepted in the amount of $300.00 for Tim Hackett and that compensation be paid as set out in the Livestock, Poultry and Honeybee Protection Act, RSO 1990, ch. L.24.

Carried
CORRESPONDENCE CONTINUED

8.2.7 Resolution from the Municipality of Kincardine with respect to its intentions regarding the dissolution of the Paisley Fire Board

Moved by: Deputy Mayor Cumming
Seconded by: Councillor Davis

That the Resolution of the Council of the Municipality of Kincardine regarding the Paisley Fire Board be received.

Carried

REPORTS OF MEMBERS OF COUNCIL

i) Deputy Mayor Cumming
Deputy Mayor Cumming reported on a call that she received from a Business in Paisley filing a complaint with respect to an auction that was being held at one of the Municipality’s facilities. The complaint revolved around the fact that this individual paid business taxes yet would have to compete with the Company renting our facility. Councillor Eagleson suggested that we look into a Hawkers and Peddler’s Licence which we presently do not have in place.

ii) Councillor Davis

Councillor Davis provided information on the wind turbine meeting that was held and the need to set a date for a new one. Deputy Clerk Treasurer will contact Christine Robinson, CAO of West Grey or Doug Luker, CAO of Tiny Township to inquire about attending the next meeting.

iii) Councillor Eagleson

Councillor Eagleson expressed concern with respect to rural severances being denied by the County Planning Department and would like to look into the possibility of having information made available to residents with the option of applying for a minor variance.

iv) Councillor Herron

Councillor Herron raised the issue of the large truck parked next to the Fire Station in Tara. Councillor Herron was advised that the owner of the vehicle had received permission to park on the Fire Hall property from the Fire Chief. The Clerk/CAO advised that we will get more information on this situation as it may be a liability issue to the Corporation.

v) Councillor Charlton
Councillor Charlton advised that the Saugeen Economic Development Corporation is now situated in Neustedt.

Councillor Charlton provided information on a provincial initiative to turn Grey-Bruce into a Tourist Zone and will bring in more information on that issue.

vi) Mayor Oswald

Mayor Oswald reviewed his meeting schedule and events he had attended since the last meeting of Council.

Mayor Oswald also reported that Bruce County budget meetings were held on January 27 and 28 which he attended.

Mayor Oswald advised that he attended a meeting the CAO/Clerk and MPP Carol Mitchell.
BY-LAWS

By-law No. 6-10 – A By-law to Amend By-law No. 36-09 being the Comprehensive Zoning By-law for the Municipality of Arran-Elderslie (remove Hold Provision) – 71 and 81 Victoria Street South, Paisley.

Moved by: Councillor Davis
Seconded by: Councillor Riley

That By-law No. 6-10 be read a first and second time.

Carried

Moved by: Councillor Davis
Seconded by: Councillor Riley

That By-law No. 6-10 be taken as read a third time and finally passed and that the Mayor and Clerk be authorized to sign same and have the seal of the Corporation attached thereto.

Carried

By-law No. 7-10 – A By-law to Authorize the Execution of an Agreement with Oweson Water Services, a Division of Genivar Consultants LP.
Moved by: Councillor Davis
Seconded by: Councillor Eagleson

That By-law No. 7-10 be read a first and second time.

Carried

Moved by: Councillor Davis
Seconded by: Councillor Eagleson

That By-law No. 7-10 be taken as read a third time and finally passed and that the Mayor and Clerk be authorized to sign same and have the seal of the Corporation attached thereto.

Carried

By-law No. 8-10 – A By-law to Authorize the Execution of Various Agreements and documents with respect to the purchase and sale of land known as Roll #410338000401900.

Moved by: Councillor Eagleson
Seconded by: Councillor Davis

That By-law No. 8-10 be taken as read a first and second time.
Moved by: Councillor Eagleson
Seconded by: Councillor Davis

That By-law No. 8-10 be taken as read a third time and finally passed and that the Mayor and Clerk be authorized to sign same and have the seal of the Corporation attached thereto.

Carried

ADJOURNMENT

Moved by: Deputy Mayor Cumming
Seconded by: Councillor Davis

That the meeting be adjourned to the call of the Mayor.

Carried

The meeting was adjourned at 5:36 p.m.

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Mayor

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Clerk