

— TOWNSHIP OF —
ASHFIELD - COLBORNE - WAWANOSH

Council Minutes
January 5, 2010

Township of Ashfield-Colborne-Wawanosh Council met in regular session on the 5th day of January 2010, at 7:30 pm in the Township of Ashfield-Colborne-Wawanosh Council Chambers.

Council Present

Reeve
Deputy-Reeve
Councillors

Ben Van Diepenbeek
Neil Rintoul
Connie Black
Doug Miller
Barry Millian
Marilyn Miltenburg
Carl Sloetjes

Staff Present

Administrator/Clerk-Treasurer

Mark Becker

OTHERS PRESENT: Denny Scott, Phil Beard, Kent Bean, Doug Hocking, Harry Kerr, Peter Steer, Ralph Hallam, Steve Jackson, and Nathan Garland.

1.0 CALL TO ORDER

2.0 DISCLOSURE OF PECUNIARY INTEREST

None disclosed.

3.0 ADOPTION OF MINUTES

Moved by Rintoul
Seconded by Miltenburg

ADOPT COUNCIL MINUTES #1 THAT Ashfield-Colborne-Wawanosh Township Council hereby adopts the December 15, 2009 Council Meeting Minutes as written.

Carried.
~

4.0 DEPUTATIONS AND PETITIONS

4.1 8:00 pm – Consolidated Fee By-Law Amendments - 2010

We advertised in the local papers along with posting the information on the website in regards to the proposed fees and charges for the Ashfield Landfill Site. We notified the public that we would be considering the amendments to our Consolidated Fee By-Law at tonight's Council Meeting.

Comments were welcome from the public prior to the adoption of such amending Fees & Charges and no comments were made.

We have provided Council with an amended fee by-law with the one change. The change is referred to in the following section:

Schedule A / Section J – Scale Fees

STAFF COMMENTS: That we proceed to adopt the by-law as drafted in Section 14.

ACTION: Council agreed to adopt the by-law as drafted in Section 14.

4.2 8:30 pm – Maitland Valley Conservation Authority – Phil Beard

Mr. Beard has requested to address Council this evening on what they have accomplished in 2009 and highlight projects being undertaken in ACW. Please refer to the sheet that was included in your agenda packages at our last meeting. Mr. Beard, Mr. Jackson, Mr. Garland, and Mr. Hocking all made a brief presentation to Council.

STAFF COMMENTS: None.

ACTION: Noted.

4.3 9:00 pm – Lucknow & District Fire Department - Chief Peter Steer

As a follow-up from our last meeting, we have invited Mr. Steer to our meeting to discuss our options in regard to the area in the Township of Ashfield-Colborne-Wawanosh that is presently covered by the Blyth & District Fire Department. Staff has determined that the map area indicated is correct. Staff has provided Council with a copy of the following information:

- Email from North Huron CAO/Clerk – response from Council's concerns
- Blyth Fire – ACW Costs Analysis – prepared by Mark Becker
- Blyth Fire Agreement - existing
- Fire Protection Agreement - proposed

Mr. Steer addressed Council in this regard with his comments on the situation as follows:

- All property owners would have to be notified.
- Bell Canada would have to change the dispatching for 911 purposes.
- Mutual Aid along with recipicating agreements should be investigated.

Council will need to determine if they want this area to continue to be covered by the Blyth & District Fire Department, or seek other options.

STAFF COMMENTS: We seek your direction.

ACTION: Council instructed staff to investigate the amended costs associated with the Lucknow & District Fire Department taking back the portion that they used to cover years ago, being the properties west of the river. Staff will contact North Huron with this proposal and find out what the revised costs would be in this regard. The east side of the river and the portion in Auburn in this proposal would still be looked after by the Blyth & District Fire Department. The proposed agreement with North Huron has some sections that Council is not supportive of such as Section 5.2 which also refers to Section 3.4.

5.0 FINANCIAL REPORTS

No items scheduled.

6.0 REPORTS OF STAFF AND COMMITTEES

6.1 Water Department

6.1.1 Water Operations & Maintenance Report – November 2009

We have provided Council with a copy of the monthly reports prepared by Veolia Water Canada in regards to the operation and maintenance of our water systems for November 2009.

STAFF COMMENTS: For your information purposes.

ACTION: Noted and filed.

6.2 Building Department

6.2.1 Chief Building Official's Report

We have provided you with a copy of Mr. Livingston's report. Mr. Livingston will not be present this evening.

STAFF COMMENTS: For your information purposes.

ACTION: Noted and filed.

6.3 Cemetery Department

No items scheduled.

6.4 Drainage Department

No items scheduled.

6.5 Administration Department**6.5.1 Blyth District Fire Area Board – Asset Valuation Distribution**

We have provided Council with copies of the correspondence received in regards to the Blyth District Fire Area Board in regards to the distribution of the asset valuation. The Board is requesting that all municipalities review and adopt the adjusted asset valuation listings and confirm their percentages for the distribution of assets and provide copies of such approvals to North Huron.

STAFF COMMENTS: We seek your direction.

ACTION: Council agreed with the adjusted asset valuation and the percentages for distribution as outlined in the report. Council further agreed that they would prefer and request a cheque for our share of the assets once the transaction has been completed.

6.5.2 Borrowing By-Law 2010

A new year is amongst us and we need to adopt a borrowing by-law for 2010 to cover current expenditures if needed, until such time revenues are received.

STAFF COMMENTS: That we adopt the by-law as prepared in Section 14.

ACTION: Council agreed to adopt the by-law as drafted in Section 14.

6.5.3 O.P.P. Estimated Costs – 2010

We have provided Council with a copy of the estimates for 2010. This year's estimate is \$398,730 compared to last year's estimate of \$375,511. We will not know the final actual costs of 2009 until late April.

STAFF COMMENTS: That we include this amount in the proposed 2010 Budget.

ACTION: Noted and filed.

6.5.4 Huron O.P.P. Request

Ontario Provincial Police Staff Sergeant Shawn Johnson is requesting that each municipality in Huron County indicate to him on the sheet that we have copied Council, what are the three top priority's that each respective Council's would like to see the O.P.P. concentrate on in their municipality.

STAFF COMMENTS: We seek your direction.

ACTION: Council agreed to the following three priorities:

- 1) Increased patrolling for aggressive driving, including speeding.
- 2) Increased RIDE Programs.
- 3) Increased visibility in the Township.

It was also requested that O.P.P. attend a meeting of Council once in a while to bring the Council stats for our area.

6.5.5 2009 in Review

Each year, staff provides Reeve Van Diepenbeek a list of our accomplishments for last year and challenges for the upcoming year for the newspaper. We have provided Council with a copy of the same for your information purposes only.

STAFF COMMENTS: None.

ACTION: Noted and filed.

6.5.6 2010 Assessment Report

We have provided Council with a copy of the report prepared, showing the assessment totals from 2009-2010.

STAFF COMMENTS: For your information purposes.

ACTION: Noted and filed.

6.5.7 Goderich Fire Department – Draft 2010 Budget

We have provided Council with a copy of the draft budget for your review.

STAFF COMMENTS: None.

ACTION: Council had many concerns with the proposed increased budget for 2010 such as the need for a full time Fire Chief, wages, administration, etc. Councillor Black will address Council's concerns at their next meeting. Staff will also follow up with a letter to that affect also addressing Council's concerns.

6.5.8 Mid-Huron Landfill Site Board – Draft 2010 Budget

We have provided Council with a copy of the draft budget for your review.

STAFF COMMENTS: None.

ACTION: Council had many concerns with the proposed increased budget for 2010, and that the Board needs to do some strategic planning in regards to operations, clear bags, fees, closing the landfill earlier than anticipated, or the landfill finances will deteriorate over years, prior to closing, that no funds will be available for the closure. Councillor Black will address Council's concerns at their next meeting. Staff will also follow up with a letter to that affect also addressing Council's concerns.

6.5.9 Ontario Municipal Partnership Fund (OMPF) – 2010 Allocation

We have provided Council with a copy of the correspondence received in regards to the proposed funding for 2010. As you can see our funding allocation has dropped from \$1,279,000 to \$1,023,200, a shortfall of \$255,800.

STAFF COMMENTS: For your information purposes.

ACTION: Noted and filed.

6.5.10 By-Law Enforcement Officer – Update

We have provided Council with a copy of the email received from Lorna VanderPloeg indicating that she has accepted a full-time position with the Township of Woolwich. She has indicated that her husband will be taking over her duties, if Council feels that this arrangement is satisfactory.

STAFF COMMENTS: We seek your direction.

ACTION: Council agreed with this proposal and see how it works out for now.

6.5.11 Lucknow & District Fire Hall - Montgomery Ford Sales Limited Lease Agreement

We have provided Council with a copy of the lease agreement between the Township of Ashfield-Colborne-Wawanosh, the Township of Huron-Kinloss, and Montgomery Ford Sales Limited, for the lands located at the new Lucknow & District Fire Hall. The Township's agreed to purchase the lands from Montgomery Ford Sales Limited, and in return the Township's have agreed to lease back to Montgomery Ford Sales Limited, a portion thereof which is explained in the agreement.

STAFF COMMENTS: That we adopt the lease agreement by by-law in Section 14.

ACTION: Council agreed to adopt the agreement by by-law in Section 14.

6.6 Public Works Department

6.6.1 London Road Improvements - Update

We have provided Council with a copy of the letters responding to the Meader and Maltais letters received during the Class EA process for the London Road Improvements.

STAFF COMMENTS: For your information purposes.

ACTION: Noted and filed. Staff was asked to find out what obligations do we have to some of the areas that want to proceed with developing, if Council agrees not to proceed with the proposed works once the Class EA Process is completed.

6.6.2 Huron-Kinloss Boundary Agreement

According to the Township Huron-Kinloss the boundary agreement expired December 31, 2008. Huron-Kinloss have provided us with a new agreement and we have provided Council with a copy of the agreement that would expire December 31, 2018.

STAFF COMMENTS: That we adopt the agreement by by-law in Section 14.

ACTION: Council agreed to adopt the agreement by by-law in Section 14.

6.7 Environmental Services

No items scheduled.

6.8 Committee Reports

No reports.

7.0 OPEN FORUM

None.

8.0 NEW BUSINESS

No items scheduled.

9.0 CORRESPONDENCE COPIED FOR WHICH THE DIRECTION OF COUNCIL IS REQUIRED

9.1 Menesetung Bridge Association Letter – Tiger Dunlop Trail Construction 2009 Report

ACTION: Defer to Budget Deliberations 2010

9.2 County of Bruce – Request for Comments

ACTION: No comments.

10.0 CORRESPONDENCE RECEIVED AND COPIED FOR WHICH THE DIRECTION OF COUNCIL IS NOT REQUIRED

- 10.1 Carol Mitchell, MPP Letter – OMPF Fund
- 10.2 City of Kawartha Lakes Resolution – Wind Turbines

ACTION: Support.

- 10.3 The Coastal Centre - Newsletter
- 10.3 Township of Mapleton Resolution – Wind Energy Project
- 10.5 Sunset Beach Cottage Association – Thank you
- 10.6 Maitland Valley Conservation Authority – Minutes
- 10.7 Maitland Trail Association Letter – Highway 21 Proposal

ACTION: Staff was instructed to send a copy of our letter sent to M.T.O. in this regard to the Maitland Trail Association for their information purposes.

- 10.8 John Hazlitt Letter – Highway 21 Proposal
- 10.9 Lucknow & District Joint Recreation Board – Minutes
- 10.10 Drinking Water Source Protection – Public Meetings 2010 Proposed Assessment Reports

11.0 CORRESPONDENCE AND INFORMATION ON COUNCIL TABLE

11.1 Canadian Wind Energy Association – Wind Turbine Sound and Health Effects Review

12.0 UNFINISHED BUSINESS

No items scheduled.

13.0 IN-CAMERA SESSIONMoved by Black
Seconded by SloetjesMOVE TO
IN-CAMERA

#2

THAT Ashfield-Colborne-Wawanosh Township Council move into an "In-Camera" session at 10:30 p.m. for the purpose of discussing:

- 1) Matters of potential litigation.
- 2) Matters of advice that is subject to solicitor-client privileges.
- 3) Personal matters.

Carried.
~**13.1 RETURN TO OPEN SESSION**Moved by Miltenburg
Seconded by MillianRISE FROM #3
IN-CAMERA

THAT Ashfield-Colborne-Wawanosh Township Council rise from of "In-Camera" session at 10:42 p.m.

Carried.

14.0 BY-LAWS AND AGREEMENTS

14.1 Consolidated Fee By-Law

Moved by Miller
Seconded by SloetjesCONSOLIDATED FEE
BY-LAW #4THAT leave be given to introduce By-Law #03-2010 being a by-law to set various fees for the Township of Ashfield-Colborne-Wawanosh, and that it now be read severally a first, second, and third time, and finally passed this 5th day of January 2010.Carried.
~

14.2 Borrowing By-Law

Moved by Black
Seconded by MillianBORROWING
BY-LAW #5THAT leave be given to introduce By-Law #01-2010 being a by-law to authorize the borrowing of money to meet current expenditures, and that it now be read severally a first, second, and third time, and finally passed this 5th day of January 2010.

Carried.

14.3 Huron-Kinloss Boundary By-Law

Moved by Rintoul
Seconded by SloetjesHURON-
KINLOSS
BOUNDARY
BY-LAW #6THAT leave be given to introduce By-Law #04-2010 being a by-law to authorize a certain agreement between the Township of Ashfield-Colborne-Wawanosh and the Township of Huron-Kinloss, and that it now be read severally a first, second, and third time, and finally passed this 5th day of January 2010.

Carried.

14.4 Montgomery Ford Sales Limited Lease Agreement By-Law

Moved by Millian
Seconded by Miltenburg

LUCKNOW
FIRE HALL
LAND LEASE #7
BY-LAW

THAT leave be given to introduce By-Law #05-2010 being a by-law to authorize a certain agreement between the Township of Ashfield-Colborne-Wawanosh, the Township of Huron-Kinloss, and Montgomery Ford Sales Limited, and that it now be read severally a first, second, and third time, and finally passed this 5th day of January 2010.

Carried.

14.5 Confirmation By-Law

Moved by Black
Seconded by Sloetjes

CONFIRMAT
ION BY-LAW #8

THAT leave be given to introduce By-Law #02-2010 being a by-law to confirm the proceedings of the Township of Ashfield-Colborne-Wawanosh meeting held on January 5, 2010, and that it now be read severally a first, second, and third time, and finally passed this 5th day of January 2010.

Carried.

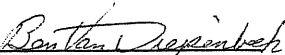
15.0 ADJOURN

Moved by Sloetjes
Seconded by Rintoul

ADJOURN #9

THAT Ashfield-Colborne-Wawanosh Township Council does now adjourn to meet again on January 19, 2010 at 7:30 p.m. or at the Call of the Reeve.

Carried.


Reeve, Ben Van Diepenbeek


Administrator/Clerk-Treasurer, Mark Becker