

THE CORPORATION OF THE TOWNSHIP OF HORTON

**REGULAR COUNCIL MEETING**

May 7, 2013

There was a Meeting of the Council of the Township of Horton held in the Municipal Council Chambers on Tuesday May 7, 2013. Present were Mayor Don Eady, Councillor Bob Kingsbury, Councillor Glen Campbell, Councillor Jamey Larone and Councillor Margaret Whyte. Staff present was Mackie McLaren, CAO/Clerk and Christina Mulcahey, Receptionist/Clerk.

1. CALL TO ORDER

Mayor Eady called the meeting to order at 4:04 p.m.

2. DECLARATION OF PECUNIARY INTEREST

There was no declaration of Pecuniary Interest.

3. MINUTES OF

Moved by Councillor Bob Kingsbury

**RESOLUTION NO.2013-116**

Seconded by Councillor Margaret Whyte

**THAT** Council approves the following Council Meeting minutes:

- Regular Council Meeting – April 2, 2013
- Committee of the Whole (Lot Development) – April 19, 2013

**Carried.**

Councillor Larone noted a correction that he was not present at the April 19, 2013 meeting.

4. BUSINESS ARISING FROM MINUTES

There was no business arising from the minutes.

5. ITEMS TO BE ADDED TO THE AGENDA AND APPROVE AGENDA

There were no items to be added to the agenda.

Moved by Councillor Margaret Whyte

**RESOLUTION NO.2013-117**

Seconded by Councillor Jamey Larone

**THAT** Council approves the agenda for the May 7, 2013 Council Meeting.

**Carried.**

6. COMMITTEE REPORTS

**4:05 PUBLIC WORKS COMMITTEE**

Chair Campbell reviewed the minutes of the Committee meeting.

Councillor Kingsbury asked if the cracks in Garden of Eden road were new cracks? Chair Campbell said yes. Chair Larone asked if these cracks could be repaired by the Public Works staff or does it have to be outside work. Chair Campbell said depending on the severity of the cracks.

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Moved by Councillor Glen Campbell

**RESOLUTION NO. 2013-118**

Seconded by Councillor Jamey Larone

**THAT** Council approves the following Public Works Committee Meeting Minutes:

Public Works Regular Committee Meeting – April 17, 2013.

**Carried.**

**4:15 WASTE MANAGEMENT COMMITTEE**

Chair Larone reviewed the minutes of the April 25, 2013 Committee Meeting. He noted that the new shed is now at the Landfill Site.

Councillor Campbell asked for a copy of the draft concept that Joe Hall created. Chair Larone said he would make a copy for all of council.

CAO/Clerk Mackie McLaren said there is a possible meeting date of June 5, 2013. 1:00pm-3:30pm at the Horton Community Center with the other municipalities invited to discuss the draft concept.

Moved by Councillor Jamey Larone

**RESOLUTION NO. 2013-119**

Seconded by Councillor Margaret Whyte

**THAT** Council accepts the Waste Management Committee meeting minutes of April 25, 2013.

**Carried.**

**RECOMMENDATIONS**

Moved by Councillor Jamey Larone

**RESOLUTION NO. 2013-120**

Seconded by Councillor Glen Campbell

**THAT** Council on recommendation of the Waste Management Committee seeks quotations on the cost to construct the soak pit at the Landfill Site and to place grass seed on the front slope of the Landfill Site.

**Carried.**

Moved by Councillor Jamey Larone

**RESOLUTION NO. 2013-121**

Seconded by Councillor Margaret Whyte

**THAT** Council on recommendation of the Waste Management Committee enters into a contract with Clarence Creek Recycling for .30 cents per tire premium for 12 months.

**Carried.**

**4:30 FINANCE COMMITTEE**

Mayor Eady reviewed the minutes of the April 12, 2013 Committee meeting.

Moved by Councillor Jamey Larone

**RESOLUTION NO. 2013-122**

Seconded by Councillor Margaret Whyte

**THAT** Council accepts the Finance Committee minutes of April 12, 2013.

**Carried.**

**RECOMMENDATIONS**

Moved by Councillor Margaret Whyte

**RESOLUTION NO.2013-126**

Seconded by Councillor Jamey Larone

**THAT** Council approves the following 2013 capital projects prior to adoption of the 2013 budget:

Washroom Facilities at the Boat Launch, estimated cost of \$4,500

Diesel Pump Storage Facility at the Boat Launch, estimated cost of \$10,600; and

FURTHER THAT these projects be funded from the Lot Development Reserves up to the estimated amounts.

**Carried.**

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Moved by Councillor Jamey Larone  
Seconded by Councillor Glen Campbell

**RESOLUTION NO. 2013-127**

**2012 Building Fee Report**

**THAT** Council approves the 2012 Building Fee Report and authorizes the CAO/Clerk to release the report as required by the Building Code Act, 1992.

**for the Year 2012 (with 2011 comparators)**

(in accordance with Chapter 23 of the Building Code Act, S.O. 1992)

<b><u>YEAR</u></b>	<b><u>2012</u></b>	<b><u>2011</u></b>
<b><u>REVENUES</u></b>		
Building Permit Fees	30,824.00	34,566.00
Septic Permit Fees	11,900.00	9,550.00
Other Fees	3,000.00	3,696.00
Total Revenues	45,724.00	47,812.00
<b><u>EXPENDITURES</u></b>		
Wages & Benefits	34,636.95	36,371.56
Mileage/Conference etc.	11,434.15	11,551.80
Office Supplies etc.	594.45	345.88
Transfer to Reserves		
Total Expenditures	46,665.55	48,269.24
Surplus/Deficit	-941.55	-457.24

**Carried.**

**ACCOUNTS PAYABLE LISTING –APRIL 2013**

Council reviewed the accounts payable listing for April 2013.

Moved by Councillor Bob Kingsbury  
Seconded by Councillor Glen Campbell

**RESOLUTION NO.2013-123**

**THAT** Council approves the April 2013 Accounts Payable Vouchers in the amount of \$73,110.00.

**Carried.**

**TAX ARREARS REPORT & FINANCIAL REPORTS– APRIL 2013**

Council reviewed the tax arrears report and financial reports for April 2013.

Moved by Councillor Margaret Whyte  
Seconded by Councillor Bob Kingsbury

**RESOLUTION NO.2013-124**

**THAT** Council approves the April 2013 Tax Arrears Report and the April 2013 Finance Reports.

**Carried.**

**TENDER OPENING GEN GOV'T 2013-01**  
**SUPPLY AND INSTALL PROPANE FURNACES**

The following two tenders were received and opened:

W.O. STINSON & SON LTD	\$5339.25 <i>INCL. HST</i>
NORTH COUNTRY HEATING	\$4633.00 <i>INCL. HST</i>

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Moved by Councillor Bob Kingsbury  
Seconded by Councillor Jamey Larone

**RESOLUTION NO.2013-125**

**THAT** Council table tender Gen Govt 2013-01 to a future meeting when the specifications are available.

**Carried.**

**TENDER OPENING – RFQ - HVAC**

There were no tenders submitted.

**4:55 FIRE COMMITTEE**

Chair Whyte reviewed the minutes of the April 10, 2013 Committee meeting.

Moved by Councillor Margaret Whyte  
Seconded by Councillor Bob Kingsbury

**RESOLUTION NO.2013-128**

**THAT** Council accepts the Fire Committee meeting minutes of April 10, 2013.

**Carried.**

**5:00 RECREATION COMMITTEE**

Chair Whyte reviewed the minutes of the April 17, 2013 Committee meeting.

Chair Whyte was pleased to announce that Cheryl Gallant made a formal announcement that the Lochwinnoch Women's Institute received the New Horizons Grant to re-fit the kitchen at the Horton Community Center with a new dishwasher, coffee pots, potato peeler and a food warmer.

Councillor Kingsbury referred to the recommendation regarding the Recreation Committee being an independent committee and said that his understanding was that the Recreation Committee would present their case to Council before asking for a decision. Mayor Eady agreed that a proposal should be brought forward from the Committee if this is what they want.

Moved by Councillor Margaret Whyte  
Seconded by Councillor Bob Kingsbury

**RESOLUTION NO.2013-129**

**THAT** Council accepts the Recreation Committee minutes of:

- Regular Committee meeting April 17, 2013
- Sub Committee – Comm. Center Expansion April 08 & 22 2013

**Carried.**

**RECOMMENDATIONS**

Moved by Councillor Jamey Larone  
Seconded by Councillor Margaret Whyte

**RESOLUTION NO.2013-130**

**THAT** Council, on recommendation of the Finance Committee, carry the \$66,667 fundraising portion of the Community Hall expansion until the program is over pending a business plan with a working budget being received following the Community Centre Building Sub Committee receiving engineer drawings and that all purchases must be in accordance with the Townships current procurement by-law.

**Carried.**

**5:23 PLANNING COMMITTEE**

Chair Kingsbury reviewed the minutes.

Moved by Councillor Bob Kingsbury  
Seconded by Councillor Glen Campbell

**RESOLUTION NO.2013-131**

**THAT** Council accepts the minutes of the Planning Committee Meetings of April 19, 2013.

**Carried.**

## RECOMMENDATIONS

Moved by Councillor Bob Kingsbury

### RESOLUTION NO.2013-132

Seconded by Councillor Margaret Whyte

That Council on recommendation of the Planning Committee seeks an appraisal of the section of the unopened road next to Farrell's Landing and to request a sample lease agreement from Ms. Grantham's solicitor, for discussion purposes.

**Carried.**

Moved by Councillor Bob Kingsbury

### RESOLUTION NO.2013-133

Seconded by Councillor Glen Campbell

THAT Council on recommendation of the Planning Committee supports the following wording (recommended by Charles Cheesman, County Planning) to resolve the Bell Condition for Horizon Homes subdivision agreement.

*"The Owner shall agree in the Subdivision Agreement, in words satisfactory to Bell Canada, to grant any easements that may be required for telecommunication services. Easements may be required subject to final servicing decisions. In the event of any conflict with existing Bell Canada facilities or easements, the Owner shall be responsible for the relocation of such facilities or easements.*

*In the event that such infrastructure is not available, the Owner is hereby advised that the Owner may be required to pay for the connection to and/or extension of the existing communication/telecommunication infrastructure. If the Owner elects not to pay for such connection to and/or extension of the existing communication/telecommunication infrastructure, the Owner shall be required to demonstrate to the municipality that sufficient alternative communication/telecommunication facilities are available within the proposed development to enable, at a minimum, the effective delivery of communication/telecommunication services for emergency management services (i.e., 911 Emergency Service)."*

**Carried.**

Moved by Councillor Glen Campbell

### RESOLUTION NO.2013-134

Seconded by Councillor Jamey Larone

That Council on recommendation of the Planning Committee supports Consent Application B203/12 (Irwin & Ona Jamieson- lot addition severance). No conditions.

**Carried.**

Moved by Councillor Bob Kingsbury

### RESOLUTION NO.2013-135

Seconded by Councillor Margaret Whyte

That Council on recommendation of the Planning Committee supports a zoning amendment application to reduce the outdoor wood furnace setback from 100 metres to 15 metres side yard setback, on a one-time basis, for Castleford Excavating property only.

**Carried.**

Moved by Councillor Bob Kingsbury

### RESOLUTION NO.2013-136

Seconded by Councillor Jamey Larone

That Council redirects the draft noise by-law back to the Planning Committee for further review.

**Carried.**

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#### **5:40 HUMAN RESOURCES COMMITTEE**

Moved by Councillor Bob Kingsbury **RESOLUTION NO.2013-137**  
Seconded by Councillor Jamey Larone

That Council accepts the Human Resources Committee minutes of:

- HR Committee meeting – April 09, 2013
- Safety Co-ordinator Meeting – April 22, 2013
- Committee of the Whole – April 30, 2013

**Carried.**

Moved by Councillor Bob Kingsbury **RESOLUTION NO.2013-138**  
Seconded by Councillor Jamey Larone

That Council, on recommendation of the Safety Committee, approves the purchase of “Worker Health & Safety Awareness” booklets for Staff and Council.

**Carried.**

#### **5:52 HOME SUPPORT – APRIL 2013**

Councillor Kingsbury reviewed the reports/newsletter for April 2013.

Moved by Councillor Bob Kingsbury **RESOLUTION NO.2013-139**  
Seconded by Councillor Glen Campbell

**THAT** Council receives the April 2013 Renfrew and Area Seniors Home Support Reports.

**Carried.**

#### **COMMUNITY POLICING ADVISORY COMMITTEE (CPAC)**

Moved by Councillor Glen Campbell **RESOLUTION NO.2013-140**  
Seconded by Councillor Margaret Whyte

**THAT** Council accepts the CPAC Committee meeting minutes of April 22, 2013.

**Carried.**

#### **6:00 PM COUNCIL RECESSED FOR SUPPER**

Mayor Eady called the meeting back to order with the same members of Council and staff present. Council proceeded into a Public Meeting.

#### **6:30 PM – PUBLIC MEETING – ZONING BYLAW (CASTLEFORD EXCAVATING)**

##### **BUILDING REPORT – APRIL 2013**

Council reviewed the Building Report for April 2013.

Moved by Councillor Jamey Larone **RESOLUTION NO.2013-141**  
Seconded by Councillor Margaret Whyte

**THAT** Council accepts the building report for April 2013.

**Carried.**

#### **EMERGENCY PLAN PREPAREDNESS COMMITTEE**

Moved by Councillor Jamey Larone **RESOLUTION NO.2013-142**  
Seconded by Councillor Glen Campbell

**THAT** Council accepts the Emergency Management meeting minutes of April 16, 2013.

**Carried.**

## **BUILDING INFRASTRUCTURE COMMITTEE**

### **CONFERENCE REPORTS**

There were no Conference Reports to review.

## 7. CORRESPONDENCE SUMMARY

### **INFORMATION CORRESPONDENCE MAY 7, 2013**

- A. County Council Communique – March & April 2013
- B. Peter Emon, Warden, County of Renfrew – congratulation letter to Ontario Premier Wynne
- C. Peter Emon, Warden, County of Renfrew – letter to Minister of Natural Resources re: Endangered Species Act
- D. Ottawa Valley Edition – Newsletters
- E. FCM – Federal Budget 2013 and Rural Infrastructure
- F. Family and Children's Service - Membership Application 2013
- G. Frank Klees, MPP, Newmarket-Aurora – Preserving Existing Communities Act – 2013
- H. Renfrew & Area Chamber of Commerce – newsletter, minutes
- I. Algonquins of Ontario Land Claim Fact Sheet
- J. OWMA – Ontario 2013 Budget Highlights

Moved by Councillor Margaret Whyte

**RESOLUTION NO.2013-143**

Seconded by Councillor Jamey Larone

**THAT** Council receive the May 7, 2013 Information Correspondence Summary.  
**Carried.**

### **ACTION CORRESPONDENCE MAY 7 2013**

- A. County of Renfrew – requests Municipalities to pass a resolution in support of their resolution that requests the Province to amend the Endangered Species Act (ESA) and/or implementation of the regulations outlined in the County resolution.

Moved by Councillor Jamey Larone

**RESOLUTION NO.2013-144**

Seconded by Councillor Glen Campbell

**THAT** the Council of the Township of Horton supports the County of Renfrew in their quest to have the Province of Ontario adopt tools that will allow the Endangered Species Act to advance the goal of preserving species without adverse effects on local, Provincial or national economies;

**FURTHER** that the Horton Township requests the Province of Ontario to amend the Endangered Species Act (ESA) and/or implementation regulations as follows:

1. Reform the listing process to ensure that all ESA decisions - such as listing, delisting, designation of critical habitat and recovery planning - are supported by sound science. Require that the listing process be subject to review by duly elected Members of Parliament.

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2. Balance the needs of property owners and a growing population with the need to protect endangered species, including enhanced opportunities for property owners and the public to participate in the process.
  3. Ensure that the burden of proving a species' existence on private property is placed on the Provincial government, and public participation and comments are provided on any survey protocols produced by the Ministry of Natural Resources.
  4. Ensure the social and economic implications of listing a species are clearly understood and mitigated.
  5. Ensure that the designation of critical habitat:
    - a. is as precise as possible using a map-based approach that incorporates sufficient points of reference to locate critical habitat boundaries;
    - b. is limited to areas currently occupied by the species;
    - c. excludes areas where the costs of designation outweigh the benefits, based on an assessment of the full direct, indirect and cumulative economic and social effects;
    - d. excludes areas where adequate protection is already in place and addressed through other legislation e.g. Crown Forest Sustainability Act, Planning Act; and,
    - e. creates an impartial appeal process for landowners or proponents to the Minister of Natural Resources.
- Carried.**
- B. Frank Klees, MPP, Newmarket-Aurora – asking Municipalities to consider passing a resolution to proclaim May 01<sup>st</sup> of each year as “First Responders Day”

Moved by Councillor Bob Kingsbury

**RESOLUTION NO.2013-145**

Seconded by Councillor Margaret Whyte

WHEREAS the Township of Horton would like to acknowledge the value of all the men and women who serve as fire officials, law enforcement, and paramedics for putting their lives on the line every day for our community; and

WHEREAS the Township of Horton supports Private Members' Bill 123, designating May 01<sup>st</sup> of each year as “First Responders Day in Ontario” which was recently presented by Newmarket-Aurora MPP Frank Klees and passed, receiving all party support in the Legislature;

THEREFORE BE IT RESOLVED that the Township of Horton designates May 01<sup>st</sup> of each year as “First Responders Day” in Horton Township.

**Carried.**

- C. Township of Killaloe-Hagarty-Richards – support of their resolution that calls on the Ontario Minister of Finance to implement measures to stop the spread of contraband tobacco.

Moved by Councillor Margaret Whyte

**RESOLUTION NO.2013-146**

Seconded by Councillor Bob Kingsbury

**THAT** Council of the Township of Horton supports the resolution of the Township of Killaloe-Hagarty-Richards that calls on the Ontario Minister of Finance to implement measures to stop the spread of contraband tobacco.

**Carried.**



- D. Municipality of East Ferris – support for their resolutions notifying the Province that they are not in favour of the transfer of Crown Lands to the Algonquin First Nations and their request to meet with the Premier of Ontario, the Minister of Aboriginal Affairs and the Minister of Natural Resources to discuss their concerns over the land selection process

Moved by Councillor Bob Kingsbury  
Seconded by Councillor Glen Campbell

**RESOLUTION NO.2013-147**

**THAT** Council of the Township of Horton does not support 2 resolutions of the Municipality of East Ferris which does not support the transfer of all crown lands to the Algonquin's First Nation. **Carried.**

8. DELEGATIONS

7:00 – TERRY JOHNSTON

Terry Johnston informed Council that he was away all winter and when he returned he saw the ad in the Renfrew Mercury regarding the Noise By-law. He has major concerns with the section regarding Fireworks and presented a petition of 68 names that he also collected. He believes there needs to be more involvement from the Fire Chief and Fire Marshalls Office. He stated there could be liability issues for the Township if the by-law is not done properly. Mayor Eady thanked Mr. Johnston for attending this evening to voice his concern and informed Mr. Johnston that the draft noise by-law is being sent back to the Planning Committee for further discussion.

7:15 – CHRISTINE OATES

Christine Oates was present to inform Council of the issue with the rail bed of the old CN tracks that crosses her property. She stated there are four wheelers, vehicles, and dirt bikes etc that rip through her property on this trail. Ms. Oates has a kennel for dogs and has horses and this is not safe, nor is it safe for the people that use the trail for walking. She said there have been large boulders placed as barricades in the past but unfortunately these get moved. She would like to see more permanent blockage so only those who are walking or on bicycles can access the trail for everyone's safety. Mayor Eady said this discussion would have to go to the Public Works Committee. Christine asked if they could put up their own barricades. Mayor Eady said at their own risk but not with permission from the township.

7:30 – RAY BRETON

Ray was present to inform Council of the issue he has with his neighbour's dogs. He states that he cannot go out of his own house without 3 barking dogs that run out. This makes his wife and grandchildren nervous. He said he has spoken with the neighbour asking for her to use barking collars or to install an electric fence but she has not agreed to do so. This has been going on for some years and although there are some days which are not as bad, it still happens. CAO/Clerk Mackie McLaren said Mr. Breton can call our Animal Control Officer at any time to report a complaint and if the issue cannot be solved to contact the municipal office.

9. RESOLUTIONS – None

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10. OTHER BUSINESS

Moved by Councillor Margaret Whyte  
Seconded by Councillor Glen Campbell

**RESOLUTION NO.2013-148**

**THAT** Council agrees to refund Castleford Excavating (Corey Scheel) the \$3,122.00 Lot Development Charge for Residential as the company is only constructing a garage for his equipment. There are no immediate plans to construct a residence at this time. Castleford Excavating has paid the development charge for the garage.

**Carried.**

11. BY-LAWS

Moved by Councillor Glen Campbell  
Seconded by Councillor Jamey Larone

**RESOLUTION NO.2013-149**

**THAT** Council agrees to enact and pass the following By-laws:

- By-law 2013-23 –appoint a Community Emergency Management Coordinator
- By-law 2013-24 – Employment By-law
- By-law 2013-25 – Receipt and Disbursement of Gas Tax Funds
- By-law 2013-26 – Zoning Amendment (Castleford Excavating)
- By-law 2013-27 – Agreement with Jp2g to prepare Asset Management Plan

**Carried.**

12. ADDITIONS TO AGENDA – There were no additions to the agenda.

13. COUNCIL MEMBERS COMMENTS / CONCERNS – None.

14. REQUEST FOR RECONSIDERATION – None.

15. CLOSED MEETING – There was no request to enter into Closed Session.

16. CONFIRMING BYLAW

Moved by Councillor Jamey Larone  
Seconded by Councillor Margaret Whyte

**RESOLUTION NO. 2013-150**

**THAT** Council enacts By-law 2013-28, a by-law to confirm proceedings of the Council of the Township of Horton at the Regular Council meeting held on May 7, 2013.

**Carried.**

17. ADJOURNMENT

Moved by Councillor Jamey Larone  
Seconded by Councillor Bob Kingsbury

**RESOLUTION NO. 2013-151**

**THAT** Council adjourn this Regular Council Meeting at 7:52 p.m.

**Carried.**

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MAYOR

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CAO/CLERK