

THE CORPORATION OF THE TOWNSHIP OF HORTON

REGULAR COUNCIL MEETING

January 12, 2010

There was a Meeting of the Council of the Township of Horton held in the Municipal Council Chamber on Tuesday January 12, 2010. Present were Mayor Robert A Johnston, Deputy Mayor Bob Hall, Councillors Dave Bennett, Don Eady from 5:08 p.m. and Bob Kingsbury.

1. CALL TO ORDER

Mayor Johnston called the meeting to order at 4:00 p.m.

2. DECLARATION OF PECUNIARY INTEREST

There was no declaration of pecuniary interest by Members of Council.

3. MINUTES OF COUNCIL MEETING:

December 01, 2010 – Regular Council Meeting

December 01, 2010 – Public Meeting – Babin & George Jackson Toyota
Zoning Amendments

Committee of the Whole Meeting – November 30, 2009

Committee of the Whole Meeting – January 11, 2010

Moved by Dave Bennett, seconded by Bob Kingsbury **Resolution No. 10-01**

That Council approves the following Council Meeting Minutes:

Minutes : December 01, 2010 Regular Council Meeting
 December 01, 2010 – Public Meeting – Babin & George Jackson
 Toyota Zoning Amendments
 Committee of the Whole Meeting – November 30, 2009
 Committee of the Whole Meeting – January 11, 2010

Carried.

4. BUSINESS ARISING FROM MINUTES

There was no business arising from the Minutes.

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

The CAO/Clerk requested that item No 9 be deleted, the December 2009 Accounts Payable will be presented next month when all the December invoices have been received.

The CAO/Clerk added the following items:

Two recommendations from the January 8, 2010 Public Works Meeting

- Cottage Road Grading Policy
- McGahern Road Survey.

The Minutes of January 11, 2010 Committee of the Whole
The Web Link

Moved by Bob Hall, seconded by Bob Kingsbury **Resolution No. 10-02**

That Council add the following items to the Agenda and approves the January 12, 2010 Council Meeting Agenda.

- Recommendations from Public Works Meeting
 - Cottage Road Grading Policy
 - McGahern Road Closing Survey
- January 11, 2010 Committee of the Whole Meeting Minutes
- Web Link

Carried.

6. DELEGATIONS:

4:05 Robyn Arseneau – Community Relations Officer, Bonnechere Manor
Robyn Arseneau was present together with Don Goulet, Dr Bill Burwell and Brian Yuke to explain to Council the Bonnechere Manor Centre

Auditorium Campaign. They explained the need for an auditorium at the Bonnechere Manor, and that their main fundraising goal is to raise funds towards building an Auditorium for the residents, family and staff of the Bonnechere Manor. The Auditorium is already partially funded through a provincial program channeled through the County of Renfrew and City of Pembroke. The Foundation's goal is to provide an additional \$350,000 to the total of the project.

Robyn Arseneau explained the Business Plan and Donation Recognition Programs geared towards helping them to reach their goals. Council was asked to send four representatives to be on the phones for one hour each during their Telethon on Sunday March 7, 2010, and to provide a list of community members and businesses in the area who may be interested in helping to sponsor the event or make a donation at the Telethon.

Mayor Johnston thanked Robyn and the gentlemen for coming to Council to make their presentation.

4:28 **PUBLIC WORKS**

Minutes of December 07, 2009 Public Works Committee Meeting

Minutes of January 08, 2010 Public Works Committee Meeting

Councillor Bennett, chair of Public Works, reviewed the Minutes of the two meetings. There were no questions.

Moved by Bob Hall, seconded by Bob Kingsbury

Resolution No. 10-03

That Council approve the December 07, 2009 and January 08, 2010 Public Works Committee Meeting Minutes.

Carried.

Recommendations

Moved by Bob Kingsbury, seconded by Bob Hall

Resolution No. 10-04

That Council, on recommendation of the Public Works Committee, agrees to enact a by-law to establish a policy for the grading of private cottage roads and farm lanes.

Carried.

Moved by Dave Bennett, seconded by Bob Kingsbury

Resolution No. 10-05

That Council, on recommendation of the Public Works Committee, authorizes Kaspezak Surveying Ltd. to proceed with the survey required to stop up and convey the unopened road allowance between Lots 5 and 6, Concession 5, from Goshen Road to Highway 17, at an estimated cost of \$4,000.00 plus taxes. This cost is to be paid by the adjoining property owners who will receive a portion of the road allowance.

Carried.

Municipal Manager Reports – December 2009

The Municipal Infrastructure Manager and Public Works Superintendents' Reports had been reviewed by Council at the Committee of the Whole Meeting January 11, 2010.

Councillor Kingsbury suggested having a donation box at the Rink to cover the cost of the lights.

Moved by Dave Bennett, seconded by Bob Hall

Resolution No. 10-06

That Council receive the December 2009 Infrastructure Manager's Reports.

Carried.

4:36 **FIRE**

Councillor Bennett reported that the Fire Committee had met today January 12, 2010 and reviewed the job descriptions for the Fire Chief and Deputy Fire Chief. These job descriptions have been forwarded to the Fire Chief and the applicant for the Deputy Fire Chief position to review before being as passed.

4:37 **FINANCE**

Deputy Mayor Bob Hall reported that there had not been a Finance Meeting in December. The Statement of Revenue and Expenditure had been reviewed at the Committee of the Whole last night.

Finance Report – December 2009

The CAO/Clerk reported that he had researched a question raised last night about the livestock valuation costs being higher than budget. In the past most of the livestock kill has been sheep and lambs but recently there were two head of cattle, which have a higher value than sheep.

Tax Arrears Report - December 2009

Council reviewed the Tax Arrears Report for December 2009.

OMEX Invoice

A letter and invoice received from OMEX were reviewed by Council at the Committee of the Whole Meeting.

Deputy Mayor asked for a Finance Committee meeting to discuss budgets. He asked that each Department bring in a budget the same as last year, with no increase. It was agreed to have a Finance Committee meeting on Tuesday January 19, 2010 at 4:00 p.m.

Deputy Mayor Hall asked if the Treasurer/Deputy Clerk could calculate how much the shortfall this year may be.

Moved by Bob Kingsbury, seconded by Dave Bennett

Resolution No 10-07

That Council receive the December 30, 2009 Tax Arrears Report and the December 2009 Financial Report.

Carried.

4:50 **RECREATION**

Minutes of December 16, 2009 Recreation Committee Meeting

Minutes of December 22, 2009 Recreation Committee Meeting

Councillor Kingsbury, chair of Recreation referred to the Minutes which had been reviewed at the Committee of the Whole Meeting. He mentioned a couple of upcoming fund raising events. A number of new volunteer have come forward to help with events. The Winter Carnival is planned for February 27, 2010 and a dance is planned that evening. Plans for Canada Day are the same as last year. Euchre continues to be popular.

Moved by Dave Bennett, seconded by Bob Hall

Resolution No. 10-08

That Council approve the December 16 and December 22, 2009 Recreation Committee Meeting Minutes.

Carried.

The CAO/Clerk handed out a Report on the Community Centre Web Link, in response to a request from Council to provide a comparison between our present Web Page and what Tim McDonald is proposing.

Deputy Mayor Hall commented that the present site is display only and not interactive. After discussion it was agreed to update the Township's current Web Site.

Recommendations

Moved by Bob Kingsbury, seconded by Dave Bennett

Resolution No. 10-09

That Council, upon recommendation of the Recreation Committee, approves the Horton Community Centre Membership design, and authorizes the Program Manager to place a printing order for these cards.

Carried.

Council discussed a recommendation from the Committee about the advertising on the Zamboni and around the boards at the Ice Rink and decided to send it back to the Recreation Committee as they were not in agreement with the suggested cost.

5:10 **PLANNING**

Minutes of December 15, 2009 Planning Committee Meeting

Councillor Bennett, chair of Planning, referred to the Minutes which had been reviewed at the Committee of the Whole Meeting. The main items were the LaRocque – Jackson Toyota, Box Grain Elevators and Harold Deacon Site Plan.

Moved by Bob Kingsbury, seconded by Dave Bennett

Resolution No. 10-10

That Council approves the Minutes of the December 17, 2009 Planning Committee Meeting.

Carried.

There was a lengthy discussion about the Harold Deacon Site Plan and whether he should have an extension until July 1, 2010 or not.

Recommendations

Moved by Dave Bennett, seconded by Don Eady

Resolution No. 10-11

That Council, on recommendation of the Planning Committee, agrees to a final extension date of July 01, 2010 for one hundred percent completion of the works in the Harold Deacon Site Plan Agreement, or he will be required to cease his commercial operation until the zoning by-law is in place.

Mayor Johnston opposed

Defeated

Deputy Mayor Hall opposed

Councillor Kingsbury opposed

Moved by Bob Kingsbury, seconded by Dave Bennett

Resolution No. 10-12

That Council, on recommendation of the Planning Committee, recommends that Consent Application B121/09 – for Jack MacLaren for a Bell Canada easement be approved by the County Land Division Committee, with no conditions.

Carried.

Moved by Don Eady, seconded by Bob Hall

Resolution No. 10-13

That Council, on recommendation of the Planning Committee, recommends Consent Application B157/09, as amended, for Peter Tippins be approved by the County Land Division Committee subject to:

1. Rezoning of the property from Rural to LSR2
2. A Geotechnical Report and/or setback from top of slope
3. Consent Agreement
4. Lot Development charge of \$3,122.00.

Carried.

5:17 **WASTE MANAGEMENT**

Councillor Eady reported that there was no Committee Meeting in December 2010. The Compostable Bag Study which ran for six months has now been completed and feed back is positive.

It was agreed to have a Waste Management Committee Meeting on Thursday January 21, 2010 at 8:30 a.m.

5:20 **HUMAN RESOURCES**

There was no Human Resources meeting in December 2009. It was agreed to have a Human Resources Meeting at 4:00 p.m. on Tuesday January 19, 2010, prior to the Finance Committee Meeting.

5:23 **RENFREW & AREA SENIORS HOME SUPPOPT**

There was no report as there was no December meeting.

5:24 **CPAC**

There was no report as there was no December meeting.

5:25 **BUILDING REPORT**

Council reviewed the Building Report for December 2009.

Moved by Don Eady, seconded by Dave Bennett

Resolution No. 10-14

That Council accepts the December 2009 Chief Building Inspector's Report.

Carried.

5:26 **LIME STABILIZATION OF SEPTAGE**

The CAO/Clerk reported that the engineer has signed off on all the construction. An Operations Manual has to be compiled and some exterior landscaping to finish off.

Moved by Bob Hall, seconded by Bob Kingsbury

Resolution No 10-15

That Council accepts the Lime Stabilization Report.

Carried.

5:28 **EMERGENCY PLAN PREPAREDNESS COMMITTEE**

The CAO/Clerk reported that Mr Steve Osipenko is willing to take over as the Township Alternate Community Emergency Management Co-ordinator (CEMC) to work with Jim Ferguson. Jim will take a more supportative role rather than a leader role, and Steve will take training courses to become leader.

Mayor Johnston spoke of the wonderful job that Jim Ferguson has done and the importance of bringing younger people in to take leadership roles.

Moved by Dave Bennett, seconded by Don Eady

Resolution No. 10-16

That the Council appoint Mr Steve Osipenko as the Township Alternate Community Emergency Management Co-ordinator (CEMC).

Carried.

8. **CORRESPONDENCE SUMMARY**

INFORMATION CORRESPONDENCE

Council reviewed the following Information Correspondence Summary.

- A. Cheryl Gallant, MP, Renfrew-Nipissing-Pembroke:
 - Southern Ontario Development Program (SODP)
 - New proposed Code of Conduct for the Canadian Credit and Debit Card Industry
 - Update on future of Chalk River Laboratories
- B. OGRA Response to 2009 Ontario Auditor General's Report – Bridges
- C. New Hydro One website – new power outage mapping system
- D. Land Use Council – open letter to MNR Minister Cansfield
- E. Ministry of Municipal Affairs and Housing – changes to the Municipal Elections Act
- F. Jim Hutton, County of Renfrew – information re: Ottawa Valley Railway Lease with Canadian Pacific
- G. Ottawa Valley Business – December 2009 newsletter
- H. Presentation notes re: Rural Transit Symposium for Eastern Ontario and Western Quebec (November 2009 – attended by Mayor Johnston)
- I. Willms & Shier – correspondence re: GHG Emissions Reporting Regulation
- J. McNab/Braeside Disaster Relief Committee – thank you letter for donation
- K. AECL Chalk River Laboratories re: environmental assessments relating to the Isotope Reliability Management Program
- L. Ministry of Finance – OMPF allocations

- M. John Yakabuski, MPP, Renfrew-Nipissing-Pembroke – invitation to Annual New Year's Reception – January 17, 2010
- N. County of Renfrew re: OMPF – loss of stable funding guarantee
- O. AMO:
 - Proposed Energy Consumer Protection Act
 - Passage of Good Government Act 2009
 - Township of McGarry Sustainability Case Study
 - OMKN captures leading Municipal Practices world wide
 - Private Members bill would transform municipal water and waste water services

Moved by Dave Bennett, seconded by Bob Hall

Resolution No 10-17

That Council receive the January 12, 2010 Information Correspondence Summary.

Carried.

5:45 Larry Rawn was present on behalf of the Castleford Charity Committee to present a cheque for \$1200.00 to the Community Centre Fundraising. This money was raised at the 2009 Fishing Derby, they had also made donations to the Castleford Cemetery and the Sunshine Coach.

Mayor Johnston thanked Larry Rawn on behalf of Council and the Recreation Committee.

ACTION CORRESPONDENCE

Council reviewed the following Action Correspondence Summary.

- A. Township of Bonnechere Valley – requesting support for their resolution requesting that any further regulations by the Province under the Endangered Species Act be developed in full consultation with the public and stakeholders and supported by socioeconomic impact studies, and in accordance with openness and accessibility required under the Planning Act.

Moved by Don Eady, seconded by Bob Hall

Resolution No 10-18

That the Council of the Township of Horton support a resolution of the Township of Bonnechere Valley – requesting support for their resolution requesting that any further regulations by the Province under the Endangered Species Act be developed in full consultation with the public and stakeholders and supported by socioeconomic impact studies, and in accordance with openness and accessibility required under the Planning Act.

Carried.

- B. County of Renfrew – requesting support for their resolution requesting that any further regulations by the Province under the Endangered Species Act be developed in full consultation with the public and stakeholders and supported by socioeconomic impact studies, and in accordance with openness and accessibility required under the Planning Act.

Moved by Bob Kingsbury, seconded by Dave Bennett

Resolution No. 10-19

That the Council of the Township of Horton support the resolution of the County of Renfrew that any further regulations by the Province under the Endangered Species Act be developed in full consultation with the public and stakeholders and supported by socioeconomic impact studies, and in accordance with openness and accessibility required under the Planning Act.

Carried.

- C. City of Pembroke – requesting support for their resolution calling on the Federal Government to review the following recommendations and take action to implement these recommendations:
 - 1. Proceed with the restructuring of AECL to optimize the independent missions of the commercial CANDU business and CRL for the benefit of all Canadians

2. Announce the adopting of the CRNL concept for CRL's future mandate and mission. Simultaneously, initiate:
 - (a) detailed planning of CRNL's future governance and business model
 - (b) detailed planning of a new multi-purpose reactor for research and isotope production that can take over and expand the functions of the aging NRU reactor over the long term.
3. Identify a federal agency with broad science and industry experience to lead this detailed planning and to assist in the transformation of CRL into CRNL. The agency's expertise should be aligned with the future mission of CRNL.

Moved by Dave Bennett, seconded by Don Eady

Resolution No.10-20

That the Council of the Township of Horton support a resolution of the City of Pembroke – requesting support for their resolution calling on the Federal Government to review the following recommendations and take action to implement these recommendations:

1. Proceed with the restructuring of AECL to optimize the independent missions of the commercial CANDU business and CRL for the benefit of all Canadians
2. Announce the adopting of the CRNL concept for CRL's future mandate and mission. Simultaneously, initiate:
 - (a) detailed planning of CRNL's future governance and business model
 - (b) detailed planning of a new multi-purpose reactor for research and isotope production that can take over and expand the functions of the aging NRU reactor over the long term.
3. Identify a federal agency with broad science and industry experience to lead this detailed planning and to assist in the transformation of CRL into CRNL. The agency's expertise should be aligned with the future mission of CRNL.

Carried.

- D. City of Pembroke – support for their resolution requesting that the Ministry of Natural Resources, the Algonquin Forestry Authority, and the Ontario Parks Board cease the Lightening the Footprint initiative; and further that a new Wood Turtle Habitat regulation should not be developed until there is comprehensive and direct consultation with the rural communities that will be directly impacted by the regulation including the corporation of the City of Pembroke.

Moved by Bob Kingsbury, seconded by Bob Hall

Resolution No. 10-21

That the Council of the Township of Horton support the resolution of the City of Pembroke that requests the Ministry of Natural Resources, the Algonquin Forestry Authority, and the Ontario Parks Board cease the Lightening the Footprint initiative; and further that a new Wood Turtle Habitat regulation should not be developed until there is comprehensive and direct consultation with the rural communities that will be directly impacted by the regulation including the Corporation of the City of Pembroke.

Carried

- E. Corporation of the City of St. Catharines – requesting municipalities to support the Private Members Bill introduced by Welland MP Malcolm Allen asking that the Royal Canadian Legion be exempt from GST on purchases of red lapel poppies.

Moved by Bob Hall, seconded by Bob Kingsbury

Resolution No. 10-22

That the Council of the Township of Horton support a resolution of the Corporation of the City of St. Catharines – requesting municipalities to support the Private Members Bill introduced by Welland MP Malcolm Allen asking that the Royal Canadian Legion be exempt from GST on purchases of red lapel poppies.

Carried.

- F. Mae Craig – send letter of Congratulations along with Horton Township pins to Mayor of Whistler for hosting the Olympics in their city

Moved by Dave Bennett, seconded by Bob Kingsbury

Resolution No. 10-23

That the Council of the Township of Horton agrees to send a letter of Congratulations along with Horton Township pins to Mayor of Whistler for hosting the Olympics in their

city and further that Mae Craig, Horton Township Planning Committee Member, is attending the Olympics and will take these items out to the Mayor of Whistler.

Carried.

- G. Durham Region – support for the resolution of the Town of Fort Erie calling on the Province to take the necessary steps in a timely manner to amend the Ombudsman Act to include hospitals under the jurisdiction of the Ombudsman, and further that in the event the Premier responds negatively they request and expect a full and complete explanation as to why the Province will not amend the Act as requested.

Moved by Bob Hall, seconded by Don Eady

Resolution No. 10-24

That the Council of the Township of Horton support a resolution of the Durham Region – asking all municipalities to support the resolution of the Town of Fort Erie calling on the Province to take the necessary steps in a timely manner to amend the Ombudsman Act to include hospitals under the jurisdiction of the Ombudsman, and further that in the event the Premier responds negatively they request and expect a full and complete explanation as to why the Province will not amend the Act as requested.

Carried.

6:00 Council took a break for supper and resumed at 6:38 p.m. with all members of Council present.

9. ACCOUNTS PAYABLE

There was no Accounts Payable available for December 2009.

10. DELEGATION

7:00 Public Meeting – Tom Orr Zoning Amendment

Before leaving Tom Orr thanked Council for their help and Mayor Johnston wished him success in his endeavors.

7:15 Presentation to Rick Rougier – retired Deputy Fire Chief

Fire Chief Randy Corbin together with members of the Fire Department were present to honour retiring Deputy Chief Rick Rougier. On behalf of Council and the Fire Department Mayor Johnston thanked Rick Rougier for his dedicated service to the Fire Department for the last twenty one years, presented him with a gift and wished him well in the future.

11. RESOLUTIONS

There were no resolutions.

12. BY-LAWS

Moved by Don Eady, seconded by Dave Bennett

Resolution No. 10-25

That Council agrees to enact the following by-laws:

- 2010-01 – livestock valuer
- 2010-02 – appoint fenceviewers
- 2010-03 – appoint Committee of Adjustment
- 2010-04 – appoint auditor
- 2010-05 – interim tax
- 2010-06 – Temporary Borrowing By-law line of credit
- 2010-07 – Tom Orr Zoning By-law

Carried.

13. REPORT FROM THE COUNTY

Mayor Johnston reported that the Christmas period was quiet. The Warden is staying on for a second year. There have been a few changes to the Committees. The County is planning a Budget Workshop on January 27, 2010.

14. ADDITIONS TO THE AGENDA

The additions to the Agenda had already been discussed under the various Committees.

15. COUNCIL MEMBERS CONCERNS

Councillor Bennett – change title of Deputy Mayor to Councillor

Councillor Bennett proposed changing the format of council to one mayor and four councillors, eliminating the position of Deputy Mayor.

Councillor Eady said he was not in favour, he likes the fact that there is always a deputy mayor ready to step up if necessary. Mayor Johnston suggested that the position had been created when two representatives from each Township attended County Council, which is no longer the case.

Deputy Mayor Hall did not agree, he questioned who would take over in the mayor's absence? It was suggested as there would be four councillors and four years of Council that each member take a year as the deputy mayor. Deputy Mayor Hall asked what other municipalities had already done this and how do they operate? He suggested Council researched the issue and come back to the table with answers.

Councillor Eady suggested tabling, we need more research, talk to other municipalities and see how they operate and how their Councils are made up. Deputy Mayor Hall also felt we needed more research as this is a major decision which will affect the structure of the next Council.

Councillor Bennett asked Council to make a decision tonight, suggesting that if tabled tonight we would be unable to vote until the April Council meeting when all of Council would be present again, due to members being on vacation in February and March.

The following resolution was put forward.

Moved by Don Eady, seconded by Bob Hall

Resolution No. 10-26

That Council table the suggestion of changing the title of Deputy Mayor to Councillor until further research with other municipalities is carried out.

Carried.

Opposed Councillor Bennett

Opposed Councillor Kingsbury

16. REQUEST FOR RECONSIDERATION

There was no request for reconsideration.

17. CLOSED MEETING

Councillor Bennett requested a closed meeting.

Moved by Dave Bennett, seconded by Don Eady

Resolution No. 10-27

That Council proceed into a closed Meeting pursuant to section 8(b) (ii) of By-law 98-08 Procedural By-law as amended.

Carried.

Council returned to public meeting at 8:12 p.m. and Mayor Johnston reported that Council had discussed a planning matter.

Council discussed the fact that Councillor Kingsbury would be away for the February Meeting and Mayor Johnston would be away for the March meeting and agreed to change the meeting date to one week later for both the February and March meetings. It was agreed that Council Meeting would be held Tuesday February 6 and March 9, 2010 at 4:00 p.m. Committee of the Whole will meet on Monday February 8 and Monday March 8, 2010 at 4:00 p.m.

Council also discussed changing the time that delegations come to Council from 7:00 p.m. to 6:30 p.m.

Councillor Bennett stated that he requested reconsideration of Resolution No. 10-11 at the next Regular Council Meeting.

Moved by Don Eady, seconded by Bob Kingsbury

Resolution No. 10-28

That Council authorizes the February 02, 2010 and March 02, 2010 Regular Council Meeting dates be changed to February 09, 2010 and March 09, 2010 at 4:00 p.m. Further, an announcement publicizing this change will be placed in the local newspaper. And delegations to Council will be received at 6:30 p.m. instead of 7:00 p.m.

Carried.

18. CONFIRMING RESOLUTION

Moved by Bob Kingsbury, seconded by Dave Bennett

Resolution No. 10-29

That Council pass this confirming resolution to cover any actions or directions given during the open portion of this Council Meeting which are minor in nature and which were not set out in By-law or Resolution.

Carried.

19. ADJOURNMENT

Moved by Bob Hall, seconded by Don Eady

Resolution No. 10-30

That this Council Meeting be adjourned at 8:19 p.m.

Carried.

Mayor

CAO/Clerk

