

THE CORPORATION OF THE TOWNSHIP OF MINDEN HILLS

(AMENDED) COUNCIL MEETING MINUTES

Thursday June 30th, 2011

Commencement: 9:00 a.m.

Adjournment: 12:26 p.m.

Present: Reeve Barb Reid
Deputy Reeve Cheryl Murdoch
Councillor at Large Larry Clarke
Councillor Lisa Schell
Councillor Brigitte Gall
Councillor Ken Redpath
Councillor Jean Neville

Staff: CAO Gerry Morrison
Interim Clerk Laura Cunliffe

For their Portion Ken Jones, CBO/MLEO/Planning Supervisor
Rick Cox, Community Services Director
Lorrie Blanchard, Treasurer
Laurie Carmount, Interim Cultural Centre Director

CLOSED SESSION: 9:00 A.M.

Res. #11-197 Cheryl Murdoch - Jean Neville
Pursuant to Section 239 of the Municipal Act 2001, S.O. 2001, c. 25, be it resolved that the next part of the meeting be closed to the public. The subject matter being considered is personal matters about an identifiable individual, including municipal or local board employees, litigation or potential litigation, including matters before administrative tribunals, affecting the municipality.
CARRIED

Res. #11-198 Jean Neville - Cheryl Murdoch
Be it resolved that the Closed Session adjourn and Open Session commence.
CARRIED

OPEN SESSION 10:00 A.M.

The Reeve opened the meeting by first reading aloud two letters the Township had received; one from the Ministry of Community Safety and Correctional Services, dated June 9, 2011, wherein they expressed their appreciation to Doug Schell, Fire Chief, for his attendance and participation in the panel discussion concerning severe winter weather at the Lakes Sector meeting in Bracebridge on June 3rd.

The other letter was sent from the Lieutenant-Colonel, Commanding Officer of The Royal Canadian Dragoons, Petawawa thanking the Township for all their assistance and coordination for their recent Exercises in Minden Hills. Both letters were very congratulatory. They are hopeful to continue this partnership with the Township of Minden Hills next year.

PUBLIC MEETINGS

- a) Application for Zoning By-law Amendment: (ZORKO/KELLY) RZ-11-05(P), Part of Lot 25, Concession 13, in the geographic Township of Snowdon

- b) Application for Zoning By-law Amendment: (PALUMBO) RZ-11-06(P), Part of Lot 25, Concession 3, in the geographic Township of Minden

The Planner advised Council that there has been a slight change to this file; the existing shed on the property was not included. There is no need for a further meeting beyond today, just a slight change in the by-law to recognize this.

- c) Application for Zoning By-law Amendment: (JOHNSTON) OPA-09-03/RZ-09-09(P), Part of Lot 12, Concession 10, in the geographic Township of Minden

Mr. Selbie from Lindsay attended at Council today to speak to the Johnston matter. Mr. Johnston lives, and has a business, in Minden Hills and will employ and sell locally. Mr. Jones advised that two separate complaints had been received. Concern was raised regarding contamination from the garden centre as well as peace and tranquility for the neighbours. There are no adjacent neighbours and the property is buffered by a wooded lot. The residential properties cannot be seen from this property in question. The Ministry of Natural Resources and the Department of Fisheries and Oceans have responded favourably to Mr. Johnston's request with regard to his drainage plan for the garden centre. Mr. Johnston, after discussion, received Council's support and approval to have his business proceed. The Township planner advised she is quite comfortable in recommending to Council that this business proceed.

- d) Comprehensive Fees and Charges By-law

SCHEDULE G: Cemetery Fees and Charges
SCHEDULE H: Community Services Programs & Facilities
– Community Centre Rental Fees - withdrawn prior to meeting
SCHEDULE I: Environment - Water, Sewer & Landfill
– \$5.00 Boat Shrink Wrap

There were no questions or concerns from those present at the Council meeting. Mr. Cox advised that the Cemetery Fees and Charges would now be sent to the Ministry for approval.

1. CALL MEETING TO ORDER/MOTION TO APPROVE/AMEND AGENDA

Res. #11-199 Cheryl Murdoch - Jean Neville

Be it resolved that the Council of the Township of Minden Hills approves the agenda for the Council Meeting of June 30th, 2011.

CARRIED

Res. #11-200 Jean Neville - Cheryl Murdoch

Be it resolved that direction(s) given in Closed Session be approved.

CARRIED

2. DECLARATION OF PECUNIARY INTEREST AND GENERAL NATURE THEREOF

3. ADOPTION OF MINUTES OF PREVIOUS MEETINGS

Res. #11-201 Cheryl Murdoch - Jean Neville

Be it resolved that the Council of the Township of Minden Hills adopt the minutes of the following meetings:

**Council Meeting - May 26th, 2011
Public Meeting - May 26th, 2011
(Allsaw Pentecostal Church)
Public Meeting - May 26th, 2011 (Russell)
Committee of the Whole - June 9th, 2011 - as amended
Special Council Meeting - June 9th, 2011**

CARRIED

The Deputy Reeve asked permission to speak and stated that she wished to clarify the comments made by her in the June 9th, 2011 minutes and said they were done prior to the meeting being called to order. It was then confirmed that if the meeting had not been called to order, Councillor's Clarke and Redpath had not actually left the open session meeting of Council.

The Reeve further advised that all meetings of Council, Committee of the Whole and Advisory Committee meetings will no longer be placed on the website as "draft", as has been the Township's normal practice. They will not be placed on the Township website until they have come to, and been approved, at Council.

4. DELEGATIONS

a) Tamara Wilbee, Clerk of the County of Haliburton - Joint Accessibility Committee

Ms. Wilbee attended at Council to provide an update regarding the County of Haliburton - Joint Accessibility Committee. She advised Council and the attendees of the new legislation coming in, provided a power-point presentation as well and websites that those interested could find more information on. Ms. Wilbee also stated that many of the businesses do not realize they must be compliant by 2012 and this is not far off. There is a team available at the County office to come out and speak with the businesses to provide suggestions for them. The County, and the four Townships, have formed one committee and are looking for input from the public. Report(s) are available on the County of Haliburton website (Accessibility).

To learn more about the Barrier Aware program, contact the Haliburton, Kawartha, Pine Ridge District Health Unit at 705-457-1391.

b) Lynda Litwin re: "Make it Minden" - Minden Promoters

Mrs. Lynda Litwin attended at Council to ask for a number of items pertaining to the "Make it Minden" Tuesday/Wednesday night events in Minden July and August. Different from last year is the fact that most events will be held Wednesday nights and any road closures would be moved to Water Street rather than Bobcaygeon Road. Lynda reviewed some of the upcoming events.

One item that Lynda alluded to was insurance for a horse drawn wagon event sponsored by the Haliburton County Fair Board. They are asking for insurance coverage similar to that as Canada Day and Winter Family Fun night, which are Township run events. This item is deferred to staff for investigation, costing and reporting back to Council.

5. PAYMENT OF ACCOUNTS

Res. #11-202 Lisa Schell - Cheryl Murdoch

Be it resolved that the Council of the Township of Minden Hills approves accounts in the amount of \$2,524,370.71 for payment.

CARRIED

6. RESOLUTIONS TO BE CONSIDERED FOR APPROVAL (June 9th COTW)

Res. #11-203 Lisa Schell - Jean Neville

Be it resolved that the Council of the Township of Minden Hills authorizes the Reeve and CAO to enter into/sign an Agreement with Prentice Power Sports to transfer the property shown as Part 2 on Reference Plan 19R-9168 to the Township of Minden Hills, in exchange for fencing the boundary line between Lutterworth Pines and the road allowance in favour of the Township of Minden Hills on the properties owned by Royal Homes and Prentice Power Sports, respectively, (from Highway #35 to the tree line past the Water System and Water Distribution System) and on the existing fence line behind the model show home (Royal Homes), as well as placement of a gate, for the security of

the properties, the water system and water distribution system, the cost of which to be paid for from the Minden Hills Water Reserves.
CARRIED

Res. #11-204 Cheryl Murdoch - Lisa Schell
Be it resolved that the Council of the Township of Minden Hills further authorizes staff to enter into an agreement with Permanent Fence Ltd. for the erection of a new four foot, chain link fence, in the amount of \$16,656 on the boundary lines between Lutterworth Pines and the road allowance in favour of the Township of Minden Hills on the properties owned by Royal Homes and Prentice Power Sports, respectively, (from Highway #35 to the tree line past the Water System and Water Distribution System and on the existing fence line behind the model show home (Royal Homes), as well as placement of a gate, for the security of the properties, the water system and water distribution system. It is understood that this is a one-time only agreement to fence this property, as noted above, and the Township of Minden Hills will not be responsible for the continued maintenance of same once installed.

And further, the Council of the Township of Minden Hills authorizes staff to proceed with the above, the cost of which will be paid for from the Minden Hills Water Reserves.
CARRIED

Res. #11-205 Jean Neville - Lisa Schell
Be it resolved that the Council of the Township of Minden Hills amend Schedule G of the Consolidated Fees & Charges By-law to include the fees for purchase of columbaria niches, niche letter and dating and niche opening and closing as recommended by the Minden Hills Cemetery Board:

Minden Cemetery:
Top Row to bottom: \$950, \$900, \$850, \$800
non-resident surcharge: \$100.00

Twelve Mile Lake Cemetery:
Top row to bottom: \$1000, \$950, \$900, \$850

Engraving Fee: \$500 (name, date of birth)
Year of Passing Engraving: \$300 (cost \$240 per engraving trip)
Opening & Closing of Niche: \$125 per opening
Full price (before taxes prepaid): \$2,050
CARRIED

Rick Cox described the secondary fee to Council, advising that if/when the company returns to do engraving on the head stone, there is an additional charge for this second trip. All of the engraving is not always done at the same time.

Res. #11-206 Lisa Schell - Cheryl Murdoch
Be it resolved that the Council of the Township of Minden Hills amend Schedule I of the Consolidated Fees and Charges By-law to include the fees for acceptance and disposal of boat shrink wrap, at a fee of \$5.00 per wrap.
CARRIED

Res. #11-207 Jean Neville - Cheryl Murdoch
That the Council of the Township of Minden Hills accepts the Terms of Reference for the Cemetery Board as presented.
CARRIED

Res. #11-208 Cheryl Murdoch - Lisa Schell
That the Council of the Township of Minden Hills authorizes the start-up of the ice plant for June 27th, 2011 so summer ice is ready for use on July 11th, 2011.
CARRIED

Be it resolved that Council agrees to the request for an extension of the project, Museums and Technology Project Phase II 2011 - 2012, and authorizes staff to send a formal letter to the Lou O'Hara Regional Advisor Peterborough, clearly describing a) the project update/accomplishments to date since the MTF grant was approved; b) a Financial update (expenditures to date); c) request for an extension to the project completion date to October 2012 with a supporting rationale; and d) commitment to amend the project work plan and implementation details (in collaboration with the project partners), including modified roles and responsibilities given the staffing circumstances in Minden Hills (if the ministry grants permission to extend the project completion date.)
CARRIED

8. STAFF REPORTS

- a) Administration
 Procedural By-law amendment notice - withdrawn
- b) Finance
 Memorandum from Tax Clerk re Tax Adjustments

Res. #11-215 Ken Redpath - Brigitte Gall

Be it resolved that Council approves the following applications for tax adjustment, pursuant to Section 357 of the Municipal Act:

Roll No.	Assessment Reduction	Effective Date	No. of Days	Total
30-124	175,965	January 1, 2011	365	\$1,255.41
33-307	58,995	March 16, 2011	290	\$334.41
53-010	58,490	January 1, 2011	365	\$417.30
53-107	123,278	April 21, 2011	254	\$612.05

CARRIED

- c) Building/By-law

Res. #11-216 Brigitte Gall - Ken Redpath

Be it resolved that Council approves the existing Clean and Clear By-law complaint files to be resolved according to the provisions of the Property Standards By-law without a "new" written complaint having to be filed by the original complainant.

CARRIED

Res. #11-217 Ken Redpath - Larry Clarke

Be it resolved that Council pass a Property Standards By-law for the Township of Minden Hills.

CARRIED

- d) Fire

Res. #11-218 Larry Clarke - Ken Redpath

Be it resolved that Council, with regard to the sale of the old pumper fire truck, approves of Option No. #4, being:

Option 4: Advertise on a few websites; these sites usually cost around \$300.00 dollars. Although I have not allocated funds for this expense, I will attempt to allocate this amount from other areas within the Fire Departments budget.

CARRIED

Council directed the Fire Chief to start with Option 4 and, if unsuccessful, move up the list of options. If still unsuccessful, the Fire Chief will bring this matter back to Council for further direction.

The Fire Chief advised that delivery of the new fire truck is anticipated in the next week or so. Doug described the various places he is advertising for the sale of the old pumper truck.

Recess 11:30 a.m. to 11:40 a.m.

e) Environmental and Property Operations

Res. #11-219

Ken Redpath - Brigitte Gall

Be it resolved that Council award the Request for Quotation for the removal of construction and demolition waste and bulky materials from the Scotch Line Landfill Site to M&M Disposal Service, in the amount of \$50,172.00.

CARRIED

The CAO advised after the tender opening (at which time 3 quotes were received), all documentation was sent to the Township's consultant for clarification and confirmation of the actual amount of construction material (tonnage) to be hauled away had to be determined. The CAO explained that each of the three estimates for tonnage was quite different and they were asked to base their bids on an actual amount of tonnage. Once the tonnage amount was clarified, the bids came in more comparable. The CAO advised Council that the tender was based on 1350 cubic tonnes and that there is estimated to be twice that much now that the summer season has commenced. The emergency is to get the pile down less than 1,000 cubic metres so that we are in compliance with our Certificate of Approval. The CAO publicly thanked the consultant, the MOE and the Interim Clerk for their assistance with this matter. He also confirmed that when determining cost, each load will be tagged and based on the actual amount of material removed. The amount placed in the budget by the manager at the time of budget deliberations was \$90,000.00. This was not only to get rid of the construction pile but included in that amount is cover (which we will not have now that it is being hauled away) and the cost of hiring a loader to load the material into the bins for hauling away (approximately 2.5 hours to pay for a loader each time a bin is filled). The cost of cover in the past has been \$42,000.00/annum; however, to date, the Township has spent \$10,000.00 for cover. The notes in the budget indicate that the manager did not expect a large amount of construction waste to be chipped for 2011. The CAO advised he is confident that the unit price will remain the same in the event Council approves to remove the whole pile and not just the amount tendered for. If this is the case, Council needs to be aware that this will well exceed the budget estimates. When asked, the CAO confirmed that Ivan Ingram had advised the cover now used would be sand and this would have to be purchased on a regular basis; it could exceed \$45,000.00. The CAO will ask the Road Superintendent to provide the name of the lowest bidder when the equipment was tendered earlier in the year. It was noted also that when the material was chipped in 2010, the size was left so large it was not suitable for cover. Discussion ensued regarding chipping v. hauling. The CAO stated he was advised that the equipment used by the two bidders for chipping this year would have done the job much quicker than the equipment used in 2010, so it could have been less expensive but could not say for sure. Another benefit of hauling the construction material is that the company recycles approximately 90% of the material. The CAO confirmed it might be necessary to reduce the pile again in 2011 or early 2012 but we must remain in compliance. It was stated that hauling the construction waste pile will help the life of the Scotch Line Landfill site.

The CAO was instructed to report back to Council in the event there is much more than the 1350 cubic metres so that Council may make a decision. The CAO was thanked for his explanation. Ivan Ingram was thanked for his assistance in identifying the option of haulage of the construction waste.

Res. #11-220

Ken Redpath - Brigitte Gall

Be it resolved that Council appoints Ivan Ingram as the Minden Overall Response Operator (ORO) for the overall maintenance of the water/sewer systems until such time as a replacement has been found for an Environmental and Property Operations Manager; and further, that the Township provide Ivan Ingram an hourly increase of \$2.00 per hour, over and above his current wage, retroactive back to the resignation of the Environmental & Property Operations Manager.

CARRIED

- 11-55 SRA - DAUDELIN
- 11-56 (ZORKO/KELLY) RZ-11-05(P)
- 11-57 (PALUMBO) RZ-11-06(P)
- 11-58 OPA-09-03(P) JOHNSTON
- 11-59 RZ-09-09(P) JOHNSTON
- 11-60 SRA - ONONDAGA
- 11-61 Property Standards By-law
- 11-62 Comprehensive Fees and Charges By-law
- 11-63 By-law appointing Property Standards Committee members
- CARRIED

10. QUESTIONS FROM THE PRESS

Chad Ingram (Minden Times) - Is there any commitment to add staff at this time (referring to the Property Standards By-law) - There is no commitment to add staff at this time.

11. QUESTIONS FROM THE PUBLIC

Sheila Redpath - Even though the Township does not have an Environmental and Property Operations Manager, why can't the township increase their fees? Dysart's fees are double to that of Minden Hills. The Township needs to address the price issue (for construction waste and bulky material). The CAO agreed to enquire re drywall for cover material.

Shelley Houser - the CAO advised he has enquired regarding the microphones not working and will look into this further. A company had been called to investigate and correct the situation.

Neil Campbell - Property Standards By-law - concern raised how property standards will be determined and who will determine. Information was obtained from the CBO's report that it will be based on common sense and the procedure was outlined. Individuals can appeal to the committee and the committee recommendation can be upheld. The committee has discretionary powers if the appeal is legitimate. This will be complaint driven.

Res. #11-227 **Brigitte Gall - Ken Redpath**
By-law No. 11-64 being a by-law to confirm the proceedings of the Council at its meeting held on June 30th, 2011.
CARRIED

Res. #11-228 **Ken Redpath-Brigitte Gall**
Be it resolved that the Council of the Township of Minden Hills adjourns the Council Meeting of June 30th, 2011. 12:26 p.m.
CARRIED

 HEAD OF COUNCIL

 INTERIM CLERK