

**THE CORPORATION OF THE
TOWNSHIP OF WELLINGTON NORTH**

REGULAR MEETING OF COUNCIL

Monday, June 28, 2010

Following Committee of Adjustment 8:00 p.m.

Members Present:

Mayor: Mike Broomhead
Councillors: Ross Chaulk
Bob Mason
John Matusinec
Dan Yake

Also Present: Chief Administrative Officer/Clerk: Lorraine Heinbuch
Executive Assistant: Cathy Conrad
Treasurer: John Jeffery
Manager of Public Works: Gary Williamson

The meeting was held in the Municipal Office Council Chambers, Kenilworth.

A. **CALLING THE MEETING TO ORDER**

Mayor Broomhead called the meeting to order.

B. **PASSING AND ACCEPTANCE OF AGENDA**

Moved by: Councillor Mason
Seconded by: Councillor Chaulk

THAT the Agenda for the June 28, 2010 Regular Meeting of Council be accepted and passed with the addition of:

O. **CLOSED MEETING SESSION**

3. *“Personnel” matter*

Resolution Number: 1

Carried

C. **DECLARATION OF PECUNIARY INTEREST AND GENERAL NATURE
THEREOF**

None Reported.

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D. MINUTES

1. Regular Council Meeting, June 14, 2010

Moved by: Councillor Chaulk

Seconded by: Councillor Mason

THAT the minutes of the Regular Meeting of Council held on June 14, 2010 be adopted as circulated.

Resolution Number: 2

Carried

E. BUSINESS ARISING FROM MINUTES

1. Reeves Construction Limited
Re: Reeves Albert Street Subdivision, Mount Forest
- Request for Permission to Name the Street Sharpe's Crescent

Moved by: Councillor Mason

Seconded by: Councillor Yake

THAT the Council of the Corporation of the Township of Wellington North grant permission to Reeves Construction Limited for the naming of the street in the Reeves Albert Street Subdivision, Mount Forest as Sharpe's Crescent.

Resolution Number: 3

Carried

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F. DELEGATIONS, DEPUTATIONS, PETITIONS

1. Lorrie Minshall, Lake Erie Region Source Protection
Re Presentation on Arthur Source Protection Technical Studies

Ms. Minshall, Greg Zwiers, hydrogeologist, and Dale Murray, municipal representative appeared before Council. Ms. Minshall presented a review of the Arthur Drinking Water Systems Vulnerability and Threats Assessment. The Characterization Reports, Terms of Reference and Technical Studies are complete. Assessment Reports will progress in 2010. Source Protection Plans will be complete by 2012.

The Assessment Report will describe watershed characteristics; identify vulnerable areas related to drinking water supplies and potential threats to water quality and quantity and rank activities as potential threats – low, medium or high. The report will be based on existing reports and studies as well as new, peer-reviewed technical studies. A draft report will be available in August 2010 for review.

Through the Drinking Water Stewardship Fund there are grants available to landowners for decommissioning old wells, upgrading existing wells and septic systems, erosion control and business pollution prevention reviews.

The Ministry of Environment completes the scoring to determine vulnerability. The Arthur area is not considered to be particularly vulnerable.

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G. **STANDING COMMITTEE, STAFF REPORTS, MINUTES AND
RECOMMENDATIONS**

1. Water/Sewer Committee
 - Minutes, June 15, 2010

Moved by: Councillor Chaulk
Seconded by: Councillor Mason

THAT the Council of the Corporation of the Township of Wellington North receive the minutes of the Water/Sewer Committee meeting held on June 15, 2010.

Resolution Number: 4

Carried

- Report from Triton Engineering Services Limited Regarding Tenders for Reconstruction of Sanitary Sewer, Smith Street to Frederick Street Easement, Arthur

Moved by: Councillor Mason
Seconded by: Councillor Chaulk

THAT the Council of the Corporation of the Township of Wellington North award the tender for the reconstruction of sanitary sewer, Smith Street to Frederick Street easement, Arthur to Drexler Construction Limited at the tendered amount of \$200,000.00 including an allowance for Contingencies and HST, as recommended by Township Engineer, Triton Engineering Services Limited.

Resolution Number: 5

Carried

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G. **STANDING COMMITTEE, STAFF REPORTS, MINUTES AND
RECOMMENDATIONS** (continued)

2. Economic Development Committee
- Minutes, June 16, 2010

Moved by: Councillor Chaulk
Seconded by: Councillor Mason

THAT the Council of the Corporation of the Township of Wellington North receive the minutes of the Economic Development Committee meeting held on June 16, 2010.

Resolution Number: 6

Carried

H. **CORRESPONDENCE FOR COUNCIL'S INFORMATION AND
DIRECTION**

1. Arthur Merchants Fastball Association
Re: Request to Declare Darcy's 14th Annual 3-Pitch Tournament, July
30 – 31, 2010 as a Community Event

Moved by: Councillor Mason
Seconded by: Councillor Chaulk

THAT the Council of the Corporation of the Township of Wellington North declare the Annual Darcy Culp 3-Pitch Tournament, to be held July 30 and July 31, 2010, as a community festival subject to approval from other agencies.

Resolution Number: 7

Carried

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H. **CORRESPONDENCE FOR COUNCIL'S INFORMATION AND
DIRECTION** (continued)

2. Bruce Donaldson, Black, Shoemaker, Robinson & Donaldson Limited
Re: Request for Sewage Allocation for Proposed Residential
Condominium Development, Part Park Lots 7 & 8, South of Smith
Street, Arthur

Moved by: Councillor Matusinec

Seconded by: Councillor Mason

THAT the Council of the Corporation of the Township of Wellington North allocate 45 sewage capacity units to the 1260119 Ontario Inc., Part of Park Lots 7 and 8, South of Smith Street, proposed residential condominium development for a period of six (6) months, after which period of time the 45 units will be withdrawn unless a development agreement has been entered into with the terms required by the Township. (25 units previously allocated plus 20 additional units)

Resolution Number: 8

Carried

3. Bruce Donaldson, Black, Shoemaker, Robinson & Donaldson Limited
Re: Request for Easement Agreement to Facilitate the Creation of an
Outlet for Stormwater Management for Proposed Residential
Condominium Development, Part Park Lots 7 & 8, South of Smith
Street, Arthur

Moved by: Councillor Mason

Seconded by: Councillor Chaulk

WHEREAS the Stormwater Management Report for the Proposed Residential Condominium Development on Part of Park Lots 7 & 8, South of Smith Street, Crown Survey, requires an easement through municipal lands to provide a stormwater outlet.

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H. **CORRESPONDENCE FOR COUNCIL'S INFORMATION AND DIRECTION** (continued)

3. Bruce Donaldson, Black, Shoemaker, Robinson & Donaldson Limited
Re: Request for Easement Agreement to Facilitate the Creation of an Outlet for Stormwater Management for Proposed Residential Condominium Development, Part Park Lots 7 & 8, South of Smith Street, Arthur (continued)

NOW THEREFORE the Council of the Corporation of the Township of Wellington North hereby authorizes the preparation of an Easement Agreement to facilitate the creation of an outlet for stormwater management from the subject property as approved by Triton Engineering and the Grand River Conservation Authority.

Resolution Number: 9

Carried

4. Mount Forest and Area Health Care Recruitment Committee
Re: Recruitment Update – May 2010
- Received as information
5. County of Wellington Planning and Land Division Committee
Re: Comments for Consent Applications B82/10 and B90/10

B82/10

Council supported the application

B90/10

Council supported the application

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H. **CORRESPONDENCE FOR COUNCIL'S INFORMATION AND
DIRECTION** (continued)

6. Walk For Cancer Care Committee
Re: Request for Donation for October 2, 2010 Event

Moved by: Councillor Chaulk
Seconded by: Councillor Mason

THAT the Council of the Corporation of the Township of Wellington North waive the rental fees charged to Walk for Cancer Care for contract #4737 in the amount of \$189.00. The waived rental fees to be charged to Grants to Others – Donations.

Resolution Number: 10

Carried

7. Ruth-Anne Horrigan
Re: Request for Permission for a No-Sale Liquor Permit for Special Occasion - Sunday, July 18, 2010

Moved by: Councillor Mason
Seconded by: Councillor Chaulk

THAT the Council of the Corporation of the Township of Wellington North grant permission for a no-sale liquor permit for special occasion for the Bolen Family Reunion to be held from 12:00 – 7:00 p.m. on July 18, 2010 at the Optimist Pavilion at the Arthur Community Centre.

Resolution Number: 11

Carried

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I. BY-LAWS

1. 46-10 Being a By-law to Temporarily Close Parkside Drive (Former Town of Mount Forest) for the Purpose of Holding The Wellington North Fun Challenge Mini Triathlon

Moved by: Councillor Chaulk

Seconded by: Councillor Mason

THAT By-law Number 46-10 being a by-law to temporarily close Parkside Drive (former Town of Mount Forest) for the purpose of holding the Wellington North Fun Challenge Mini Triathlon be read a First, Second and Third time and finally passed.

Resolution Number: 12

Carried

2. 47-10 Being a By-law to Permit Fundraising Activities by a Charitable Organization on a Roadway Under the Safe Streets Act, S.O. 1999 in the Township of Wellington North. (Royal Canadian Legion Branch #226, Arthur, George Street, Arthur)

Moved by: Councillor Mason

Seconded by: Councillor Matusinec

THAT By-law Number 47-10 being a by-law to permit fundraising activities by a charitable organization on a roadway under the Safe Streets Act, S.O. 1999 in the Township of Wellington North be passed a First, Second and Third time and finally passed. (Royal Canadian Legion Branch #226, Arthur, George Street, Arthur)

Resolution Number: 13

Carried

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I. **BY-LAWS** (continued)

3. 48-10 Being a By-law to Authorize the Execution of an Agreement Between Her Majesty The Queen in right of Ontario as Represented by the Minister of Agriculture, Food and Rural Affairs and the Corporation of the Township of Wellington North and the Saugeen Economic Development Corporation. (Rural Economic Development Program – Business Retention and Expansion (BR +E))

Moved by: Councillor Yake

Seconded by: Councillor Matusinec

THAT By-law Number 48-10 being a by-law to authorize the execution of an agreement between Her Majesty the Queen in Right of Ontario as represented by the Minister of Agriculture, Food and Rural Affairs and the Corporation of the Township of Wellington North and the Saugeen Economic Development Corporation be read a First, Second and Third time and finally passed. (Rural Economic Development Program – Business Retention and Expansion (BR + E))

Resolution Number: 14

Carried

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I. **BY-LAWS** (continued)

4. 49-10 Being a By-law to Authorize the Execution of an Amending Agreement Between Her Majesty the Queen in Right of Ontario, as Represented by the Minister of Energy and Infrastructure and the Minister of Agriculture, Food and Rural Affairs, and the Corporation of the Township of Wellington North. (Infrastructure Stimulus Fund (ISF) Cork Street Sewage Pumping Station, Mount Forest)

Moved by: Councillor Matusinec

Seconded by: Councillor Yake

THAT By-law Number 49-10 being a by-law to authorize the execution of an amending agreement between Her Majesty the Queen in Right of Ontario, as represented by the Minister of Energy and Infrastructure and the Minister of Agriculture, Food and Rural Affairs and the Corporation of the Township of Wellington North be read a First, Second and Third time and finally passed. (Infrastructure Stimulus Fund (ISF) Cork Street Sewage Pumping Station, Mount Forest)

Resolution Number: 15

Carried

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I. **BY-LAWS** (continued)

5. 50-10 Being a By-law to Authorize the Execution of an Amending Agreement Between Her Majesty The Queen In Right of Ontario as Represented by the Minister of Agriculture, Food and Rural Affairs and the Corporation of the Township of Wellington North. (Rural Economic Development Program – Business Retention and Expansion (BR +E))

Moved by: Councillor Yake
Seconded by: Councillor Matusinec

THAT By-law Number 50-10 being a by-law to authorize the execution of an amending agreement between Her Majesty the Queen in Right of Ontario as represented by the Minister of Agriculture, Food and Rural Affairs and the Corporation of the Township of Wellington North be read a First, Second and Third time and finally passed. (Rural Economic Development Program – Business Retention and Expansion (BR + E))

Resolution Number: 16

Carried

6. 51-10 Being a By-law to Amend Zoning By-law Number 66-01 Being the Zoning By-law for the Township of Wellington North (Pronk – Part of Lot 4, Concession 10, former Township of West Luther)

Moved by: Councillor Yake
Seconded by: Councillor Matusinec

THAT By-law Number 51-10- being a by-law to amend Zoning By-law Number 66-10 being the zoning by-law for the Township of Wellington North be read a First, Second and Third time and finally passed. (Pronk – Part of Lot 4, Concession 10, former Township of West Luther)

Resolution Number: 17

Carried

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J. ACCOUNTS

Moved by: Councillor Matusinec

Seconded by: Councillor Yake

THAT the Council of the Corporation of the Township of Wellington North approve the accounts totalling \$3,696,054.85 for payment.

Resolution Number: 18

Carried

K. OTHER/NEW BUSINESS

1. Report of Livestock Valuer
Re: Livestock Claims

Moved by: Councillor Yake

Seconded by: Councillor Matusinec

THAT the Council of the Corporation of the Township of Wellington North authorize payment of \$250.00 to Gerald Shepetunko for livestock claims;

AND FURTHER THAT Glenn O'Rourke be paid \$75.00 for Livestock Valuer fees and \$18.50 for mileage.

Resolution Number: 19

Carried

Moved by: Councillor Matusinec

Seconded by: Councillor Yake

THAT the Council of the Corporation of the Township of Wellington North authorize payment of \$140.00 to Peter Murray for livestock claims;

AND FURTHER THAT Gord Flewwelling be paid \$75.00 for Livestock Valuer fees and \$16.50 for mileage.

Resolution Number: 20

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K. OTHER/NEW BUSINESS (continued)

2. Petition for Drainage Works
Re: Part Lot 2, Concession 6 (former Township of West Luther)

Moved by: Councillor Matusinec

Seconded by: Councillor Yake

THAT the Council of the Corporation of the Township of Wellington North receive the "Petition for Drainage Works" for Pt. Lot 2, Concession 6 (former Township of West Luther), Township of Wellington North;

AND FURTHER THAT K. Smart Associates Limited be appointed as engineers and instructed to make one report with respect to this and the Furmanek petition.

Resolution Number: 21

Carried

L. ITEMS FOR COUNCIL'S INFORMATION

Saugeen Conservation

- 2009 Annual Report

Maitland Valley Conservation Authority

- Financial Statements for the year ended December 31, 2009
- Minutes, Board of Directors, Meeting #5/10, May 19, 2010
- Maitland Source Protection Authority, Meeting #4, 2010, May 19, 2010

Wellington County Historical Society

- Wellington County History, Volume 23 - 2010

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M. COUNCILLOR'S PRIVILEGE

Councillor Mason reminded Council that the Damascus Beef BBQ will be held on July 10 and the Conn Breakfast will be held on July 11 from 8:30 a.m. to 1:00 p.m.

Councillor Chaulk inquired on behalf of a homeowner in Arthur having two hydro metres that receive one bill for both metres and is now being required to have two smart metres installed with separate bills. Mayor Broomhead will make inquiries regarding this situation.

N. NOTICES OF MOTION

None

O. CLOSED MEETING SESSION

1. "Property" matters
2. "Legal" matter
3. "Personnel" matter

Moved by: Councillor Yake

Seconded by: Councillor Matusinec

THAT Council go into a meeting at 9:19 p.m. that is closed to the public under subsections 239 (2) (c) (f) (d) of the Municipal Act, 2001

- to consider a proposed or pending acquisition or disposition of land by the municipality
- to consider advice that is subject to solicitor-client privilege
- to consider labour relations

Resolution Number: 22

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O. **CLOSED MEETING SESSION** (continued)

Moved by: Councillor Matusinec

Seconded by: Councillor Yake

THAT Council rise from a closed meeting session at 10 59: p.m.

Resolution Number: 23

Carried

P. **CONFIRMING BY-LAW**

Moved by: Councillor Matusinec

Seconded by: Councillor Yake

THAT By-law Number 52-10 being a By-law to Confirm the Proceedings of the Council of the Corporation of the Township of Wellington North at its Regular Meeting held on June 28, 2010 be read a First, Second and Third time and finally passed.

Resolution Number: 24

Carried

Q. **ADJOURNMENT**

Moved by: Councillor Yake

Seconded by: Councillor Matusinec

THAT the Regular Council meeting of June 28, 2010 be adjourned at 11:00 p.m.

Resolution Number: 25

Carried

C.A.O./CLERK

MAYOR