

The Minutes of the Regular Council Meeting of the Municipality of Tweed held Tuesday, **April 26, 2016** at 5:00 p.m. in the Council Chambers.

Mayor	Jo-Anne Albert
Deputy Mayor	Brian Treanor
Councillors	Don DeGenova, Jamie DeMarsh, James Flieler

Mayor Albert called the meeting to order followed by the singing of the National Anthem.

Deputy Mayor Treanor attended the Council Meeting for the first Closed Session only.

### **REVIEW OF AGENDA**

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

BE IT RESOLVED THAT the Agenda for the April 26, 2016 Regular Meeting be approved as presented. Carried.

### **CLOSED SESSION**

MOVED BY D. DEGENOVA, SECONDED BY J. FLIELER

BE IT RESOLVED THAT Council go into Closed Session at 5:02 p.m. to address the following matters: (b) personal matters about an identifiable individual – wage compensation update; (e) litigation or potential litigation – solicitor update. Carried.

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT Council go out of Closed Session at 5:35 p.m. Carried.

### **NOTIFICATION OF CLOSED SESSION**

Mayor Albert advised that Council held a Closed Session at the start of the regular meeting and would be going into a Closed Session at the end of the regular meeting, in accordance with Section 239 (2) of the Municipal Act, to consider matters pertaining to personal matters about an identifiable individual and litigation or potential litigation.

### **PLANNING**

#### 1. Zoning By-Law Application ZA3/16.

Applicant: Gerald Austin & Nicholas Fazio / Agent: Paul Miller

Concession 3, Lot 24, Elzevir

To amend the zoning of approximate 80 hectares (200 acres) from a Rural (RU) Zone to a Special Rural (RU-10) Zone. The Environmental Protection (EP) zone will remain unchanged. The special provision recognizes the land has no maintained road frontage and will not be used for residential use. This rezoning is required to facilitate an application for a certificate of validation of title to correct an historical contravention of the Planning Act.

Neither the applicants nor their agent were in attendance.

Letters of approval were received from Hastings County Planning and Quinte Conservation.

John Douma, a neighbouring property owner, was in attendance to confirm that the rezoning would not affect his property.

The By-Law to amend the zoning on the property was passed in the By-Laws portion of the Council meeting.

### **ADOPTION OF MINUTES**

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT the Minutes of the March 22, 2016 Regular Meeting be adopted as distributed. Carried.

**ERRORS AND OMISSIONS**

None.

**BUSINESS ARISING FROM MINUTES**

Councillor DeGenova inquired whether the letters to the local schools commending the students and staff for their worthwhile projects undertaken to benefit the community had been sent and also inquired if the nomination for a 2016 Senior of the Year award had been completed.

Council advised staff to send the letters to the attention of the principals of the schools and staff confirmed that the nomination for 2016 Volunteer of the Year had been completed.

**DISCLOSURES**

None.

**STATEMENT OF REVENUE & EXPENDITURES**

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER

BE IT RESOLVED THAT the Statement of Revenue and Expenditures for the period ending April 30, 2016 be accepted as presented. Carried.

Staff was requested to provide a report of dog tag sales to date for the next Personnel & Finance Committee Meeting.

**DELEGATIONS**

1. Royal Canadian Legion Branch 428 - Tweed – Presentation to the Tweed Fire Department.

Heather Atkins, President of Royal Canadian Legion Branch 428, attended with several Legion members to present a donation in the amount of \$7,000.00 to Fire Chief Derrick Little and Deputy Fire Chief Robert Robinson to assist with the purchase of a new thermal imaging unit for the Tweed Fire Department. The funds were made available through an application to the Royal Canadian Legion Charitable Foundation which was supported by the Royal Canadian Legion Branch 428 and the Ladies Auxiliary. The other Legion members in attendance were Pat Thomas representing the Charitable Foundation, Carol Hagsma, Dorothy Boudreau, and Lynn Deering, Zone F Commander.

The Fire Chief expressed appreciation for the donation on behalf of the Tweed Fire Department and Council also expressed their appreciation for the assistance in updating the fire safety equipment available for the residents of the municipality.

2. Bill Summers – Recreational Burning in Village.

Bill Summers attended the meeting to voice his objection to Section 4 of the General Provisions of Open Air Burning By-Law No. 2016-17 which was scheduled for passage at the Council Meeting. Section 4 would prohibit all burning within the geographic limits of the former Village of Tweed. Mr. Summers requested that Council reconsider this Section to allow for recreational burning only in the Village limits.

This matter was discussed during the By-Laws portion of the Council Meeting and Council agreed to amend Section 4 of By-Law No. 2016-17 to read as follows:

‘Only recreational burning will be allowed within the geographic limits of the Village of Tweed provided a Burning Permit has been issued and all burning is contained within an open burning device, equipped with a spark arrester and is C.S.A. (Canadian Standards Association) approved.’ Council also requested staff to add the following reminder to the Burning Permit form: ‘It is incumbent upon the permit holder to read and follow all the terms and conditions contained in this Burning Permit.’ and agreed to review the success of the permit process in one year.

3. Jean McDonnell – Central Hastings Support Network.

Sally Gale, Office Administrator for the Central Hastings Support Network, attended for Jean McDonnell to provide an update on the Central Hastings Support Network's Rural Transit Program. Ms. Gale also expressed appreciation for Council's continued financial support for the Central Hastings Support Network.

Mayor Albert advised Ms. Gale that Council would be passing a By-Law later in the meeting to appoint the Mayor to officially act as Council's liaison with Central Hastings Transit and Councillor DeGenova expressed Council's appreciation for the much needed transit service in the area which was having a positive effect in changing people's lives.

4. Ron Abrams – Water and Sewer Fees and New Hook-ups.

Ron Abrams called to advise that he would not be attending the meeting as planned.

5. Bobbie Ann Cook – 8571 Highway #37 – Property Encroachment.

Bobbie Ann Cook, a local realtor, attended the meeting with the owners of 8571 Highway #37 to request that Council consider closing up and conveying a section of unopened road allowance in the hamlet of Actinolite. Ms. Cook advised that the property could not be sold as the septic system for the property encroaches on the unopened road allowance. Staff was authorized to provide the procedures for closing road allowances to the property owners for their consideration.

6. Alphe Godin – Various Concerns.

Alphe Godin, a resident on Robinson Road North, attended to discuss various matters:

- i) he requested that a railing be installed at the Actinolite Community Centre to prevent cars from being parked on the sidewalk. The Public Works Manager agreed to meet with Mr. Godin on site to discuss the matter further.
- ii) he requested that the transport damage to the bridge on the Flinton Road be repaired and was advised that quotations had already been obtained to repair the bridge.
- iii) he requested that the road damage and wear along the edge of a curve on the Flinton Road be repaired.
- iv) he requested that repairs be undertaken to Greatrix Bridge on Robinson Road North.

**MAYOR'S REPORT**

Mayor Albert and Council Members reported on meetings attended and upcoming meetings.

**PUBLIC WORKS MANAGER'S REPORT**

Public Works Manager Allan Broek reported on department activities.

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH  
BE IT RESOLVED THAT the report of the Public Works Manager be accepted. Carried.

**CAO/CLERK'S REPORT**

Acting CAO/Clerk Betty Gallagher reported on department activities.

MOVED BY J. FLIELER, SECONDED BY D. DEGENOVA  
BE IT RESOLVED THAT Council authorize the Mayor and Acting CAO/Clerk to sign an agreement for the Municipality of Tweed to enter into a contribution agreement for funding under the Canada 150 Community Infrastructure Program for the Improvements to the Municipal Public Boat Launch and Docks Project at 123 River Street East. The total project cost is estimated to be \$141,500 shared equally by both parties. Carried.

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH  
BE IT RESOLVED THAT the report of the Acting CAO/Clerk be accepted. Carried.

**COMMITTEE REPORTS**

1. Library Board – March, 2016.
2. CPAC – January–March 2016.
3. Community Development Committee – April 7, 2016.

MOVED BY J. DEMARSH, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT Council approve the following recommendations from the Community Development Committee meeting held April 7, 2016:

- rebuild one of the compressors at the Arena this year and further that a reserve be established for funds to be allocated in the budget each year to cover the cost for future maintenance;
  - the Municipality establish a Canada Day 150th Task Force Committee for the Municipal Celebration in 2017;
  - support the Central Hastings Community Care Annual Spring dinner auction with a gift basket of Tweed promotional products and \$50.00 worth of Tweed dollars. Carried.
4. Public Works/Protective Services Committee – April 13, 2016.

MOVED BY J. FLIELER, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT Council approve the following recommendations from the Public Works & Protective Services Committee meeting held April 13, 2016:

- the quotation for the application of tar and chip to the Quin-mo-Lac Road from Greenwood Paving be approved in the amount of \$263,165.00 plus HST;
- the quotation for the purchase of a 2016 F150 4X4 Regular Cab Truck be awarded to Bence Motor Sales in the amount of \$33,777.00 plus HST;
- the quotation from Brian Robinson Electric be approved to supply and install a 30 amp generlink with surge protection at the Stoco Garage and a generator panel for the east shed for running fuel pumps during power outages in the amount of \$2,500 plus HST;
- to extend the 2012-01 contract for one more year with Larry Palmateer at the same rates;
- the Municipality of Tweed implement the Incident Management System (IMS);
- the quotation from Nicholson Brothers in the amount of \$5,760.00 plus HST for cosmetic concrete repairs to the bridge on Flinton Road at Forbes Road be approved. Carried.

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER

BE IT RESOLVED THAT the reports of the Livestock Valuer be accepted for the following wildlife kill claims and the claims be processed in accordance with the guidelines of the Ontario Wildlife Damage Compensation Program:

Claimant	Date of Loss	Livestock Loss	Amount	
Harold Bateman	March 20, 2016	newborn calf	\$661.50,	
Stanley Meeks	April 2, 2016	newborn calf	\$661.50.	Carried.

5. Personnel and Finance Committee – April 18, 2016.

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT Council approve the following recommendations from the Personnel and Finance Committee meeting held April 18, 2016:

- the Wastewater Financial Plan completed by Hemson Consulting Ltd.;
- the Municipality to invest funds in the amount of \$1,000,000 in the One Fund Investment program offered through the Association of Municipalities (AMO). Carried.

Council advised staff not to proceed with the recommended amendment to the by-law governing the proceedings of Council Meetings at the present time.

MOVED BY J. FLIELER, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT the Committee Reports be accepted as presented. Carried.

**BY-LAWS**

By-Law No. 2016-17                      A By-Law to regulate the setting of open air fires.

MOVED BY D. DEGENOVA, SECONDED BY J. FLIELER

BE IT RESOLVED THAT the following By-Law be read a first, second, and third and final time, passed, signed and sealed in open Council this 26th day of April, 2016:

By-Law No. 2016-17, as amended to permit recreational burning in the Village of Tweed (item #4).

Councillor DeMarsh requested a recorded vote on the motion:

For: Councillor Don DeGenova                      Against: Councillor Jamie DeMarsh  
Councillor James Flieler  
Mayor Jo-Anne Albert

Carried.

By-Law No. 2016-22                      A By-Law to rezone Concession 3, Lot 24, Elzevir, to Special Rural (RU-10) Zone.

By-Law No. 2016-23                      A By-Law to appoint Mayor Albert as Council Representative to act as Council liaison for the Central Hastings Transit Committee.

By-Law No. 2016-24                      A By-Law to adopt the rates of taxation for the year 2016.

MOVED BY J. DEMARSH, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT the following By-Laws be read a first, second, and third and final time, passed, signed and sealed in open Council this 26th day of April, 2016:

By-Law No. 2016-22,  
By-Law No. 2016-23,  
By-Law No. 2016-24.                      Carried.

**MOTIONS AND NOTICE OF MOTIONS**

None.

**UNFINISHED BUSINESS**

1. Motocross Zoning Amendment.

No new information to report.

2. Union Gas Agreement – By-Law No. 2015-44 Third and Final Reading to Authorize the Franchise Agreement.

MOVED BY J. FLIELER, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT the following By-Law be read a third and final time, passed, signed and sealed in open Council this 26th day of April, 2016:

By-Law No. 2015-44 to authorize the Franchise Agreement (EB-2016-0038). Carried.

3. Small Communities Funding – 3rd Lagoon.

No new information to report.

**NEW BUSINESS**

1. 2016 Tweed Stampede & Jamboree – temporary extension of liquor sales license.
2. 2016 Tweed Stampede & Jamboree – letter of approval for Flyby and Helicopter SAR Demo.

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT the Council approve the request from Casey Trudeau, owner of Trudeau’s Resort, for a temporary extension of their Liquor Sales License, to the area behind the main resort for the following event and times:

Tweed Stampede & Jamboree:

Friday, July 29, 2016 from 5:00 p.m. to 2:00 a.m.

Saturday, July 30, 2016 from 11:00 a.m. to 2:00 a.m.

Sunday, July 31, 2016 from 11:00 a.m. to 2:00 a.m.

And further, the Municipality of Tweed provides a letter of approval for the Royal Canadian Air Force to fly at 500 Ft Altitude or below on Saturday, July 30, 2016 and Sunday, July 31, 2016. Carried.

3. Development Agreement at Part Lot 22, Concession 2 – owner Laurie Baker.

MOVED BY J. FLIELER, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT the Mayor and Acting CAO/Clerk be authorized to sign the Developers Agreement between the Municipality of Tweed and Laurie Baker for property at Concession 2, Part Lot 22, identified as being Part 2 in Plan 21R 14157. Carried.

4. Emergency Preparedness Week – May 1–7, 2016.

Council received information from the Ministry of Community Safety and Correctional Services advising that Emergency Preparedness Week would be May 1 - 7, 2016 and requesting assistance in reinforcing the message that Emergency Preparedness is everyone’s responsibility. Council authorized staff to put the information on the municipal website, add it to the municipal news column, post it on the electronic sign, and add emergency information to the spring newsletter.

**CORRESPONDENCE - ACTION**

1. Laurie Scott, MPP Haliburton-Kawartha Lakes-Brock – Human Trafficking.

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER

BE IT RESOLVED THAT the Municipality of Tweed support Bill 158, Saving the Girl Next Door Act, 2016 – the Anti-Human Trafficking Task Force. Carried.

**CORRESPONDENCE – OTHER MUNICIPALITIES**

1. Town of Lakeshore – Ontario Municipal Board Simplified Process.
2. Richmond Hill – Ontario Municipal Board Reform.
3. Town of Tillsonburg – Oxford People Against Landfill (OPAL).
4. Township of North Stormont – expand natural gas services.
5. Township of South Frontenac – renewable procurement initiatives.
6. Municipality of Dutton Dunswich – Strong Breeze Wind Project.

MOVED BY J. FLIELER, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT the following action be taken in regards to Correspondence from Other Municipalities:

<u>No.</u>	<u>Municipality</u>	<u>Request for Support of:</u>	<u>Action</u>
1.	Town of Lakeshore	Ontario Municipal Board Simplified Process	Support
2.	Richmond Hill	Ontario Municipal Board Reform	Support
3.	Town of Tillsonburg	Oxford People Against Landfill	Rec. & File
4.	Township of North Stormont	Expand Natural Gas Services	Support
5.	Township of South Frontenac	Renewable Procurement Initiatives	Support
6.	Dutton Dunswich	Strong Breeze Wind Project	Rec. & File Carried.

**CORRESPONDENCE - INFORMATION**

1. Virginia McKeown – Actinolite Community Mail Delivery Service.
2. Ruth Apted – Motocross Track.
3. The Biglieri Group – Revised Proposed Communication Tower.
4. Quinte Waste Solutions – Bill 151 – The Waste-Free Ontario Act.
5. AMO - Policy Update – April 2016 Board Meeting Highlights.
6. AMO - Policy Update – Municipal Election Act.
7. AMO - Municipal Infrastructure Placement 2016.
8. MEPCO - Ontario Retirement Pension Plan Act.

9. Ministry of Agriculture, Food and Rural Affairs – 2016/2017 Tile Loan Program.
10. Ministry of Transportation – Connecting Links Program.
11. Crime Stoppers – Annual Golf Tournament – June 28, 2016.
12. Queensborough Community Centre News.
13. AMO Watchfile – March 24th, March 31st, April 7th, April 14th, April 21st.

MOVED BY J. FLIELER, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT Correspondence – Information Item Numbers 1 to 13 be received and filed. Carried.

### **COMMITTEE MINUTES**

1. Actinolite Beautification Committee – March 18, 2016.
2. Quinte Waste Solutions – January 19, 2016.
3. Building Service Board – December 8, 2015.
4. Personnel and Finance Committee – March 14, 2016.
5. Public Works & Protection Services Committee – March 9, 2016.
6. Community Development Committee – March 3, 2016.

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER

BE IT RESOLVED THAT the Committee Minutes be accepted. Carried.

### **RESPONSE TO DELEGATIONS**

None.

### **QUESTION PERIOD**

Council responded to questions from the member of the press in attendance.

### **CLOSED SESSION**

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT Council move into the Closed Session at 7:30 p.m. Carried.

MOVED BY J. FLIELER, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT Council move out of Closed Session at 8:06 p.m. Carried.

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT staff be directed to follow direction from Council in the Closed Session. Carried.

### **CONFIRMATORY BY-LAW**

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER

BE IT RESOLVED THAT Confirmatory By-Law No. 2016-25 be read a first, second, and third and final time, passed, signed and sealed in open Council this 26th day of April, 2016. Carried.

### **ADJOURNMENT**

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER

BE IT RESOLVED THAT Council adjourn at 8:07 p.m. Carried.

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MAYOR

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ACTING CLERK