

The Minutes of the Regular Council Meeting of the Municipality of Tweed held Tuesday, **September 13, 2011** at 5:00 p.m. in Queensborough Hall.

Reeve	Jo-Anne Albert
Deputy Reeve	Brian Treanor
Councillors	Justin Bray, Don DeGenova, James Flieler

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

Approximately twenty-five members of the community were in attendance at the meeting.

APPROVAL OF AGENDA

MOVED BY B. TREANOR, SECONDED J. FLIELER

BE IT RESOLVED THAT the Agenda for the September 13, 2011 Regular Meeting be approved as presented. Carried.

CAUCUS

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

BE IT RESOLVED THAT Council go into Caucus at 5:00 p.m. to address the following matters:

1. Municipal Act Section 239(2)(b)(d) Personal matters and negotiations – animal control contract.
2. Municipal Act Section 239(2)(f) Solicitor communications – tax sale property.
3. Municipal Act Section 239(2)(b) Personal matters – identifiable individual – O.P.P. investigation.

MOVED BY J. BRAY, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT Council go out of Caucus at 5:15 p.m. Carried.

NOTIFICATION OF CAUCUS SESSION

Reeve Albert advised that Council held a Caucus session at the start of the regular meeting, in accordance with Section 239 of the Municipal Act, to consider matters pertaining to the following:

- i. Section 239(2)(b)(d) Personal matters and negotiations – animal control contract.
- ii. Section 239(2)(f) Solicitor communications – tax sale property.
- iii. Section 239(2)(b) Personal matters – identifiable individual – O.P.P. investigation.

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

BE IT RESOLVED THAT staff follow all direction given while in the Caucus session. Carried.

ADOPTION OF MINUTES

MOVED BY J. FLIELER, SECONDED BY J. BRAY

BE IT RESOLVED THAT the Minutes of the August 16, 2011 Regular Meeting be adopted as distributed. Carried.

ERRORS AND OMISSIONS

None.

BUSINESS ARISING FROM MINUTES

None.

DISCLOSURES

None.

ACCOUNTS

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

BE IT RESOLVED THAT the accounts presented for payment be approved in the following amounts:

Payroll Cheques	\$ 41,901.15	
General Government	51,808.58	
Protection to Persons and Property	72,012.65	
Transportation	397,666.51	
Environmental Services	42,187.04	
Recreation	65,400.55	
Building	1,400.00	
GST/HST Recoverable	52,558.86	
Payroll Remittances	<u>22,832.01</u>	
Total	\$747,767.35	Carried.

DELEGATIONS

1. Rachelle Hardesty, Land O' Lakes Tourist Association.

Rachelle Hardesty, General Manager of the Land O' Lakes Tourist Association attended the meeting to provide an update on the association's activities, including their move towards TV exposure on the travel channel. Mrs. Hardesty noted that the LOL will focus their marketing to Ontarians, mainly through online bookings. She advised that the Land O' Lakes maps will continue to be available, however the printed adventure guide will be discontinued, to be replaced with an interactive map and guide on the website. Information on funding initiatives was given and Council was advised that the Land O' Lakes is now offering membership to cottagers and residents. Mrs. Hardesty noted the upcoming vision awards and advised that eighteen nominations have been received for Tweed businesses.

REEVE'S REPORT

Reeve Albert reported on meetings attended and upcoming meetings, as well as the success of the Plowing Match and the Elvis Tribute Festival.

Councillor DeGenova reported on Quinte Waste Solutions initiatives including options for cardboard pickup and rural recycling pickup currently being investigated. Councillor DeGenova provided an update on Chamber of Commerce activities as well as Community Development Committee proposed projects, which include development of a recreation and events guide, a funding forum for organizations and businesses and an inter service community organization meeting. Councillor Flieler expressed thanks to the Elvis Festival committee for their successful event.

PUBLIC WORKS SUPERVISOR'S REPORT

Public Works Supervisor Allan Broek reported on department activities. The Public Works Supervisor noted that approval had been received for a project extension to provide for work on Greenwood Road, and advised that ditching and tree removal would take place this year with the balance of the work to be completed in 2012.

MOVED BY B. TREANOR, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT the report of the Public Works Supervisor be accepted. Carried.

CLERK'S REPORT

CAO/Clerk Patricia Bergeron reported on department activities. Council agreed with the recommendation from the Persons and Property Committee to cover 1/3 of the cost of training for the individual who has been delegated the authority for civil marriage solemnization. Council

agreed on October 28th as the date for a Committee of the Whole meeting.

MOVED BY J. BRAY, SECONDED BY J. FLIELER

BE IT RESOLVED THAT the report of the CAO/Clerk be accepted. Carried.

COMMITTEE REPORTS

1. Recreation Committee – report on September 7, 2011 meeting.
2. Planning Committee – report on September 6, 2011 meeting.
3. Library Board.
4. Quinte Conservation.
5. Quinte Waste Solutions.
6. CPAC.
7. BISC.
8. Infrastructure Committee.
9. Persons and Property Committee – report on August 15, 2011 meeting.
10. Personnel and Finance Committee – report on August 17, 2011 meeting.

Council agreed with the recommendation from the Recreation Committee to allow a backdrop at the south end of the soccer pitch and to leave the remaining field unfenced, and directed staff to confirm with the Association whether they would be covering the cost from the Green the Field fund.

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

BE IT RESOLVED THAT the Municipality take on the function of Kiwanis pavilion bookings and further that this function be carried out by municipal staff from the municipal office, with associated costs covered by the Municipality. Carried.

MOVED BY B. TREANOR, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT the estimate for arena roof repairs from Loyalist Roofing Services be accepted in the amount of \$8,800.00 plus taxes, to be done in 2011 with cost to be covered through a transfer from the Arena Roof Reserve. Carried.

MOVED BY J. BRAY, SECONDED BY J. FLIELER

BE IT RESOLVED THAT the Reeve and Clerk be authorized to sign the agreement with the City of Belleville for fire dispatch services. Carried.

MOVED BY B. TREANOR, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT Council agree with a \$50.00 per month reimbursement for one Councillor and one staff member for use of personal cell phones for municipal business. Carried.

MOVED BY J. BRAY, SECONDED BY J. FLIELER

BE IT RESOLVED THAT Council authorize a transfer of \$75,000. from the Gas Tax Reserve Fund to cover the balance of costs of sanitary sewer replacement as part of the River Street construction project. Carried.

MOVED BY J. FLIELER, SECONDED BY J. BRAY

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

BY-LAWS

1. By-Law No. 2011-32 By-Law to authorize tile drainage loan.

Councillor Flieler declared a conflict and abstained from voting.

MOVED BY B. TREANOR, SECONDED BY D. DEGENOVA

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 13th day of September, 2011:

By-Law No. 2011-32. Carried.

MOTIONS AND NOTICE OF MOTIONS

Councillor DeGenova presented two motions pertaining to livestock valuation and compensation and requested Council's consideration of these for action at the October 11, 2011 regular meeting.

Motion # 1 - municipalities no longer involved in livestock valuation

WHEREAS the Ontario Wildlife Damage Compensation Program provides compensation to eligible applicants whose livestock and/or poultry have been injured or killed as a result of wildlife, and further provides for municipalities to compensate livestock owners and seek reimbursement from the Ministry of Agriculture, Food and Rural Affairs;

AND WHEREAS livestock valuers submit the same report to the Ministry of Agriculture, Food and Rural Affairs that they do to municipalities therefore making municipal involvement redundant;

AND WHEREAS municipalities are required to pay animal valuer report claims directly, and then apply for reimbursement from the Ministry of Agriculture, Food and Rural Affairs, who in turn have the option to deny such claims although the claim has been paid by the municipality;

AND WHEREAS municipalities are required to remunerate livestock valuers although municipalities are not appropriately compensated to cover all related expenses and must do so at the expense of municipal taxpayers;

NOW THEREFORE BE IT RESOLVED THAT municipalities no longer be involved in the livestock valuation and compensation program and further that livestock owners, through a Provincial livestock valuer, make application directly to the Ministry of Agriculture, Food and Rural Affairs and be paid from the Ministry for wildlife damage compensation and further that the program guidelines be amended to provide for these changes.

Motion # 2 - withhold payments until claims approved

WHEREAS the Ontario Wildlife Damage Compensation Program provides for municipalities to compensate eligible livestock owners whose livestock and/or poultry have been injured or killed as a result of wildlife, and for municipalities to seek reimbursement from the Ministry of Agriculture, Food and Rural Affairs for this compensation;

AND WHEREAS reimbursement from the Ministry for livestock claims paid by the municipality may not be received by the municipality until several months from the time of payment, or may not be made at all if the Ministry determines the application ineligible;

NOW THEREFORE BE IT RESOLVED THAT compensation to livestock owners for wildlife damage claims be withheld until the claims are approved by the Ministry of Agriculture, Food and Rural Affairs and confirmation of this approval is received.

UNFINISHED BUSINESS

1. Smoke-free by-laws.

Reeve Albert advised that the Persons and Property Committee had suggested that the draft by-laws, with changes discussed at the committee meeting, be forwarded to the Health Unit for their final comments.

2. Lottery licence reduced fee request.

Council discussed the request from the Kiwanis Club for reduced lottery licence fees, brought forth at the previous meeting, and considered the staff report provided regarding process and timeframe for lottery licencing. Council agreed in principle with the recommendation from the

Kiwanis for a licencing fee in the amount of 3% of total prize value to a maximum of \$250.00 for eligible organizations based in the Municipality. Council agreed with the additional recommendation for a higher maximum licencing fee for outside organizations and directed staff to confirm wording and provide a resolution for consideration at the next meeting.

NEW BUSINESS

1. Livestock Valuer reports and claim.

MOVED BY J. FLIELER, SECONDED BY J. BRAY

BE IT RESOLVED THAT the report of the Livestock Valuer be accepted and the following wolf kill claim be paid and forwarded to the Ministry of Agriculture for reimbursement:

Roberta Clancey	August 4, 2011	one lamb	\$137.80	Carried.
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MOVED BY B. TREANOR, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT the report of the Livestock Valuer be accepted and the following wolf kill claim be denied due to less than minimum weight for a claim:

Louis Maia	August 14, 2011	5 poultry		Carried.
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2. Severance B68/11 – owner Thomas Pawlick, Con 1, Pt Lots 26 & 27, Township of Hungerford.

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

BE IT RESOLVED THAT Council approve Severance B68/11, owner Thomas Pawlick, Con 1 Pt Lots 26 & 27, Township of Hungerford with the following conditions:

- i. All realty taxes are paid in full.
- ii. Parkland fee is paid in the amount of \$500.00 for the severed lot.
- iii. Road widening is required along the severed lot to conform to 43 ft from the centerline of the travelled roadway. (Moneymore Road)
- iv. Public Works Supervisor is satisfied with entrance to the severed lot and with ditching and drainage along the severed lot.

and further that the committee recognize and agree with the recommendations in the County of Hastings staff report pertaining to Quinte Conservation and Hydro One requirement for an OLS sketch for a building envelope. Carried.

3. Creative Rural Economy – business survey participation.

Council agreed with participation in the business survey and directed staff to provide Queens University with a list of businesses in the municipality.

CORRESPONDENCE - ACTION

None.

CORRESPONDENCE – INFORMATION

1. Heart of Hastings Hospice – purchase of Hospice House.
2. Hastings & Prince Edward Counties – low-cost rabies vaccination clinics.
3. Ontario Highlands Tourism Organization – August 2011 update.
4. Quinte Conservation – Source Protection update.
5. Quinte Conservation – upcoming Celebration Weekend.
6. AMCTO – clarification on Special Occasion Permit program.
7. Ontario Property and Environmental Rights Alliance – Rural Ontario paper.
8. United Way Toronto – notice of distribution of settlement funds.
9. Association of Municipalities of Ontario – member communications:
 - i. Ontario Liberal Party election platform.
 - ii. Canada-European Union Comprehensive Economic and Trade Agreement.
 - iii. Ontario Party Leaders AMO top 12 asks.
 - iv. 2011 municipal insurance survey results.

- 10. County of Hastings – news release re: jobs – social assistance recipients.

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

BE IT RESOLVED THAT Correspondence – Information Item Numbers 1 to 10 be received and filed. Carried.

CORRESPONDENCE - OTHER MUNICIPALITIES

- 1. Ontario Federation of Independent Towers – request for support of resolution to oppose RFP re transfer of authority for vehicle impoundments.

MOVED BY J. BRAY, 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.	Ontario Federation of Independent Towers	Resolution to oppose RFP re: transfer of authority for vehicle impoundments.	Support

Carried.

COMMITTEE MINUTES

- 1. Quinte Source Protection – minutes of August 25, 2011 meeting.
- 2. Persons and Property Committee – minutes of June 20, 2011 meeting.
- 3. Planning Advisory Committee – minutes of August 2, 2011 meeting.
- 4. Personnel and Finance Committee - minutes of June 13, 2011 meeting.
- 5. Infrastructure Committee – minutes of June 15, 2011 meeting.
- 6. Recreation Committee – minutes of August 10, 2011 meeting.

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

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

RESPONSE TO DELEGATIONS

- 1. Rene Houle – water and sewer concerns.

Council was provided with a draft response letter, to be forwarded to the delegate once approved.

QUESTION PERIOD

Council responded to questions from members of the press and the public in attendance.

ADJOURNMENT

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

BE IT RESOLVED THAT Council adjourn at 7:35 p.m. Carried.

REEVE

CLERK

Council followed the regular meeting with a community meeting, and responded to questions from members in attendance regarding local concerns, including roads, recycling and garbage pickup, property standards and livestock compensation program.