

**THE CORPORATION OF THE TOWNSHIP OF TAY
COMMITTEE OF ALL COUNCIL MEETING
WEDNESDAY AUGUST 15TH, 2007
1:00 P.M.**

PRESENT: Mayor Scott Warnock
Deputy Mayor Michael Ladouceur
Councillor Nelson Baumgardner
Councillor Rick Black
Councillor Axel Frandsen
Councillor James Pearsall
Councillor Bill Rawson

STAFF PRESENT: Ted Walker, Administrator (C.A.O.)
Bob Duncan, Fire Chief (Section A)
Rene Robitaille, Deputy Fire Chief (Section A)
Herb Proudley, Director of Public Works (Section B)
Jamey Adams, Environmental Superintendent (Section B)
Gerard Lachapelle, Works Superintendent (Section B)
Simone Latham, Director of Finance (Section C)
Holly Bryce, Recreation Coordinator (Section C)
Mara Burton, Director of Planning & Development (Section D)
Andrea Fay, Clerk

ABSENT: Sergeant Douglas Marshall, OPP
Inspector Richard Philbin, OPP

Mayor Warnock called the meeting to order at 1:00 p.m.

(The order of items dealt with during the meeting may differ from the order presented in these Minutes.)

1. DECLARATIONS OF INTEREST:

None were declared.

2. DELEGATIONS:

1:45 p.m. – Ms. Deborah Simpson – Re: Stray Cat By-law:

We received a delegation from Ms. Deborah Simpson with respect to a stray cat by-law.

3:00 p.m. – Mr. Paul Ferguson – Re: Newmarket/Tay Hydro:

We received a delegation from Mr. Paul Ferguson with respect to an update from Newmarket/Tay Hydro.

7:00 p.m. – Mr. Andrew Mae – Re: Property Matter (In Camera):

We received a delegation from Mr. Andrew Mae with respect to a property matter.

7:30 p.m. – Mr. Bob Richards – Re: Land Issue (In Camera):

We received a delegation from Mr. Bob Richards with respect to a land issue.

8:00 p.m. – Mr. John Degrace - Re: Fence:

We received a delegation from Mr. John Degrace with respect to a fence.

4. COMMITTEE BUSINESS:

A: PROTECTION TO PERSONS & PROPERTY COMMITTEE – CHAIRED BY COUNCILLOR JAMES PEARSALL:

A.1 We received for information the O.P.P. monthly reports for June and July.

A.2 We received for information the Fire Chief's reports for the months of June and July.

A.3 We received a verbal report from the Fire Chief with respect to carbon monoxide detector calls.

A.4.1

B: PUBLIC WORKS COMMITTEE - CHAIRED BY: COUNCILLOR RICK BLACK:

B.1 We received for information Staff Report No. 07-52 from the Works Superintendent under date of June 11, 2007, with respect to the monthly report for June & July 2007.

B.2 We received for information Staff Report No. 07-60 from the Environmental Superintendent under date of August 7, 2007, with respect to their monthly activity report for June & July 2007.

B.3 We reviewed Staff Report No. 07-55 from the Director of Public Works under date of July 24, 2007, with respect to a potential date for the road tour.

B.4 We reviewed Staff Report No. 07-56 from the Director of Public Works under date of July 24, 2007, with respect to optional collections for 2008.

B.5 We reviewed Staff Report No. 07-57 from the Director of Public Works under date of July 26, 2007, with respect to the purchase of a spray patch unit.

- B.6 We reviewed Staff Report No. 07-58 from the Director of Public Works under date of July 26, 2007, with respect to 125 Robins Point Road.

After discussion and consideration the following motion was moved by Councillor Rawson and seconded by Deputy Mayor Ladouceur recommending the following to Council for consideration:

THAT THE RESIDENT AT 125 ROBINS POINT ROAD BE ADVISED THAT THEY ARE TO REMOVE THE DRIVEWAY ENCROACHMENT ON THE UNOPENED ROAD ALLOWANCE ADJACENT TO 125 ROBINS POINT ROAD ON OR BEFORE MAY 30, 2008.

CARRIED.

- B.7 We reviewed Staff Report No. 07-46 from the Director of Public Works under date of June 7, 2007, with respect to Community Mailboxes.

After discussion and consideration the following motion was moved by Councillor Baumgardner and seconded by Councillor Rawson recommending the following to Council for consideration:

THAT THE TOWNSHIP OF TAY AGREES NOT TO PURSUE THE INSTALLATION OF COMMUNITY MAIL BOXES WITHIN THE TOWNSHIP.

CARRIED.

- B.8 We reviewed Staff Report No. 07-51 from the Director of Public Works under date of June 11, 2007, with respect to Ron Jones Road.

The Director advised that the road would be considered under the 2008 program.

- B.9 We reviewed Staff Report No. 07-44 from the Director of Public Works under date of June 6, 2007, with respect to the roads tour date.

Following discussion Council agreed to post pone the tour until the fall.

- B.10 We received for information a verbal Report from the Director of Public Works with respect to Source Water Protection.

- B.11 We received for information a verbal Report from the Director of Public Works with respect to Lead Control in Drinking Water.

- B.12 We received a verbal Report from the Director of Public Works with respect to the Old Cottage Lane Petition.

The Director advised that an extension was provided until June 22, 2007 to allow their delegation later this evening.

- B.13 We reviewed Staff Report No. 07-17 from the Director of Public Works under date of March 29, 2007, with respect to a servicing policy for watermain extensions.

Council agreed to amend the following recommendation.

After discussion and consideration the following motion was moved by Councillor Pearsall and seconded by Deputy Mayor Ladouceur recommending the following to Council for consideration:

THAT WHEN THE EXTENSION OF AN EXISTING WATERMAIN IS REQUESTED, THE WATERMAIN SHALL BE CONSTRUCTED ON EITHER A DEDICATED, OPEN PUBLICLY MAINTAINED ROAD ALLOWANCE OR MUNICIPALLY OWNED LAND DEEMED BY COUNCIL TO BE SUITABLE FOR THAT PURPOSE.

CARRIED.

After discussion and consideration the following motion was moved by Councillor Pearsall and seconded by Mayor Warnock recommending the following to Council for consideration:

THAT ALL COSTS RELATED TO THE WATERMAIN ARE TO BE BORNE BY THE ABUTTING PROPERTY OWNERS BASED ON A FRONTAGE BASIS.

CARRIED.

After discussion and consideration the following motion was moved by Deputy Mayor Ladouceur and seconded by Councillor Frandsen recommending the following to Council for consideration:

THAT IN ORDER TO OBTAIN AN INITIAL COST ESTIMATE FOR A WATERMAIN EXTENSION, A PETITION SIGNED BY A MINIMUM OF TWO-THIRDS (2/3) OF THE ASSESSED OWNERS REPRESENTING 50% OF THE ASSESSED VALUE BE SUBMITTED TO COUNCIL;

AND FURTHER THAT THE PETITION IS TO SPECIFICALLY DEFINE THE AREA TO BE SERVICED.

CARRIED.

After discussion and consideration the following motion was moved by Councillor Rawson and seconded by Councillor Pearsall recommending the following to Council for consideration:

THAT IN ORDER TO PROCEED WITH THE WATERMAIN EXTENSION BASED ON AN ESTIMATE OF COSTS PROVIDED BY THE TOWNSHIP, A PETITION SIGNED BY A MINIMUM OF TWO-THIRDS (2/3) OF THE ASSESSED OWNERS REPRESENTING 50% OF THE ASSESSED VALUE BE SUBMITTED TO COUNCIL;

AND FURTHER THAT THE PETITION IS TO SPECIFICALLY CONFIRM THE AREA TO BE SERVICED.

CARRIED.

- B.14.1 We received a verbal report from Deputy Mayor Ladouceur with respect to the location of the on and off ramps at Highway 12 and Highway 400.
The Director will forward the concern to the Ministry of Transportation.

C: GENERAL GOVERNMENT/FINANCE – CHAIRED BY COUNCILLOR AXEL FRANDBSEN:

C.1 We reviewed for information a Report from the Clerk under date of May 1, 2007, with respect to the 4:00 p.m. delegation relating to 125 Robins Point Rd.

C.2 We received for information a Report from the Recreation Coordinator under date of June 7, 2007, with respect to their monthly report for April and May 2007.

C.3 We reviewed a Report from the Recreation Coordinator under date of June 11, 2007, with respect to the 2007 Special Event/Activity Proposal.

After discussion and consideration the following motion was moved by Councillor Pearsall and seconded by Deputy Mayor Ladouceur recommending the following to Council for consideration:

**THAT THE PROPOSED SPECIAL EVENT ACTIVITIES FOR 2007 BE APPROVED AS OUTLINED WITHIN THE JUNE 11, 2007 REPORT FROM THE RECREATION COORDINATOR;
AND FURTHER THAT TAY TOWNSHIP WILL WORK IN PARTNERSHIP WITH COMMUNITY ORGANIZATIONS TO DEVELOP THESE EVENT ACTIVITIES.**

CARRIED.

C.4 We reviewed a Report from the Recreation Coordinator under date of June 11, 2007, with respect to the Fall 2007 Recreation Programming Proposal.

After discussion and consideration the following motion was moved by Councillor Black and seconded by Deputy Mayor Ladouceur recommending the following to Council for consideration:

**THAT THE PROPOSED PROGRAMMING FOR FALL 2007 BE APPROVED AS OUTLINED WITHIN THE JUNE 11, 2007, REPORT FROM THE RECREATION COORDINATOR;
AND FURTHER THAT THE RATES FOR THE FITNESS PROGRAMS BE INCREASED TO \$3.00/CLASS EFFECTIVE SEPTEMBER 1 TO DECEMBER 31, 2007 WITH A SUBSEQUENT INCREASE TO \$4.00/CLASS EFFECTIVE JANUARY 1, 2008.**

CARRIED.

C.5 We reviewed a letter from a resident under date of May 23, 2007, with respect to a request for reduction in penalties.

After discussion and consideration the following motion was moved by Councillor Black and seconded by Councillor Pearsall recommending the following to Council for consideration:

THAT THE REQUEST FOR REDUCTION OF PENALTIES IN THE AMOUNT OF \$19.82 RELATED TO ACCOUNT NUMBER 60821800 BE DENIED.

CARRIED.

C.6 We reviewed a letter from the County of Simcoe under date of May 30, 2007, with respect to a request for support related to the Community Access Program.

After discussion and consideration the following motion was moved by Mayor Warnock and seconded by Councillor Rawson recommending the following to Council for consideration:

THAT THE TOWNSHIP OF TAY SUPPORTS THE RESOLUTION FROM THE COUNTY OF SIMCOE WITH RESPECT TO THE NEED TO REINSTATE FUNDING FOR THE COMMUNITY ACCESS PROGRAM.

CARRIED.

C.7 We received for information a verbal report from the Director of Finance with respect to a Library update.

C.8 We received for information a letter from the County of Simcoe under date of May 22, 2007, with respect to the Housing Needs Assessment and Strategy.

C.9 We received for information a letter from the County of Simcoe under date of May 22, 2007, with respect to the County of Simcoe Entrance By-law.

C.10 We received for information a letter from the Township of Essa under date of May 17, 2007, with respect to the Appointment of an Integrity Commissioner.

C.11 We received for information a Press Release from the County of Simcoe under date of May 11, 2007, with respect to All Terrain Vehicle use in Simcoe County Forests.

C.12 We reviewed a Report from the Clerk under date of June 6, 2007, with respect to the Unopened Road Allowance known as Beacon Street.

After discussion and consideration the following motion was moved by Deputy Mayor Ladouceur and seconded by Councillor Black recommending the following to Council for consideration:

THAT THE UNOPENED ROAD ALLOWANCE KNOWN AS BEACON STREET WHICH ABUTS PROPERTY KNOWN MUNICIPALLY AS 27 GRANDVIEW ROAD AND 31 GRANDVIEW ROAD BE STOPPED UP, CLOSED AND SOLD; AND FURTHER THAT SAID PROPERTY BE SOLD TO THE OWNER OF 27 GRANDVIEW ROAD PURSUANT TO SECTION 3.2.3 D) (V) V.5 OF THE TOWNSHIPS LAND SALE BY-LAW.

CARRIED.

C.13 We received for information a letter from Talpines Property Owners Association under date of June 4, 2007, with respect to representation on the Tay Shore Trail Committee.

C.14.1 We received a verbal report from the Clerk with respect to an error in the public meeting portion of the minutes from the May 16th, 2007, Committee of all Council Meeting.

The Clerk advised that the error will be corrected.

- C.14.2 We received a verbal report from the CAO with respect to a review of the draft study related to the Sustainable Water and Sewage Systems Act. Council agreed to schedule the meeting on August 14th, 2007.
- C.14.3 We received a verbal report from Councillor Baumgardner with respect to a billing issue. The CAO advised that staff have yet to be provided with the necessary information.
- C.14.4 We received a verbal report from Councillor Black with respect to his resignation from the Library Board. Council agreed to appoint Councillor Baumgardner to the Board.
- C.14.5 We received a verbal report from the Recreation Coordinator with respect to a request from the Victoria Harbour Legion for their Canada Day Festivities. Council agreed to deny the donation request pursuant to their donation policy. Mayor Warnock agreed to judge the event.
- C.14.6 We received a verbal report from the CAO with respect to a request for late registration. Council concurred with the decision made by staff as adequate time was provided for registration.
- C.14.7 We received a verbal report from the CAO with respect to the key issue. The Recreation Coordinator noted that a volunteer meeting would be held in the fall.

D: PLANNING & DEVELOPMENT COMMITTEE – CHAIRED BY COUNCILLOR RAWSON:

- D.1 We reviewed a Report from the Director of Planning & Development under date of June 4, 2007, with respect to the proposed Red-line Revisions to Victoria Woods Subdivision. After discussion and consideration the following motion was moved by Deputy Mayor Ladouceur and seconded by Councillor Baumgardner recommending the following to council for consideration:
- THAT THE REDLINE REVISIONS FOR THE VICTORIA WOODS SUBDIVISION, RAY MARCHAND, MAXSON BUILDING CORPORATION, FILE NUMBER 43T-93005 IDENTIFIED ON THE PLAN PREPARED BY R.J. BURNSIDE AND ASSOCIATES AND DATED APRIL 24, 2007, BE APPROVED WITH THE FOLLOWING ADDITIONAL DRAFT PLAN CONDITIONS:**
- A) THAT THE APPROPRIATE ZONING BE IN PLACE FOR THE LOTS FRONTING ONTO NEWTON STREET;**
- B) THAT THE OWNER ACQUIRES LOTS 10 & 11 PLAN 496 FOR ACCESS TO WEST STREET.**

CARRIED.

- D.2 We reviewed a Report from the Planning Technician under date of May 31, 2007, with respect to Deeming Application 2007DM01.

After discussion and consideration the following motion was moved by Councillor Pearsall and seconded by Councillor Frandsen recommending the following to Council for consideration:

THAT DEEMING APPLICATION NO. 2007DM01 SUBMITTED BY TROY LEONARD, TO DEEM LOTS 8, 9 & 10, REGISTERED PLAN 540, BE APPROVED.

CARRIED.

- D.3 We reviewed a Report from the Director of Planning and Development under date of June 7, 2007, with respect to the proposed Zoning By-law Amendment Application No. 2007ZBA06.

After discussion and consideration the following motion was moved by Deputy Mayor Ladouceur and seconded by Councillor Frandsen recommending the following to Council for consideration:

THAT APPLICATION NUMBER 2007ZBA06 TO REZONE PART OF LOT 13, CONCESSION 6, BEING THE RIVERDALE SUBDIVISION, FROM THE VILLAGE RESIDENTIAL EXCEPTION NINETEEN "R2-19" ZONE TO THE VILLAGE RESIDENTIAL SPECIAL EXCEPTION ONE "R2-S-1" ZONE; THE VILLAGE RESIDENTIAL SPECIAL EXCEPTION TWO "R2-S-2" ZONE THE VILLAGE RESIDENTIAL SPECIAL EXCEPTION THREE "R2-S-3" ZONE BE APPROVED.

CARRIED.

- D.4 We received for information the monthly By-law Enforcement Services Report for May.

- D.5 We received for information the monthly Building Services Report for May.

- D.6.1 We received a verbal report from Councillor Rawson with respect to the additional public meeting related to the Robins Point Road matter.

The Director of Planning & Development advised that a second public meeting is recommended due to the suggested change in zoning.

5. IN CAMERA SESSIONS:

During the section of the meeting dealing with Protection to Persons and Property we adjourned to an In Camera Session on a motion moved by Councillor Rawson and seconded by Councillor Pearsall to deal with a personnel matters about an identifiable individual.

Protection to Persons and Property:

- A.5.1 We received for information a letter from the Townships Solicitor under date of April 22, 2007, with respect to recent court results.

During the section of the meeting dealing with General Government we adjourned to an In Camera Session on a motion moved by Councillor Pearsall and seconded by Councillor Baumgardner to deal with a proposed or pending acquisition or disposition of land and a personnel matter about an identifiable individual.

General Government:

- C.15.1 We received for information a letter from the Townships Auditor with respect to the 2006 Year End Audit.
- C.15.2 We received a verbal report from the CAO with respect to a personnel matter.
The CAO received direction.
- C.15.3 We received a verbal report from the Clerk with respect to a land matter.
The Clerk was given direction on how to proceed.
- C.15.4 We received a verbal report from the CAO with respect to a land matter.
The CAO was given direction on how to proceed.

6. ADJOURNMENT:

Moved by Councillor Black and seconded by Councillor Rawson.

**THAT THIS COMMITTEE OF ALL COUNCIL MEETING
ADJOURN AT 8:39 P.M. AND RECONVENE AUGUST 15TH, 2007.
CARRIED.**

Minutes Recorder: Andrea Fay, Clerk