

THE CORPORATION OF THE TOWNSHIP OF TAY
REGULAR COUNCIL MEETING
WEDNESDAY, DECEMBER 12TH, 2007
7:00 P.M.

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

STAFF PRESENT: Simone Latham, C.A.O./Clerk(A)
Mara Burton, Director of Planning & Development
Joanne Sanders, Director of Finance
Cyndi Bonneville, Deputy Clerk(A)

ABSENT: Deputy Mayor Michael Ladouceur
Herb Proudley, Director of Public Works

1. CALL TO ORDER:

Mayor Warnock called the meeting to order at 7:00 p.m.

2. MOMENT OF SILENT REFLECTION:

Mayor Warnock called for a moment of silence.

At this point Mayor Warnock welcomed the Midland Secondary School Grade 10 Civics' Program students in attendance. Mayor Warnock advised that as part of their government studies the students are required to observe a council meeting. The students will have the opportunity to ask questions of Council upon adjournment.

3. DECLARATIONS OF INTEREST:

There were no declarations of interest.

4. CORRESPONDENCE:

MOVED BY: COUNCILLOR BILL RAWSON

SECONDED BY: COUNCILLOR NELSON BAUMGARDNER

**THAT THE CORRESPONDENCE BE DIRECTED TO FILE WITH THE
EXCEPTION OF THOSE ITEMS BEING REFERRED TO COMMITTEE
CHAIRPERSONS.**

CARRIED.

5. DELEGATIONS:

There were no delegations at this time.

6. MUNICIPAL REPORT NO. 2007-12-01:

MOVED BY: COUNCILLOR BILL RAWSON

SECONDED BY: COUNCILLOR NELSON BAUMGARDNER

THAT MUNICIPAL REPORT NO. 2007-12-01 BE AND IS HEREBY ADOPTED AS FOLLOWS:

- | | | |
|--------------------|---------------------|---------------------|
| 1. CARRIED. | 9. CARRIED. | 17. CARRIED. |
| 2. CARRIED. | 10. CARRIED. | 18. CARRIED. |
| 3. CARRIED. | 11. CARRIED. | 19. CARRIED. |
| 4. CARRIED. | 12. CARRIED. | 20. CARRIED. |
| 5. CARRIED. | 13. CARRIED. | 21. CARRIED. |
| 6. CARRIED. | 14. CARRIED. | 22. CARRIED. |
| 7. CARRIED. | 15. CARRIED. | 23. CARRIED. |
| 8. CARRIED. | 16. CARRIED. | |

CARRIED.

7. OTHER BUSINESS:

7.1 Appointment By-Law – Fire Chief:

Council received a verbal report from the C.A.O. with respect to the appointment of Brian Thomas as Fire Chief for the Township.

The C.A.O. advised that the related by-law would be brought forward later in the meeting for consideration by Council.

7.2 Electronic Intellectual Property Agreement:

Council received a verbal report from the Director of Planning & Development with respect to entering into an agreement with the Ontario Ministry of Public Infrastructure Renewal to access their GIS database for built boundary information.

The Director advised that the related by-law would be brought forward later in the meeting for consideration by Council.

7.3 Quit Claim – RP 580, Pt Block A:

Council received a verbal report from the C.A.O. with respect to an application to the Township for a quit claim deed to release any interest the Township may have retained in the property known as part of Block A, Registered Plan 580.

The C.A.O. advised that the related by-law would be brought forward later in the meeting for consideration by Council.

7.4 Theo & Elaine Bernard Public Library Renovation:

Council received Report No. 07-81 from the Director of Public Works with respect to the tenders received for renovations to the Theo & Elaine Bernard Public Library.

As the Director of Public Works was not in attendance the C.A.O., in conjunction with, Elizabeth Goetz, Architect with Formworks Inc. responded to questions brought forth.

After a lengthy question and answer period we agreed that it would be prudent to conduct a reference check on the two lowest bid companies. Staff was directed accordingly.

MOVED BY: COUNCILLOR JIM PEARSALL

SECONDED BY: COUNCILLOR NELSON BAUMGARDNER

THAT THE TENDER SUBMITTED BY MARAM BUILDING CORP. IN THE AMOUNT \$348,000.00 NOT INCLUDING G.S.T. FOR CONTRACT 2007-30R, THEO AND ELAINE BERNARD PUBLIC LIBRARY RENOVATIONS BE ACCEPTED.

DEFEATED.

7.5 Budget Motions:

Council received a verbal report from the Director of Finance with respect to the budget motions presented for recommendation during the Special Committee of All Council General Government/Finance meeting of December 5th, 2007.

MOVED BY: COUNCILLOR JIM PEARSALL

SECONDED BY: COUNCILLOR BILL RAWSON

THAT THE CAO IS HEREBY AUTHORIZED TO IMPLEMENT A 3% COST OF LIVING INCREASE TO THE SALARY ADMINISTRATION PLAN, THE VOLUNTEER FIREFIGHTER COMPENSATION AND COUNCIL REMUNERATION, EFFECTIVE JANUARY 1, 2008.

CARRIED

MOVED BY: COUNCILLOR JIM PEARSALL

SECONDED BY: COUNCILLOR BILL RAWSON

THAT THE 2008 VACANT LOT CHARGE FOR WATER AND SEWER BE SET AT \$54.25 EACH.

CARRIED.

MOVED BY: COUNCILLOR JIM PEARSALL

SECONDED BY: COUNCILLOR BILL RAWSON

THAT THE 2008 STREET LIGHT LEVY BE SET AT \$26.00.

CARRIED.

MOVED BY: COUNCILLOR BILL RAWSON

SECONDED BY: COUNCILLOR NELSON BAUMGARDNER

THAT THE TREASURER IS HEREBY AUTHORIZED TO TRANSFER THE HYDRO DIVIDENDS RECEIVED IN 2007 TO RESERVE FOR CONTINGENCY TO BE USED FOR THE BUILDING EXPANSION AND FURTHER THAT THE HYDRO DIVIDENDS RECEIVED IN 2008 AND 2009 BE USED FOR THE BUILDING EXPANSION.

CARRIED.

**MOVED BY: COUNCILLOR BILL RAWSON
SECONDED BY: COUNCILLOR NELSON BAUMGARDNER
THAT THE TOTAL CAPITAL EXPENDITURES OF \$6,116,000.00 BE
APPROVED.**

CARRIED.

**MOVED BY: COUNCILLOR BILL RAWSON
SECONDED BY: COUNCILLOR JIM PEARSALL
THAT THE 2008 BUDGET, BE APPROVED, AND THAT STAFF ARE
HEREBY DIRECTED TO PROCEED WITH IMPLEMENTATION OF
SAME.**

CARRIED.

**MOVED BY: COUNCILLOR AXEL FRANDBEN
SECONDED BY: COUNCILLOR RICK BLACK
THAT THE STAFF COMPLEMENT FOR ADMINISTRATION BE
INCREASED BY ONE FULL TIME POSITION FOR IT SUPPORT.**

CARRIED.

7.6 Water and Sewer Rates By-law:

Council received a verbal report from the Director of Finance with respect to the water and sanitary sewer rates.

The Director advised that the related by-law would be brought forward later in the meeting for consideration by Council.

7.7 Staff Hiring - Personnel Policy Amendments:

Council received a verbal report from the C.A.O. with respect to the personnel policy manual as it relates to staff hiring. The C.A.O. advised that an amendment is required to reflect the recommended changes to the staff hiring process.

**MOVED BY: COUNCILLOR RICK BLACK
SECONDED BY: COUNCILLOR AXEL FRANDBEN
THAT COUNCIL HEREBY ADOPT THE AMENDED PERSONNEL
POLICY TITLED "STAFF HIRING" AND THAT THE SAID POLICY BE
PUT INTO EFFECT IMMEDIATELY.**

CARRIED.

7.8 Bill 130 – Transparency & Accountability:

Council received a report from the C.A.O. with respect to changes to the Municipal Act under Bill 130. The C.A.O. advised that effective January 1, 2008 the Township is required to implement a transparency and accountability policy and outlined same for Council's consideration.

**MOVED BY: COUNCILLOR AXEL FRANDBEN
SECONDED BY: COUNCILLOR RICK BLACK
THAT THE POLICY REGARDING ACCOUNTABILITY AND
TRANSPARENCY BE ADOPTED.**

CARRIED.

**MOVED BY: COUNCILLOR AXEL FRANDBSEN
SECONDED BY: COUNCILLOR RICK BLACK
THAT THE POLICY REGARDING COUNCIL DELEGATION BE
ADOPTED.**

CARRIED.

**MOVED BY: COUNCILLOR AXEL FRANDBSEN
SECONDED BY: COUNCILLOR RICK BLACK
THAT THE COUNCIL OF TOWNSHIP OF TAY DEEMS IT DESIRABLE
TO DELEGATE AUTHORITY TO APPROVE TEMPORARY ROAD
CLOSURES FOR ROAD WORK AND THE DUTIES ASSOCIATED TO
THE COORDINATOR OF REQUESTS FOR ACCESS TO MUNICIPAL
INFORMATION.**

CARRIED.

**MOVED BY: COUNCILLOR AXEL FRANDBSEN
SECONDED BY: COUNCILLOR RICK BLACK
THAT STAFF BE DIRECTED TO PREPARE THE NECESSARY
BY-LAWS FOR THE FOLLOWING:**

- **ACCOUNTABILITY AND TRANSPARENCY POLICY**
- **COUNCIL DELEGATION POLICY**
- **DELEGATION OF ROUTINE POWERS AND DUTIES TO
STAFF**

CARRIED.

7.9 Bill 130 – Meetings Investigator:

Council received a report from the C.A.O. with respect to changes to the Municipal Act under Bill 130. The C.A.O. advised that effective January 1, 2008 the Township is required to implement a policy to appoint a meeting investigator to review complaints received by members of the public to determine if the Township is in compliance with the requirements for closed meetings.

**MOVED BY: COUNCILLOR RICK BLACK
SECONDED BY: COUNCILLOR AXEL FRANDBSEN
THAT JGM CONSULTING BE APPOINTED TO PROVIDE CLOSED
MEETING INVESTIGATOR SERVICES TO THE TOWNSHIP OF TAY;
AND FURTHER THAT STAFF BE DIRECTED TO PREPARE THE
NECESSARY BY-LAW.**

CARRIED.

7.10 Rate Study Public Meeting – Replies to Water Quality Concerns:

Council received Report No. 07-83 from the Environmental Superintendent with respect to comments made by ratepayers during the Public Meeting on the Water and Wastewater Rate Study, as compiled by Watson & Associates. The C.A.O. spoke to the report and responded to questions brought forth.

It was agreed that the report be received for information purposes.

7.11 Request Meeting with Resident – Property Matter:

Council received a verbal update from the C.A.O. with respect to a request from Council that staff be directed to schedule a meeting with a resident in regard to a property matter. The C.A.O. advised that the individual is currently out of the country and will attempt to schedule a meeting date next week.

7.12 Insight Sports – WFN Tour:

Council received a verbal report from the C.A.O. with respect to a request from Insight Sports Limited to host the 2008 WFN Tour – Bass Championships.

Mayor Warnock spoke to the matter and advised that he was approached by an individual requesting that Tay Township consider hosting a bass championship. Mayor Warnock requested that the organization forward a letter outlining details of the event for Council's consideration.

The Director of Planning & Development researched the request and provided details on why the organization is seeking an alternate location to host the event.

After discussion and consideration Council concluded that at this time it is not feasible to host an event of this nature and that the Mayor so notify the individual.

It was noted that staff is working on an event policy that will assist Council on how to deal with future request of this nature.

8. BY-LAWS:

MOVED BY: COUNCILLOR RICK BLACK

SECONDED BY: COUNCILLOR AXEL FRANDBSEN

THAT LEAVE BE GRANTED TO INTRODUCE BY-LAWS 2007-88, 2007-91, 2007-92, 2007-94, 2007-95, 2007-96, 2007-97, 2007-98, 2007-99, 2007-100, 2007-101, 2007-102, 2007-103 AND 2007-104.

CARRIED.

MOVED BY: COUNCILLOR RICK BLACK

SECONDED BY: COUNCILLOR AXEL FRANDBSEN

THAT BY-LAWS 2007-88, 2007-91, 2007-92, 2007-94, 2007-95, 2007-96, 2007-97, 2007-98, 2007-99, 2007-100, 2007-101, 2007-102, 2007-103 AND 2007-104 BE READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED.

CARRIED.

9. NOTICES OF MOTION:

There were no notices of motion at this time.

10. ADJOURNMENT:

MOVED BY: COUNCILLOR RICK BLACK

SECONDED BY: COUNCILLOR AXEL FRANSEN

**THAT THIS REGULAR MEETING OF COUNCIL ADJOURN AT
7:57 P.M. AND TO RECONVENE ON JANUARY 9, 2008 AT 7:00 P.M.**

CARRIED.

MAYOR

CLERK(A)