

**THE CORPORATION OF THE TOWNSHIP OF TAY  
COMMITTEE OF ALL COUNCIL MEETING  
WEDNESDAY, FEBRUARY 18<sup>TH</sup>, 2009  
1:00 P.M.**

**PRESENT:** Mayor Scott Warnock  
Deputy Mayor Michael Ladouceur  
Councillor Nelson Baumgardner  
Councillor James Pearsall  
Councillor Bill Rawson

**STAFF PRESENT:** Simone Latham, C.A.O./Deputy Clerk  
Alison Thomas, Clerk  
Nick Colucci, Director of Public Works  
Shawn Aymer, Deputy Fire Chief/FPO (Section A)  
Joanne Sanders, Director of Finance (Section C)  
Mara Burton, Dir. of Planning & Development (Section C & D)  
Gerard LaChapelle, Works Superintendent (Section B)  
Jamey Adams, Environmental Superintendent (Section B)  
Holly Bryce, Recreation Coordinator (Section C)

**REGRETS:** Councillor Rick Black  
Councillor Axel Frandsen

**1. CALL TO ORDER:**

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.)*

**2. DECLARATIONS OF INTEREST:**

None were presented.

**3. DELEGATIONS:**

**2:30 P.M. – XCG Consultants – Re: PMSTP Remedial Report**

Mr. Steven Nutt of XCG Consultants appeared before Committee regarding Remediation Options for the Port McNicoll WWTP. Mr. Nutt provided an overview of the options before Council – the “Burnside Solution” (5000 m<sup>3</sup> equalization tank with increased membrane capacity), the “CH2M Hill Solution” (higher capacity membranes and retain the existing equalization tank), and the possible compromise solution. In addition, he noted that upon conducting an analysis of the options it was noted that any feasible option must meet current design flows and fit into the available bioreactor space.

Mr. Nutt gave an overview of the evolution of the membrane technology and how newer technology provides options to meet current and future demands. In addition, he outlined the differences between the options and highlighted that Option 4 is, in their opinion, the best option which would provide a new 5000 m<sup>3</sup> equalization tank and require the installation of 32 new membrane cassettes with necessary modifications to mechanical equipment as needed. Mr. Nutt reported that the Township's membrane requirement has increased significantly due to extraneous flow, temperature and current capacity limitations.

Mr. Nutt outlined the advantages of the larger equalization tank, as it would provide increased flexibility with respect to maintenance of the system and reduces the chance of a raw wastewater bypass in the case of a failure of a membrane treatment train. He further noted that the larger tank reduces the impact of peak flows, thus reducing the number of membrane cassettes. Mr. Nutt reported on the suggested implementation strategy – Phase 1A & Phase 1B – and noted that by completing the suggested phases that capacity will be provided for existing flows and significantly reduce potential for bypassing.

Mr. Nutt outlined the suggested Phase 2 for the project which would provide for increased flow capacity due to additional membrane cassettes coming online with no reduction in I/I (Infiltration/Inflow); however, that Phase 2 will require an addendum to the Environmental Assessment previously completed. In addition, he reported on the steps required in Phase 3 which would require significant investment and whose success will depend on the I/I reduction program and changes in flows.

In conclusion, Mr. Nutt provided a summary of the proposed phasing and the associated costs for each phase.

**3:45 p.m. – Mr. Bob Morton – Re: Land Sale – 20 Sunset Crt.**

Mr. Bob Morton, appeared before Committee respecting the sale of 20 Sunset Court. Mr. Morton provided an overview of the process thus far and noted their concerns with the Township's appraisal conducted on 20 Sunset Court.

Mr. Morton reported that the interested purchasers (Morton's and Ens') obtained a second independent appraisal and noted that, in their opinion, easements are preferred to encroachment agreements when considering the future sale of their properties. In conclusion, he noted that they consider their offer to be fair and look forward to receiving Council's feedback on this matter.

**4:00 p.m. – Mr. Keith Sherman – Re: SSEA Agreement/Strategic Plan**

Mr. Keith Sherman, of SSEA (Severn Sound Environmental Association), appeared before Committee respecting a new SSEA Agreement and Strategic Plan. Mr. Sherman reported that the draft agreement under consideration provides for a new organizational structure, with municipal appointments to the Association. In addition, he noted that the new agreement provides a mandate for the Association and an ‘out’ clause for municipalities who no longer see the need for the Association.

Mr. Sherman commented that it is their intent to provide cost-effective services to their member municipalities. In addition, he noted that they would like to have the new agreement signed by all municipalities on March 26, 2009 in one ceremony. Mr. Sherman highlighted that Schedule ‘A’ to the Agreement is the new Strategic Plan and Schedule ‘B’ is the new Business Plan, both of which have been previously presented to Council.

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

**THAT THE SEVERN SOUND ENVIRONMENTAL ASSOCIATION HAS CONSIDERED A STRATEGIC PLAN AND BUSINESS PLAN TO CREATE A JOINT MUNICIPAL BOARD; AND THAT STAFF BE DIRECTED TO BRING FORWARD A BY-LAW TO EXECUTE THE AGREEMENT AT THE NEXT MEETING OF COUNCIL.**

**CARRIED.**

**4. COMMITTEE BUSINESS:**

**A: PROTECTION TO PERSONS & PROPERTY COMMITTEE – CHAIRED BY CHAIR COUNCILLOR JIM PEARSALL:**

- A.1 The Protection to Persons & Property Committee was called to order by the Chair at 1:02 p.m.
- A.2.1 We received for information the O.P.P. monthly statistics report for the month of January 2009.
- A.2.2 We received for information the monthly’s Fire Chief’s report under date of February 3, 2009 for the month of January, 2009.
- A.2.3 We received a report from the Fire Chief under date of February 4, 2009 with respect to the Duggan Family Request – Renaming of Port McNicoll Fire Hall.

It was reported that the Port McNicoll firefighters are willing to donate \$250 towards a memorial bench and that the Duggan Family will be approached to cover the balance of the cost of the bench. Staff was requested to report back on the results of the conversation with family.

- A.3 None were presented.
- A.4.1 We received for information the Deputy Fire Chief/Fire Prevention Officer's monthly activity report for January 2009.
- A.4.2 We received for information the Care Animal & Pest Control monthly activity report for January 2009.

**B: PUBLIC WORKS COMMITTEE - CHAIRED BY CHAIR COUNCILLOR BILL RAWSON:**

- B.1 The Public Works Committee was called to order by the Chair at 1:08 p.m.
- B.2.1 We received for information Report No. 09-05 from the Works Superintendent under date of February 18, 2009 with respect to the Works Department monthly report for January 2009.

- B.2.2 We received Report No. 09-04 from the Works Superintendent under date of February 18, 2009 regarding the Tender for the Supply of One (1) 2009 Tandem Axel Diesel Powered Cab & Chassis, Contract No. 2008-25.

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

**THAT THE TENDER SUBMITTED BY SHEEHAN'S TRUCK CENTRE INC. FOR THE SUPPLY OF ONE (1) 2009 TANDEM AXLE TRUCK DIESEL POWERED CAB & CHASSIS IN THE AMOUNT OF \$212,300.65 INCLUDING TRADE IN ADDITIONAL WARRANTY AND TAXES BE ACCEPTED.**

**CARRIED.**

- B.2.3 We received Report No. 09-03 from the Director of Public Works under date of February 18, 2009 regarding the Severn Sound Source Protection Authority 2008-2009 Ontario Drinking Water Source Protection Stewardship Program (ODWSP).

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

**THAT THE CORPORATION OF THE TOWNSHIP OF TAY ADOPT THE DRAFT INTAKE PROTECTION ZONE-1 AREAS FOR ALL THE CURRENT MUNICIPAL INTAKES AS DELINEATED ON THE ATTACHED MAPS FOR THE PURPOSES OF THE ONTARIO DRINKING WATER STEWARDSHIP PROGRAM.**

**CARRIED.**

- B.2.4 We received a report from XCG Consulting under date of February 12, 2009 regarding the Remediation Options for the Port McNicoll WWTP.

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

**THAT WHEREAS THE REPORT OF XCG REGARDING THE REMEDIATION OPTIONS FOR THE PORT MCNICOLL WASTEWATER TREATMENT PLANT WAS RECEIVED BY COUNCIL ON FEBRUARY 18, 2009;**

**AND WHEREAS THE REPORT IDENTIFIES SIGNIFICANT CAPITAL INVESTMENT OVER THREE PHASES;**

**AND WHEREAS THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF TAY CONFIRMS THAT IT WOULD BE ADVANTAGEOUS TO PROCEED WITH STAGE NO. 1(A), 1(B) AND 2 AT THE SAME TIME;**

**AND WHEREAS AN ADDENDUM TO THE ENVIRONMENTAL ASSESSMENT FOR THE PORT MCNICOLL SEWAGE TREATMENT PLANT IS REQUIRED;**

**NOW THEREFORE COUNCIL DIRECTS STAFF TO PROCEED WITH THE NECESSARY WORK FOR THE AFOREMENTIONED PHASES;**

**AND FURTHER THAT STAFF BE DIRECTED TO ADVISE THE CURRENT LOW TENDER, NADECO LIMITED, THAT WE ARE NOT ABLE TO PROCEED WITH THE CONSTRUCTION OF THE EQUALIZATION STORAGE AT THIS TIME;**

**AND FURTHER THAT THE FEDERAL AND PROVINCIAL GOVERNMENTS BE PETITIONED TO ASSIST THE MUNICIPALITY WITH RESPECT TO GRANT FUNDING.**

**CARRIED.**

B.3 No Other Business Items were presented.

B.4 No Items for Information were presented.

**C: GENERAL GOVERNMENT/FINANCE – CHAIRED BY CO-CHAIR COUNCILLOR BAUMGARDNER:**

C.1 The General Government & Finance Committee was called to order by the Chair at 1:40 p.m.

C.2.1 We reviewed for information a report from the Recreation Coordinator under date of February 18, 2009 regarding a recreation update for the month of January 2009.

C.2.2 We reviewed a report from the Recreation Coordinator under date of February 18, 2009 regarding Summer 2009 Recreation Programming & Special Event Proposal.

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

**THAT THE PROPOSED RECREATION PROGRAMMING AND SPECIAL EVENTS FOR SUMMER 2009 ARE APPROVED AS OUTLINED IN THIS REPORT.**

**CARRIED.**

- C.2.3 We reviewed a report from the Recreation Coordinator under date of February 18, 2009, regarding the Waverley Culture and Recreation Sub-Committee – Appointment of New Committee Members.

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 THE REPORT DATED FEBRUARY 18, 2009 REGARDING THE APPOINTMENT OF NEW COMMITTEE MEMBERS TO THE WAVERLEY CULTURE AND RECREATION SUB-COMMITTEE BE ACCEPTED; AND**

**THAT THE RECOMMENDATION CONTAINED WITHIN TO APPOINT CHERRY WELLS, ROBIN WELLS AND DANDY HABRAKEN AS MEMBERS OF THE WAVERLEY CULTURE AND RECREATION SUB-COMMITTEE BE APPROVED EFFECTIVE AS OF MARCH 11, 2009 TO DECEMBER 31, 2010.**

**CARRIED.**

- C.2.4 We reviewed a verbal report from the Mayor Warnock with respect to a Request for a Motion of Support from Midland Area Reading Council.

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 AS THE MIDLAND AREA READING COUNCIL PROVIDES AN IMPORTANT COMMUNITY-BASED LITERACY PROGRAM FOR AREA RESIDENTS; AND**

**AS FUNDING IS REQUIRED FOR MAINTAINING THESE PROGRAMS DURING DIFFICULT ECONOMIC TIMES FOR EDUCATIONAL SERVICES, SO SERVICES ARE PROVIDED TO THOSE IN NEED; AND**

**AS FUNDING HAS NOT INCREASED FOR COMMUNITY-BASED LITERACY AGENCIES IN MANY YEARS;**

**NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL FOR THE CORPORATION OF THE TOWNSHIP OF TAY SUPPORTS THE MIDLAND AREA READING COUNCIL AND THEIR PURSUIT OF ADDITIONAL FUNDING BY THE PROVINCE OF ONTARIO.**

**CARRIED.**

C.2.5 We received a report from the Clerk under date of February 18, 2009, regarding a Community Centre Rental – Tay Idol – Request for Grant.

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

**THAT AS THE TAY IDOL EVENT PROVIDES A DIRECT BENEFIT TO TOWNSHIP OF TAY RESIDENTS; AND**

**THEREFORE BE IT RESOLVED THAT PURSUANT TO THE TOWNSHIP'S 'GRANTS AND DONATIONS' POLICY THAT COUNCIL PROVIDE A GRANT IN THE AMOUNT OF \$275.00 (+GST) TO COVER THE RENTAL COSTS FOR THE OAKWOOD COMMUNITY CENTRE FOR THE TAY IDOL EVENT.**

**CARRIED.**

C.2.6 We received a memo from the Director of Finance under date of February 18, 2009 regarding the Development Charges Review.

In addition, Committee received a memo from the Director of Planning and Development under date of February 18, 2009 respecting Proposed Commercial Development Charges.

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 AS THE PUBLIC MEETING, REQUIRED AS PART OF THE DEVELOPMENT CHARGES REVIEW PROCESS, PER THE DEVELOPMENT CHARGES ACT, WAS HELD ON FEBRUARY 11, 2009; AND**

**THAT AS SUFFICIENT TIME WAS PROVIDED FOR THE RECEIPT AND CONSIDERATION OF PUBLIC INPUT REGARDING THE 2008 BACKGROUND STUDY AND PROPOSED BY-LAW; AND**

**THAT STAFF BE DIRECTED TO PREPARE THE FINAL STAFF REPORT AND BY-LAW FOR COUNCIL'S CONSIDERATION AT THEIR NEXT REGULAR COUNCIL MEETING; AND**

**FURTHER THAT COUNCIL ADOPT THE 2008 BACKGROUND STUDY, DATED DECEMBER 22, 2008, AS REQUIRED BY THE DEVELOPMENT CHARGES ACT.**

**CARRIED.**

Council further directed staff to reduce the commercial rate from the calculated \$15.30 per square foot to 25% of that rate and include a phasing component within the by-law to allow for a maximum 20% commercial rate phased increase per year over the five (5) years of the by-law.

C.2.7 We received a report from the Director of Finance under date of February 18, 2009 regarding a Land Sale Summary for 2008.

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 TREASURER IS HEREBY AUTHORIZED TO DECREASE THE BUDGETED TRANSFER TO THE CONTINGENCY RESERVE BY \$200,000.00 TO A RESERVE TRANSFER OF ZERO; AND**

**FURTHER THAT THE TREASURER IS HEREBY AUTHORIZED TO REDUCE THE BUDGETED TRANSFER TO RESERVE FOR PARKLAND DEVELOPMENT BY \$158,052.00 TO A RESERVE TRANSFER OF \$30,656.40.**

**CARRIED.**

- C.2.8 We received a report from the Chief Administrative Officer under date of February 10, 2009 regarding Personnel Policy Update – Conference (Daily Per Diem Rates Review).

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 PERSONNEL POLICY WITH RESPECT TO COUNCIL CONFERENCE AND CONVENTION ATTENDANCE BE ADOPTED; AND**

**FURTHER THAT THE DAILY PER DIEM FOR COUNCIL CONFERENCE ATTENDANCE (2009 RATE) BE INCREASED TO \$75.00; AND**

**THAT THE COUNCIL PER DIEM RATE BE ADJUSTED ON AN ANNUAL BASIS AT THE SAME RATE AS THE ADJUSTMENT TO THE SALARY ADMINISTRATION PLAN.**

**CARRIED.**

- C.3 No Other Business Items were presented.
- C.4.1 County Council Update for the Month of January 2009.
- C.4.2 We received for information correspondence from the Town of Bradford West Gwillimbury, regarding the Bradford By-Pass; Regional Municipality of York and the County of Simcoe.
- C.4.3 We received for information correspondence from the Simcoe Muskoka District Health Unit, regarding Outdoor Air Quality in Simcoe Muskoka.
- C.4.4 We received for information correspondence AMO regarding AMO Expresses Concern, Provides Recommendations to Minister on Proposed AODA Information and Communications Standard.
- C.4.5 We received for information correspondence from the City of Hamilton, Re: Bill 138, Protection of Public Participation Act, 2008.

**D: PLANNING & DEVELOPMENT COMMITTEE – CHAIRED BY DEPUTY MAYOR LADOUCEUR:**

D.1 The Planning & Development Committee was called to order by the Chair at 4:15 p.m.

D.2.1 We reviewed a report from the Director of Planning and Development under date of February 9, 2009, respecting a Proposed Parking By-law to Replace Existing By-law 1994-58, as amended.

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 PARKING BY-LAW 2009-20 BE BROUGHT FORWARD TO THE NEXT REGULAR COUNCIL MEETING FOR PASSING.**

**CARRIED.**

D.2.2 We received a report from the Director of Planning and Development under date of February 11, 2009 respecting Proposed Amendment to the Property Standards By-law 2006-47.

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

**THAT BY-LAW 2009-19 BE BROUGHT FORWARD TO THE NEXT REGULAR COUNCIL MEETING FOR PASSING.**

**CARRIED.**

D.2.3 We received a report from the Director of Planning and Development under date of February 9, 2009 respecting Proposed Amendment to the Pool Fence By-law 2006-18.

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

**THAT BY-LAW 2009-18 BE BROUGHT FORWARD TO THE NEXT REGULAR COUNCIL MEETING FOR PASSING.**

**CARRIED.**

D.2.4 We reviewed a report from the Director of Planning & Development under date of February 11, 2009 respecting a Heritage Permit Application – St. Paul’s Presbyterian Church – 95 Jephson Street.

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

**THAT THE HERITAGE PERMIT APPLICATION FOR ST. PAUL’S PRESBYTERIAN CHURCH TO REPLACE THE FRONT DOORS BE APPROVED.**

**CARRIED.**

- D.2.5 We reviewed for information the monthly Municipal By-law Enforcement Services report under date of February 2, 2009 for the month of January 2009.
- D.2.6 We reviewed for information the monthly Building Services report under date of February 4, 2009 for the month of January 2009.
- D.3 No Other Business Items were presented.
- D.4 No Items for Information were presented.

**5. IN CAMERA SESSION:**

Following the regular Committee of All Council business we adjourned to an “In Camera” Session and the following motion was passed.

**MOVED BY: COUNCILLOR BILL RAWSON**

**SECONDED BY: COUNCILLOR JIM PEARSALL**

**COUNCIL ADJOURN TO AN IN CAMERA SESSION;**

**AND FURTHER THAT THIS PORTION OF THE MEETING BE CLOSED TO THE PUBLIC PURSUANT TO THE FOLLOWING SECTION(S) – AS MARKED, OF SECTION 239, SUBSECTION (2) OF THE MUNICIPAL ACT, 2001:**

- THE SECURITY OF THE PROPERTY OF THE MUNICIPALITY OR LOCAL BOARD;**
- PERSONAL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES;**
- A PROPOSED OR PENDING ACQUISITION OR DISPOSITION OF LAND FOR MUNICIPAL OR LOCAL BOARD.**

**CARRIED.**

- 5.1 We received a report from the Clerk with respect to the pending disposition of the lands known as 20 Sunset Court.  
After discussion, Council gave direction and requested to be kept up to date on the negotiations with the purchasers.
- 5.2 We received a verbal report from the Chief Administrative Officer with respect the security of the property of the municipality as it relates to the 2008 Interim Audit Letter.  
After discussion, Council received the letter for information only.
- 5.3 We received a verbal report from the Chief Administrative Officer with respect to a personnel matter about an identifiable individual.  
After discussion, Council gave direction and requested to be kept up to date on the recruitment process.

**MOVED BY: COUNCILLOR NELSON BAUMGARDNER  
SECONDED BY: COUNCILLOR JIM PEARSALL  
THAT COUNCIL ADJOURN FROM THE IN CAMERA SESSION  
AT 4:54 P.M. AND RETURN TO THE REGULAR MEETING.  
CARRIED.**

**6. ADJOURNMENT:**

Moved by Councillor Pearsall and seconded by Councillor Rawson.

**THAT THIS COMMITTEE OF ALL COUNCIL MEETING  
ADJOURN AT 4:55 P.M. AND RECONVENE MARCH 18, 2008.  
CARRIED.**

Minutes Recorder: Alison Thomas, Clerk