

**THE CORPORATION OF THE TOWNSHIP OF TAY
REGULAR COUNCIL MEETING
WEDNESDAY, JULY 8TH, 2009
7:00 P.M.**

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

STAFF PRESENT: Simone Latham, CAO/Deputy Clerk
Alison Thomas, Clerk
Mara Burton, Director of Planning & Development
Joanne Sanders, Director of Finance
Nick Colucci, Director of Public Works
Brian Thomas, Fire Chief

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 silent reflection.

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:

5.1 Mr. A. Genis – Re: Rezoning, 510 Park Street

Council received a delegation from Mr. A. Genis regarding the rezoning of 510 Park Street. Mr. Genis commented that he is opposed to the proposed development proceeding with the current site plan. He particularly objected to the location of the entranceway off of Park Street as it lies directly beside his property as well as the depth of the setbacks.

Mr. Genis indicated that he has issues with the plans for handling the drainage/overflow from the drainage pond and will take his objections to the Ontario Municipal Board. He also noted that he has been in contact with the Ministry of Natural Resources regarding the effect of the drainage from the pond onto his property.

Mr. Genis inquired as to whether or not an impact study has been done to determine the effect of the development on the neighbouring properties. He commented that he is not opposed to the concept of development but he does object to the current land use plan, low setbacks, drainage plan, etc. and requested more time to discuss the issues with staff.

6. MUNICIPAL REPORT NO. 2009-07-01:

MOVED BY: COUNCILLOR BILL RAWSON

SECONDED BY: COUNCILLOR JIM PEARSALL

THAT MUNICIPAL REPORT NO. 2009-07-01 BE AND IS HEREBY ADOPTED AS FOLLOWS:

- | | | |
|-------------------|--------------------|--------------------|
| 1. CARRIED | 6. CARRIED | 11. CARRIED |
| 2. CARRIED | 7. CARRIED | 12. CARRIED |
| 3. CARRIED | 8. CARRIED | 13. CARRIED |
| 4. CARRIED | 9. CARRIED | |
| 5. CARRIED | 10. CARRIED | |

CARRIED.

7. OTHER BUSINESS:

7.1 Verbal Report – Clerk – Re: Appointments to the Municipal Horticulture Committee:

Council considered a verbal report from the Clerk regarding the appointment of the members to the Municipal Horticulture Committee.

The Clerk reported that the required appointment by-law is before Council for consideration later in the meeting.

7.2 Verbal Report – Clerk – Re: Appointment of Canine Control Officer:

Council considered a verbal report from the Clerk regarding the appointment of a new canine control officer.

The Clerk reported that the required appointment by-law for the new canine control officer is before Council for consideration later in the meeting.

7.3 Report – Clerk – Re: Final Accessible Customer Service Policy:

Council considered a report from the Clerk, under date of July 8, 2009 regarding the final Accessible Customer Service Policy.

MOVED BY: COUNCILLOR JIM PEARSALL

SECONDED BY: COUNCILLOR BILL RAWSON

THAT THE ACCESSIBLE CUSTOMER SERVICE POLICY BE APPROVED AS CIRCULATED.

CARRIED.

7.4 Report – Dir. of Planning & Development – Re: Application No.2008ZBA03 to amend Zoning By-law 2000-57, 1735149 Ontario Inc. – 510 Park Street:

Council considered a report from the Director of Planning and Development, under date of June 18, 2009 regarding Application No. 2008ZBA03 to amend the Zoning By-law 2000-57, 1735149 Ontario Inc. – 510 Park Street.

The Director of Planning & Development reported that the required zoning by-law is before Council for consideration later in the meeting.

MOVED BY: COUNCILLOR BILL RAWSON

SECONDED BY: COUNCILLOR JIM PEARSALL

THAT APPLICATION NO. 2008ZBA03 TO REZONE 510 PARK ST. FROM THE VILLAGE RESIDENTIAL “R2” ZONE TO THE HIGHWAY/SERVICE COMMERCIAL EXCEPTION SIX HOLDING “C4-6(H)” ZONE BE APPROVED.

CARRIED.

7.5 Verbal Report – Dir. Of Public Works – Re: Port McNicoll Equalization Storage Tank Tender:

Council considered a verbal report from the Director of Public Works regarding the contract for the Port McNicoll Equalization Storage Tank Tender.

The Director of Public Works reported that contractor has agreed to hold the original tendered price; therefore, the required by-law to authorize the agreement with Nadeco Limited is before Council for consideration later in the meeting.

7.6 Verbal Report – Dir. Of Public Works – Re: Grant Announcement, Rink Hard Surfacing:

Council considered a verbal report from the Director of Public Works regarding the grant announcement for rink hard surfacing.

MOVED BY: COUNCILLOR NELSON BAUMGARDNER

SECONDED BY: COUNCILLOR BILL RAWSON

THAT WHEREAS COUNCIL AT ITS MEETING OF MAY 19, 2009 DIRECTED STAFF TO FILE AN APPLICATION FOR THE HARD SURFACING OF 4 COMMUNITY RINKS WITH A ROOFED COVER ON ALL RINKS;

AND WHEREAS STAFF, IN THE PRICING OF THE PROJECT DETERMINED THAT THE MUNICIPAL PORTION OF THE COSTS WOULD BE ONEROUS FOR THE MUNICIPALITY;

AND WHEREAS DISCUSSIONS HAD BEEN HELD WITH COUNCIL REGARDING THE PLACEMENT OF PLUMBING FOR REFRIGERATION UNDER A PREVIOUS GRANT APPLICATION;

AND WHEREAS THE DEADLINE FOR THE APPLICATIONS FOR RINC WAS MAY 29, 2009;

AND WHEREAS AN APPLICATION WAS MADE UNDER THE RECREATIONAL INFRASTRUCTURE CANADA (RINC) PROGRAM TO HARD SURFACE AND PROVIDE SUCH AMENITIES AS PLUMBING AND REFRIGERATION AT PORT MCNICOLL;

NOW THEREFORE THE COUNCIL OF THE TOWNSHIP OF TAY AUTHORIZES STAFF TO PROCEED WITH THE NECESSARY WORK AS DETAILED IN THE GRANT APPLICATION AT THE PORT MCNICOLL LOCATION.

CARRIED.

Staff was requested to bring a report forward to the next COAC meeting regarding the implementation of this project.

7.7 Verbal Report – Dir. Of Planning & Development – Re: Sole Sourcing of Community & Wayfinding Signage:

Council considered a verbal report from the Director of Planning & Development regarding the sole sourcing of the Community and Wayfinding signage.

MOVED BY: DEPUTY MAYOR MICHAEL LADOUCEUR

SECONDED BY: COUNCILLOR AXEL FRANSEN

THAT WHEREAS THE TOWNSHIP OF TAY HAS SET A UNIFORM STANDARD FOR SIGNS;

AND WHEREAS THE MUNICIPALITY HAS CONTRACTED WITH ROOT CELLAR SIGNS FOR THE PROVISION OF THESE SPECIFIC SIGNS;

Cont'd...

AND WHEREAS COUNCIL AUTHORIZED STAFF AT THEIR MAY 20, 2009 COMMITTEE OF ALL COUNCIL MEETING TO COMMENCE THE FIRST PHASE OF THE COMMUNITY AND WAYFINDING SIGNAGE PROJECT;

NOW THEREFORE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF TAY AUTHORIZES THE SOLE SOURCE PROCUREMENT OF THE COMMUNITY AND WAYFINDING SIGNAGE WITH ROOT CELLAR SIGNS PER SECTION 6(B) OF THE TOWNSHIP'S PROCUREMENT BYLAW.

CARRIED.

7.8 Report – Dir. Of Public Works – Re: Contract 2009-09, Water Distribution System Improvements:

Council considered a report from the Director of Public Works, under date of July 6, 2009 regarding the award of Contract 2009-09 for the Water Distribution System Improvements.

The Director of Public Works reported that the required by-law to authorize the agreement with Arnott Construction is before Council for consideration later in the meeting.

MOVED BY: DEPUTY MAYOR MICHAEL LADOUCEUR

SECONDED BY: COUNCILLOR AXEL FRANSEN

THAT THE TENDER SUBMITTED BY ARNOTT CONSTRUCTION LIMITED IN THE AMOUNT OF \$828,362.90 INCLUDING GST FOR CONTRACT 2009-09 – WATER DISTRIBUTION SYSTEM IMPROVEMENTS BE ACCEPTED;

AND THAT STAFF BE DIRECTED TO PREPARE THE BY-LAW AUTHORIZING THE EXECUTION OF THE CONTRACT BETWEEN THE TOWNSHIP OF TAY AND ARNOTT CONSTRUCTION;

AND FURTHER THAT ALL BID DEPOSITS SUBMITTED BY FIRMS OTHER THAN THE SUCCESSFUL BIDDER BE RETURNED ONCE THE CONTRACT IS EXECUTED BY THE MAYOR AND ARNOTT CONSTRUCTION LIMITED.

CARRIED.

7.9 Verbal Councillor Baumgardner – Grass & Weed Cutting on Curbs & Road Sides:

Councillor Baumgardner requested that the grass and weed be trimmed along the curbs and road sides in the community. The Director of Public Works advised that the works are planned; however, that they have been hampered by weather conditions.

8. **BY-LAWS:**

MOVED BY: COUNCILLOR RICK BLACK

SECONDED BY: COUNCILLOR AXEL FRANDBSEN

THAT LEAVE BE GRANTED TO INTRODUCE BY-LAWS 2009-21, 2009-39, 2009-40, 2009-41, 2009-42, 2009-43 AND 2009-44.

CARRIED.

MOVED BY: DEPUTY MAYOR MICHAEL LADOUCEUR

SECONDED BY: COUNCILLOR RICK BLACK

THAT BY-LAWS 2009-21, 2009-39, 2009-40, 2009-41, 2009-42, 2009-43 AND 2009-44 BE READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED.

CARRIED.

9. **NOTICES OF MOTION:**

None were presented.

10. **IN CAMERA SESSION:**

None were presented.

11. **ADJOURNMENT:**

MOVED BY: COUNCILLOR RICK BLACK

SECONDED BY: DEPUTY MAYOR MICHAEL LADOUCEUR

THAT THIS REGULAR MEETING OF COUNCIL ADJOURN AT 8:45 P.M. AND TO RECONVENE ON SEPTEMBER 9, 2009 AT 7:00 P.M.

CARRIED.

MAYOR

CLERK