

THE CORPORATION OF THE TOWNSHIP OF TAY
REGULAR COUNCIL MEETING
WEDNESDAY, DECEMBER 9, 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, C.A.O./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:

Mayor Warnock declared a pecuniary interest on Municipal Report Motion #10 as he is disc jockey for the schedule events.

4. CORRESPONDENCE:

MOVED BY: COUNCILLOR AXEL FRANDBEN

SECONDED BY: COUNCILLOR RICK BLACK

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

CARRIED.

5. DELEGATIONS:

**7:05 p.m. –Linda Ferguson (Dr. Retired) - Re: Physician Recruitment
Campaign**

Ms. Linda Ferguson appeared before Council respecting the importance of Physician Recruitment Campaign. Ms. Ferguson outlined the history of physician recruitment in the Province emphasizing the effect of reduced medical school class sizes has resulted in physician shortages.

Ms. Ferguson commented that it is difficult to recruit new physicians to the area as competition is strong in physician recruitment. In addition, she noted that the physician shortage is more noticeable due to the effect of the aging population and the aging average age of physicians. Ms. Ferguson reported that as the average age of a physician is into their thirties by the time they are practicing more must be done to provide incentives to attract new graduates to our area and community.

Ms. Ferguson commented that while we cannot compete with the technology in the cities, we can make our area attractive by increasing awareness of the general community, hospital environment, etc. that works to our area's strengths. She remarked that she believes that the proposed \$2.00 per person physician recruitment allocation is reasonable as the funds are important to ensure we get the doctors and care we need for the future.

In conclusion, Ms. Ferguson requested that Council consider a regular contribution to physician recruitment in the 2010 Budget and future budgets.

Council temporarily recessed at 7:42 p.m. for the planning public meetings.

Council reconvened at 8:55 p.m.

6. MUNICIPAL REPORT NO. 2009-12-01:

MOVED BY: COUNCILLOR AXEL FRANDBSEN

SECONDED BY: DEPUTY MAYOR MICHAEL LADOUCEUR

THAT MUNICIPAL REPORT NO. 2009-12-01 BE AND IS HEREBY ADOPTED AS FOLLOWS:

- | | | |
|-------------------------------|---------------------|----------------------|
| 1. CARRIED. | 7. CARRIED. | 13. DEFEATED* |
| 2. CARRIED. | 8. CARRIED. | 14. CARRIED. |
| 3. CARRIED AS AMENDED. | 9. CARRIED. | |
| 4. CARRIED AS AMENDED. | 10. CARRIED. | |
| 5. CARRIED. | 11. CARRIED. | |
| 6. CARRIED. | 12. CARRIED. | |
| | CARRIED. | |

MOVED BY: COUNCILLOR AXEL FRANDBSEN

SECONDED BY: DEPUTY MAYOR MICHAEL LADOUCEUR

THAT RECOMMENDATION #3 OF MUNICIPAL REPORT #2009-12-01 BE AMENDED TO READ AS FOLLOWS:

THAT STAFF PROCEED WITH CONSIDERATION OF AN 85 FOOT BY 200 FOOT NHL REGULATION SIZE RINK; AND THAT STAFF PROCEED WITH A REQUEST FOR PROPOSAL FOR THE VARIOUS SECTIONS OF THE PROJECT; AND

Cont'd...

FURTHER, THAT STAFF CONTINUES TO WORK WITH VARIOUS COMMUNITY GROUPS TO OBTAIN ADDITIONAL FUNDING FOR THE DIFFERENCE BETWEEN THE ORIGINAL RINC APPLICATION AND THE ACTUAL CONSTRUCTION COSTS AS NOTED.

CARRIED.

MOVED BY: DEPUTY MAYOR MICHAEL LADOUCEUR

SECONDED BY: COUNCILLOR AXEL FRANSDEN

THAT RECOMMENDATION #4 OF MUNICIPAL REPORT #2009-12-01 BE AMENDED TO READ AS FOLLOWS:

THAT THE QUOTE SUBMITTED BY MIDHURST ROOFING IN THE AMOUNT OF \$26,000.00 EXCLUDING GST FOR PARTIAL ROOF REPLACEMENT FOR VICTORIA HARBOUR WATER TREATMENT PLANT BE ACCEPTED; AND

THAT STAFF BE DIRECTED TO PREPARE THE BY-LAW AUTHORIZING THE EXECUTION OF THE CONTRACT BETWEEN THE TOWNSHIP OF TAY AND MIDHURST ROOFING BE BROUGHT FORWARD FOR CONSIDERATION; AND

THAT THE REMAINING BALANCE FOR THE TOTAL ROOF REPLACEMENT BE TRANSFERRED TO 2010 BUDGET FOR REPAIR TO THE REMAINDER OF THE ROOF.

CARRIED.

***Request For Recorded Vote From Councillor Frandsen:**

Councillor Axel Frandsen	Aye
Councillor Nelson Baumgardner	Nay
Mayor Scott Warnock	Nay
Deputy Mayor Michael Ladouceur	Nay
Councillor Jim Pearsall	Nay
Councillor Bill Rawson	Nay
Councillor Rick Black	Nay

Defeated: 1 to 6

Mayor Warnock declared a pecuniary interest on Recommendation #10.

7. OTHER BUSINESS:

7.1 Memo – Dir. Of Finance – Re: Preliminary 2010 Operating & Capital Budget & Motions from Special Meeting of November 27, 2009:

Council considered a memorandum from the Director of Finance, under date of December 9, 2009 regarding the Preliminary 2010 Operating & Capital Budget and Motions from the Special Meeting of November 27, 2009.

Staff was requested to report back in the 2011 Budget process regarding the Public Works co-op student.

**MOVED BY: DEPUTY MAYOR MICHAEL LADOUCEUR
SECONDED BY: COUNCILLOR AXEL FRANDBSEN
THAT THE CAO IS HEREBY AUTHORIZED TO IMPLEMENT A
1% COST OF LIVING INCREASE TO THE SALARY
ADMINISTRATION PLAN, THE VOLUNTEER FIREFIGHTER
COMPENSATION AND COUNCIL REMUNERATION, EFFECTIVE
JANUARY 1, 2010.**

DEFEATED.

**MOVED BY: DEPUTY MAYOR MICHAEL LADOUCEUR
SECONDED BY: COUNCILLOR AXEL FRANDBSEN
THAT THE CAO IS HEREBY AUTHORIZED TO IMPLEMENT A
0.6% COST OF LIVING INCREASE TO THE SALARY
ADMINISTRATION PLAN, THE VOLUNTEER FIREFIGHTER
COMPENSATION, EFFECTIVE JANUARY 1, 2010; AND
FURTHER THAT ALL OTHER INCREASES RELATED TO THE
COST OF LIVING INCREASE REMAIN AT 1%.**

CARRIED.

**MOVED BY: COUNCILLOR AXEL FRANDBSEN
SECONDED BY: DEPUTY MAYOR MICHAEL LADOUCEUR
THAT THE 2010 VACANT LOT CHARGE FOR WATER AND
SEWER BE SET AT \$56.50 EACH.**

CARRIED.

**MOVED BY: COUNCILLOR JIM PERSALL
SECONDED BY: COUNCILLOR BILL RAWSON
THAT THE 2010 STREET LIGHT LEVY BE REVIEWED WITH
THE FINAL BUDGET IN APRIL.**

CARRIED.

**MOVED BY: COUNCILLOR BILL RAWSON
SECONDED BY: COUNCILLOR JIM PEARSALL
THAT A GRANT TO THE LIBRARY BOARD IN THE AMOUNT OF
\$285,793.00 BE APPROVED FOR 2010 OPERATING AND CAPITAL
EXPENDITURES.**

CARRIED.

**MOVED BY: COUNCILLOR JIM PEARSALL
SECONDED BY: COUNCILLOR BILL RAWSON
THAT THE 2010 CORPORATE PROPERTY AND LIABILITY
INSURANCE RENEWAL POLICY BE ACCEPTED; AND
THAT THE TOWNSHIP MAINTAIN ITS' \$5,000.00 DEDUCTIBLE.**

CARRIED.

**MOVED BY: COUNCILLOR NELSON BAUMGARDNER
SECONDED BY: COUNCILLOR JIM PEARSALL
THAT THE 2010 NEWMARKET-TAY POWER DISTRIBUTION
LTD. DIVIDEND INCOME BE TRANSFERRED TO RESERVE FOR
A FUTURE CAPITAL PROJECT.**

CARRIED.

**MOVED BY: COUNCILLOR JIM PEARSALL
SECONDED BY: COUNCILLOR NELSON BAUMGARDNER
THAT THE TOTAL CAPITAL EXPENDITURES OF \$12,008,324.00
BE APPROVED.**

CARRIED.

**MOVED BY: COUNCILLOR BILL RAWSON
SECONDED BY: COUNCILLOR JIM PEARSALL
THAT THE 2010 BUDGET AS AMENDED, BE APPROVED, AND
THAT STAFF ARE HEREBY DIRECTED TO PROCEED WITH
IMPLEMENTATION OF SAME.**

CARRIED.

**MOVED BY: COUNCILLOR JIM PEARSALL
SECONDED BY: COUNCILLOR BILL RAWSON
THAT THE TREASURER IS DIRECTED TO PREPARE THE
WATER AND SEWER RATE BY-LAWS FOR THE DECEMBER
COUNCIL MEETING.**

CARRIED.

**7.2 Verbal Report – Dir. Of Finance – Re: Extension Agreement – 3
Earldom Blvd.:**

Council considered a verbal report from Director of Finance regarding an Extension Agreement for 3 Earldom Blvd.

The Director of Finance noted that the respective by-law will come before Council for consideration later in the meeting.

**7.3 Report – Clerk – Re: 2010 Election – Voter List Management
Software & Provision of Tabulators:**

Council considered a report from the Clerk, under date of December 9, 2009, regarding the 2010 Election – Voter List Management Software & Provision of Tabulators.

**MOVED BY: COUNCILLOR BILL RAWSON
SECONDED BY: COUNCILLOR JIM PEARSALL
THAT THE COUNCIL OF THE TOWNSHIP OF TAY AUTHORIZES
THE SOLE SOURCE PROCUREMENT OF OPTICAL SCAN VOTE
TABULATORS WITH DOMINION VOTING SERVICES AND
VOTER LIST MANAGEMENT SOFTWARE WITH DATAFIX PER
SECTION 6 OF THE TOWNSHIP'S PROCUREMENT BYLAW;
AND**

Cont'd...

THAT A BY-LAW BE PASSED AUTHORIZING THE ENTERING INTO OF AN AGREEMENT WITH DOMINION VOTING SYSTEMS FOR THE PROVISION OF OPTICAL VOTE TABULATION EQUIPMENT AND ELECTION SERVICES; AND

THAT A BY-LAW BE PASSED AUTHORIZING THE ENTERING INTO OF A MEMORANDUM OF UNDERSTANDING WITH DATAFIX FOR MUNICIPAL VOTERVIEW LIST MANAGEMENT SOFTWARE AND ELECTION SERVICES.

CARRIED.

7.4 Report – Dir. Of Finance – Re: Interim Borrowing By-law

Council received a report from the Director of Finance, under date of December 9, 2009 regarding the Borrowing By-law, Interim Borrowing.

MOVED BY: COUNCILLOR RICK BLACK

SECONDED BY: COUNCILLOR AXEL FRANSEN

THAT STAFF BE DIRECTED TO PREPARE THE NECESSARY BY-LAW TO AUTHORIZE THE BORROWING OF MONEY TO MEET CURRENT EXPENDITURES FOR 2010.

CARRIED.

7.5 Report – Clerk – Re: Office Cleaning RFP Results

Council received a report from the Clerk, under date of December 9, 2009, regarding the Office Cleaning RFP Results.

MOVED BY: COUNCILLOR RICK BLACK

SECONDED BY: COUNCILLOR AXEL FRANSEN

THAT THE MUNICIPAL OFFICE CLEANING/CUSTODIAL SERVICES CONTRACT BE AWARDED TO B.A. SANITATION; AND FURTHER THAT THE CONTRACT SHALL COVER THE PERIOD FROM JANUARY 1ST, 2010 TO DECEMBER 31ST, 2012 INCLUSIVE FOR THE PRICE OF \$25,552.80.

CARRIED.

7.6 Report – Dir. Of Planning & Development – Re: Application 2009ZBA04 – Rezone – 25 Sallows Dr.

Council received a report from Director of Planning & Development; under date of November 23, 2009 regarding Application 2009ZBA04 – Rezone – 25 Sallows Dr.

MOVED BY: COUNCILLOR AXEL FRANSEN

SECONDED BY: COUNCILLOR RICK BLACK

THAT APPLICATION NO. 2009ZBA04 SUBMITTED BY GAY RICHARDS TO REZONE PART OF LOT 11, CONCESSION 8, BEING LOT 7 PLAN 1174 AND BEING ADDRESSED AS 25 SALLOW DRIVE FROM THE OPEN SPACE “OS” ZONE TO THE VILLAGE RESIDENTIAL EXCEPTION FIVE “SR” ZONE BE APPROVED.

CARRIED.

7.7 Report – Dir. Of Planning & Development – Re: Application 2008ZBA08 – Rezone – Conc. 8, Pt Lot 16

Council received a report from Director of Planning & Development, under date of December 1, 2009 regarding Application 2008ZBA08 – Rezone – Conc. 8, Pt Lot 16.

MOVED BY: COUNCILLOR BILL RAWSON

SECONDED BY: COUNCILLOR NELSON BAUMGARDNER

THAT APPLICATION NO. 2009ZBA08 TO REZONE PART OF LOT 16, CONCESSION 8, FROM THE RURAL “RU” ZONE TO THE SHORELINE RESIDENTIAL “SR-1” ZONE AND TO THE SHORELINE RESIDENTIAL EXCEPTION TWO “SR-2” ZONE BE DENIED.

DEFEATED.

7.8 Report – Dir. Of Planning & Development – Re: Proposed Zoning Regulations – Outdoor Wood Boilers

Council received a report from Director of Planning & Development, under date of November 26, 2009 regarding Proposed Zoning Regulations – Outdoor Wood Boilers.

MOVED BY: COUNCILLOR BILL RAWSON

SECONDED BY: COUNCILLOR NELSON BAUMGARDNER

THAT APPLICATION NO. 2009ZBA05 TO AMEND ZONING BY-LAW 2000-57 TO REGULATE OUTDOOR SOLID-FUEL COMBUSTION APPLIANCES BE APPROVED.

CARRIED.

7.9 Report – Dir. Of Planning & Development – Re: Application to Lift Pt Lt Control - Wycliffe Georgian Landing - Blks 7 & 11, 51M834

Council received a report from Director of Planning & Development, under date of December 9, 2009, regarding an application to Lift Part Lot Control – Wycliffe Georgian Landing – Block 7 & 11 51M834.

MOVED BY: COUNCILLOR BILL RAWSON

SECONDED BY: COUNCILLOR NELSON BAUMGARDNER

THAT APPLICATION TO LIFT PART LOT CONTROL FOR BLOCKS 7 AND 11 ON PLAN 51M-834, WYCLIFFE GEORGIAN LANDING, BE APPROVED.

CARRIED.

7.10 Report – C.A.O. – Re: Georgian Valley Advisory Committee - Appointments

Council received a report from Chief Administrative Officer, under date of December 1, 2009 regarding appointments to the Georgian Valley Advisory Committee.

**MOVED BY: COUNCILLOR BILL RAWSON
SECONDED BY: COUNCILLOR JIM PEARSALL
THAT MR. JIM CRAWFORD AND MS. SANDRA SPEERS BE
APPOINTED AS THE COMMUNITY REPRESENTATIVES TO THE
GEORGIAN VALLEY ADVISORY COMMITTEE.**

CARRIED.

**7.11 Verbal Report – Dir. Of Public Works. – Re: Ontario Drinking
Water Stewardship Program Grant**

Council received a verbal report from the Director of Public Works regarding an application to the Ontario Drinking Water Stewardship Program Grant.

**MOVED BY: COUNCILLOR BILL RAWSON
SECONDED BY: COUNCILLOR JIM PEARSALL**

**THAT WHEREAS THE SECOND INTAKE OF THE ONTARIO
DRINKING WATER STEWARDSHIP PROGRAM IS NOW OPEN;
NOW THEREFORE BE IT RESOLVED THAT STAFF BE
DIRECTED TO APPLY TO THE ONTARIO DRINKING WATER
STEWARDSHIP PROGRAM GRANT PROGRAM FOR THE
FOLLOWING:**

- **PURCHASE OF SPILL RESPONSE SPECIALIZED
EQUIPMENT AND TRAILER; AND**
- **HAZARDOUS MATERIAL SPILL RESPONSE TRAINING.**

CARRIED.

8. BY-LAWS:

**MOVED BY: COUNCILLOR BILL RAWSON
SECONDED BY: COUNCILLOR JIM PEARSALL**

**THAT LEAVE BE GRANTED TO INTRODUCE BY-LAWS 2009-58,
2009-67, 2009-68, 2009-69, 2009-71, 2009-72, 2009-73, 2009-74, 2009-75,
2009-76, 2009-77 AND 2009-78 BE READ A FIRST, SECOND AND
THIRD TIME AND FINALLY PASSED.**

CARRIED.

9. NOTICES OF MOTION:

None were presented.

10. IN CAMERA SESSION:

**MOVED BY: COUNCILLOR RICK BLACK
SECONDED BY: COUNCILLOR AXEL FRANSEN**

**THAT 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;**

Cont'd....

- PERSONNEL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES (FIREFIGHTER COMPENSATION).
- PERSONNEL MATTERS ABOUT AN IDENTIFIABLE INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL BOARD EMPLOYEES (TOWNSHIP PERSONNEL MATTER).

CARRIED.

MOVED BY: COUNCILLOR AXEL FRANDBSEN

SECONDED BY: COUNCILLOR RICK BLACK

THAT COUNCIL ADJOURN FROM THE IN CAMERA SESSION AT 11:41 P.M. AND RETURN TO THE REGULAR MEETING.

CARRIED.

MOVED BY: DEPUTY MAYOR MICHAEL LADOUCEUR

SECONDED BY: COUNCILLOR AXEL FRANDBSEN

THAT THE REPORT OF THE COMMITTEE OF THE WHOLE BE ADOPTED AS READ.

CARRIED.

11. ADJOURNMENT:

MOVED BY: COUNCILLOR BILL RAWSON

SECONDED BY: COUNCILLOR JIM PEARSALL

THAT THIS REGULAR MEETING OF COUNCIL ADJOURN AT 11:42 P.M. AND TO RECONVENE ON JANUARY 13, 2010 AT 7:00 P.M.

CARRIED.

MAYOR

CLERK