

**THE CORPORATION OF THE TOWNSHIP OF TAY
COMMITTEE OF ALL COUNCIL MEETING
WEDNESDAY, MAY 19, 2010
1:00 P.M.**

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

STAFF PRESENT: Simone Latham, C.A.O./Deputy Clerk
Alison Thomas, Clerk
Nick Colucci, Director of Public Works (Section A, B, C)
Shawn Aymer, Deputy Fire Chief/FPO (Section A, B)
Joanne Sanders, Director of Finance (Section A, B, C)
Mara Burton, Director of Planning & Development (Section C, D)
Bryan Anderson, Recreation Coordinator (Section B, C)

REGRETS: Deputy Mayor Michael Ladouceur

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 declared.

3. DELEGATIONS:

4:00 p.m. – Mr. Greg Prophet – Re: Albin Road Issues

Mr. Greg Prophet appeared before Committee regarding the Albin Rd. - Road Allowance and the proposed gravel ramp solution. Mr. Prophet provided an overview of the history of the maintenance of the Albin Rd. - Road Allowance and requested that the concrete ramp be replaced so area residents may access the water. Mr. Prophet commented that he was, on numerous occasions, promised meetings to discuss the matter; however, per his records the meetings never occurred and he was never shown plans for the road allowance.

Mr. Prophet noted that the liability concerns, which the Township references as the reason for the ramp's removal, are most likely worse now with the crushed concrete and boulders. He remarked that he is willing to work with township to make solution; however, noted that he would like to see the area sloped rather than remains as is. Mr. Prophet presented a computer drawing of his proposed solution which would require the Township to place dirt on upper portion so that the rocks are covered resulting in a sloped hill. In conclusion, he requested that the picnic table and lawn chairs be replaced immediately so that area residents may continue to utilize the road allowance.

4:15 p.m. – Mrs. Shoreman, 290 Albin Rd – Re: Albin Road Issues

Mrs. Shoreman appeared before Committee regarding the Albin Rd. Road Allowance and noted that she is the most significantly affected landowner in the area. Mrs. Shoreman noted that they have never objected to public use of the road allowance but they do object to what was done in 2009 when the lands were cleared. She commented that the clearing of the lands is, in her opinion, an abuse of the lands and is against the SSEA Sustainability Plan.

Mrs. Shoreman reported that as an abutting landowner she is primarily concerned with privacy and the security of her property. She noted that she has lived at the property for five years and only after the lands were cleared in 2009 have they had their property vandalized. Mrs. Shoreman commented that over the last year they have placed various calls to the OPP and last year when the grass was cleared to the Fire Department.

Mrs. Shoreman stated that they have no objections to the plans for the road allowance; however, noted that they had been told that the shed and gabion wall were on their property. She commented that she will work with the Township to rectify this title issue.

Mrs. Shoreman reported that is their hope that the solution will be managed properly as their property is now exposed as never before. She presented pictures of the road allowance before and after the land was cleared in 2009 and requested that a 'buffer' be restored to allow only the historical use of the road allowance. Mrs. Shoreman noted that the proposed pedestrian path, to allow use of road allowance, is acceptable and concluded by noting that they hope the vegetation will be allowed to grow back on the road allowance to its prior state.

4. COMMITTEE BUSINESS:

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

- A.1 The Protection to Persons & Property Committee was called to order by the Chair at 1:01 p.m.

- A.2.1 We received for information the Southern Georgian Bay O.P.P. monthly Corporate & Emergency Services Report for the month of April 2010.
- A.2.2 We received for information the monthly Fire Chief's report, under date of May 6, 2010, for the month of May 2010.
- A.3 No Other Business Items were presented.
- A.4.1 We received for information the Deputy Fire Chief/Fire Prevention Officer's monthly activity report for April 2010.
- A.4.2 We received for information the Care Animal & Pest Control monthly activity report for April 2010.
- A.4.3 We received for information the Municipal Law Enforcement Officer's monthly report for April 2010.
- A.4.4 We received for information correspondence from the Township of Severn regarding Fire Coverage for Severn.

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

- B.1 The Public Works Committee was called to order by the Chair at 1:15 p.m.
- B.2.1 We received for information a report from the Environmental Superintendent, under date of May 19, 2010 regarding Monthly Activity Report for April 2010.
- B.2.2 We received for information a report from the Works Superintendent, under date of May 19, 2010 regarding Monthly Activity Report for April, 2010.
- B.2.3 We received for a report from the Director of Public Works, under date of May 19, 2010 regarding Tender 2010-12 for Valve Maintenance System. After discussion and consideration the following motion was moved by Councillor Pearsall and seconded by Councillor Black recommending the following to Council for consideration:

THAT THE TENDER SUBMITTED BY WACHS CANADA LTD. FOR THE SUPPLY OF ONE (1) 2010 VALVE MAINTENANCE SYSTEM IN THE AMOUNT OF \$66,369.00 WITHOUT TAXES BE ACCEPTED; AND

THAT STAFF BE DIRECTED TO PLACE THE ORDER FOR THIS EQUIPMENT IMMEDIATELY.

CARRIED.
- B.2.4 We received for a report from the Director of Public Works, under date of May 19, 2010 regarding Tender 2010-09 for Outdoor Rink Roof. After discussion and consideration the following motion was moved by Councillor Black and seconded by Councillor Frandsen recommending the following to Council for consideration:

THAT THE TENDER SUBMITTED BY W.S. MORGAN CONSTRUCTION IN THE AMOUNT OF \$334,740.00 INCLUDING GST FOR CONTRACT 2010-09 – OUTDOOR RINK ROOF BE ACCEPTED; AND

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

THAT ALL BID DEPOSITS SUBMITTED BY FIRMS OTHER THAN THE SUCCESSFUL BIDDER BE RETURNED ONCE THE CONTRACT IS EXECUTED BY THE CLERK AND W.S. MORGAN CONSTRUCTION; AND

FURTHER THAT STAFF BE AUTHORIZED TO PROCEED WITH THE CONTRACT IMMEDIATELY.

CARRIED.

B.2.5 We received a report from the Director of Public Works, under date of May 19, 2010 regarding Municipal Bridge Data Collection Funding.

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

THAT THE COUNCIL FOR THE TOWNSHIP OF TAY HEREBY APPLIES FOR FUNDING FOR THE PURPOSE OF COLLECTING, COLLATING, COMPILING AND FORMATTING BRIDGE ASSET AND CONDITION DATA, AND AGREES TO SUBMIT BRIDGE ASSET AND CONDITION DATA FOR INCLUSION IN MUNICIPAL DATA WORKS BY MARCH 31, 2011; AND

THAT STAFF BE DIRECTED TO PROCEED WITH OBTAINING QUOTATIONS FOR THE BRIDGE AND CULVERT ASSESSMENT WORK INCLUDING ANY WORK NECESSARY TO ENTER THE DATA INTO MUNICIPAL DATA WORKS.

CARRIED.

B.2.6 We received for a report from the Director of Public Works, under date of May 19, 2010, regarding Great Lakes and St. Lawrence Cities Initiative Water Conservation Framework Recognition Program

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 PARTICIPATE IN THE GREAT LAKES AND ST. LAWRENCE CITIES INITIATIVE’S WATER CONSERVATION FRAMEWORK.

CARRIED.

B.2.7 We received for a report from the Director of Public Works, under date of May 19, 2010, regarding Leaf and Yard Waste Collection Update.

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 STAFF PROCEED TO MAKE THE NECESSARY ARRANGEMENTS TO UTILIZE THE PUBLIC WORKS YARD AS A TRANSFER STATION FOR LEAF AND YARD WASTE COLLECTION AND THAT THIS BE IMPLEMENTED FOR THE FALL LEAF AND YARD WASTE COLLECTION SEASON 2010.

CARRIED.

B.2.8 We received for a report from the Clerk, under date of May 19, 2010, regarding Albin Rd. Road Allowance.

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 290 ALBIN ROAD ENTER INTO AN ENCROACHMENT AGREEMENT FOR THE PORTION OF THE STONE GABION WALL AND FRAME SHED; AND

THAT 290 ALBIN ROAD BE REQUIRED TO REALIGN THE CEDAR HEDGE BETWEEN THE TAY SHORE TRAIL AND WATERFRONT TO THE SATISFACTION OF THE TOWNSHIP; AND

THAT 290 ALBIN ROAD BE REQUIRED TO REMOVE THE ROW OF ROCKS AT THE WATER'S EDGE; AND

THAT THE ENCROACHMENTS WITHIN THE TRAIL PROPERTY BE DEALT WITH SEPARATELY WITH 290 ALBIN ROAD APART FROM THE ROAD ALLOWANCE MATTER; AND

THAT 286 ALBIN ROAD ENTER INTO AN ENCROACHMENT AGREEMENT FOR THE CEDAR HEDGE, AS WELL AS THE ENTRANCE TO THE DRIVEWAY AND GRAVEL RAMP; AND

THAT GRAVEL BE PLACED TO ALLOW PEDESTRIAN ACCESS TO THE WATERFRONT; AND

THAT A RAIL FENCE BE PLACED WHERE REQUIRED TO ADDRESS SAFETY ISSUES AND ALONG THE PROPERTY LINES WHERE DEEMED APPROPRIATE BY STAFF TO CLEARLY DELINEATE THE BOUNDARIES OF THE ROAD ALLOWANCE.

CARRIED.

B.2.9 We received for information a report from the Chief Administrative Officer, under date of May 19, 2010, regarding On Call Vehicle for Environmental Division.

B.2.10 We received for a verbal report from the Director of Public Works regarding Water Rebate Program Update.

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 \$60.00 BUILDING INSPECTION FEE BE FUNDED BY THE WATER DEPARTMENT BUDGET FROM THE INFILTRATION REDUCTION PROGRAM.

CARRIED.

B.3 No Other Business Items were presented.

B.4.1 We received for information correspondence from the Township of Essa regarding Private Members Bill 13.

C: GENERAL GOVERNMENT/FINANCE – CHAIRED BY CHAIR COUNCILLOR FRANSEN:

C.1 The General Government & Finance Committee was called to order by the Chair at 3:35 p.m.

C.2.1 We received for information a report from the Recreation Coordinator, under date of May 19, 2010, regarding the Monthly Recreation Update for the month of April 2010.

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

THAT THE FOLLOWING INDIVIDUAL BE APPOINTED TO TAY TOWNSHIP'S BARTENDER LIST EFFECTIVE IMMEDIATELY:

CARRIE GONNEAU

CARRIED.

C.2.2 We reviewed a report from the Recreation Coordinator, under date of May 19, 2010, regarding Victoria Harbour Culture & Recreation Sub-Committee – Appointment of New Members.

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 THE REPORT DATED MAY 19, 2010 REGARDING THE APPOINTMENT OF THE NEW COMMITTEE MEMBER TO THE VICTORIA HARBOUR CULTURE AND RECREATION SUB-COMMITTEE BE ACCEPTED; AND

Cont'd...

THAT THE RECOMMENDATION CONTAINED WITHIN TO APPOINT MICHELLE FRANK AS MEMBER OF THE VICTORIA HARBOUR CULTURE AND RECREATION SUB-COMMITTEE BE APPROVED, EFFECTIVE IMMEDIATELY.

CARRIED.

- C.2.3 We reviewed a report from the IT Coordinator, under date of May 19, 2010 regarding an IT Infrastructure Refresh.

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

THAT WHEREAS THE TOWNSHIP'S IT INFRASTRUCTURE HAS NOW OUTLIVED ITS USEFUL LIFE;

AND WHEREAS THE IT COORDINATOR HAS OBTAINED ESTIMATES FOR IT INFRASTRUCTURE REPLACEMENT THAT FALLS WITHIN THE BUDGETED AMOUNT OF \$112,500.00;

AND THAT THE IT COORDINATOR IS DIRECTED TO PROCEED WITH THE REPLACEMENT OF OFFICE COMPUTERS AND SERVERS AT A COST UPSET LIMIT OF \$112,500.00;

AND FURTHER THAT PER SECTION 6 OF THE TOWNSHIP'S PROCUREMENT BY-LAW THAT THE TOWNSHIP'S TECHNOLOGY HARDWARE AND SOFTWARE BE SOLE SOURCED FROM COMPUSOLVE TECHNOLOGIES.

CARRIED.

- C.2.4 We reviewed a report from the Director of Finance, under date of May 11, 2010 regarding 2009 Reserve Fund Summary.

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

THAT THE 2009 ANNUAL STATEMENT OF CONTINUITY FOR THE DEVELOPMENT CHARGES RESERVE BE RECEIVED.

CARRIED.

- C.2.5 We reviewed a report from the Clerk, under date of May 19, 2010 regarding a Land Sale – William Street Road Allowance – Parts 2 & 3, Plan 51R-13311.

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 ROAD ALLOWANCE DESCRIBED AS PARTS 2 & 3 ON PLAN 51R-13311 BE DECLARED SURPLUS TO THE NEEDS OF THE TOWNSHIP; AND

THAT AN EASEMENT FOR WATER AND WASTEWATER SERVICING BE REGISTERED ON ALL OF PART 3 AS A CONDITION OF THE SALE OF PART 3 TO THE OWNERS OF 393 WILLIAM STREET;

FURTHER THAT STAFF PROCEED WITH THE NECESSARY PROCEDURES TO STOP UP, CLOSE AND CONVEY SAID PROPERTY.

CARRIED.

C.2.6 We received a verbal report from the Chief Administrative Officer regarding the S.S. Keewatin Model.

The Chief Administrative Officer reported that the S.S. Keewatin Model is being offered 'on loan' to the Township and is looking for Council's direction regarding the offer.

Council expressed their support of having the model placed in Council Chambers and that the Chief Administrative Officer report back as necessary.

C.2.7 We received a verbal from the Chief Administrative Officer regarding High School and Elementary School Graduation Presentations.

The Chief Administrative Officer advised that the Township sponsors graduations awards annually.

Following discussion, Council advised as to which members would attend to present the awards.

C.3.1 We received correspondence from the Township of Severn regarding the Coldwater and District Community Centre.

Following discussion, Council directed staff to advise the Township of Severn that they are unable to make a contribution.

C.3.2 We received a verbal report from the Chief Administrative Officer regarding a visit from the Hon. John Baird, Minister of Transport, Infrastructure and Communities.

The Chief Administrative Officer advised that the Hon. John Baird will be touring Horseshoe Valley and Port McNicoll tomorrow afternoon and will be provided with an overview of the Georgian Valley Project.

C.4.1 We received for information correspondence the Township of Oro-Medonte, Re: Resolution – Waste Management in Simcoe County.

C.4.2 We received for information correspondence from the Town of Midland, Re: Resolution – Waste Management in Simcoe County.

- C.4.3 We received for information an AMO Breaking News & Policy Update, Re: Ontario Finance Minister Encourages Municipalities to Freeze Compensation.

D: PLANNING & DEVELOPMENT COMMITTEE – CHAIRED BY VICE-CHAIR COUNCILLOR RAWSON:

- D.1 The Planning & Development Committee was called to order by the Vice Chair at 4:09 p.m.

- D.2.1 We reviewed a report from the Director of Planning & Development, under date of May 10, 2010 regarding a Site Plan Agreement for 11 Dock Lane Skyline.

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

THAT APPLICATION NO. 2010SPA03 FOR SITE PLAN APPROVAL FOR 11 DOCK LANE BE APPROVED.

CARRIED.

- D.2.2 We reviewed a report from the Director of Planning & Development, under date of May 10, 2010 regarding a Site Plan Agreement for 17 Swan Lane Skyline.

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

THAT APPLICATION NO. 2010SPA01 FOR SITE PLAN APPROVAL FOR 17 SWAN LANE BE APPROVED CONDITIONAL ON THE LANDSCAPING PLAN CONFORMING TO THE BUFFER MANAGEMENT PLAN AND THE SITE PLAN'S COMPLIANCE TO THE ZONING BY-LAW.

CARRIED.

- D.2.3 We reviewed a report from the Director of Planning & Development, under date of May 10, 2010 regarding a Site Plan Agreement for 2 Swan Lane Skyline.

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 APPLICATION NO. 2010SPA02 FOR SITE PLAN APPROVAL FOR 2 SWAN LANE BE APPROVED CONDITIONAL ON THE LANDSCAPING PLAN CONFORMING TO THE BUFFER MANAGEMENT PLAN AND THE SITE PLAN BE REVISED TO COMPLY TO THE LOT GRADING PLAN.

CARRIED.

D.2.4 We reviewed a report from the Director of Planning & Development, under date of May 10, 2010 regarding a Site Plan Agreement for 141-155 Robins Point Rd. Woodlands, Gibbs.

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

THAT APPLICATION NO. 2010SPA04 FOR SITE PLAN APPROVAL FOR PARTS 1 TO 5 PLAN 51R-37336 BE APPROVED. CARRIED.

D.2.5 We reviewed a report from the Director of Planning & Development, under date of May 12, 2010 regarding Community Improvement Plan 161 William St. E. Zimmerman.

Following discussion, Council directed staff to advise the applicant that second application will not be considered at this time.

D.2.6 We received for information the monthly Building Services report, under date of April 30, 2010, for the month of April 2010.

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 NELSON BAUMGARDNER

SECONDED BY: COUNCILLOR JIM PEARSALL

**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:**

**☐ PERSONAL MATTERS ABOUT AN IDENTIFIABLE
INDIVIDUAL, INCLUDING MUNICIPAL OR LOCAL
BOARD EMPLOYEES (EMPLOYEE MATTERS).**

CARRIED.

5.1 We received a verbal report from the Chief Administrative Officer with respect to personnel matters about an identifiable individual, including municipal or local board employees (Employee Matters).

After discussion, Council reviewed the matter and staff was directed accordingly.

**MOVED BY: COUNCILLOR JIM PEARSALL
SECONDED BY: COUNCILLOR NELSON BAUMGARDNER
THAT COUNCIL ADJOURN FROM THE IN CAMERA SESSION
AT 5:14 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 5:15 P.M. AND RECONVENE JUNE 16, 2010.
CARRIED.**

Minutes Recorder: Alison Thomas, Clerk