

The Minutes of the Regular Council Meeting of the Municipality of Tweed held Tuesday, **January 23, 2018** at 5:00 p.m. in the Council Chambers.

Mayor Jo-Anne Albert
Deputy Mayor Brian Treanor
Councillor Don DeGenova
Councillor Jamie DeMarsh
Councillor James Flieler

CAO/Clerk-Treasurer
Public Works Manager
Deputy Clerk-Treasurer

CLOSED MEETING

MOVED BY J. DEMARSH, SECONDED BY B. TREANOR

BE IT RESOLVED THAT Council go into a Closed Meeting at 4:33 p.m. to address the following matters:

Section 239 (2) a meeting or part of a meeting may be closed to the public when the subject matters being considered are: B) Personal matters about an identifiable individual including municipal or local board employees and C) a proposed or pending acquisition of land. Carried.

MOVED BY J. DEMARSH, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT Council go out of the Closed Meeting at 4:57 p.m. Carried.

CALL TO ORDER

Mayor Albert called the meeting to order followed by the singing of the National Anthem.

OPENING REMARKS

Prior to the start of the Regular Meeting the Mayor and Council welcomed the Tweed Minor Hockey PeeWee Hawks team and coaches to the meeting to receive congratulatory certificates and gifts from the Municipality in celebration of their win at the Regional Silver Stick Championship in Pembroke, Ontario.

Mayor Albert and members of Council provided information on local events, reported on meetings attended and advised of upcoming meetings.

Council authorized staff to send a congratulatory letter to the Thomasburg Beautification Committee for their success in having the site of the Thomasburg Spring Garden selected by the Hastings County Historical Society as one the seven locations in Hastings County to have an historical brass plaque erected as part of the Historical Society's Plaque Project in 2018.

APPROVAL OF AGENDA

MOVED BY J. DEMARSH, SECONDED BY B. TREANOR

BE IT RESOLVED THAT the Agenda for the January 23, 2018 Regular Meeting be approved as presented. Carried.

DISCLOSURE OF PECUNIARY INTEREST

Deputy Mayor Treanor disclosed a possible conflict of interest in the matter relating to Zoning By-law No. 2018-02 and vacated the Council Chambers during discussion of the By-law.

NOTIFICATION OF CLOSED MEETING

Mayor Albert advised that Council held a Closed Meeting prior to the start of the Regular Meeting, in accordance with Section 239 of the Municipal Act, to consider matters pertaining to personal matters about an identifiable individual including municipal or local board employees; and a proposed or pending acquisition of land.

MOVED BY D. DEGENOVA, SECONDED BY J. FLIELER

BE IT RESOLVED THAT staff follow direction from Council from the closed meeting. Carried.

ADOPTION OF MINUTES

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER
BE IT RESOLVED THAT the Minutes for the January 10, 2018 Regular Council Meeting be accepted as presented. Carried.

BUSINESS ARISING FROM MINUTES

None.

PUBLIC PLANNING MEETINGS

None.

DELEGATIONS/PETITIONS AND PRESENTATIONS

None.

STATEMENT OF REVENUE & EXPENDITURES

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER
BE IT RESOLVED THAT the Statement of Revenues & Expenditures for the period ending December 31, 2017 be accepted as presented. Carried.

Council authorized staff to send a letter to Quinte Conservation outlining Council's concerns and displeasure with an invoice for 2017 maintenance work at the Caton Dam being submitted for payment so long after the approval of the Conservation Authority Levy in the 2017 Municipal Budget and advising that in the future such invoices may not be considered for payment.

Council authorized staff to send a letter to the contractor hired to install a new furnace in the fire station to proceed with the completion of the project by a specified date or the municipality would proceed with another contractor.

STAFF REPORTS

The Manager of Public Works provided a staff report on department activities.

Council authorized staff to draft a By-law to address frozen water meter repairs to allow for the municipality to recoup costs related to the repair and/or replacement of water meters that freeze due to lack of heat by homeowners and tenants where water meters are installed and to include a penalty provision for wasted water.

Council authorized staff to schedule a meeting with the homeowners who had expressed their concerns with the Esker Road Pit at the Public Information Session held on January 10, 2018 with a view to alleviating the concerns.

The CAO/Clerk-Treasurer provided a staff report on department activities.

MOVED BY D. DEGENOVA, SECONDED BY J. FLIELER
BE IT RESOLVED THAT Council agrees to the purchase price of \$62,500 for property owned by Bill and Darlene Elson, at Part of Lot 14, Concession 7, Hungerford, a 10 acre parcel of land next to the waste disposal site as shown on a map prepared by BluMetric Environmental;
And further, that staff be directed to contact a land surveyor to order a survey of the 10 acre parcel of land;
And further, once the survey is completed, the municipal lawyer be directed to prepare the land deed and register the deed at the Hastings County Land Registry Office. Carried.

MOVED BY J. DEMARSH, SECONDED BY B. TREANOR
BE IT RESOLVED THAT the Municipality of Tweed enter into an Easement Agreement with

Property Owners Gary and Lynda Smith for property located at Concession 7, Part of Lot 14, Hungerford, 16.6 acre parcel of land for a remuneration price of \$25,000 to the Smiths in lieu of the Easement.

And further, that staff be directed to contact a land surveyor to order a survey of the 16.6 acre parcel of land;

And further, once the survey is completed, the municipal lawyer be directed to prepare the Easement Agreement and register the same on title for the property owned by Gary and Lynda Smith at the Hastings County Land Registry Office. Carried.

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER

BE IT RESOLVED THAT Council appoint CEMC as Chairperson for the Emergency Management Program Committee. Carried.

MOVED BY J. DEMARSH, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT staff be directed to move forward with the Zoning By-law Amendment and an Official Plan Amendment for the Esker Road Pit located at Part Lots 6 & 7, Concession 6 Hungerford, including the Road Allowance between Lots 6 and 7, Concession 6 to permit aggregate extraction and processing, forestry uses and conservation uses. Carried.

Council authorized staff to add information regarding the various Council Committees and the members serving on the Committees to the municipal website.

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT the Staff Reports be accepted as presented. Carried.

COMMITTEE/BOARD REPORTS

1. Committee of Adjustment/Planning – January 9, 2018.

MOVED BY J. DEMARSH, SECONDED BY B. TREANOR

BE IT RESOLVED THAT Council approve Severance Application B116/17 (a lot addition) with the following conditions:

- i) All realty taxes are paid in full.
- ii) The severed lot be rezoned from Rural (RU) to Rural Residential (RR).
- iii) Road widening as required along the severed lot to conform to 43 feet from the centerline of the travelled roadway – Moneymore Road. Carried.

MOVED BY D. DEGENOVA, SECONDED BY J. FLIELER

BE IT RESOLVED THAT Council approve Severance Application B118/17 with the following conditions:

- i) All realty taxes are paid in full.
- ii) The proposed severed lot be rezoned from Rural (RU) and Mineral Extractive Reserve (MXR) to Rural Residential (RR).
- iii) The Mineral Extractive Reserve (MXR) zone on the retain land be rezoned to Rural (RU).
- iv) Parkland fee is paid in the amount of \$750.00 for the severed lot.
- v) Access to the proposed severed lot will be off Bethel Road and not Rush Lane as was indicated in the application.
- vi) Road widening as required along the severed lot to conform to 33 feet from the centerline of the travelled roadway - Bethel Road.
- vii) Public Works Manager is satisfied with safe site entrance on Bethel Road and with proper road side ditching and drainage along the severed lot. Carried.

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

BE IT RESOLVED THAT the Committee Reports be accepted as presented. Carried.

BY-LAWS

1. By-law No. 2018-02 A By-law to amend Comprehensive Zoning By-law from Rural to Rural Residential for property owned by Joan

Cassidy – a condition of Severance B61/17 & B62/17.

2. By-law No. 2018-06 A By-law to appoint the Local Authority Services (LAS) as the Municipality of Tweed's Closed Meeting Investigator.

Deputy Mayor Treanor had previously disclosed a possible conflict of interest in By-Law No. 2018-02 and vacated the Council Chambers during discussion of the matter.

MOVED BY J. DEMARSH, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT the following by-laws be read a first, second, and third and final time, passed, signed and sealed in open Council this 23rd day of January, 2018:

By-law No. 2018-02,

By-law No. 2018-06. Carried.

ITEMS FOR CONSIDERATION

1. Lions-Hungerford Hall – Hall Lease Renewal Agreement.

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER

BE IT RESOLVED THAT the Mayor and the Clerk be authorized to sign the new Lions-Hungerford Hall Agreement. Carried.

2. Tweed-Hungerford Agricultural Society – Donation.

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT the request from the Tweed-Hungerford Agricultural Society for a 2018 donation in the amount of \$500.00 for the Tweed Haunted Hall Event be approved.

Carried.

3. Karen Calvert – Incident with driver's side mirror.

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

BE IT RESOLVED THAT the request received from Karen Calvert for the Municipality to help with the cost for the purchase of a side mirror for her vehicle be denied. Carried.

CORRESPONDENCE – ACTION

1. Ontario Good Roads Association – Reform Municipal Class Environmental Assessment Process.

MOVED BY J. FLIELER, SECONDED BY B. TREANOR

Whereas a coalition of the Municipal Engineers Association (MEA) and the Residential and Civil Construction Alliance of Ontario have successfully applied to have a review of the Municipal Class Environmental Assessment process conducted under Part IV (Section 61) of the *Environmental Bill of Rights Act, 1993* (EBR Act);

And whereas impact studies and public meetings required by the MCEA process often take two years or more to complete before construction can commence;

And whereas the MCEA requirements to evaluate alternatives are often not well aligned with prior or municipal land use planning decisions;

And whereas analysis by the Residential and Civil Construction Alliance of Ontario (RCCAO) has demonstrated that the time to complete an EA rose from 19 months to 26.7 months and costs went from an average of \$113,300 to \$386,500;

And whereas the Auditor General of Ontario has tabled recommendations for modernizing the MCEA process;

And whereas in spite of written commitments made by the Ministry of the Environment between 2013-2015, no action has been taken;

And whereas local projects that do not have the necessary approvals could lose out on the next intake of Build Canada funding;

Therefore be it resolved that Municipality of Tweed requests that the Minister of the Environment and Climate Change take immediate steps to expedite the response process for Part II Orders or Bump-Up requests, as part of the s.61 review to improve MCEA process times and reduce study costs;

And further that the Minister of the Environment and Climate Change support changes to better integrate and harmonize the MCEA process with processes defined under the *Planning Act*;

And further that the Minister of the Environment and Climate Change amend the scope of MCEA reports and studies to reduce duplication with existing public processes and decisions made under municipal Official Plans and provincial legislation. Carried.

CORRESPONDENCE - OTHER MUNICIPALITIES

1. Town of Amherstburg – Proposed Tax Changes Bill C-274.
2. Town of Amherstburg – Proposed Changes to the Cannabis Act Bill C-45.
3. Town of Lakeshore – Funding for Storm Water Management & Drainage.

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT the following action be taken in regards to Correspondence from Other Municipalities:

<u>No.</u>	<u>Municipality</u>	<u>Request for Support of:</u>	<u>Action</u>
1.	Town of Amherstburg	Resolution re: Proposed tax changes Bill C-274.	Rec. & File
2.	Town of Amherstburg	Resolution re: Proposed changes to the Cannabis Act Bill C-45.	Rec. & File
3.	Town of Lakeshore	Resolution re: Funding for Storm Water Management & Drainage	Rec. & File

Carried.

CORRESPONDENCE – INFORMATION

1. Eastern Ontario Wardens' Caucus – News Release
2. Ontario Ministry of Energy – Long-Term Energy Plan.
3. AMO Watchfiles – January 11 & 18, 2018.

MOVED BY J. FLIELER, SECONDED BY B. TREANOR

BE IT RESOLVED THAT Correspondence – Information Items Numbered 1 to 3 be received and filed. Carried.

COMMITTEE MINUTES

1. Committee of Adjustment/Planning – December 7, 2017.

MOVED BY J. DEMARSH, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT the Committee Minutes be accepted. Carried.

NOTICE OF MOTIONS

None.

RESPONSE TO DELEGATIONS

None.

CONFIRMATORY BY-LAW

MOVED BY J. FLIELER, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT Confirmatory By-law No. 2017-07 be read a first, second, and third and final time, passed, signed and sealed in open Council this 23rd day of January, 2018. Carried.

ADJOURNMENT

MOVED BY J. DEMARSH, SECONDED BY D. DEGENOVA
BE IT RESOLVED THAT Council adjourn at 7:10 p.m. Carried.

MAYOR

CLERK