

The Minutes of the Regular Council Meeting of the Municipality of Tweed held Wednesday, **May 9, 2018** at 9:00 a.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  
Community Development Manager  
Fire Chief

### **CLOSED MEETING**

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT Council go into a Closed Meeting at 8:30 a.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. Carried.

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER

BE IT RESOLVED THAT Council go out of the Closed Meeting at 9:00 a.m. Carried.

### **CALL TO ORDER**

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

### **OPENING REMARKS**

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 letters of appreciation to the Business Retention & Expansion team for their work on the Community Improvement Plan and to Kiwanian Dean Walsh and the Kiwanis Club of Tweed for organizing the annual Trash Bash.

Council authorized staff to prepare a By-law for the adoption of the Community Improvement Plan for the next Regular Council Meeting.

### **APPROVAL OF AGENDA**

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT the Agenda for the May 9, 2018 Regular Meeting be approved as presented. Carried.

### **DISCLOSURE OF PECUNIARY INTEREST**

Mayor Albert disclosed a possible conflict of interest with the scheduled Delegation regarding the Tweed Car Wash water and sewer billing and vacated the Council Chambers during the Delegation and subsequent discussion and voting on the matter.

Councillor Flieler disclosed a possible conflict of interest with the Livestock Investigator Report on a wildlife claim from April 10, 2018 and refrained from discussion of the matter.

### **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 and that Council would be going into a Closed Meeting at the end of the Regular Meeting to finish the Closed Meeting business.

### **ADOPTION OF MINUTES**

MOVED BY J. FLIELER, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT the Minutes for the April 24, 2018 Regular Council Meeting be accepted as presented. Carried.

**BUSINESS ARISING FROM MINUTES**

None.

**PUBLIC PLANNING MEETINGS**

1. Zoning By-Law Application ZA5/18.

Applicants: Ron Ellery and Angie Vanwort  
Part of Lot 18, Concession 11, Hungerford

To amend the zoning of approximate 2.5 acres from Rural (RU) zone to Rural Residential (RR) zone with frontage on the Sulphide Road. The rezoning of the severed parcel to RR is a condition of Severance B48/17.

The applicants were in attendance at the Public Meeting in support of their rezoning application.

No other members of the public were in attendance at the Public Meeting.

Correspondence was received from Hastings County Planning & Development Department and Quinte Conservation indicating they had no objection to the proposed rezoning.

Council was in favour of the proposed rezoning and passed Zoning By-law No. 2018-30.

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT the following By-law be read a first, second, and third and final time, passed, signed and sealed in open Council this 9<sup>th</sup> day of May, 2018:

By-law 2018-30 A By-law to rezone approximately 2.5 acres from Rural (RU) to Rural Residential (RR) zone at Part of Lot 18, Concession 11, Hungerford. Carried.

2. Zoning By-Law Application ZA6/18.

Owner: Cassandra Easton

Plan 151, Lot 6 and Part Lot 7, Part 1 in RP21R3528, located in the Hamlet of Marlbank, Hungerford.

This application will amend the zoning of an existing lot of approximately .6 acres from Rural (RU) zone to Special Residential First Density (R1-9) zone. The Special Provision recognizes the undersized lot.

The rezoning will bring the lot into conformity with Comprehensive Zoning By-law 2012-30 to allow residential development on the lot.

Neither the owner nor any members of the public were in attendance at the Public Meeting.

Correspondence was received from Quinte Conservation indicating they had no objection to the proposed rezoning.

Council was in favour of the proposed rezoning and passed Zoning By-law No. 2018-31.

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER

BE IT RESOLVED THAT the following By-law be read a first, second, and third and final time, passed, signed and sealed in open Council this 9<sup>th</sup> day of May, 2018:

By-law 2018-31 A By-law to rezone approximately .6 acres from Rural (RU) to Special Residential First Density (R1-9) zone at Plan 151, Lot 6 and Part Lot 7, Part 1 in RP21R3528, located in the Hamlet of Marlbank, Hungerford. Carried.

**DELEGATIONS/PETITIONS AND PRESENTATIONS**

1. Ron Abrams – Tweed Car Wash Water & Sewer Billing.

The Mayor vacated the Council Chambers for the Delegation.

Ron Abrams of 1557134 Ontario Ltd. attended the meeting to request Council's consideration of adjusting the latest water and sewer billing for the Tweed Car Wash located at 220 Mary Street as it was inconsistent with the history of water usage at the location.

**APPROVAL OF ACCOUNTS**

MOVED BY J. DEMARSH, SECONDED BY D. DEGENOVA  
BE IT RESOLVED THAT the accounts be accepted as presented. Carried.

Council authorized staff to investigate funding opportunities for the replacement of the aging furnaces at the Stoco Public Works Garage and Thomasburg Hall.

**STAFF REPORTS**

The Community Development Manager provided a staff report on department activities.

MOVED BY B. TREANOR, SECONDED BY J. FLIELER  
BE IT RESOLVED THAT Council approve the following recommendations from the Community Development Manager's Report date May 9, 2018:

- i. The membership for the Ontario East Economic Development Commission not be renewed;
- ii. The outdoor fitness equipment to be located beside the volleyball court and behind the basketball court at the Alexander Street Recreation Park;
- iii. That Mitchell Langevin take the Basic Refrigeration Training Course in Peterborough on June 4 – 7, 2018. Carried.

Council authorized staff to arrange a meeting with the Fair Board to discuss the need for added parking at the Recreation Area on Alexander Street.

The Fire Chief provided a staff report on department activities.

The Animal Control Officer provided an Animal Control Report for April, 2018.

The Livestock Investigator provided information on a wildlife claim on April 10, 2018.

The By-law Enforcement Officer provided a report of By-law Investigations for April, 2018.

Council authorized the By-law Enforcement Officer to write a letter in response to an ongoing rabbit complaint in Queensborough to advise the property owners that the Municipality was not responsible for dealing with the issue.

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

Council authorized staff to investigate if adequate speed limit reduction signage was in place on the Marlbank Road leading into the Hamlet of Marlbank.

MOVED BY B. TREANOR, SECONDED BY J. DEMARSH  
BE IT RESOLVED THAT the quote received from Ken Waterhouse for repairs for vehicle damage caused by tree branches falling on his vehicle while doing roadside brushing in the amount of \$2,077.62 be approved. Carried.

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

MOVED BY B. TREANOR, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT Council approve the quote in the amount of \$2,260 plus tax from Greenview Environmental Management to prepare an RFP for the Asset Management Plan in accordance with Ontario Regulation 588/17. The RFP will include an updated strategic asset management policy, a road needs study and prepare an application for funding through Canadian Federation of Municipalities. Carried.

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER

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

**COMMITTEE/BOARD REPORTS**

None.

**BY-LAWS**

1. By-law No. 2018-32 A By-law to adopt the estimates of all budget sums required during 2018 and to strike the rates of taxation and to provide for penalty and interest rate.
2. By-law No. 2018-33 A By-law to impose fees and charges for services and activities carried out by the Municipality.
3. By-law No. 2018-34 A By-law to provide for the billing and collection of water and sewer charges in the Municipality.
4. By-law No. 2018-35 A By-law to amend By-law 2018-13 to update the members of the Library Board.

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 9<sup>th</sup> day of May, 2018:

By-law No. 2018-32 A By-law to adopt the estimates of all budget sums required during 2018 and to strike the rates of taxation and to provide for penalty and interest rate.

By-law No. 2018-33 A By-law to impose fees and charges for services and activities carried out by the Municipality.

By-law No. 2018-35 A By-law to amend By-law 2018-13 to update the members of the Library Board. Carried.

Council deferred the passage of By-law No. 2018-34 to the next Regular Council Meeting pending further discussion of water and sewer charges.

**ITEMS FOR CONSIDERATION**

1. Adam Richardson – Letter of Support for the Flinton Farms Group Proposal.

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

BE IT RESOLVED THAT the request from Adam Richardson for a letter of support from Council for the Flinton Farms Group revised proposal to grow cannabis in a fully enclosed building and to process the product for wholesale at the property located at 1015 Upper Flinton Road be approved. Carried.

2. Mutual Support Agreement – Revised.

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER

BE IT RESOLVED THAT Council authorize the Mayor and Clerk to sign the revised Mutual Support Agreement previously approved under By-law 2018-28. Carried.

3. Draft Cell Phone Policy.

Council discussed the draft Cell Phone Policy and recommended the following:

- i. All references to Township should be changed to Municipality.

- ii. Amend the policy to be for cell phones only and not for all hand-held wireless communication devices.
- iii. Add that employees will be responsible for their own fines and any fines levied against the Municipality for the use of cell phones while driving.
- iv. Distribute the Policy to all staff when adopted and require that they acknowledge receipt of the Policy.
- v. Investigate if two-way radios are considered wireless hand-held devices.

Council directed staff to bring a By-law to adopt the amended Cell Phone Policy to the next Regular Council Meeting.

4. Draft Social Media Policy.

Council discussed the draft Social Media Policy and made one minor change in wording.

Council directed staff to bring a By-law to adopt the amended Social Media Policy to the next Regular Council Meeting.

5. Ministry of Agriculture, Food & Rural Affairs – OCIF Top-Up Funding.

MOVED BY J. FLIELER, SECONDED BY B. TREANOR

BE IT RESOLVED THAT Council support an application for funding for the Marlbank Road Project in consideration of the recent notification from the Ministry of Agriculture, Food and Rural Affairs regarding the 2018 intake of OCIF Top-Up Funding announcing that the Municipality of Tweed is eligible to apply for up to \$1,736,594. Carried.

Council authorized staff to engage Jewell Engineering for the OCIF Top-Up Funding application as they had prepared the previous application for funding for the project.

6. Enright Cattle Co. – Burger Revolution Gourmet Food Truck – May 18, 2018.

MOVED BY D. DEGENOVA, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT the request from Kara Enright, Enright Cattle Co., to bring the Burger Revolutions Gourmet Food truck to the Tweed village on Friday, May 18, 2018 be approved. Carried.

7. The Tweed News – Hamlet Advertising.

MOVED BY J. FLIELER, SECONDED BY B. TREANOR

BE IT RESOLVED THAT the request from the Tweed News to increase the advertising allowance for the Hamlet Committees from \$500.00 to \$600.00 for 2018 be approved. Carried.

8. Maya Navrot – Quinte Conservation – Wild about Wildlife Family Nature Day Event – July 5, 2018.

MOVED BY J. FLIELER, SECONDED BY J. DEMARSH

BE IT RESOLVED THAT Council approve the request from Maya Navrot from Quinte Conservation to host the annual Wild About Wildlife Family Nature Day Event at the Tweed Memorial Park on Thursday, July 5, 2018 from 11 a.m. to 2 p.m. Carried.

#### **CORRESPONDENCE – ACTION**

1. Harold Bateman – Land Title Search.

MOVED BY B. TREANOR, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT the request from Harold Bateman for the Municipality of Tweed to do a title search for a piece of land on the west side of Quin-mo-Lac Road just west of the Lodgeroom Corners at the sharp turn in the road be approved. Carried.

2. Jeanette Prevost - Vehicle Damage Complaint.

MOVED BY J. DEMARSH, SECONDED BY J. FLIELER

BE IT RESOLVED THAT the request from Jeanette Prevost for the Municipality of Tweed to cover the cost for repairs to her vehicle be denied. Carried.

**CORRESPONDENCE - OTHER MUNICIPALITIES**

1. Municipality of East Ferris – alarming amounts of wolf sightings.
2. Town of Lakeshore – renovate and/or demolition buildings containing hazardous materials.

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

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.	Municipality of East Ferris	Resolution re: alarming amounts of wolf sightings.	Rec. & File
2.	Town of Lakeshore	Resolution re: renovate and/or demolition buildings containing hazardous materials.	Support Carried.

**CORRESPONDENCE – INFORMATION**

1. Ministry of Government & Consumer Services – Birth Certificate with Parental Information.
2. Eastern Ontario Wardens’ Caucus – Mobile Broadband.
3. Alcohol and Gaming Commission of Ontario – Changes for Special Occasion Permit.
4. Ministry of Infrastructure – Future Uses of Closed, Surplus or Unused Publicly Owned Properties.
5. Ministry of Infrastructure – Investing in Canada Infrastructure Program.
6. Ministry of Government & Consumer Services – Freedom of Information Practitioners.
7. Environment & Climate Change Canada – Energy Efficient Retrofits for Homes & Businesses.
8. AMO Watchfiles – April 26th and May 3rd, 2018.

MOVED BY D. DEGENOVA, SECONDED BY J. FLIELER

BE IT RESOLVED THAT Correspondence – Information Items Numbered 1 to 8 be received and filed. Carried.

Council authorized staff to send a letter to the Alcohol and Gaming Commission of Ontario to express Council’s concerns about the adverse effects the higher permit fees will have on groups in smaller municipalities, the lack of consultation with municipalities in the process of setting fees, and the late receipt of the information which was decided in February, 2018.

Council authorized staff to investigate if municipalities would qualify for the funding through Environment and Climate Change Canada for Energy Efficient Retrofits.

**COMMITTEE MINUTES**

None.

**NOTICE OF MOTIONS**

None.

**RESPONSE TO DELEGATIONS**

Council authorized staff to send a letter to Brian Mousseau in response to his Delegation

regarding the purchase of Poplars Golf Course advising that the Municipality would not be pursuing the purchase as Deputy Mayor Treanor advised that the owners have taken the property off the market and have other plans for the property, the majority of the equipment has already been sold, and the sprinkler heads for the irrigation system have been removed.

**CLOSED MEETING**

MOVED BY J. FLIELER, SECONDED BY D. DEGENOVA  
BE IT RESOLVED THAT Council to into a closed meeting at 1:03 p.m. to finish the Closed Meeting Business. Carried.

MOVED BY J. FLIELER, SECONDED BY B. TREANOR  
BE IT RESOLVED THAT Council go out of the Closed Meeting at 1:36 p.m. Carried.

MOVED BY B. TREANOR, SECONDED BY D. DEGENOVA  
BE IT RESOLVED THAT Council agreed to reduce the Water & Sewer Bill for 1557134 Ontario Ltd. at 220 Mary Street from \$5,651.64 to \$3,374.25. Carried.

MOVED BY B. TREANOR, SECONDED BY J. FLIELER  
BE IT RESOLVED THAT staff follow direction from Council from the closed portion of the meeting. Carried.

Council authorized staff to amend By-law No. 2018-34 to reduce the overage rate for water and sewer billing to 50% of the regular rate and to bring the amended By-law to the next Regular Council Meeting.

**CONFIRMATORY BY-LAW**

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR  
BE IT RESOLVED THAT Confirmatory By-law No. 2018-36 be read a first, second, and third and final time, passed, signed and sealed in open Council this 9<sup>th</sup> day of May, 2018. Carried.

**ADJOURNMENT**

MOVED BY J. FLIELER, SECONDED BY D. DEGENOVA  
BE IT RESOLVED THAT Council adjourn at 1:39 p.m. Carried.

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**MAYOR**

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**CLERK**