

The Minutes of the Regular Council Meeting of the Municipality of Tweed held Tuesday, **May 11, 2010** at 5:00 p.m. in the Council Chambers.

Reeve	Jo-Anne Albert
Deputy Reeve	Gordon Benson
Councillors	James Flieler
	Brian Treanor

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

### **APPROVAL OF AGENDA**

MOVED BY G. BENSON

SECONDED BY B. TREANOR

BE IT RESOLVED THAT the Agenda for the May 11, 2010 Regular Meeting be approved as presented. Carried.

### **NOTIFICATION OF CAUCUS SESSION**

Reeve Albert advised that the meeting would not include a Caucus session.

### **CAUCUS**

None.

### **ADOPTION OF MINUTES**

MOVED BY J. FLIELER

SECONDED BY G. BENSON

BE IT RESOLVED THAT the Minutes of the April 27, 2010 Regular Meeting be adopted as distributed. Carried.

### **ERRORS AND OMISSIONS**

None.

### **BUSINESS ARISING FROM MINUTES**

None.

### **DISCLOSURES**

None.

### **ACCOUNTS**

MOVED BY B. TREANOR

SECONDED BY G. BENSON

BE IT RESOLVED THAT the accounts presented for payment be approved in the following amounts:

Payroll Cheques	\$	34,311.97	
General Government		466,945.47	
Protection to Persons and Property		60,451.04	
Transportation		59,185.32	
Environmental Services		15,247.11	
Recreation		46,970.52	
Building		700.00	
GST 100% Recoverable		5,358.00	
Payroll Remittances		28,027.79	
Total	\$	717,196.72	Carried.

**DELEGATIONS**

1. Roger Guthrie - Chamber of Commerce update.

Roger Guthrie attended the meeting to provide Council with an update on the Chamber of Commerce activities this year. The Chamber of Commerce plans include an outside 8' x 10' mural on the Tweed Legion building, coming events signage in three different areas in the urban centre, new garbage receptacles, painting the new fire hydrants and creating a small parkette in the area of the Tweed Legion's parking lot. Most of the work is dependent on grant approval; an application has been submitted to the Hastings County Economic Development Fund.

2. James Barnett - Buddhist Temple mausoleum.

James Barnett attended the meeting to provide information on one of the requirements of the Provincial Cemeteries Act, whereby upon establishing a cemetery the owner shall deposit \$100,000 into a Care and Maintenance Fund. Council was advised that the Paylul Foundation of Canada would be required to pay this deposit fee for the small above ground mausoleum on their property to qualify for registered cemetery status. Mr. Barnett explained that since municipalities are responsible for the care and maintenance of abandon cemeteries, municipalities have the right to waive the deposit fee. Mr. Barnett asked Council to waive the fee. Council agreed that they would be willing to provide a waiver letter but would like to investigate the request further under the Provincial Cemeteries Act before doing so.

3. Lynda Akey - Vanderwater Road.

Lynda Akey, along with a number of residents and property owners of Vanderwater Road east of Ervine Road, attended the meeting to discuss construction work on this section of road. The subject area is not included in the 2010 budget for reconstruction; the delegation asked that Council continue with the preparation, tar and chip program on this portion of Vanderwater Road, easterly from Ervine Road, a distance of 0.7 km. Council advised that the request would be brought forward at the May 17th Infrastructure Committee meeting.

**REEVE'S REPORT**

Reeve Albert reported there were concerns at the County regarding Bill 16 - transfer of OHIP costs and related costs to municipalities in cases where municipalities, acting as road authorities, are found to be liable for contributing to an injured party. Council was provided with a followup notice advising the government had withdrawn the OHIP cost transfer proposal.

**PUBLIC WORKS SUPERVISOR'S REPORT**

Public Works Supervisor Allan Broek reported on department activities. He advised that a small area of land at the corner of Metcalf and River Street will need to be purchased to allow for the intersection to be widened.

MOVED BY G. BENSON

SECONDED BY B. TREANOR

BE IT RESOLVED THAT Council approve the purchase from Tim Rashotte, a corner piece of property at the intersection of River & Metcalf St. at a cost of \$2,178.00 (435 square ft. at \$5.00 per sq. ft.). Cost for property and legal fees will be included in the River St. Construction Project. Carried.

MOVED BY J. FLIELER

SECONDED BY B. TREANOR

BE IT RESOLVED THAT the report of the Public Works Supervisor be accepted. Carried.

**CLERK'S REPORT**

CAO/Clerk Patricia Bergeron provided a written report on department activities.  
Treasurer/Deputy-Clerk Betty Gallagher attended the meeting in the CAO/Clerk's absence.

MOVED BY B. TREANOR

SECONDED BY G. BENSON

BE IT RESOLVED THAT the Reeve and Clerk be authorized to sign an agreement with the Farmers Market Association for the 2010 season. Carried.

MOVED BY G. BENSON

SECONDED BY B. TREANOR

BE IT RESOLVED THAT Council recognizes Lakeview Lane, a legal right-of-way, registered at the Land Registry Office as PIN number 40293-0059 (LT), as owned by the Public Authority Having Jurisdiction (the municipality) is incorrect and should show the true owner to be Michael Collins.

Therefore, Council has no objection for the owners who live at 286 Lakeview Lane (David and Theresa Coates) to have legal access over Lakeview Lane a right-of-way since the Municipality of Tweed is not the owner of the ROW. Carried.

MOVED BY B. TREANOR

SECONDED BY G. BENSON

BE IT RESOLVED THAT the report of the CAO/Clerk be accepted. Carried.

**COMMITTEE REPORTS**

1. Recreation Committee.
2. Fire Committee - report on April 22, 2010 meeting.
3. Planning Committee - report on May 3, 2010 meeting.
4. Pool Committee.
5. Library Board - report on April 15, 2010 and May 4, 2010 meetings.
6. Quinte Conservation.
7. Quinte Waste Solutions.
8. CPAC.
9. Health & Safety Committee.
10. Community Development Committee - Community Development Coordinator report.
11. Committee of the Whole:
  - i. Infrastructure Committee.
  - ii. Persons and Property Committee.
  - iii. Personnel and Finance Committee - report on May 5, 2010 meeting.

Council discussed the purchase of the Solar Heat System for the pool. They wanted more information regarding the maintenance and winterizing the system before they made a decision to purchase the system. It was confirmed by the company that the lines will need to be drained in the fall and staff would be trained to maintain the system. Council agreed to purchase the Solar Heat System.

MOVED BY G. BENSON

SECONDED BY B. TREANOR

BE IT RESOLVED THAT Council approve the draft fire burning by-law including the recommendation from the Fire Committee for increased set fines in the amount of \$200.00 for all offences. Carried.

MOVED BY G. BENSON

SECONDED BY B. TREANOR

BE IT RESOLVED THAT Council accept the following sub-trade tenders for the new Library project as recommended by R. Morden Engineering, project engineers and detailed in the tender summary report provided. GST to be added to all amounts.

Division	Company	Tender Amount
Site Work	Hawker Construction	\$108,906.75
Concrete	Hawker Construction	\$27,355.00
Masonry	Andy Kooistra Masonry	\$52,640.20
Wood & Plastics	MKR Cabinets	\$8,927.89
Thermal & Moisture Protect	Dafoe Roofing	\$45,567.00
Doors & Windows	Quinte Builders Hardware	\$11,835.00
	Trenton Glass	\$3,950.00
	Trenton Glass	\$24,575.00
Finishes	Quinte Drywall	\$87,800.00
	Stradwicks	\$31,926.00
	Home Changeovers	\$4,950.00
Specialities	Quinte Builders Hardware	\$1,750.00
	Quinte Builders Hardware	\$840.00
Mechanical	Scott Trotter Plumbing	\$23,689.75
	Hamilton Smith Ltd.	\$117,132.00
	Ken Leighton Ltd.	\$52,650.00
Structural Steel	Otam Steel	\$82,825.00

Carried.

MOVED BY G. BENSON

SECONDED BY B. TREANOR

BE IT RESOLVED THAT the Reeve and Clerk be authorized to sign a construction management contract with R. Morden Engineering Ltd. for the construction management of the new Library project, based on the terms outlined in the contract. Carried.

MOVED BY J. FLIELER

SECONDED BY G. BENSON

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

#### **BY-LAWS**

1. By-Law 2010-10                      By-Law to adopt 2010 budget.
2. By-Law 2010-11                      By-Law to adopt 2010 tax levy and tax rates.

MOVED BY G. BENSON

SECONDED BY B. TREANOR

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 11th day of May, 2010:

By-Law No. 2010-10

By-Law No. 2010-11.                      Carried.

#### **MOTIONS AND NOTICE OF MOTIONS**

None.

**UNFINISHED BUSINESS**

1. Funding Projects.
  - i. Infrastructure Stimulus - Marlbank Road rehabilitation.  
New Library.
  - ii. RInc - Arena / Fairgrounds lands.
2. Violence and Harassment in Workplace - policy and program.

The Public Works Supervisor reported new elevation surveys had to be done on areas along the Marlbank Road.

The Treasurer/Deputy Clerk reported an oil tank was found under the floor at the arena while under construction. It was thought that the tank was there when the addition was built in the early 70's. Council was informed that quotes were coming in from two licenced contractors to remove the tank.

Councillor Treanor provided designs of a pavillion proposed for the area next to the pool.

**NEW BUSINESS**

1. Livestock Valuer - reports and claims.

MOVED BY G. BENSON

SECONDED BY J. FLIELER

BE IT RESOLVED THAT the report of the Livestock Valuer be accepted and the following wolf kill claim be paid and forwarded to the Ministry of Agriculture for reimbursement:

Chris Bateman	April 21, 2010	one calf	\$475.00.	Carried.
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2. Severance Applications:
  - i. B22/10 - owner Joseph Gardner, Lot 7, Con 3, Twp of Hungerford.

MOVED BY J. FLIELER

SECONDED BY B. TREANOR

BE IT RESOLVED THAT Council approve Severance B22/10, owner Joseph Gardner, Lot 7, Con 3, Township of Hungerford with the following conditions:

- i. All realty taxes are paid in full.
  - ii. Parkland fee is paid in the amount of \$500.00 for the severed lot.
  - iii. Public Works Supervisor is satisfied with entrance to the severed lot and with ditching and drainage along the severed lot.
  - iv. Road widening is required along the severed lot to conform to 33 feet from the centreline of the travelled roadway.
  - v. Severed lot be rezoned to Rural Residential. Carried.
- ii. B28/10 - owner Aubrey Cook, Lot 3, Con 6, Twp of Elzevir.

MOVED BY B. TREANOR

SECONDED BY G. BENSON

BE IT RESOLVED THAT Council approve Severance B28/10, owner Aubrey Cook, Lot 3, Con 6, Township of Elzevir with the following conditions:

- i. All realty taxes are paid in full.
- ii. Parkland fee is paid in the amount of \$500.00 for the severed lot.
- iii. Severed and retained lots are rezoned to Rural Residential. Carried.

3. Application to erect a private sign on Municipal Road Allowance - Marlbank Road.

MOVED BY J. FLIELER

SECONDED BY G. BENSON

BE IT RESOLVED THAT Council permits an advertisement sign to be erected at 167 Marlbank Rd. Carried.

**CORRESPONDENCE - ACTION**

None.

**CORRESPONDENCE - INFORMATION**

- 1. County of Hastings/City of Belleville - Community Archives update.
- 2. Association of Municipalities of Ontario - Bill 16, transfer of OHIP costs.
- 3. Association of Municipalities of Ontario - Bill 16, withdrawn.

MOVED BY G. BENSON

SECONDED BY B. TREANOR

BE IT RESOLVED THAT Correspondence - Information Item Numbers 1 to 3 be received and filed. Carried.

**CORRESPONDENCE - OTHER MUNICIPALITIES**

- 1. Spina Bifida & Hydrocephalus Association of Ontario - Request for proclamation.

MOVED BY G. BENSON

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.	Spina Bifida & Hydrocephalus Association of Ontario	Proclamation of Spina Bifida & Hydrocephalus Awareness Month.	Support	Carried.

**COMMITTEE MINUTES**

- 1. Quinte Waste Solutions - minutes of March 29, 2010 Board meeting.
- 2. Fire Committee - minutes of March 25, 2010 meeting.
- 3. Planning Committee - minutes of April 12, 2010 meeting.

MOVED BY J. FLIELER

SECONDED BY G. BENSON

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

**RESPONSE TO DELEGATIONS**

None.

**QUESTION PERIOD**

Council responded to questions from members of the press.

**ADJOURNMENT**

MOVED BY G. BENSON

SECONDED BY J. FLIELER

BE IT RESOLVED THAT Council adjourn at 7:00 p.m. Carried.

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REEVE

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CLERK