

The Minutes of the Regular Council Meeting of the Municipality of Tweed held Tuesday, **October 25, 2011** at 5:00 p.m. in St. Matthew's Church Hall in Marlbank.

Reeve	Jo-Anne Albert
Deputy Reeve	Brian Treanor
Councillors	Justin Bray, Don DeGenova, James Flieler

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

APPROVAL OF AGENDA

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR
BE IT RESOLVED THAT the Agenda for the October 25, 2011 Regular Meeting be approved as presented. Carried.

NOTIFICATION OF CAUCUS SESSION

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

CAUCUS

None.

ADOPTION OF MINUTES

MOVED BY J. FLIELER, SECONDED BY J. BRAY
BE IT RESOLVED THAT the Minutes of the October 11, 2011 Regular Meeting and the September 13, 2011 Caucus Meeting be adopted as distributed. Carried.

ERRORS AND OMISSIONS

None.

BUSINESS ARISING FROM MINUTES

None.

DISCLOSURES

None.

ACCOUNTS

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR
BE IT RESOLVED THAT the accounts presented for payment be approved in the following amounts:

Payroll Cheques	\$ 39,064.58	
General Government	12,614.85	
Protection to Persons and Property	68,638.83	
Transportation	16,167.42	
Environmental Services	41,324.67	
Recreation	15,910.02	
Building	7,565.00	
GST/HST Recoverable	6,103.62	
Payroll Remittances	17,831.68	
TD Canada – Tax Overpayment	268.48	
Total	<u>\$225,489.15</u>	Carried.

DELEGATIONS

1. Tammy and Andrew McInroy – by-law to permit poultry.

Andrew McInroy addressed Council in regards to the possibility of a by-law to permit livestock, specifically chickens, on rural residential properties. He noted that he resides on an approximate 2.5 acre parcel on Vanderwater Road which he has been advised does not permit farm animals. Mr. McInroy noted that other municipalities have put by-laws in place to permit chickens in built up areas and asked that Council give the same consideration to this municipality. He noted that he is interested in raising a few animals for his own use only, and that his property has an existing barn in which animals were kept in the past.

2. Land O' Lakes Curling Club – grant application / funding.

Nancy Borden and Carolyn Johnson of the Land O' Lakes Curling Club addressed Council with a request for a loan to assist with the replacement of the curling club's ice system. The delegates advised that the club is applying for a Trillium grant to replace the aging ice system with an environmentally friendly and energy efficient system. Mrs. Borden advised that Trillium representatives have indicated that the funding, if approved, may only cover a portion of the estimated \$150,000.00 cost and asked for Council's consideration of a short term loan to cover the amount not funded. She also noted that the club draws from a large geographic area and offers a wide range of social activities besides curling. Mrs. Johnson outlined the various activities which take place at the curling club and noted the community partnerships which have been in place and which are continuing to grow. She suggested a five to ten year repayment schedule if a loan was approved from the Municipality and noted that funds would be obtained from fundraising initiatives, increased membership fees and energy cost savings. Mrs. Johnson noted that they have obtained the services of a consultant to assist with strategic and business planning, membership attraction and retention, and fundraising. She noted that the club is debt free and does not have a mortgage. Councillor DeGenova noted that he is the consultant working with the club as indicated by the delegate. The delegates and members of the club's executive in attendance responded to questions from other members of Council regarding membership and events statistics.

REEVE'S REPORT

Reeve Albert reported on meetings attended and upcoming meetings and events.

PUBLIC WORKS SUPERVISOR'S REPORT

Public Works Supervisor Allan Broek reported on department activities.

MOVED BY B. TREANOR, SECONDED BY D. DEGENOVA

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

CLERK'S REPORT

CAO/Clerk Patricia Bergeron reported on department activities. New dates for a Ministry of Agriculture public information session on the livestock compensation program were proposed.

MOVED BY J. BRAY, SECONDED BY J. FLIELER

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

COMMITTEE REPORTS

1. Recreation Committee – report on October 5, 2011 meeting.
2. Planning Committee.
3. Library Board.
4. Quinte Conservation.
5. Quinte Waste Solutions.
6. CPAC.
7. BISC – reports for July/August/September.
 - motion from committee re: green energy project.

8. Infrastructure Committee
9. Persons and Property Committee – report on October 5, 2011 meeting.
10. Personnel and Finance Committee.

MOVED BY D. DEGENOVA, SECONDED BY B. TREANOR

BE IT RESOLVED THAT Council approve a non prime-time ice rental rate for the 10:00 p.m. to 11:00 p.m. time period at the arena. Carried.

MOVED BY J. BRAY, SECONDED BY J. FLIELER

BE IT RESOLVED THAT Council approve a rental rate of \$50.00 per hour (HST included) for ice rental by local businesses for public skating at the arena. Carried.

MOVED BY J. BRAY, SECONDED BY J. FLIELER

WHEREAS it is the understanding that municipalities have no jurisdiction over green energy projects such as solar panels and wind turbines;

AND WHEREAS such green energy projects are exempt from all local zoning provisions as related to zoning, setbacks and accessory use;

AND WHEREAS safety concerns are apparent pertaining to structural firefighting as it may be unknown where disconnects are located for these sources during a fire;

NOW THEREFORE BE IT RESOLVED that the Municipality of Tweed petition the Province of Ontario to allow municipalities jurisdiction over such projects through applicable zoning provisions and that the Province take into consideration any potential safety hazards as may exist with green energy projects in order to ensure the safety of municipal workers and residents of the Province of Ontario. Carried.

MOVED BY B. TREANOR, SECONDED BY D. DEGENOVA

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

BY-LAWS

1. By-Law No. 2011-39 By-Law to convey Victoria Street lands which have been subject of an encroachment.
2. By-Law No. 2011-40 By-Law to convey property for road widening - Severance B16/11 (Cassidy).

MOVED BY B. TREANOR, 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 25th day of October, 2011:

By-Law No. 2011-39,

By-Law No. 2011-40. Carried.

MOTIONS AND NOTICE OF MOTIONS

Councillor DeGenova advised that he would like to continue with only one of the motions brought forth at a previous meeting pertaining to the livestock valuation and compensation program.

MOVED BY D. DEGENOVA, SECONDED BY J. BRAY

WHEREAS the Ontario Wildlife Damage Compensation Program provides compensation to eligible applicants whose livestock and/or poultry have been injured or killed as a result of wildlife, and further provides for municipalities to compensate livestock owners and seek reimbursement from the Ministry of Agriculture, Food and Rural Affairs;

AND WHEREAS livestock valuers submit the same report to the Ministry of Agriculture, Food and Rural Affairs that they do to municipalities therefore making municipal involvement redundant;

AND WHEREAS municipalities are required to pay animal livestock valuer report claims directly, and then apply for reimbursement from the Ministry of Agriculture, Food and Rural Affairs, who in turn have the option to deny such claims although the claim has been paid by the municipality;

AND WHEREAS municipalities are required to remunerate livestock valuers although municipalities are not appropriately compensated to cover all related expenses and must do so at the expense of municipal taxpayers;

NOW THEREFORE BE IT RESOLVED THAT municipalities no longer be involved in the livestock valuation and compensation program and further that livestock owners, through a Provincial livestock valuer, make application directly to the Ministry of Agriculture, Food and Rural Affairs and be paid from the Ministry for wildlife damage compensation and further that the program guidelines be amended to provide for these changes. Carried.

UNFINISHED BUSINESS

1. Procedure by-law.

Reeve Albert noted that this item will be included on the agenda for the upcoming Committee of the Whole meeting.

2. Smoke-free by-laws.

The Clerk advised that draft by-laws have been sent to the Health Unit for review and comments.

3. Vanderwater Road four-way stop by-law.

The Public Works Supervisor advised that this item will be included on the agenda for the following day's Infrastructure Committee meeting.

NEW BUSINESS

1. United Way Committee – United Way sales.

Councillor Bray requested permission for use of the pool parking lot area for a United Way sale event to which Council agreed.

2. Ministry of Agriculture – decision for livestock claim appeal.

Reeve Albert noted that the applicant for a June 2011 livestock claim was successful in his appeal to the Ministry of Agriculture.

MOVED BY B. TREANOR, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT the report of the Livestock Valuer be accepted for the following coyote kill claim and the claim be processed in accordance with the guidelines of the Ontario Wildlife Damage Compensation Program:

<u>Claimant</u>	<u>Date of Loss</u>	<u>Livestock Loss</u>	<u>Amount</u>	
Harold Bateman	June 11, 2011	one calf – NB	\$560.00	Carried.

CORRESPONDENCE – ACTION

1. Town of Greater Napanee – request for comments on proposed Official Plan update.

The Clerk noted that the document was available in the office for review.

2. Royal Canadian Legion Branch 428 – request for permission for annual poppy campaign sales.

MOVED BY J. FLIELER, SECONDED BY J. BRAY

BE IT RESOLVED THAT Council has no objection to the selling of poppies by Royal Canadian Legion Branch 428 for the annual poppy campaign from October 28 to November 11, 2011. Carried.

CORRESPONDENCE – INFORMATION

1. Municipality of Tweed – notice of initiation of environmental assessment for Tweed wastewater system.
2. Tweed and Area Chamber of Commerce – business appreciation event.
3. Tweed & Area Arts Council – appreciation for municipal tax waiver.
4. Ministry of the Environment – Drinking Water Quality Management Standard requirements fulfilled.
5. AMO 2010 annual expenditure report.

MOVED BY B. TREANOR, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT Correspondence – Information Item Numbers 1 to 5 be received and filed. Carried.

CORRESPONDENCE - OTHER MUNICIPALITIES

None.

COMMITTEE MINUTES

1. Building Inspection Services Committee – minutes of August 11, 2011 meeting.
2. Quinte Waste Solutions – minutes of September 12, 2011 meeting.
3. Tweed and Area Community Development Committee – minutes of September 12, 2011 meeting.
4. Land O' Lakes Tourist Association – minutes of September 13, 2011 meeting.
5. Quinte Source Protection – summary of September 22, 2011 meeting.
6. Recreation Committee – minutes of September 7, 2011 meeting.
7. Persons and Property Committee – minutes of September 8, 2011 meeting.
8. Personnel and Finance Committee – minutes of September 12, 2011 meeting.

MOVED BY J. BRAY, SECONDED BY J. FLIELER

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

RESPONSE TO DELEGATIONS

1. 2010 Financial Statements.

MOVED BY B. TREANOR, SECONDED BY D. DEGENOVA

BE IT RESOLVED THAT Council approve the 2010 financial statements as presented by Welch LLP. Carried.

QUESTION PERIOD

Council responded to questions from members of the press and the public in attendance.

ADJOURNMENT

MOVED BY B. TREANOR, SECONDED BY J. FLIELER

BE IT RESOLVED THAT Council adjourn at 6:45 p.m. Carried.

REEVE

CLERK