



MUNICIPALITY OF NORTH MIDDLESEX REGULAR MEETING MINUTES

The Regular Meeting of the Council of the Municipality of North Middlesex was held on Wednesday July 13, 2016 in the Council Chambers, Shared Services Centre, 229 Parkhill Main Street, Parkhill with a quorum present.

1. CALL TO ORDER

Mayor Shipway called the meeting to Order at 6:45 p.m.

2. ROLL CALL

Present:

Mayor Don Shipway

Deputy Mayor Brian Ropp

Councillor Ward One Doreen McLinchey

Councillor Ward Two Joan Nichol

Councillor Ward Three Gord Moir

Councillor Ward Four Andrew Hemming

Councillor Ward Five Adrian Cornelissen

CAO, Marsha Paley

Clerk, Jackie Tiedeman

3. DISCLOSURE OF PECUNIARY INTEREST

None

4. MINUTES OF PREVIOUS MEETINGS

a. June 15, 2016 Regular Meeting Minutes

b. June 20, 2016 Education and Training Meeting Minutes

MOTION #239/2016

MOIR/HEMMING: That the above noted minutes be accepted as presented.

CARRIED

5. PUBLIC MEETINGS

6:45 P.M. – COURT OF REVISIONS

MOTION #240/2016

ROPP/MOIR: That the regular meeting adjourn to Court of Revisions.

CARRIED

See separate Court of Revision minutes.

Regular Meeting reconvened following Court of Revisions at 6:51 p.m. and Council proceeded to Departmental Reports until 7:00 p.m. when the planning portion of the meeting was set to begin.

7:00 P.M. – Committee of Adjustment

MOTION #244/2016

MCLINCHEY/NICHOL: That the regular meeting adjourn to Committee of Adjustment at 7:00 p.m.

CARRIED

See separate minutes for Committee of Adjustment

6. CLOSED MEETING (Under Section 239 of the *Municipal Act*)

MOTION #245/2016

CORNELISSEN/NICHOL: That Committee of Adjustment adjourn to a Closed Meeting at 7:35 p.m. for the following purpose:

Labour Relations or Employee Negotiations – Update from Elizabeth Hill on Union Negotiations

Proposed or Pending Acquisition or Disposition of Land – former railroad land – Ailsa Craig

Personal Matters about an identifiable individual, including municipal or local board employees – Director of Infrastructure and Operations and short term contract for special projects co-ordinator.

CARRIED

7. CONSIDERATION OF MATTERS ARISING FROM CLOSED MEETING

MOTION #246/2016

NICHOL/HEMMING: That Council rise from Closed Meeting at 9:55 p.m. with the following recommendations.

CARRIED

MOTION #247/2016

CORNELISSEN/HEMMING: That staff advise that Council does not wish to sell any land at this time (reference to correspondence 12 b).

CARRIED

MOTION #248/2016

NICHOL/ROPP: That staff proceed with the Director of Infrastructure & Operations offer of employment as directed in Closed.

CARRIED

MOTION #249/2016

ROPP/CORNELISSEN: That staff be authorized to extend the current short term contract for special projects co-ordinator until December 31, 2016.

CARRIED

8. DELEGATION – None at this time

9. DEPARTMENTAL REPORTS

a. Report from Drainage Superintendent – Tender Results for Nairn Van Deuren and final reading of the By-law.

MOTION #241/2016

MCLINCHEY/MOIR: That Council accept the recommendation to award the Nairn Van Deuren Drain 2016 to A.G. Hayter Contracting; and

That Council read third time and pass By-law #13 of 2016 for the Nairn VanDeuren Drain 2016 and to proceed with tendering of the project.

CARRIED

b. Report from By-law Enforcement Officer – Mid Year Report on Kennel Inspections.

MOTION #242/2016

MCLINCHEY/MOIR: That Council receive and file the Mid Year Kennel Inspection report as submitted.

CARRIED

c. Report from Acting Treasurer (Deferred from June 1) Reserve and Reserve Fund Report

Deputy Mayor Ropp suggested that he was in agreement with the allocation of the 2015 surplus with the exception of the Tax Rate Stabilization. He suggested this amount be 2% of the Tax Levy. The following motion on the allocation of the 2015 Surplus of \$873,434.63 was introduced:

MOTION #243/2016

ROPP/NICHOL: That Council direct staff to allocate the surplus amount as amended:

\$200,000 for Capital Projects (to provide funds if the Federal or Provincial government announces matching funds for capital projects)

\$120,000 for Tax Rate Stabilization(to avoid large tax rate increases in the future)

\$200,000 for Asset Replacement(this should be a reserve that is increased annually)

\$100,000 for Emergency Preparedness (to provide funds quickly in the case of a natural disaster or other emergency, without accessing funds from working capital)

\$100,000 for Insurance (to offset the cost of insurance claims and deductibles)

This fund would replace the insurance claim allocation in the annual operating budget

\$100,000 for Green Projects (to provide funds if the Federal or Provincial government announces matching funding for alternative energy projects.

\$52,434.63 for Contingency Reserve

CARRIED

d. Report from Acting Treasurer (Deferred from June 1) Response on adding costs to tax roll for damage to municipal infrastructure.

Ms. Jonah provided additional information that concluded there is provision under the Building Code Act that if charges such as this occur, unpaid invoices may be added to the tax roll for collection. Also, the Building Permit application Section 10 contains the following clause “ *Damage to any municipal property (ie:sidewalks, boulevards, roads, etc) shall be repaired to municipal standards and policies at the owner’s expense*”.

Based upon this additional information, council concurred there was no need to implement an infrastructure bond at this time.

MOTION #250/2016

MOIR/CORNELISSEN: That Council receive and file the inclusion on tax roll of unpaid invoices for damage to municipal infrastructure report dated July 13, 2016.

CARRIED

e. Report from Acting Treasurer – Banking Changes

MOTION #251/2016

CORNELISSEN/MCLINCHEY: That Council receives and files the banking changes report dated July 13, 2016 as submitted.

CARRIED

f. Report from Acting Treasurer – monthly equal payment plan for water billings

MOTION #252/2016

MCLINCHEY/MOIR: That Council directs staff to undertake a survey to determine customer interest in a monthly equal payment option for water billings;

And further that a report with the survey findings be brought forward in September 2016 for Council's consideration.

CARRIED

g. Report from Clerk – 2016 to 2021 Accessibility Plan for North Middlesex

MOTION #253/2016

ROPP/NICHOL: That Council receive the report entitled 2016-2021 Accessibility Plan for North Middlesex;

And further that Council approves the draft plan as presented and directs staff to forward it to the County of Middlesex to be included in the Joint Accessibility Plan.

CARRIED

10. PASSING OF ACCOUNTS

a. Report on compilation of bills and accounts to July 7, 2016

MOTION #254/2016

MOIR/MCLINCHEY: That the following bills and accounts be approved for payment:

General	\$883,637.57
Cemetery	\$ 1,079.16
Direct Payments	\$123,210.13

CARRIED

11. COMMITTEE REPORTS

None

12. CORRESPONDENCE

a. North Middlesex Minor Soccer Association – request to waive fees for facility rental (action: Council denied the request as these types of considerations are made through the Grants Assistance Program each year)

b. Request to purchase former railway land owned by municipality.
(action: recommendation from Closed Meeting be sent to landowner)

c. West Lincoln – request for support regarding mandatory municipal consent for future renewable energy projects.

MOTION #255/2016

ROPP/CORNELISSEN: That the Council of the Municipality of North Middlesex supports the resolution of West Lincoln as follows:

“Whereas, Independent Electrical System Operator has requested input on the RFP process used to award renewable energy contracts; and

Whereas, the government indicated that new contracts would be directed to willing host communities, and

Whereas three of the five contracts announced on March 10 did not have municipal support for the project; and,

Whereas there is no differentiation in the Green Energy Act to allow for larger setbacks based on the size of the Turbines being allowed for each installation, and

Whereas there has been great disregard for the Township of West Lincoln’s Natural Heritage System and the Tree Inventor during the installation of the Transmission system of the current project

NOW THEREFORE be it resolved that the Council of the Township of West Lincoln requests:

- *That the Municipal Support Resolution become a mandatory requirement in the IESO process;*
- *That the rules be amended to require that the resolution related to this support must be considered in an open council meeting held after the community meeting organized by the proponent;*
- *That full details of the project, including siting of project elements and site consideration reports, are required to be made available at the community meeting and to the Council before the resolution is considered; and,*

THAT this resolution be forwarded to the Premier, Leaders of the Official Oppositions; Ministers of the Ministry of the Environment, Infrastructure and Energy, Rural Affairs and Agriculture and Food, Municipal Affairs; region of Niagara; Niagara Peninsula Energy Inc; local MP and MPP; the Renewable Energy Approval applicants in West Lincoln and to all municipalities in the Province of Ontario requesting their support”

CARRIED

d. Lambton Shores, Pelham Niagara and City of St. Catharines – receive and file challenge to match funding for Fort McMurray
(action: receive and file)

e. Gala Days – request for council resolution to recognize the event as a community event.

MOTION #256/2016

CORNELISSEN/MCLINCHEY: That the Council of the Municipality of North Middlesex supports and approves the Outdoor Community Event for the organization known as the Ailsa Craig Gala Days Committee to be held on July 15,16 and 17, 2016.

CARRIED

MOTION #257/2016

MOIR/HEMMING: That the correspondence be accepted with actions as noted.

CARRIED

13. OTHER OR URGENT BUSINESS

Councillor Cornelissen wished to express his congratulations to staff for all the hard work done around the Shared Services Building.

14. COMMUNICATIONS (including County Council Meeting Report)

No reports

15. CLOSED MEETING (UNDER SECTION 239 OF THE *MUNICIPAL ACT*)

MOTION #260/2016

CORNELISSEN/NICHOL: That the regular meeting adjourn to Closed Meeting at 10:30 p.m. for the remaining matters disclosed earlier on the agenda.

CARRIED

16. CONSIDERATION OF MATTERS ARISING FROM CLOSED MEETING

MOTION #261/2016

NICHOL/ROPP: That the regular meeting reconvened following the Closed Meeting at 10:50 p.m. with a recommendation.

CARRIED

MOTION #262/2016

HEMMING/ROPP: That the Collective Agreement be accepted as presented this evening.

Councillor Cornelissen then requested a recorded vote:

Cr. Nichol – no
Cr. Hemming –yes
Cr. Cornelissen- no
Mayor Shipway-no
Deputy Mayor Ropp – yes
Cr. Moir – yes
Cr. McLinchey – no

DEFEATED

MOTION #263/2016

MCLINCHEY/CORNELISSEN: That a Special Meeting be called for July 20, 2016 at 6:00 p.m. to consider the Collective Agreement.

CARRIED

17. READING OF BY-LAWS

- a.By-law #33 of 2016 – Zoning Amendment for 1924 Elginfield Road
- b. By-law #34 of 2016 – Zoning Amendment for 2614 Bornish Road
- c. By-law #13 of 2016 – Nairn Van Deuren Drain – 3rd and final reading
- d. By-law #35 of 2016 – Confirming By-law

MOTION #258/2016

MCLINCHEY/HEMMING: That By-laws 33,34 and 35 of 2016 be read a first and second time.

CARRIED

MOTION #259/2016

NICHOL/MOIR: That By-laws 13,33,34 and 35 of 2016 be read a third and final time.

CARRIED

18. ADJOURNMENT

MOTION #264/2016

ROPP/CORNELISSEN: That the meeting adjourn at 11:00 p.m.

CARRIED

MAYOR

CLERK