

7:30 p.m.

**MUNICIPALITY OF NORTH MIDDLESEX July 16, 2001**

## **MINUTES**

The Council of the Municipality of North Middlesex met in the Council Chambers at 7:30 p.m. on July 16, 2001 for their regular meeting.

Those present were: MAYOR CHUCK HALL  
DEPUTY MAYOR IAN BREBNER  
COUNCILLOR WARD 1 – MARYSIA COUTTS  
COUNCILLOR WARD 3 – MICHAEL CONLIN  
COUNCILLOR WARD 4 – LAWRENCE McLACHLAN  
COUNCILLOR WARD 5 – LUCY HENDRIKX  
ADMINISTRATOR CLERK – SHIRLEY SCOTT  
PUBLIC WORKS SUPER.– JOE ADAMS

Absent: COUNCILLOR WARD 2 - KEN JOHNSTON

No pecuniary interest was declared.

## **MINUTES**

The minutes were reviewed, and the following motion made.

### **LUCAN COMMUNITY CENTRE BOARD MINUTES**

Committee member Wes Hodgson, sent a review of activity for May, June and July. He advised that he had attended six meetings. He reported during that period there was a meeting with all staff members, the auditors report was reviewed, the main hall repainted, a policy set regarding summer ice rental, interviews were held to hire a new manager, and they hired Justin Fidler. The position has been accepted. The following motion was made:

HENDRIKX-CONLIN: BE IT RESOLVED THAT the minutes from June 25, July 3 and July 9, 2001 and the Lucan Community Centre Board minutes printed and delivered to each member be approved, with minor corrections.

CARRIED.

There was a short discussion regarding opting out of Lucan recreation service. No conclusion was made.

## **BUSINESS FROM THE MINUTES**

Public Works Superintendent Joe Adams advised that he, Ian Nesjack and William Armstrong from the Ministry of Environment had met to discuss what is required in order to maintain the required Certificate of Approval for construction of the waterline on Denfield Road. They have verbally requested the terms of reference. Since that time, Planner B. Rosser, Engineer Wm. Boussey, Shirley Scott and Joe Adams have met to address a letter from the Ministry with the proper information. Ratepayer Fred Lewis is also keeping in touch. The Ministry have been advised that we will appeal, if necessary. Toronto has advised that they will move the project along as quickly as possible upon receipt of the above mentioned information.

Mr. Adams also advised that there has been no response to the OSTAR application. A questionnaire has been addressed.

### **DELEGATION: MARY LEAVER – GRANNY FLAT**

Mary Leaver and Karl Gingerich then entered the meeting to discuss having a 12 x 50 mobile trailer (Northlander) located on her lands for use as a granny flat for her step father-in-law now, later for her when her son moves into the house, and then possibly for some of his sons friends. She suggested that the trailer would be located at the back of the property where it would not be seen.

Council questioned whether or not there would be septic capacity. They advised that they would get a bigger system, if it was required. It was then suggested that these lands may be in the fill area. According to the Official Plan for West Williams, two houses are not permitted on one lot. The delegation suggested that there were some lots in the area that already have two houses and they were advised that these would be legal non conforming (existing at the time the by-law came into place). It was suggested that they check with the ABCA to see if they can meet the regulations regarding fill lines, and septic systems.

Council thanked the delegation for attending.

A letter is to be sent to the delegation, pointing out the various steps that will have to be taken in order to grant their request.

### **DELEGATION: AILSA CRAIG FIREFIGHTERS ASSOCIATION**

Ron Whitmore and Shawn Wright from the Ailsa Craig Firefighters Association then entered the meeting to discuss the possibility of continuing the Ailsa Craig Santa Claus parade. Those present heard that this parade had been in existence for forty years. A statement of funds on hand was distributed. The parade has been funded by profits from the Christmas Bingo in the past. Low profits in the past, due to a charge for hall rent, was discussed, and the delegation was advised that if the event was held during the week, and not on the weekend, there was a policy in place to address the rental situation. They questioned whether or not a donation would be received, as in the past, which was \$300 from the local fireboard, and \$50 from East Williams and \$50 from McGillivray. Also, in the past, any deficit created was picked up by the Business Association, which no longer exists.

The delegation was advised that the Council of North Middlesex is encouraging all local functions to carry on as in the past. They were thanked for attending.

### **COMMITTEE BY-LAW**

Council discussed the various committees that are active. Various volunteer committees are in place, such as the Health Advisory Committee, Economic Development Committee, and each Municipal Recreation Committee. The Committee appointments were then discussed. They are the Recreation Committee, of which each area is represented, and the Lucan Community Centre Board which has a representative other than a Council member representing. There are also various committees that Council members sit on. After careful consideration, the following motion was made.

HENDRIKX-COUTTS: BE IT RESOLVED THAT a fee of \$50 per meeting be paid to certain committee members that were appointed in 2001.

CARRIED

## **ACCOUNTS**

HENDRIKX-COUTTS: BE IT RESOLVED THAT the invoices dated July 16, 2001 in the amount of \$256,250.91 be approved for payment.

CARRIED

Council also determined that all future estimates for costs of social events be reviewed and accepted by Council in advance.

The fact that there was a problem with the washrooms at the Leisure Club was discussed. The use of the washrooms at this site is being abused. It was discussed that a possible solution would be to have the site closed because of the portables being located at lookout point. No conclusion was arrived at.

## **COUNCILLORS REPORTS**

**ABCA:** Deputy Mayor Ian Brebner advised that Steve Hepburn from ABCA reported that a grant may be available from Ministry of Natural Resources for fencing cattle out of streams. Anybody wanting information should contact the ABCA.

The ABCA have also questioned how to use the funds donated by McGillivray last year, due to the spill. Those present were advised that a list had been submitted with the award, and the monies were designated to specific jobs.

It was suggested that due to the bat problem, a habitat in the conservation area could be considered.

**HEALTHY FUTURES:** Councillor McLachlan asked Mr. Brebner to acquire information on the Healthy Futures Program, in regard to replacement of septic systems.

**OTHER:** Deputy Mayor Brebner advised that dust control was required on Glasgow Road. Public Works Superintendent Adams suggested that it would be applied after the gravel was spread.

## **BUILDING PERMIT REPORT**

A written report advised that twenty two permits were issued in June, with an estimated construction value of \$4,329,384.

HENDRIKX-BREBNER: BE IT RESOLVED THAT the building report submitted by Chief Building Official Vic Stellingwerff, be accepted.

CARRIED

## **PUBLIC WORKS SUPERINTENDENT REPORT**

Public Works Superintendent Joe Adams made the following verbal report:

- due to continual repair of the Cub lawn mower, it is being replaced with a Kobota Cadet from Hyde Park. Various options were considered before the unit was purchased.
- a water repair has been done on Lieury Road
- an inspection was done for MOE, but ended up being a false alarm. Water had been spread for dust control. All citizens are thanked for their co-operation during this dry season. Dust control is difficult.
- grass cutting is complete for the first round

## **COMMITTEE MEETING**

The recommendations made by the committee meeting of July 9, 2001 were reviewed, and the following motion made.

CONLIN-McLACHLAN: BE IT RESOLVED THAT the recommendations from Committee meeting of July 9, 2001 as listed, be accepted.

-RENTAL AGREEMENT between Middlesex Power and the Municipality of North Middlesex be accepted as written.

-PAVEMENT OF McLEAN ROAD be considered, subject to a donation of \$115,00 from ANF, payable in 2001 and priority project for 2002 be Clandeboye Road to Neil Road and the first block of Lieury Road.

-NORMAN SISTERS sewer agreement be renegotiated, and the Public Works Superintendent Joe Adams be appointed to do so.

-CRF FUNDING letter from Bill Rayburn be supported

-ROBERT AND ANGELA ROBINSON AGREEMENT be signed by the Mayor and Clerk to finalize the transaction of their 2000 land sale.

CARRIED.

## **COMMUNITY CLUB SIGNS**

The unsightly condition of the service club signs was discussed. The ownership of the signs is unknown. Council suggested that an inquiry be made so that the signs can be given a face lift as soon as possible.

## **COMMENCEMENT AWARDS**

North Middlesex High School advised that various awards were supported by different municipalities involved in the amalgamation. Deputy Mayor Brebner advised that the award from West Williams was awarded from a debenture, and given for History. Former Clerk Ruth Cadman is to be consulted. It was suggested that one award be contributed to a student within North Middlesex, for English, Math and Science.

## **MUNICIPAL ELECTRIC ASSOCIATION**

Due to a potential settlement of the class proceeding launched by the MEU's against the former Ontario Hydro, the judge supervising the proceedings recommended the approval of the settlement. Council is left with a choice to sign a form to opt out of the settlement, or a claim form. After careful consideration, the following motion was made.

BREBNER-HENDRIKX: BE IT RESOLVED THAT Council authorize the Mayor and the Clerk to sign proper claim form as part of the proposed settlement against Ontario Hydro.

CARRIED

## **WAIVER FEES**

A request to waive building permit charges for construction to a church was discussed. Council recalled situations in the past, and determined that this could not be done in order not to set a precedence.

## **TILE DRAIN LOAN APPLICATION**

McLACHLAN-COUTTS: BE IT RESOLVED THAT the applications for tile drain loan applications from Concession 26 Lot 5 and Concession 8 Lot 16 from former McGillivray Township, be approved.

CARRIED.

## **APPLICATION FOR BUSH REMOVAL**

CONLIN-McLACHLAN: BE IT RESOLVED THAT Council has no objections to the application for bush removal from Con 9 Lot 15 former McGillivray Township

CARRIED.

## **BY-LAW #54 OF 2001: RECREATION POLICY**

McLACHLAN-COUTTS: BE IT RESOLVED THAT By-law #54 of 2001 being a by-law to authorize the acceptance of the Recreation Policies for the Municipality of North Middlesex be read a first, second and third time and finally passed this 16<sup>th</sup> day of July, 2001.

CARRIED.

## **CORRESPONDENCE**

The following correspondence was reviewed and filed for reference.

1. Township of Armour-request for resolution endorsement regarding OPAC Customer Service initiatives.
2. Government of Canada-news release regarding Canada's War Crimes Program
3. Siskind, Cromarty, Ivey & Dowler-2000 Model Franchise Agreement Board
4. AMO-proceeding with municipal gas franchise agreements and the request from gas companies for additional temporary extensions
5. Municipality of West Perth request for monetary donation to help offset ongoing legal costs concerning the precedent setting case in defense of their zoning by-law and livestock operations.
6. Cole,Layer,Trumble, Canada Inc advising of their services regarding ongoing changes with the Commercial and Industrial Vacancy Rebate Program.
7. City of Stratford requesting support of their resolution to the Government of Ontario to take immediate action to protect the deep groundwater resources for all time.
8. City of Windsor advising of their concern to the Minister of Finance requesting the reconciliation for the CRF be at year end.
9. World Youth Day- Days in the Diocese advising that July 18-22, 2002. A temporary change of use to have schools in certain areas used for residential occupancy may be required during that timeframe.
10. Bluewater Recycling Association-newsletter
11. AMO-introduction of Waste Diversion Act, 2001
12. MMA-Showcase Ontario 2001 Sept. 10-13,2001 Metro Toronto Convention Centre.
13. Amendment to Ontario Regulation 46/94 under the Municipal Act.
14. University of Waterloo requesting information regarding by-law, policy or resolution with respect to regulating smoking in indoor locations.
15. Archibald Gray McKay Ltd. Annual golf classic Tuesday, August 21, 2001
16. Ailsa Craig Turtle Races Parade-asked to participate  
All but Councillor Hendrikx indicated that they wish to attend.

COUTTS-CONLIN: BE IT RESOLVED THAT the correspondence package a-n dated July 16, 2001 be accepted.

CARRIED.

**IN CAMERA**

HENDRIKX-COUTTS: BE IT RESOLVED THAT the regular meeting adjourn to an in camera session at 10:15 p.m. to discuss personnel and property issues.

CARRIED

McLACHLAN-HENDRIKX: BE IT RESOLVED THAT the in-camera session adjourn at 10:58 p.m.

CARRIED.

As a result of the in camera session, the following motion was made.

**PERFORMANCE REVIEW**

CONLIN-McLACHLAN: BE IT RESOLVED THAT Council offers Joe Adams a full time position as Public Works Superintendent.  
CARRIED.

**CONFIRMING BY-LAW**

HENDRIKX-CONLIN: BE IT RESOLVED THAT By-law #55 of 2001, being a by-law to confirm the proceedings of the Council of the Municipality of North Middlesex be read a first, second and third time and finally passed.

CARRIED.

CONLIN-McLACHLAN: BE IT RESOLVED THAT the regular meeting adjourn at 11:00 p.m.

CARRIED.

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MAYOR

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ADMINISTRATOR