

**THE CORPORATION OF THE TOWNSHIP OF ESSA  
REGULAR COUNCIL MEETING  
WEDNESDAY, JUNE 17, 2009**

**AGENDA**

**1. OPENING OF MEETING BY THE MAYOR**

**2. DISCLOSURE OF PECUNIARY INTEREST**

**3. ADOPTION OF PREVIOUS MINUTES AND MOTIONS**

Recommendation: *Be it resolved that the motions duly passed and approved at the Committee of the Whole meeting of this date be approved; and That the minutes of Committee of the Whole and Regular Council meetings held on the Third day of June, 2009 be adopted as circulated.*

**4. PRESENTING, REFERRING OR PASSING OF ACCOUNTS**

Recommendation: *Be it resolved that Payments dated May 29 to June 11, 2009 in the amount of \$3,451,332.55 be approved; and That Visa Accounts dated April 13, 2009 in the amount of \$11,830.40 be approved; and That Visa Accounts dated May 11, 2009 in the amount of \$18,848.50 be approved.*

**5. CONSENT AGENDA**

Recommendation: *Be it resolved that the items listed in the Consent Agenda dated June 17, 2009 be approved as presented, and that the necessary action be taken.*

**6. COMMITTEE REPORTS**

**a. Essa Public Library Board**

Recommendation: *Be it resolved that the minutes of the Essa Public Library Board meeting dated April 27, 2009 be received.*

**7. PETITIONS**

**8. MOTIONS AND NOTICES OF MOTIONS**

**a. Resignation**

*WHEREAS a letter of resignation has been received from Larry Kennard, Facility Operator;*

*NOW THEREFORE BE IT RESOLVED that the letter of resignation from the Facility Operator be received with regret.*

**b. Resignation from Parks and Recreation Committee**

*WHEREAS a letter of resignation has been received from Kim Ogilvie, Parks and Recreation Committee member;*

*NOW THEREFORE BE IT RESOLVED that the letter of resignation from the Committee member be received.*

**c. Special Policy Area – Angus**

*The notice of motion for this resolution was given by Mayor Guergis at the June 3<sup>rd</sup> meeting of council:*

*WHEREAS portions of the town of Angus in the Township of Essa is prone to flooding each year; and*

*WHEREAS Alset Construction Company Limited is proposing a subdivision of 60 residential single family lots on Part of Lots 31 and 32, Concession 3 in the Township of Essa on 3.7 hectares; and*

*WHEREAS part of the development includes a strategic conveyance of land to the Township of Essa of 10 hectares for a barrier to provide flood protection to existing properties along the west side of the Pine River on River Drive south to Park Road; and*

*WHEREAS the Nottawasaga Valley Conservation Authority has showed opposition to this proposed draft plan of subdivision ET-0601 based on Provincial Policy Statement 3.1.2; and*

*WHEREAS the Provincial Policy Statement 3.1.3 states that development and site alterations may be permitted in certain areas despite 3.1.2 where a Special Policy Area has been approved by the Ministers of Municipal Affairs and Housing and Natural Resources;*

*NOW THEREFORE BE IT RESOLVED that the Township of Essa requests the Provincial Government through the Ministers of Municipal Affairs and Housing and Natural Resources give serious consideration to the approval of a Special Policy Area for this area in the Township of Essa.*

**d. Accounts**

*WHEREAS The Council of The Township of Essa will be on its summer recess between June 17 and September 2, 2009, and thereby will not be approving the regular payment of accounts;*

*NOW BE IT RESOLVED THAT the Treasurer be authorized to pay accounts during Council's summer recess in accordance with the Township's procurement policy, providing that such expenditures have been approved in the 2009 Budget.*

**e. Return of Securities (updated copy will be in blue folders)**

*WHEREAS 223 Mill St. has been developed and the owner considers all works as having been installed in accordance with the approved site plan; and  
WHEREAS the Township has inspected and would concur;  
NOW THEREFORE BE IT RESOLVED THAT the Township of Essa reduce a letter of credit held for securities in the amount of \$53,500 by \$ \_\_\_\_\_ to \$ \_\_\_\_\_.*

**f. Devonleigh Homes – Development Charges**

*WHEREAS Devonleigh Homes Inc has submitted a verbal appeal to the municipality regarding \$18,441.60 in outstanding development charges owing to the municipality; and  
WHEREAS the municipal portion of the outstanding development charge is \$15,648, with the education portion being \$1,104 and the county charge being \$1,689 for a total of \$18,441.60; and  
WHEREAS due to tough economic times Devonleigh Homes Inc is requesting consideration of waiving the outstanding fees;  
NOW BE IT RESOLVED THAT the municipality waive the \$15,648 in township development charges and supports Devonleigh Homes Inc in its request for the waiving of fees from the County of Simcoe and the educational portions of the development charge.*

**9. UNFINISHED BUSINESS**

**10. BY-LAWS**

**a. By-law 2009 – 39**

Recommendation: *Be it resolved that leave be granted to introduce By-law 2009 - 39, being a by-law to authorize the CAO to approve Tenders, Quotations and Request for Proposals during the Months of July and August; and that said By-law be read a first, and taken as read a second and third time and finally passed.*

**11. QUESTIONS**

**12. IN CAMERA**

Recommendation: *Be it resolved that Council proceed In Camera in order to address matters pertaining to litigation or potential litigation, including matters before administrative tribunals, affecting the Municipality or local board; personal matters about an identifiable individual, including Municipal or local board employees, including matters before administrative tribunals affecting the Municipality or local board.*

**13. CONFIRMATION BY-LAW**

**By-law 2009 -**

Recommendation: *Be it resolved that leave be granted to introduce By-law 2009 - , being a by-law to confirm the proceedings of the Council and Committee of the Whole meetings held on this Seventeenth Day of June 2009; and that said By-law be read a first, and taken as read a second and third time and finally passed.*

**14. ADJOURNMENT**

Recommendation: *Be it resolved that this meeting of the Council of the Township of Essa adjourn to meet again on the Second day of September 2009 following Committee of the Whole.*