

**THE CORPORATION OF THE TOWNSHIP OF ESSA
REGULAR COUNCIL MEETING
WEDNESDAY, SEPTEMBER 5, 2012**

A Regular Council meeting was held on Wednesday, September 5, 2012 in the Council Chambers of the Administration Centre, Township of Essa.

In attendance: Mayor Terry Dowdall
Deputy Mayor Macdonald
Councillor Keith White
Councillor Michael Smith
Councillor Ron Henderson

Staff in attendance: G. Murphy, CAO/Manager of Public Works
C. Healey, Manager of Planning and Development
P. Macdonald, Fire Chief
J. Brydges, Deputy Treasurer
B. Sander, Clerk

1. OPENING OF MEETING BY THE MAYOR

Mayor Dowdall opened the Regular Council meeting at 6:25 p.m.

2. DISCLOSURE OF PECUNIARY INTEREST

3. ADOPTION OF PREVIOUS MINUTES AND MOTIONS

Resolution No: CR205-2012 Moved by: Henderson Seconded by: White

*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 the Committee of the Whole, Public, and Regular Council meetings held on the 4th day of July, 2012 be adopted as circulated; and
That the minutes of the Special Meeting of Council held on the 2nd day of August, 2012 be adopted as circulated; and
That the minutes of the Public Meeting held on the 8th day of August, 2012 be adopted as circulated.*

----Carried----

4. PRESENTING, REFERRING OR PASSING OF ACCOUNTS

Resolution No: CR206-2012 Moved by: Macdonald Seconded by: Smith

*Be it resolved that payments dated June 29, 2012 to August 29, 2012 in the amount of \$6,489,403.30 be approved; and
That EFT payment transferred July 16, 2012 for the OMERS June 2012 remittance in the amount of \$32,921.84 be approved; and
That EFT payment transferred August 14, 2012 for the OMERS July 2012 remittance in the amount of \$33,281.00 be approved; and
That visa payments dated June 16, 2012 to July 15, 2012 with a payment date of August 5, 2012 in the amount of \$13,925.41 be approved; and
That payroll for the month of July in the amount of \$173,173.20 be approved; and
That payroll for the month of August in the amount of \$184,334.05 be approved.*

----Carried----

5. CONSENT AGENDA

Resolution No: CR207-2012 Moved by: Macdonald Seconded by: Henderson

Be it resolved that the items listed in the Consent Agenda dated September 5, 2012 be approved as presented, and that the necessary action be taken.

----Carried----

6. COMMITTEE REPORTS**a. Accessibility Advisory Committee**

Resolution No: CR208-2012 Moved by: Macdonald Seconded by: White

Be it resolved that the minutes of the Accessibility Advisory Committee dated July 17, 2012 be received.

----Carried----

b. Economic Development Committee

Resolution No: CR209-2012 Moved by: Macdonald Seconded by: Smith

Be it resolved that the minutes of the Economic Development Committee dated May 23, 2012 and July 18, 2012 be received.

----Carried----

c. Nottawasaga Police Services Board

Resolution No: CR210-2012 Moved by: Macdonald Seconded by: Smith

Be it resolved that the minutes of the Nottawasaga Police Services Board dated June 27, 2012 be received.

----Carried----

7. PETITIONS**8. MOTIONS AND NOTICES OF MOTIONS****a. Notice of Retirement**

Resolution No: CR211-2012 Moved by: Macdonald Seconded by: Henderson

Be it resolved that the notice of retirement effective August 2, 2012, as submitted by Charles Gibson be received.

----Carried----

b. Lupus Awareness Month - Proclamation

Resolution No: CR212-2012 Moved by: Macdonald Seconded by: Smith

*Whereas lupus is an autoimmune disease that can cause severe damage to the tissue and organs in the body and, in some cases, death; and
Whereas more than five million people worldwide suffer the devastating effects of this disease and each year over a hundred thousand young women, men and children are newly*

*diagnosed with lupus, the great majority of whom are women of childbearing age; and
Whereas medical research efforts into lupus and the discovery of safer, more effective
treatments for lupus patients are under-funded in comparison with diseases of comparable
magnitude and severity; and*

*Whereas many physicians worldwide are unaware of symptoms and the health effects of
lupus, causing people with lupus to suffer for many years before they obtain a correct
diagnosis and medical treatment; and*

*Whereas there is a deep, unmet need worldwide to educate and support individuals and
families affected by lupus; and*

*Whereas there is an urgent need to increase awareness in communities worldwide of the
debilitating impact of lupus;*

*Now therefore be it resolved that the Council of the Township of Essa hereby proclaims the
month of October, 2012 as Lupus Awareness Month, when lupus organizations around the
world call for increases in public and private sector funding for medical research on lupus,
targeted educational programs for health professionals, patients and the public, and
worldwide recognition of lupus as a significant public health issue.*

----Carried----

c. TransCanada Trail - Easement to Enbridge Gas Distribution

Resolution No: CR213-2012 Moved by: Macdonald Seconded by: Henderson

*Be it resolved that Enbridge Gas Distribution Inc. have been granted an easement over the
lands known as the TransCanada Trail between County Road 27 and Robert Street in
Thornton; and*

*That the Chief Administrative Officer is hereby authorized to enter into a Working Area
Agreement with Enbridge Gas Distribution Inc. to allow for a temporary working area in this
location during the period of construction.*

----Carried----

d. County of Simcoe Solid Waste Management – Green Bin Supply

Resolution No: CR214-2012 Moved by: Smith Seconded by: Macdonald

Be it resolved that the correspondence be received; and

*That residents of Essa Township be charged \$15.00 for each new green bin that they
request from the municipality.*

----Carried----

e. AECOM to Tender for Remaining Works, re: Alliance Ridgehill Project

Resolution No: CR215-2012 Moved by: Macdonald Seconded by: Smith

*Be it resolved that the correspondence from the RBC Royal Bank dated August 15, 2012 on
behalf of Ridgehill Subdivision be received; and*

*That AECOM be authorized to arrange for any remaining works to be done at the Ridgehill
Subdivision and that costs for these works are to be paid from the two Letters of Credit that
have been posted by the developer and are held by the municipality.*

----Carried----

f. County of Simcoe Proposed Intersection Improvements, re: Pine River Road/King Street/Mill Street Intersection in Angus

Resolution No: CR216-2012 Moved by: Macdonald Seconded by: White

*Be it resolved that the correspondence regarding the collision history at the intersection of Pine River Road/Mill Street/King Street Angus be received; and
That the County of Simcoe be advised that the Township of Essa supports the proposed intersection improvements at Pine River Road/King St. and Mill St. (County Road # 90) and that the necessary funding be considered for approval in the County's 2013 budget.*

----Carried----

g. Summary of Results – 2012 Winter Sand Screening

Resolution No: CR217-2012 Moved by: Macdonald Seconded by: White

*Be it resolved that the summary of results for the 2012 Winter Sand Screening Tender be received; and
That the quotation submitted by Duivenvoorden Haulage Ltd. for the screening and stockpiling of winter sand at a unit cost of \$1.75 per tonne (plus taxes) be accepted, as per specifications; and
That the CAO/Manager of Public Works be authorized to arrange for the necessary work to be completed.*

----Carried----

h. Letter of Resignation

Resolution No: CR218-2012 Moved by: Macdonald Seconded by: Smith

Be it resolved that the letter of resignation from the Deputy Fire Chief dated July 31, 2012 be received with regret.

----Carried----

i. Beer Garden – Thornton Ball Hockey League

Resolution No: CR219-2012 Moved by: Henderson Seconded by: Macdonald

*Be it resolved that the request from the Thornton Ball Hockey League to hold a beer garden in a tent to be located on the west side of the Outdoor Pad at the Thornton Arena on September 8, 2012 from 11:00 a.m. to 11:00 p.m. and on September 9, 2012 from 11:00 a.m. to 8:00 p.m. be received; and
That Council approves this event conditional upon receipt of a Liquor License and proof of Insurance is received prior to the event being held.*

----Carried----

9. UNFINISHED BUSINESS

10. BY-LAWS**a. By-law 2012 – 44**

Resolution No: CR220-2012 Moved by: Macdonald Seconded by: White

Be it resolved that leave be granted to introduce By-law 2012-44, being a by-law to amend the Township's Zoning By-law, By-Law No. 2003-50, with respect to Part Lot 26, Conc. 4, 6280 25th Sideroad, Township of Essa; and, that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried----

b. By-law 2012 – 45

Resolution No: CR221-2012 Moved by: Macdonald Seconded by: White

Be it resolved that leave be granted to introduce By-law 2012-45, being a by-law to amend the Township's Zoning By-law, By-law No. 2003-50, with respect to Part Lot 11, Concession 9, 6321 9th Line, Egbert; and, that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried----

c. By-law 2012 – 46

Resolution No: CR222-2012 Moved by: Henderson Seconded by: White

Be it resolved that leave be granted to introduce By-law 2012-46, being a by-law authorizing the Mayor and the Clerk to enter into an Agreement with Cogeco Data Services LP, allowing Cogeco Data Services LP access to Township rights-of-way for the construction of a transmission line; and, that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried----

d. By-law 2012-47

Resolution No: CR223-2012 Moved by: Macdonald Seconded by: White

Be it resolved that leave be granted to introduce By-law 2012-47, being a by-law authorizing the Mayor and the Clerk to enter into an Easement Agreement with Enbridge Gas Distribution (Part E Part Lot 16, Con 11; Part Lot 18, 17, 16 and 15 W/S Barrie St, Plan 119; Being Parts 1, 2 and 3, Plan 51R38554); and, that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried----

e. By-law 2012-48

Resolution No: CR224-2012 Moved by: Macdonald Seconded by: Henderson

Be it resolved that leave be granted to introduce By-law 2012-48, being a by-law to amend the Township's Zoning By-law, By-law No. 2003-50, with respect to Part Lot 15, Concession 4, 75 Denney Dr., Baxter; and, that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried----

f. By-law 2012-49

Resolution No: CR225-2012 Moved by: Macdonald Seconded by: Smith

Be it resolved that leave be granted to introduce By-law 2012-49, being a by-law to confirm and ratify the purchase of lands briefly described as: Part of West half of Lot 13, Concession 3, Township of Essa, County of Simcoe, designated as Parts 2 and 4 on Plan 51R-38494, being Part of PINs: 58121-0077 (LT) and 58121-0073 (LT); and, that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried----

g. By-law 2012-50

Resolution No: CR226-2012 Moved by: Macdonald Seconded by: Smith

Be it resolved that leave be granted to introduce By-law 2012-50, being a by-law to adopt an Amendment to the Official Plan (OPA No. 16); and, that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried----

h. By-law 2012-51

Resolution No: CR227-2012 Moved by: Macdonald Seconded by: White

Be it resolved that leave be granted to introduce By-law 2012-51, being a by-law to remove Lots 28, 29, 30, 31, 32, 33, 34, 39, 40, 41 and 42 on Plan 51M-844, being Parts 1 to 22, inclusive, on Plan 51R-38556, Nottawasaga Village Subdivision, from the Part Lot Control Provisions of the Planning Act; and, that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried----

11. QUESTIONS**12. CLOSED SESSION**

Councillor Henderson declared a conflict with Item 12 (c) as he has a familial relationship to one of the individuals in this report. He left Council Chambers prior to any discussions on this item.

Resolution No: CR228-2012 Moved by: Macdonald Seconded by: Smith

Be it resolved that Council proceed to a Closed Session in order to address matters pertaining to a proposed or pending acquisition or disposition of land for Municipal or local board purposes; and, personal matters about an identifiable individual, including Municipal or local board employees.

----Carried----

Councillor Henderson returned to Council Chambers after Item 12 (c) had been dealt with by Council in Closed Session.

Council arose from closed session and adopted the following resolutions:

- a. **Potential Land Disposition**
Staff Report CAO037-12 submitted by the Chief Administrative Officer,
re: Unopened Portion of the 10th Sideroad.

Resolution No: CR229-2012 Moved by: Macdonald Seconded by: White

*Be it resolved that Confidential Staff Report CAO037-12 be received; and
That the Chief Administrative Officer be authorized to proceed as directed by Council.*

----Carried----

- b. **Identifiable Individual(s)**
Staff Report CAO038-12 submitted by the Chief Administrative Officer,
re: Manager of Public Works Position.

Resolution No: CR230-2012 Moved by: Macdonald Seconded by: Smith

*Be it resolved that Confidential Staff Report CAO038-12 be received; and
That the Chief Administrative Officer be authorized to proceed in this matter as directed by Council.*

----Carried----

Councillor Henderson did not vote on this item.

- c. **Identifiable Individual(s)**
Staff Report CAO043-12 submitted by the Chief Administrative Officer,
Re: Employee Matter/Identifiable Individuals.

Resolution No: CR231-2012 Moved by: Macdonald Seconded by: White

*Be it resolved that Confidential Staff Report CAO043-12 be received; and
That the Chief Administrative Officer be authorized to proceed in this matter as directed by Council.*

----Carried----

13. CONFIRMATION BY-LAW

By-law 2012 – 52

Resolution No: CR232-2012 Moved by: Macdonald Seconded by: White

Be it resolved that leave be granted to introduce By-law 2012-52, being a by-law to confirm the proceedings of the Council and Committee of the Whole meetings held on this 5th day of September, 2012; and that said By-law be read a first, and taken as read a second and third time and finally passed.

----Carried----

14. ADJOURNMENT

Resolution No: CR233-2012 Moved by: Macdonald Seconded by: White

Be it resolved that this meeting of the Council of the Township of Essa adjourn at 7:23 p.m. to meet again on the 19th day of September, 2012, following Committee of the Whole.

----Carried----

Original signed by:

Terry Dowdall
Terry Dowdall, Mayor

Bonnie Sander
Bonnie Sander, Clerk