

**THE CORPORATION OF THE TOWNSHIP OF ESSA  
REGULAR COUNCIL MEETING  
WEDNESDAY, JULY 6, 2016**

A Regular Council meeting was held on Wednesday, July 6, 2016 in Council Chambers of the Administration Centre, Township of Essa.

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

Staff in attendance: G. Murphy, Chief Administrative Officer  
C. Healey, Manager of Planning & Development  
C. Mohr, Manager of Finance  
C. Ross Tustin, Fire Chief  
D. Perreault, Manager of Public Works  
B. Sander, Clerk

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

Mayor Dowdall opened the meeting at 6:57 p.m.

**2. DISCLOSURE OF PECUNIARY INTEREST**

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

**Resolution No: CR144-2016 Moved by: Macdonald Seconded by: Smith**

*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 Public, Committee of the Whole and Regular Council meetings held on the 15<sup>th</sup> day of June, 2016 be adopted as circulated.*

----Carried----

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

**Resolution No: CR145-2016 Moved by: Macdonald Seconded by: Smith**

*Be it resolved that payments dated June 13, 2016 to June 29, 2016 in the amount of \$4,406,645.55 be approved; and  
That the EFT payment transferred June 28, 2016 for June 2016 remittances in the amount of \$37,840.30 be approved.  
That payroll for the month of June in the amount of \$174,161.75 be approved.*

----Carried----

**5. CONSENT AGENDA**

**Resolution No: CR146-2016 Moved by: Macdonald Seconded by: Smith**

*Be it resolved that the items listed in the Consent Agenda dated July 6, 2016 be approved as presented, and that the necessary action be taken.*

----Carried----

Item 16 – Council has requested Staff to investigate further.

**6. COMMITTEE REPORTS****a. Nottawasaga Police Services Board**

**Resolution No: CR147-2016 Moved by: Smith Seconded by: Macdonald**

*Be it resolved that the minutes of the Nottawasaga Police Services Board from their meeting of May 25, 2016 be received.*

----Carried----

**b. Essa Public Library Board**

**Resolution No: CR148-2016 Moved by: Macdonald Seconded by: White**

*Be it resolved that the minutes of the Essa Public Library Board from their meeting of May 30, 2016 be received.*

----Carried----

**7. PETITIONS****8. MOTIONS AND NOTICES OF MOTIONS****a. Angus Union Cemetery**

**Resolution No: CR149-2016 Moved by: Macdonald Seconded by: Henderson**

*WHEREAS the Angus Union Cemetery Board is a non-profit volunteer-based organization that contains 80% of seniors in its composition; and  
WHEREAS the senior members of this Board provide valuable advice and knowledge, mentoring the younger members of the Board with history and knowledge; and  
WHEREAS the Angus Union Cemetery is the only cemetery in the Village of Angus; and  
WHEREAS many seniors, persons with disabilities and the general public attend the cemetery on a daily basis; and  
WHEREAS the entrance to the cemetery is not currently accessible for assistive mobility aid devices; and  
WHEREAS the Angus Union Cemetery Board members wish to make the cemetery accessible and available to those persons who wish to visit their loved ones who have been interred there; and  
WHEREAS the Council of the Township of Essa deems this project to benefit the community as a whole, creating inclusivity for persons of all ages and abilities;  
NOW THEREFORE BE IT RESOLVED THAT the Council of the Township of Essa supports the Angus Union Cemetery Board in their application submitted for funding to the New Horizons for Seniors Program.*

----Carried----

**9. UNFINISHED BUSINESS**

**10. BY-LAWS****a. By-law 2016-48**

**Resolution No: CR150-2016 Moved by: White Seconded by: Macdonald**

*Be it resolved that leave be granted to introduce By-law 2016-48, being a By-law to prescribe rates of speed along portions of highways in the Township of Essa; and to amend Schedule "A" of By-law 1998-10; 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 2016-49**

**Resolution No: CR151-2016 Moved by: White Seconded by: Smith**

*Be it resolved that leave be granted to introduce By-law 2016-49, being a By-law to amend By-law 2016-06, being a By-law to establish terms and conditions of employment and employment policies for employees of the Corporation of the 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----

**c. By-law 2016-50**

**Resolution No: CR152-2016 Moved by: White Seconded by: Smith**

*Be it resolved that leave be granted to introduce By-law 2016-50, being a By-law for the imposition of fees for Water and Sewer Service [Repeals By-law 2014-78]; 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 2016-51**

**Resolution No: CR153-2016 Moved by: Macdonald Seconded by: White**

*Be it resolved that leave be granted to introduce By-law 2016-51, being a By-law to provide for a Pre-Servicing Agreement with Sapphire Hills Homes Inc. for Part of Lot 30, Concession 4, Township of Essa, County of Simcoe; 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 2016-52**

**Resolution No: CR154-2016 Moved by: White Seconded by: Macdonald**

*Be it resolved that leave be granted to introduce By-law 2016-52, being a By-law to provide for a Pre-Servicing Agreement with Stonemount Developments Inc. for Block 124, Plan 51M-844, and Part of Block 125, Plan 51M-844 Township of Essa, County of Simcoe; 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 2016-53****Resolution No: CR155-2016 Moved by: Henderson Seconded by: Macdonald**

*Be it resolved that leave be granted to introduce By-law 2016-53, being a By-law to provide for a Development Agreement for Lots 11, 12 and 13 on Plan 1330, Township of Essa, County of Simcoe (160 Mill Street, Angus); 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****Resolution No: CR156-2016 Moved by: Macdonald Seconded by: Smith**

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

**----Carried----**

Council rose from Closed Session and passed the following:

**a. IDENTIFIABLE INDIVIDUAL****Confidential Staff Report PW014-16 submitted by the Manager of Public Works, re: Identifiable Individual – Vehicle Incident.****Resolution No: CR157-2016 Moved by: White Seconded by: Smith**

*Be it resolved that Confidential Staff Report PW014-16 be received; and That Council authorize the Manager of Public Works to proceed with Option No. 2 as identified in this Confidential Report.*

**----Carried----****b. IDENTIFIABLE INDIVIDUAL****Confidential Staff Report C010-16 submitted by the Clerk, re: Offer of Employment – Administrative Assistant/Receptionist.****Resolution No: CR158-2016 Moved by: Macdonald Seconded by: Smith**

*Be it resolved that Confidential Staff Report C010-16 be received; and That Council authorize the Clerk to proceed with Option No. 1 as identified in this Confidential Report.*

**----Carried----**

**c. IDENTIFIABLE INDIVIDUAL**

**Letter of Resignation from Pamela Ruttan and Email from Laura Wark, CEO Essa Public Library, re: Resignation and replacement of Essa Library Board member**

**Resolution No: CR159-2016 Moved by: Macdonald Seconded by: Smith**

*Be it resolved that the email from Laura Wark, CEO Essa Public Library be received; and That Council authorize the CEO to appoint a new member to the Essa Library Board as outlined in her email.*

----Carried----

**d. POTENTIAL LAND ACQUISITION**

**Correspondence from Sutton Group Incentive Realty Inc. dated June 23, 2016, re: Serviced Employment Lands in Essa Township.**

**Resolution No: CR160-2016 Moved by: Smith Seconded by: Macdonald**

*Be it resolved that the correspondence from Sutton Group Incentive Realty Inc. dated June 23, 2016, be received; and That the Chief Administrative Officer proceed with this matter as directed by Council.*

----Carried----

**e. POTENTIAL LAND DISPOSITION**

**Confidential Staff Report CAO027-16 submitted by the Chief Administrative Officer, re: Building Ontario Land Surveyor's Request to Abandon Part of an Easement at 41 Osborn Street in Angus.**

**Resolution No: CR161-2016 Moved by: Macdonald Seconded by: White**

*Be it resolved that Confidential Staff Report CAO027-16 be received; and That Council authorize the Chief Administrative Office to proceed with Option No. 3 as identified in this Confidential Report.*

----Carried----

**f. LITIGATION / POTENTIAL LITIGATION**

**Correspondence from Emond Harnden LLP to Anderson Adams Lawyers dated June 20, 2016, and from Anderson Adams Lawyers dated June 21, 2016, re: Potential Litigation.**

**Resolution No: CR162-2016 Moved by: Smith Seconded by: White**

*Be it resolved that a copy of the correspondence from Emond Harnden LLP, dated June 20, 2016, to Anderson Adams Lawyers be received; and That the Fax Letter from Anderson Adams Lawyers to Emond Harnden LLP, dated June 21, 2016, be received.*

----Carried----

**g. POTENTIAL LITIGATION / SOLICITOR-CLIENT PRIVILEGE  
Letter from HGR Graham Partners, re: Nottawasaga River Erosion.**

**Resolution No: CR163-2016 Moved by: White Seconded by: Smith**

*Be it resolved that the correspondence from HGR Graham Partners in connection with the Nottawasaga River Erosion Issue Litigation be received; and That Council authorize the Township Solicitor to proceed with this matter as outlined in the recommendations contained in this letter.*

----Carried----

**13. CONFIRMATION BY-LAW**

**By-law 2016 – 54**

**Resolution No: CR164-2016 Moved by: Henderson Seconded by: White**

*Be it resolved that leave be granted to introduce By-law 2016 - 54, being a by-law to confirm the proceedings of the Council and Committee of the Whole meetings held on this 6<sup>th</sup> day of July, 2016; and that said By-law be read a first, and taken as read a second and third time and finally passed.*

----Carried----

**14. ADJOURNMENT**

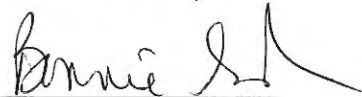
**Resolution No: CR165-2016 Moved by: Macdonald Seconded by: Smith**

*Be it resolved that this meeting of the Council of the Township of Essa adjourn at 7:14 p.m. to meet again on the 7<sup>th</sup> day of September, 2016 following Committee of the Whole.*

----Carried----



Terry Dowdall, Mayor



Bonnie Sander, Clerk